

September 26, 2013

Colorado Oil and Gas Conservation Commission  
1120 Lincoln Street, Suite 801  
Denver, CO 80203  
Attn: Mr. Matt Lepore, Director

RE: Request to the Director for 318A.m Minimum Intra-well Distance Exception (Well Location less than 150 ft from Existing Well)  
Sunmarke #22-3H  
Niobrara New Drills  
Township 4 North, Range 67 West, 6<sup>th</sup> P.M.  
Section 22: SESW 786' FSL & 2369' FEL (Surface Location)  
Weld County, Colorado

Dear Mr. Lepore:

K.P. Kauffman Company, Inc. (KPK) is planning to drill the above mentioned well to the Niobrara formation(s).

The above mentioned wellbore lies within 150 feet of the wellbores McCarty #14-22-23 (05-123-29167), McCarty #20-21-9 (05-123-26730), McCarty #10-21 (05-123-26729), and McCarty #10-21-23 (05-123-26720). As the operator of the above referenced wells, KPK hereby waives the one hundred and fifty foot minimum intra-well distance as specified in COGCC Rule 318A.m.

KPK respectfully requests that the COGCC review the enclosed information and approve the requested exception location waiver and Application for Permit to Drill the captioned well.

Respectfully,

  
Susana Lara-Mesa  
Project Engineering Manager