



MERIT ENERGY COMPANY

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February 3, 2010

David Neslin, Director
Colorado Oil & Gas Conservation Commission
1120 Lincoln Street, Suite 801
Denver, CO 80203

Re: 20 Day Certification Letter – Rule 318Ae
Wailes 44-8
SESE, Sec. 8, T2S-R63W
Surface Location: 680' FSL & 680' FEL
Bottom Hole Location: 680' FSL & 680' FEL
Weld County, CO

Dear Mr. Neslin:

Merit Energy Company hereby certifies to the Director the Merit owns one-hundred percent (100%) of the mineral rights in the proposed spacing unit. Therefore, Merit Energy Company respectfully requests the Director to approve this well.

If you have any questions or issues regarding this permit, please contact the engineer Sean Gasser at 972.628.1493.

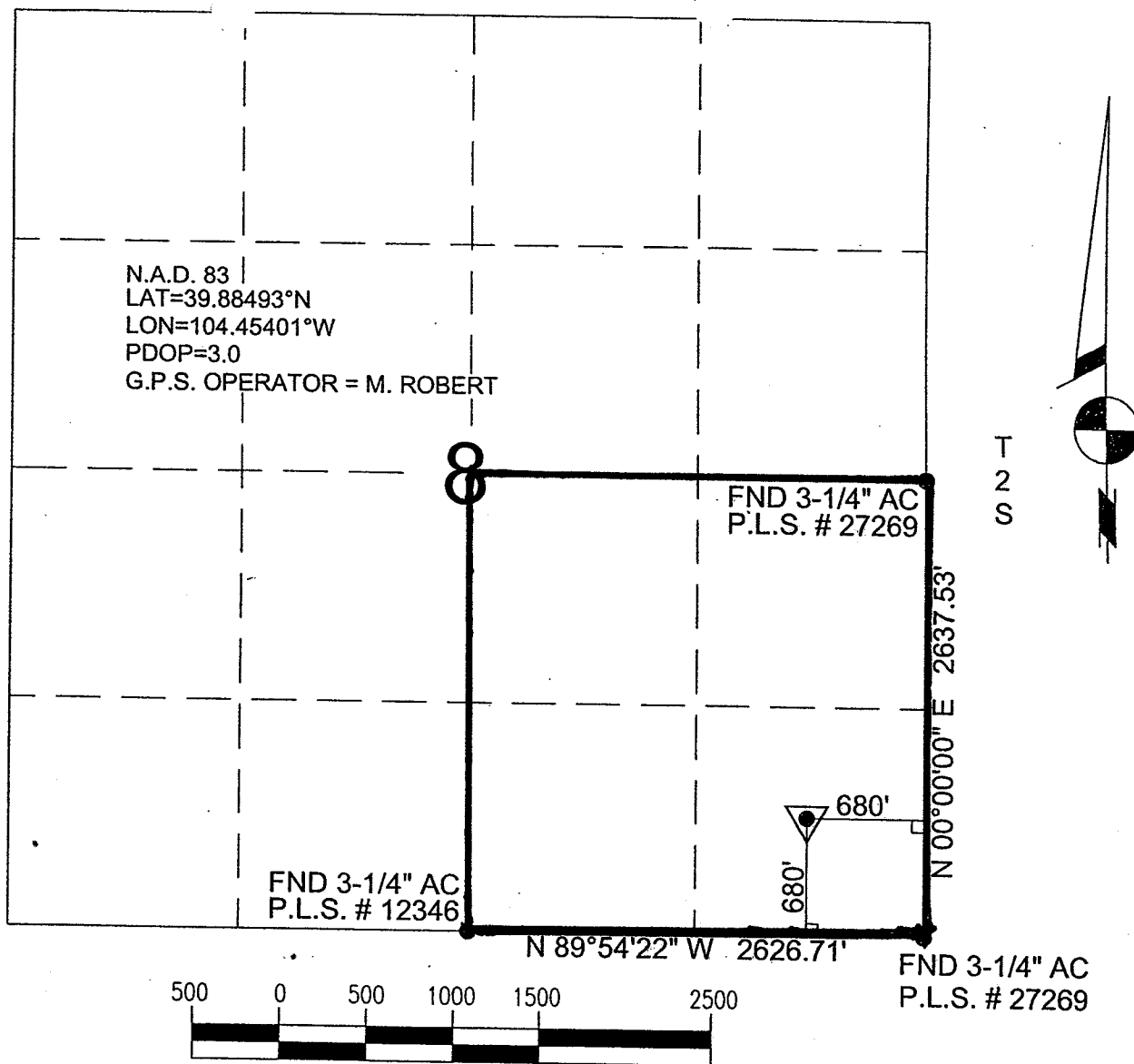
Yours truly,

MERIT ENERGY COMPANY

Michal K. White
North Division Regulatory Analyst

BASIS OF BEARINGS: THE EAST LINE OF THE SE1/4 OF SECTION 8, AS SHOWN HEREON.

