



Joseph Paul Brophy Family Trust  
c/o Alice Dahl, Trustee  
20995 County Road 51  
Wray, CO 80758

HAND DELIVERED

Re: Exception Location Waiver Request  
JP Brophy Federal 12-29 4N45W  
2535 feet FNL and 735 feet FWL  
of Section 29, Township 4 North,  
Range 45 West, 6th PM, SWNW/4  
Yuma County, Colorado

Dear Ms. Dahl,

Per COGCC rule 318c, we would like to request an exception location waiver for the drilling of the above referenced well. The proposed well falls under WLR 318B which requires the location to be 300 feet from a lease line and 300 feet from the boundary of said quarter section. The proposed location will be approximately 75' north of the Southwest quarter section line in which you are the surface owner. The location is being proposed in this location per your request due to topographical concerns which will put the location in a flatter spot rather than the side of the hill. From a geological stand point Augustus Energy feels this proposed location is acceptable.

Please acknowledge your acceptance of this Exception Location Waiver by signing below within fifteen (15) days from receipt of this letter and return in the enclosed self-addressed stamped envelope. A map is enclosed showing the approximate location of the well to your lease line.

If you have any questions or require additional information please do not hesitate to call the number listed below.

Best Regards,

Augustus Energy Partners, LLC

Loni J. Davis  
Operations Accounting and Regulatory Specialist

  
Alice Dahl, Trustee

2/11/11  
Date

cc: AEP Well File