

May 10, 2012

Mr. David Neslin, Director  
Colorado Oil & Gas Commission  
1120 Lincoln St. Suite 801  
Denver, CO 80203



RE: MOJACK 8-28 Pad – SWNE, Section 28, T7N-R64W  
Weld County, Colorado  
Well Name: MOJACK 24-28  
Section 28, T7N, R64W: 1478' FNL & 1392' FEL (Surface Location)  
Section 28, T7N, R64W: 2638' FNL & 1319' FEL (Bottom Hole Location)

Dear Mr. Neslin,

Bayswater Exploration & Production, LLC (Bayswater) is planning to drill the above captioned well in accordance with the provisions of COGCC Rule 318A.e.

Bayswater's proposed wellbore spacing unit consists of:

- SE/4NE/4 Section 28, T7N, R64W
- SW/4NE/4 Section 28, T7N, R64W
- NE/4SE/4 Section 28, T7N, R64W
- NW/4SE/4 Section 28, T7N, R64W

Creating a 160 acre wellbore spacing unit. Bayswater is the only owner within the proposed wellbore spacing unit.

Enclosed are copies of the following document to assist you in your review and approval of Bayswater's proposed APD for the above captioned well:

- Plat illustrating the number of Codell/Niobrara wells within the existing 160 acre governmental quarter section (SW/4) to be less than eight (8) in accordance with the COGCC Rule 318A.f. This plat also illustrates the proposed wellbore spacing unit for aboved captioned well.

Thank you for your attention to the enclosed. Bayswater Exploration & Production, LLC. respectfully requests that the COGCC review the enclosed information and approve the Application for Permit to Drill for the above captioned well.

Very Respectfully,

A handwritten signature in blue ink, appearing to read "Kristi McRedmond". The signature is fluid and cursive, with the first name "Kristi" and last name "McRedmond" clearly distinguishable.

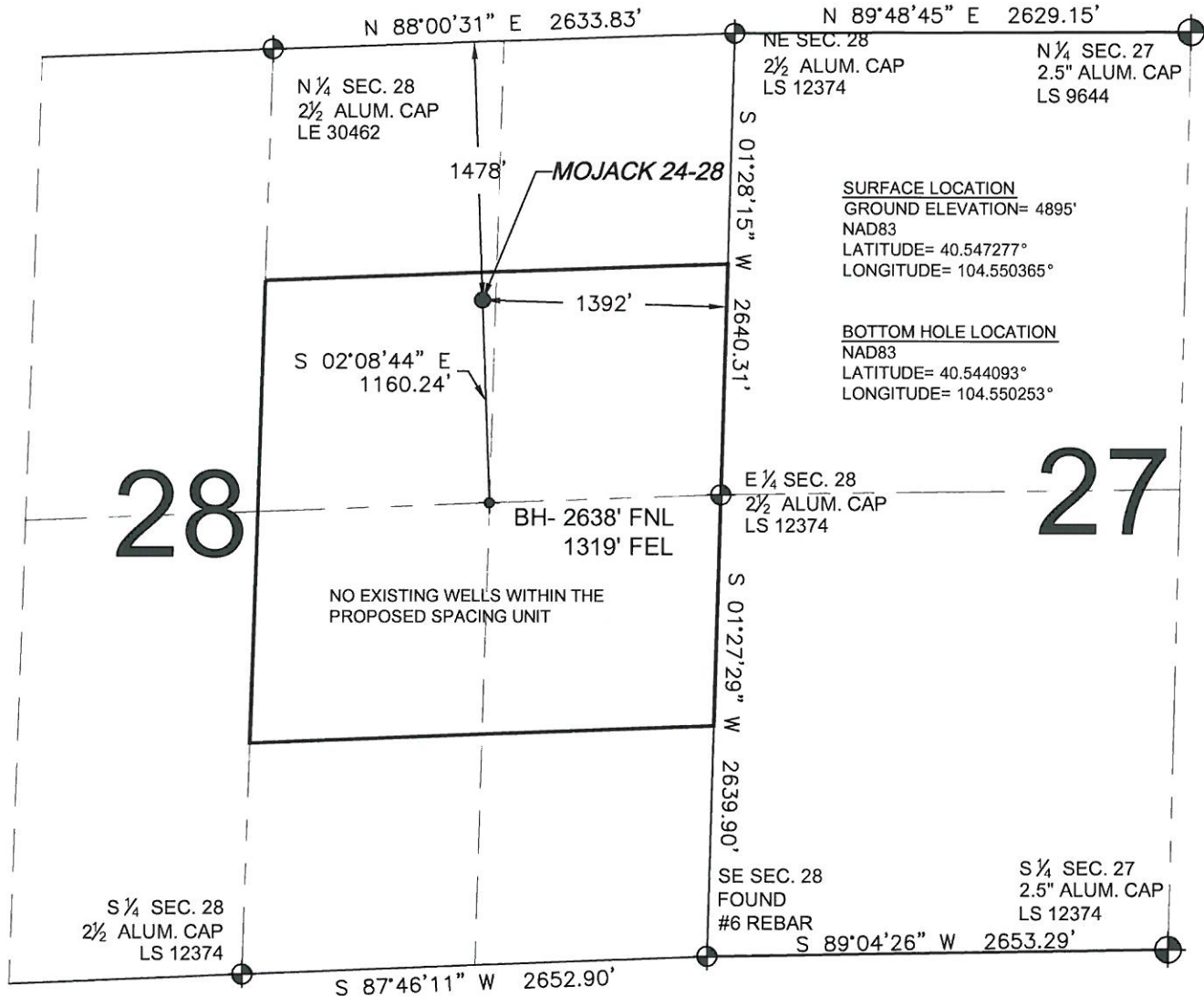
Kristi McRedmond  
Regulatory Technician, Petroleum Field Services  
Agent for Bayswater Exploration & Production, LLC