R 63 W



Power Surveying Co., Inc. of Frederick, Colorado has in accordance with a request from CASEY MORTON for MERIT ENERGY COMPANY determined the location of WAILES 44-8 to be 680' FSL & 680' FEL Section 8, Township 2 SOUTH Range 63 WEST of the Sixth Principal Meridian, ADAMS County, Colorado

LOCATION NOTES

LOCATION FALLS IN: NATURAL GROUND

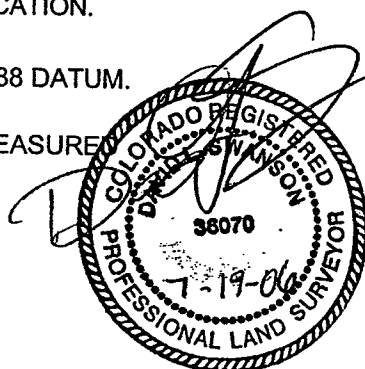
IMPROVEMENTS: NONE WITHIN 200' OF LOCATION.

ELEVATION DETERMINED FROM NAVD 1988 DATUM.
GROUND ELEVATION = 5210'

DISTANCES AND BEARINGS ARE FIELD MEASURE
UNLESS OTHERWISE NOTED.

LEGEND

- SECTION CORNER (AS NOTED)
- ▼ PROPOSED WELL LOCATION
- ⊗ BOTTOM HOLE LOCATION



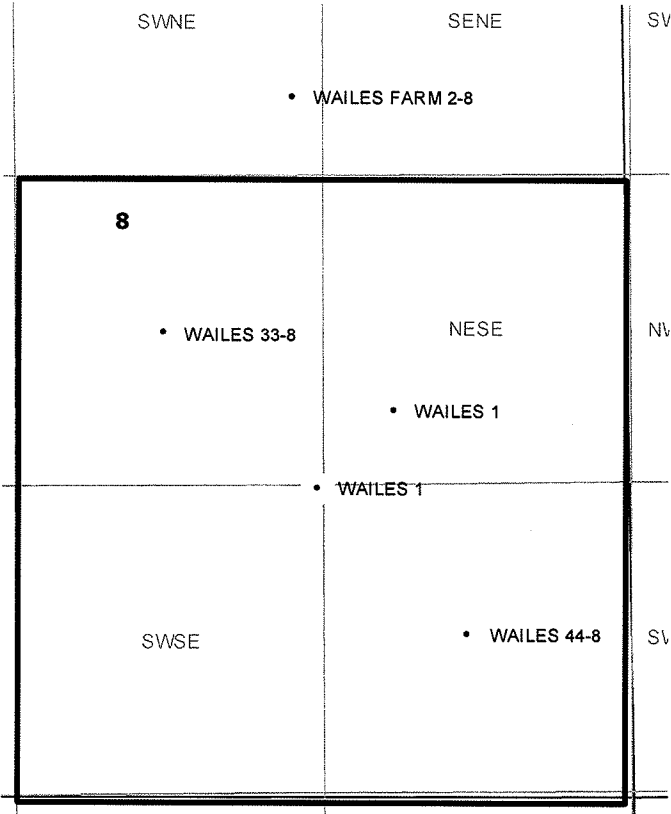
POWER
Surveying Company, Inc
Established 1948

7800 MILLER DRIVE UNIT C
FREDERICK, COLORADO 80504
303-702-1617

David L. Swanson
COLORADO P.L.S. #36070

FIELD DATE: 07-11-06 WO# 501-06-505
DATE OF COMPLETION: 07-12-06

Wailes 44-8
SESE, Section 8, T2S, R63W
Surface Location



LEGEND



Proposed 160 acre Spacing Unit

The governmental ¼ section has less than 8 Bottom hole wells producing from the Codell, Niobrara & J-sand formations.