



February 4, 2011

Director  
Colorado Oil and Gas Conservation Commission  
1120 Lincoln Street, Suite 801  
Denver, CO 80203

Re: Request Waiver for Rule 318A(a)  
SRC Haythorn 31-36D, 32-36D, 36CD, 41-36D and 42-36D  
NE/4 of Section 36, T 7 North, Range 66 West  
Weld County, Colorado

Dear Director:

Synergy Resources Corporation respectfully requests that the director grant an exception to Rule 318A(a). Under the Colorado Oil and Gas Conservation Commission's Rules and Regulations, it requires we drill from the five legal "windows" for our Oil and Gas Exploration on the said property.

At the request of the surface owner, North Haythorn Farms, we are submitting permits applications with all five locations being drilled from one central "well pad" with the bottom holes being within the five legal windows. The surface owner requested this location as it is the bottom of a flood irrigated filed and it is the best location for their future land use.

Please contact Craig Rasmuson at SRC if you have any questions.

Sincerely,

A handwritten signature in blue ink, appearing to read 'Craig Rasmuson', is written over a light blue horizontal line.

Craig Rasmuson  
Manager of Land and Field Operations