



STATE LAND BOARD  
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October 10, 2012

Attn: Timothy Kelly  
State of Colorado  
State Board of Land Commissioners  
1127 Sherman Street, Suite #300  
Denver, CO 80203

RE: Acceptance of well location exception and waiver of Rule 318.a

Dear Mr. Kelly:

Whiting Oil & Gas Corp. ("Whiting") has requested that the Director of the Colorado Oil & Gas Conservation Commission ("Commission") grant a well location exception under Rule 318.c or grant a variance under Rule 502.b, for our Wildhorse 16-1613BH well, allowing the well to be completed as proposed in this letter.

. Whiting has drilled the following horizontal wells to develop the Niobrara formation in Section 16, Township 9 North, Range 59 West, 6<sup>th</sup> P.M., Weld County, Colorado:

Wildhorse 16-13H API#05-123-32615  
Wildhorse 16-42H API#05-123-34749

All of Section 16 is covered by a single state lease in which the State of Colorado is the lessor and Whiting owns interests as lessee.

No spacing orders have been issued by the Commission for any lands in Section 16. The Niobrara formation is located at a depth of greater than 2500 feet in Section 16. As you know, pursuant to Rule 318.a, a well drilled to a depth in excess of 2,500 feet shall be located not less than 600 feet from any lease line and not less than 1,200 feet from any other oil and gas well producible from or drilling to the same common source of supply, unless an exception is granted.

Whiting proposes to drill the Wildhorse 16-1613BH well in Section 16 for which the completed portion of the well bore for the well will be not less than 660 feet from any lease line and the well to well distance at the closest uncemented point shall be no less than 148 feet.

The proposed well would be located in the interior of the section, with existing wells located between the proposed new well and lease boundaries. No waivers have been obtained because the proposed well would not be made to

*Whiting Petroleum Corporation  
and its wholly owned subsidiary  
Whiting Oil and Gas Corporation*

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OCT 15 2012

any adjacent owner. Whiting believes that correlative rights would be protected because the proposed well would remain more than 600 feet from any lease line.

Whiting believes the proposed well is necessary to efficiently and adequately drain the Niobrara formation in Section 16. Failure to drill the additional well will leave unrecovered resource in the ground.

Whiting believes its proposed well location and setback rules (1) will allow more efficient drainage of the Niobrara formation, (2) will not promote waste, (3) will not violate correlative rights and (4) will assure the greatest ultimate recovery of gas and associated substances from the reservoir.

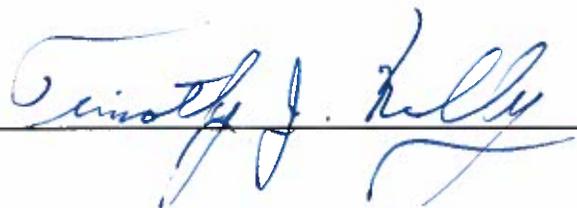
In order to comply with the regulations of the COGCC, Whiting is required to obtain a Waiver of Rule 318.a. and an acceptance of the well location exception from the Colorado State Board of Land Commissioners. Please acknowledge your acceptance of the well location exception and waiver of Rule 318.a. by signing in the space provided below and returning one original of this letter to me at the address on this letterhead.

Should you wish to discuss this matter in more detail, please call me at 303-390-4261.

WHITING OIL & GAS CORP.

By:   
\_\_\_\_\_  
Scott McDaniel, Regional Land Manager  
1700 Broadway, Suite 2300  
Denver, CO 80290-2300  
Telephone: 303-390-4261  
[Scott.McDaniel@whiting.com](mailto:Scott.McDaniel@whiting.com)

STATE OF COLORADO  
STATE BOARD OF LAND COMMISSIONERS

By:   
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