



April 19, 2013

Colorado Oil & Gas Conservation Commission
Attn: Matt Lepore, Director
1120 Lincoln Street, Suite 801
Denver, Colorado 80203

RE: Exception Location Request
Pinto 3-17
2,498' FNL and 2,523' FWL
SENW, Section 17, T39N, R19W
Dolores County, Colorado

Dear Mr. Lepore,

DJ Simmons, Inc. (DJS) requests the Director's approval per Colorado Oil and Gas Conservation Commission (COGCC) Rule 603 a (2) regarding the proposed surface setback exception location pursuant to COGCC Rule 603 a (2).

DJS plans to drill the Pinto 3-17 oil well at the above referenced location to the Upper Ismay/Desert Creek formations at approximately 6,350 feet. Bottom hole location will be the same. This well is 2,498 feet from the north line and 2,523 feet from the west line of Section 17, T39N, R19W, placing the well location approximately 119 feet to the adjacent surface property line to the east, and approximately 145 feet to the adjacent surface property line to the south, which will not be in compliance with COGCC Rule 603 a (2) requiring wells be located no closer than 150 feet from adjacent surface property lines (see attached revised plat dated April 3, 2013).

Regarding the setback exception request for the proposed Pinto 3-17 location:

After working with the fee surface owners in regards to an optimal well location to avoid impacting possible future agricultural activities and reduce the visible impacts, as well as placing the wellhead in a geologically suitable location, DJS has proposed to place the well at this location. DJS surveyed the proposed well bore and footages to adjacent surface property lines as reflected on attached revised plat dated December 14, 2012. Also attached are waivers from the offset surface property owners identified on the revised plat. If you have no objection to DJS, drilling this well at said location please indicate by signing this letter and return it to my attention.

If you have any questions or need additional information, please do not hesitate to contact me at (505) 326-3753.

Sincerely

Chris S. Lopez

Chris S. Lopez
Regulatory Specialist

Signature

Typed Name:

Title:

7
8
18
17

NW/NW

NE/NW

1/16 §

1/16 §

1/4 §

(THE) N 44°31'15" W
3554.12'

1/16 §

SW/NW

SE/NW

1/4 §

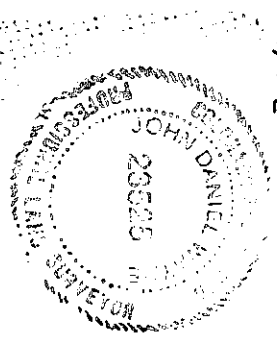
1/4 §

145.6'± - WELLHEAD TO MERNA B.
ROBERT E. KNUCKLES & KELL L. WRIGHT

188.2'± - WELLHEAD TO
WILLIAM S. & VIOLET D.
WASCHKE REVOCABLE
LIVING TRUST

118.9'± - WELLHEAD
TO TIM F. & SHARON L.
HUSKEY

Some information on this plat is based on information taken from previous surveys, record information, or collateral evidence and may not reflect that which may be disclosed by a complete boundary survey. This plat is not to be relied on for establishment of surface boundaries, fences, buildings or other future improvements.



John D. Wayne
Professional Surveyor
COLORADO Reg. No. 205225

SCALE 1"=300'



DRAWN BY: BB CUD DING NO. RESTAKE/NEIGHBOR DISTANCE DING SCALE: 1"=300' DATE: 04/03/2013





DI SIMMONS INC
PROPOSED WELL LOCATION
PLOT #8-17
SE/NW PER OWNER
SEC. 17
T-98-N, R13-W, N.M.P.M.
DOLANES COUNTY, COLORADO

