

K.P. KAUFFMAN COMPANY, INC.

WORLD TRADE CENTER
1675 BROADWAY, 28TH FLOOR
DENVER, COLORADO 80202-4628

TELEPHONE (303) 825-4822
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April 12, 2010

Department of Natural Resources
Oil and Gas Conservation Commission
The Chancery Building
1120 Lincoln St., Suite 801
Denver, Colorado 80203

**Re: Request for Waiver of Rule 318A.c.(2), Surface location greater than 50'
from a well to be twinned and Waiver of Rule 318A.a.(1), Surface location
located outside of the GWA window
Wetco Farms #41-10
NE/4 NE/4 Section 10, Township 4 North, Range 66 West
Weld County, Colorado.**

Dear Director,

K.P. Kauffman Company, Inc. (KPK) hereby requests that the Director grant a waiver to Rule 318A a (1), location of a well outside of the GWA window and waiver of Rule 318A c (2), Greater Wattenberg Area Special Well location, Spacing and Unit Designation rule, on the **Wetco Farms #41-10** well, located in the NE/4NE/4, Sec. 10, T4N, R66W, 6th PM, Weld County, Colorado. As the location is on 100% mineral leasehold and at least 200' from a property line, KPK hereby requests the Director to approve the proposed well location. KPK was given an exception by the surface owner to Rule 318A c (2) and Rule 318A a (1), allowing the location to be outside of the designated GWA window as determined by the COGCC and an exception location as defined by the COGCC. Please find the surface owner's exception location waiver attached.

Respectfully,

K.P. Kauffman Company, Inc.

A handwritten signature in blue ink, reading 'Sherry Glass', is positioned above the typed name.

Sherry Glass
Engineering Technician
Attachments

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KPK

**VIA CERTIFIED MAIL-
RETURN RECEIPT REQUESTED**

January 21, 2010

Wetco Farms, Inc.
Attn: Craig Sparrow
2055 One Ave.
Greeley, CO 80631

RE: Waiver of Rule 318A a (1), location of a well outside of the GWA window and;
Waiver of Rule 318A c (2), Greater Wattenberg Area Special Well Location,
Spacing and Unit Designation Rule, a surface well location greater than fifty (50) feet
from a well.

Dear Mr. Sparrow,

The K.P. Kauffman Company, Inc. would like to request your confirmation in writing of a surface exception waiver for the Wetco Farms #41-10 well, located in the NE/4NE/4, Sec.10, T4N, R66W, 6th PM, Weld County, Colorado according to your desired location of a well location at 1330' FNL, 200' FEL, Sec. 10, Township 4 North, Range 66 West, 6th P.M.

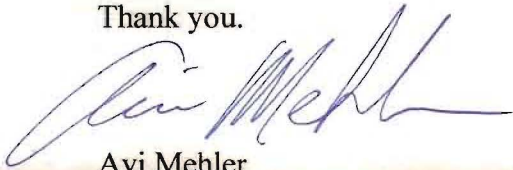
COGCC rule 318A(a)(1) provides that in the Greater Wattenberg Area (GWA), operators may utilize "GWA windows" being a square with sides 400 feet in length, the center of which is the center of any governmental quarter-quarter section ("400' window") to drill, twin, deepen, or recomplete a well. COGCC Rule 318A(a)(3) provides that "Absent a showing of good cause, which shall include the existence of a surface use or other agreement with the surface owner authorizing a surface well location outside of a GWA window, all surface wellsites shall be located within a GWA window."

In addition, COGCC Rule 318A (c)(2) provides that when the operator is requesting a surface well location greater than fifty (50) feet from a well, the operator shall provide a consent to the exception signed by the surface owner on which the well is proposed to be located in order for the Director to approve the well location administratively.

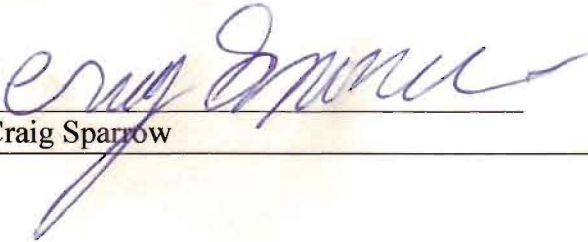
K.P. KAUFFMAN COMPANY, INC.

By signing below you grant K.P. Kauffman Company, Inc an exception by the surface owner to Rule 318A c (2) and Rule 318A a (1), allowing the location to be outside of the designated GWA window as determined by the COGCC and an exception location as defined by the COGCC.

Thank you.



Avi Mehler
Land Department

	<u>3-10-2010</u>
By: Craig Sparrow	Date: