



**Bill Barrett Corporation**

September 5, 2012

Director Matthew Lepore  
Colorado Oil and Gas Conservation Commission  
1120 Lincoln Street, Suite 801  
Denver, CO 80203

**Re: Request to the director for 318A(I).a Surface Location Exception**  
**Well: Dutch Lake 24-22H well (Horizontal)**  
**Legal Description: Section 22, Township 6 North, Range 62 West, 6<sup>th</sup> P.M.,**  
**Weld County, Colorado ("Subject Lands")**

Dear Director Lepore,

Bill Barrett Corporation ("BBC") intends to horizontally drill the Dutch Lake 24-22H well with a surface hole location of 320' FNL & 954' FWL in the NW $\frac{1}{4}$ NW $\frac{1}{4}$  of Section 22, Township 6 North, Range 62 West, 6<sup>th</sup> P.M. and a bottom hole location of 600' FSL & 600' FWL in the NW $\frac{1}{4}$ NW $\frac{1}{4}$  of Section 22, Township 6 North, Range 62 West, 6<sup>th</sup> P.M., Weld County, Colorado. BBC owns a majority leasehold interest in the Subject Lands and will operate the Dutch Lake 24-22H. The Application for Permit to Drill ("APD") for the Dutch Lake 24-22H was filed with the Colorado Oil and Gas Conservation Commission ("COGCC") on June 27, 2012.

The Subject Lands are subject to Order No. 535-4 (approved by the COGCC on February 22, 2011) which established a 640 acre drilling and spacing unit for the Subject Lands, among others, and allowed for one (1) horizontal well to be drilled for the production of oil, gas, and associated hydrocarbons from the Niobrara Formation. The Dutch Lake 24-22H will be the one (1) horizontal well on the Subject Lands. Order No. 535-4 also allowed the surface location for any permitted horizontal well to be located anywhere within the designated drilling and spacing unit.

As indicated above, Order No. 535-4 did not require the Dutch Lake 24-22H to be located within an applicable GWA window as set forth in Rule 318A(I).a. BBC, however, adamantly asserts that Order 535-4 applies to the Subject Lands and that the surface location of the Dutch Lake 24-22H may be located anywhere within the designated drilling and spacing unit. Notwithstanding BBC's position that Order 535-4 applies, due to the imminent position of this well on the drilling schedule and the lack of resolution on the matter since first BBC first discussed this with COGCC in July, BBC did obtain the waiver and consent from the surface owner of the Subject Lands to allow the surface location of the Dutch Lake 24-22H to be located outside of the GWA window. The waiver and consent are attached hereto and incorporated by reference herein.

Please contact me at (303) 312-8134 or via email at [tfallang@billbarrettcorp.com](mailto:tfallang@billbarrettcorp.com) if you have any questions. Thank you in advance for your prompt attention to this matter.

Sincerely,

Tracey Fallang  
Regulatory Manager

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**Bill Barrett Corporation**

**SURFACE OWNER'S RESPONSE LETTER  
COGCC Rule 318A(I).a and 318A(I).c Exceptions**

**Dutch Lake 24-22H: NWNW Section 22-T6N-R62W, 6<sup>th</sup> PM, Weld County, CO**

We have reviewed Bill Barrett Corporation's letter Surface Waivers, COGCC Wattenberg Window and Twinning Rules dated August 28, 2012 and we the undersigned Surface Owner or Designated Representative hereby grant(s) Bill Barrett Corporation exceptions to the following COGCC Rules with Respect to the above referenced well location:

COGCC Rule 318A(1).a – Well location within a GWA Window

COGCC Rule 318A(1).c – Well greater than 50' from an existing well

Signed and dated this 31 day of August, 2012.

**SURFACE OWNER OR DESIGNATED REPRESENTATIVE**

BY: Bill Cymes

Title: SURFACE OWNER

By: Pamela Cymes

Title: Surface Owner