*We are what we repeatedly do. Excellence, then, is not an act, but a habit.*

*-Aristotle*

# PROPOSED 318 Ae SPACING UNIT

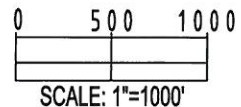
## SECTION 28, TOWNSHIP 7 NORTH, RANGE 64 WEST, 6TH P.M.



WELL **MOJACK 24-28** TO BE LOCATED 1478' FNL AND 1392' FEL

### LEGEND

- = EXISTING MONUMENT   
 = BOTTOM HOLE   
 BH = BOTTOM HOLE  
 = PROPOSED WELL   
 = EXISTING WELL



### NOTES:

1. THIS FIELD SURVEY CONFORMS TO THE MINIMUM STANDARDS SET BY THE C.O.G.C.C., RULE NO. 215
2. HORIZONTAL POSITIONS AND ORTHOMETRIC ELEVATIONS SHOWN AT THE WELL HEAD, ARE BASED ON GPS-RTK POSITIONS DERIVED FROM MINIMUM 2-HOUR STATIC OBSERVATIONS CORRECTED BY THE NATIONAL GEODETIC SURVEY ONLINE POSITIONING USER SERVICE, O.P.U.S. DATUM: HORIZONTAL = NAD83/2007, VERTICAL = NAVD88
3. THE BASIS OF BEARINGS ARE STATE PLANE COORDINATE SYSTEM GRID BEARINGS SHOWN HEREON BETWEEN THE DESCRIBED THE MONUMENTS SHOWN HEREON.
4. GRID DISTANCES ARE SHOWN, AS MEASURED IN THE FIELD, WITH TIES TO WELLS MEASURED PERPENDICULAR TO SECTION LINES.

I, TERRY D. SANDERS, A LICENSED PROFESSIONAL LAND SURVEYOR IN THE STATE OF COLORADO DO HEREBY CERTIFY TO **BAYSWATER EXPLORATION & PRODUCTION, LLC**, THAT THE SURVEY AND WELL LOCATION CERTIFICATE SHOWN HEREON WERE DONE BY ME OR UNDER MY DIRECT SUPERVISION AND THAT THE DRAWING SHOWN HEREON ACCURATELY DEPICTS THE PROPOSED LOCATION OF THE WELL. THIS CERTIFICATE DOES NOT REPRESENT A LAND SURVEY PLAT OR IMPROVEMENT SURVEY PLAT AS DEFINED BY C.R.S. 38-51-102 AND CANNOT BE RELIED UPON TO DETERMINE OWNERSHIP.

TERRY D. SANDERS, PLS 30120  
 COLORADO LICENSED PROFESSIONAL LAND SURVEYOR  
 FOR AND ON BEHALF OF BAYSWATER EXPLORATION & PRODUCTION, LLC

PREPARED BY:



FIELD DATE:  
03-01-12

DRAWING DATE:  
05-10-12

BY:  
TJN

SURFACE LOCATION:

SW 1/4 NE 1/4,  
SEC. 28, T7N, R64W

WELD COUNTY, COLORADO

NOTICE: ACCORDING TO COLORADO LAW YOU MUST COMMENCE ANY LEGAL ACTION BASED UPON ANY DEFECT IN THIS SURVEY WITHIN THREE YEARS AFTER YOU FIRST DISCOVER SUCH DEFECT. IN NO EVENT MAY ANY ACTION BASED UPON ANY DEFECT IN THIS SURVEY BE COMMENCED MORE THAN TEN YEARS FROM THIS SAID DATE OF THIS CERTIFICATION SHOWN HEREON.