



MERIT ENERGY COMPANY

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September 23, 2009

David Neslin, Director
Colorado Oil & Gas Conservation Commission
1120 Lincoln Street, Suite 801
Denver, CO 80203

Re: 20 Day Certification Letter – Rule 318Ae
Avey 41-9
SW SW, Sec 9, T1N-R66W
Surface Location: 657' FSL & 660' FWL
Bottom Hole Location: 657' FSL & 660' FWL
Weld County, CO

Dear Mr. Neslin:

Merit Energy Company hereby certifies to the Director the Merit owns one-hundred percent (100%) of the mineral rights in the proposed spacing unit. Therefore, Merit Energy Company respectfully requests the Director to approve this well.

If you have any questions or issues regarding this permit, please contact the engineer Sean Gasser at 972.628.1493.

Yours truly,

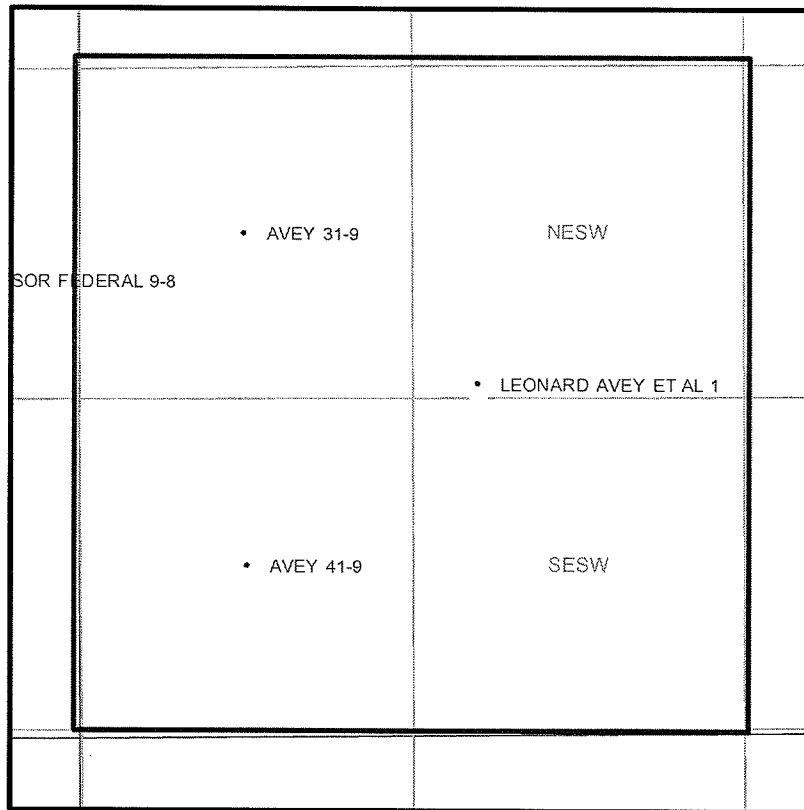
MERIT ENERGY COMPANY

Michal K. White
North Division Regulatory Analyst

N.E. COR. SEC. 9
FND. 2" ALUM. CAP
ALPHA SURVEYING



Avey 41-9
SWSW, Section 9, T1N, R66W
Surface Location



LEGEND

☐ Proposed 160 acre Spacing Unit

The governmental $\frac{1}{4}$ section has less than 8 Bottom hole wells producing from the Codell, Niobrara & J-sand formations.