



January 7, 2021

Berry Petroleum Company LLC
Attn: John R. Billeaud
16000 N. Dallas Pkwy, Ste. 500
Dallas, TX 75248

RE: Request for waiver and consent to location of Chevron GM 31-19 Well, API 05-045-24351

Dear Mr. Billeaud,

The purpose of this letter is to request Berry Petroleum Company LLC's ("Berry's") consent and waiver of objection to an exception location under Colorado Oil and Gas Conservation Commission ("COGCC") Rule 318.c., for the Chevron GM 31-19 well, API No. 05-045-24351 (the "Well"), operated by TEP Rocky Mountain LLC, Operator No. 96850 ("TEP"). The bottom hole location of the Well is in the NE $\frac{1}{4}$ of Section 19, Township 6 South, Range 96 West, Garfield County, Colorado ("Subject Lands").

The Subject Lands are subject to Order No. 1-229, which allows 100-foot downhole setbacks along the northern and southern unit boundary or lease line. The bottom hole location of the Well was planned and permitted at a distance of 110 feet from the north line of the Subject Lands. TEP seeks an exception location because the Well was drilled approximately 74 feet from the north line of the Subject Lands, and therefore encroaches upon the 100-foot setback established by Order No. 1-229. Due to inclination and reach of the vertical section, we were seeing higher than normal torque and drag values, causing the Well to deviate further than expected.

Berry owns a working interest in the SE $\frac{1}{4}$ of Section 18, Township 6 South, Range 96 West, Garfield County, Colorado ("Adjacent Lands"). TEP hereby requests Berry's waiver of objection and consent to the location of the Well subject to Order No. 1-229.

Thank you for your assistance and please do not hesitate to contact me with any questions.

Sincerely,

TEP Rocky Mountain LLC

A handwritten signature in blue ink that reads "Katie Pollock". The signature is written in a cursive, flowing style.

Katie Pollock
Landman

Berry Petroleum Company LLC waives its objection and consents to the location of the Chevron GM 31-19 Well, API No. 05-045-24351, as provided in COGCC Rule 318.c., whose productive interval is located approximately 74 feet from the south line of Section 18, Township 6 South, Range 96 West, Garfield County, Colorado.

Stephen T. Burke
Berry Petroleum Company LLC

Name: Stephen T. Burke

Title: Director, Land

Date: January 14, 2021