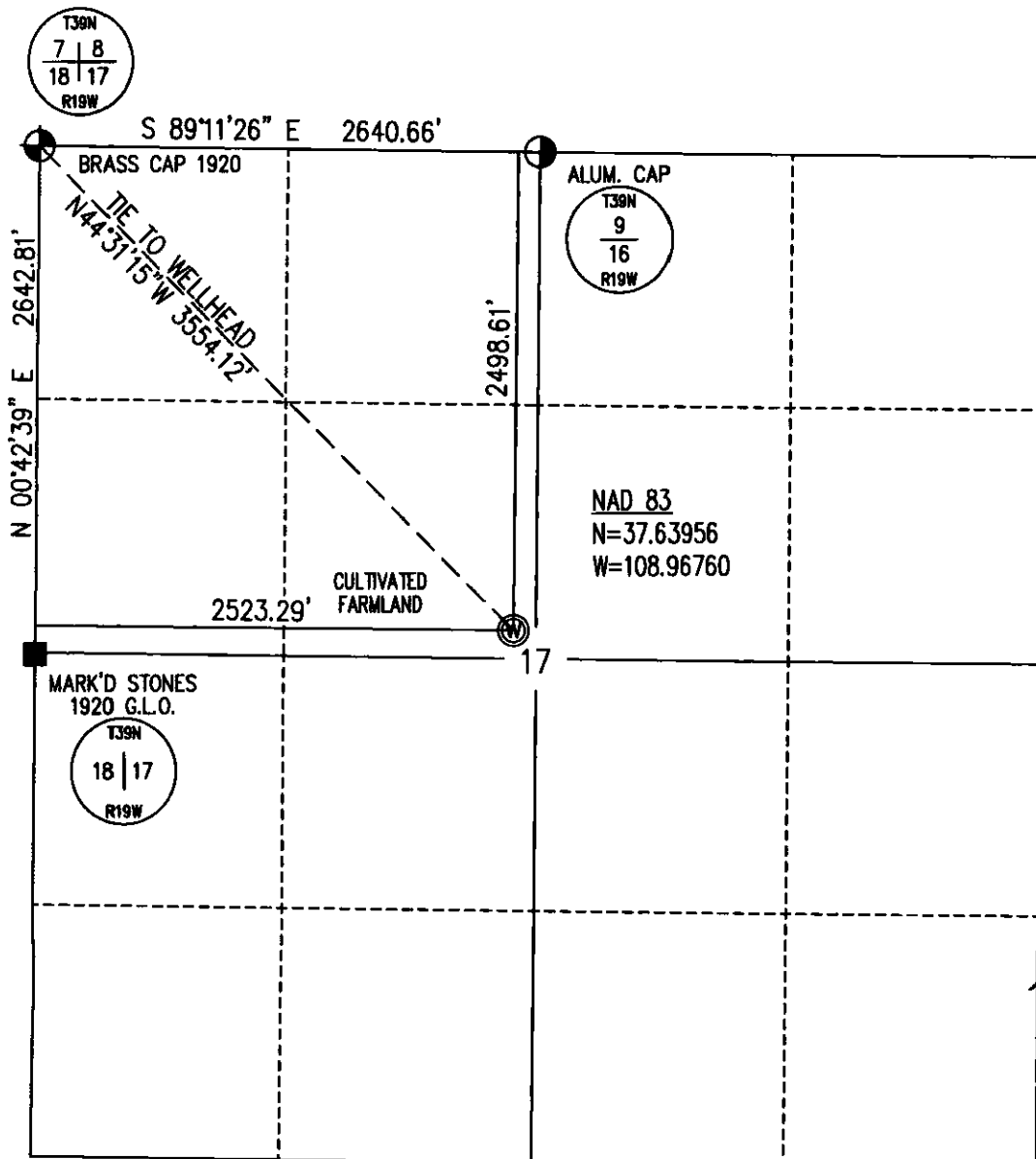
COLORADO WELL LOCATION PLAT

OPERATOR DJ SIMMONS INC.
 LEASE PINTO WELL NO. 3-17
 SECTION 17 TOWNSHIP 39 NORTH RANGE 19 WEST N.M.P.M.
 COUNTY DOLORES COLORADO
 FOOTAGE LOCATION OF WELL: 2498.61 FEET FROM THE North LINE and
2523.29 FEET FROM THE West LINE and
 GROUND LEVEL ELEVATION: 6682.75'
 SURFACE USE WITHIN 200' RADIUS: No Improvements Within 200'
 BASIS OF BEARING: GPS Data
 BASIS OF ELEVATION: GPS Data - NAD 83 - PDOP #1.8

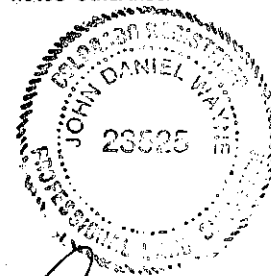
500' 500'
 1" = 1000'

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-  ALUM. CAP (1912)
-  WELL Location
-  STONE Marked
-  REBAR CAP



I hereby certify that the proposed well location shown on this plat was prepared from field notes of an actual survey by me or under my supervision, and that the same is true and correct to the best of my knowledge and belief, and that there are no visible improvements within 200 feet of this proposed wellhead, unless noted otherwise.



John D. Wayne
 Professional L.S. #23525
 State of Colorado

APRIL 1, 2012

Date Surveyed:
 REVISED: DECEMBER 14, 2012
 APRIL 26, 2012
 Date Platted:

SCALE: 1" = 1000'