

Myers Energy Services LLC
PO Box 1169
Meeker, Colorado 81641

David Neslin
Colorado Oil and Gas Conservation Commission
1120 Lincoln Street, Suite 801, Denver, Colorado 80203

21 February 2012

David Neslin,

In regard to the Fletcher Gulch Shallow Unit well #3-44, API #05-103-11570

Subject well is located in Rio Blanco County, SWSE sec 3-T1N-R100W 6th PM, having Location ID #41470 and Lat/Long of 40.080587/-108.594265. The Operator is Genesis Gas & Oil Colorado LLC, #10132.

Subject well does not meet the exact requirements of the COGCC Rule or Spacing Order, addressed in Rule 318c, Rule 603.a(2), and Rule 603.e(6). This location is 92' from the eastern boundary line of Unit COC-68958X, and the offsetting BLM mineral Lease COC-063445. Location was selected with guidance from the White River Field Office of the BLM, due to rare plants in the vicinity. A waiver is required since subject location is less than 600' from the Federal Unit boundary. The adjacent mineral interest owner is also Federal.

The affected party is the BLM out of WRFO. WRFO approved the subject Federal APD (3160-3). The Federal land and minerals will not be affected since the subject well will be drilled vertically, not directionally, and access to subject location is not over adjacent Lease. Attached is the approved Federal APD for the Fletcher Gulch Shallow Unit #3-44, in lieu of the Exception Location Waiver letter from WRFO.



Sheryl M. Little-Myers
Myers Energy Services LLC
Agent for Genesis Gas & Oil Colorado LLC