



February 29, 2012

State of Colorado  
Oil and Gas Conservation Commission  
Thom Kerr, Director  
1120 Lincoln Street, Suite 801  
Denver, CO 80203

Dear Sir:

This letter is written to request an exception to the surface property line setback requirements set forth in Rule 603.a.(2) for the proposed Kelsall 33-7 #4-3 and #4-4 gas wells to be located in Section 4, T33N, R7W, NMPM, La Plata County, Colorado.

One landowner owns the land on which the proposed wells are located and the adjacent land for which the property line is less than 150' distant. The surface locations for the proposed wells were selected in cooperation with the landowner, who has executed a Surface Use Agreement and a Waiver Letter addressing this matter. A copy of the Surface Use Agreement and the Waiver Letter are attached to the APD packages for both wells.

Please let me know if you have any questions or need additional information.

Very truly yours,

A handwritten signature in black ink that reads "Matt Barnett".

Matt Barnett  
Gosney & Sons, Inc.