

BEFORE THE COLORADO OIL & GAS CONSERVATION COMMISSION
OF THE STATE OF COLORADO

IN THE MATTER OF THE APPLICATION OF)
WEXPRO COMPANY FOR AN ORDER)
ALLOWING AN EXCEPTION LOCATION)
FOR A WELL TO BE DRILLED AND)
COMPLETED TO THE ALMOND SECTION)
OF THE MESAVERDE FORMATION,)
MOFFAT COUNTY, COLORADO)
)

Docket No. _____

APPLICATION

Wexpro Company (“Wexpro”), by and through its attorneys, Beatty & Wozniak, P.C., respectfully submits this Application to the Oil and Gas Conservation Commission of the State of Colorado (the “Commission”) for an order allowing an exception location for a well to be drilled and completed in the Almond section of Mesaverde Formation in the SE¼ NE¼, Section 5, Township 11 North, Range 101 West, 6th P.M., Moffat County, Colorado (“Application Lands”). In support thereof, Wexpro (referred to herein as "Applicant") states and alleges as follows:

1. Applicant intends to drill and complete the Sugarloaf Government #17 Well with the following location: **2020’ FNL and 448’ FEL** in Section 5: SE¼ NE¼, Township 11 North, Range 101 West, Moffat County, Colorado. A plat reflecting the location is attached as Exhibit A.
2. The Mesaverde Formation is subject to Rule 318.a. of the Rules and Regulations of this Commission which establishes a well drilled in excess of two thousand five hundred feet (2,500) in depth shall be located not less than six hundred (600) feet from any lease line, and shall be located not less than one thousand two hundred (1,200) feet from any producible or drilling oil and gas well when drilling to the same source of supply, unless authorized by order of the Commission upon hearing.
3. Applicant seeks an exception from Rule 318.a. in that it seeks to drill and produce the Sugarloaf Government #17 Well at the detailed location approximately 448 feet from the lease line to the East.
4. In order to prevent waste and protect correlative rights of all owners in the area surrounding the proposed location, it is reasonable and equitable to permit an exception location to allow the drilling and completion of a well in the described location.
5. Rule 318.c. also provides for exception locations when geologic, topographical or environmental conditions warrant a variance from field rules. Applicant believes, and therefore states, that topographical conditions exist that warrant a variance for the location of the Sugarloaf Government #17 Well.
6. Contiguous and cornering owners of lands toward whom the well will be located, whom are affected by the exception location, and have not executed waivers consenting to this exception location are set forth on Exhibit B attached hereto. Additionally, the undersigned certifies that copies of this Application shall be served on each interested party within the next seven days as required by Rule 503.d.

WHEREFORE, Applicant respectfully requests that this matter be set for hearing at the next regular hearing date, that notice thereof be given as required by law and that upon such hearing the Commission enter its order:

- A. Determining that the Sugarloaf Government #17 Well may be drilled, completed and produced from the Almond section of the Mesaverde Formation at the detailed location in Section 5: SE¼ NE¼, Township 11 North, Range 101 West, 6th P.M.
- B. Granting any other relief necessary to prevent waste and protect correlative rights of the owners.

DATED this ____ day of February, 2010.

Respectfully submitted,

WEXPRO COMPANY

By:_____

Michael J. Wozniak
Jamie L. Jost
Beatty & Wozniak, P.C.
Attorneys for Applicant
216 16th Street, Suite 1100
Denver, Colorado 80202
(303) 407-4499

Applicant's Address:

P.O. Box 458
Rock Springs, WY 82902

141925

EXHIBIT A – Plat

See attached documents.

EXHIBIT B - Interested Parties

U.S. Bureau of Land Management,
Little Snake Field Office
ATTN: John Husband, Field Manager
455 Emerson Street
Craig, CO 81625-1129

Colorado Division of Wildlife - Northwest Region
P.O. Box 1181
Meeker, CO 81641

Jeff Comstock
MOFFAT COUNTY
221 W. Victor Way, Suite 130
Craig, CO 81625

VERIFICATION

STATE OF UTAH)
) ss.
COUNTY OF SALT LAKE)

Jonathan Duke, Coordinator, Contracts and Land, of Wexpro Company, upon oath deposes and says that he has read the foregoing Application and that the statement contained therein are true to the best of his knowledge, information, and belief.

WEXPRO COMPANY

By: _____
Jonathan Duke

Subscribed and sworn to before me this ____ day of February, 2010, by Jonathan Duke, Coordinator, Contracts and Land, for Wexpro Company.

Witness my hand and official seal.

My commission expires on: _____

Notary Public: _____

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LOCATION FOR A WELL TO BE)
DRILLED AND COMPLETED TO THE)
ALMOND SECTION OF THE)
MESAVERDE FORMATION, MOFFAT)
COUNTY, COLORADO)

AFFIDAVIT OF MAILING

STATE OF COLORADO)
)ss.
CITY AND COUNTY OF DENVER)

Jamie L. Jost, of lawful age, and being first duly sworn upon her oath, states and declares:

That she is the attorney for Wexpro Company, that on or before February 4, 2010, she caused a copy of the attached Application to be deposited in the United States Mail, postage prepaid, addressed to the parties listed on Exhibit B to the Application.

Jamie L. Jost

Subscribed and sworn to before me February ____, 2010.

Witness my hand and official seal.

My commission expires: _____.

Notary Public