



DEPARTMENT OF NATURAL RESOURCES

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6400 S. Fiddler's Green Circle, Suite 1000
Greenwood Village, CO 80111
VIA FAX (303) 796-2777 and Electronic Mail, kwill@bfw-law.com

September 15, 2011

Re: Nonsuch Natural Gas, Inc. Pad 14, Garfield County, Colorado.

Dear Mr. Will:

I am writing to follow up on our conversation this morning concerning your client, Nonsuch Natural Gas, Inc. ("Nonsuch").

I understand Nonsuch has reached a tentative agreement with the surface owners whereby the surface owners will agree to let Nonsuch leave the synthetic pit liner at issue buried in place. Nonsuch and the surface owners intend their proposed agreement to be effective as of 2008. Given this development, the Commission terminates the Cease and Desist Order ("Order") dated August 15, 2011.

Please be advised that neither the surface owners' proposed agreement with Nonsuch nor the Commission's decision to terminate the Order abate Nonsuch's obligation to dispose of the liner in accord with Commission Rule 905.b.3.A, which provides that synthetic "liner material shall be removed and disposed in accordance with applicable legal requirements for solid waste disposal." Nonsuch must obtain a Certificate of Designation from the local Garfield County authorities authorizing Nonsuch to leave the pit liner in place. In the event Nonsuch does not provide a Certificate of Designation to the Commission authorizing Nonsuch to leave the liner in place by April 30, 2012, the Commission reserves its right to take appropriate action against Nonsuch, including the issuance of another cease and desist order.

Similarly, neither the surface owners' proposed agreement with Nonsuch nor the Commission's decision to terminate the Order abate or waive the regulatory violations by Nonsuch described in the Commission's Notice of Alleged Violation ("NOAV") dated December 3, 2010. The Commission reserves its right to take appropriate action for these alleged violations, including seeking applicable fines and penalties.

DEPARTMENT OF NATURAL RESOURCES: Mike King, Executive Director

COGCC COMMISSION: Richard Alward – John Benton – Thomas L. Compton – DeAnn Craig – Tommy Holton – W. Perry Pearce – Andrew Spielman – Mike King – Chris Urbina
COGCC STAFF: David Neslin, Director – Margaret Ash, Field Inspection Manager – Debbie Baldwin, Environmental Manager – Stuart Ellsworth, Engineering Manager

Very truly yours,

A handwritten signature in black ink, appearing to read 'David Neslin', with a stylized, flowing script.

David Neslin
Director

cc: Debbie Baldwin
 Chris Canfield
 Peter Gowen
 Jake Matter