



April 7, 2014

7535 Hilltop Circle  
Denver, CO 80221  
[www.petro-fs.com](http://www.petro-fs.com)

Mr. Matt Lepore, Director  
Colorado Oil and Gas Conservation Commission  
1120 Lincoln Street  
Suite 801  
Denver, Colorado 80203

**RE: COGCC Rule 502.b. Variance Request  
COGCC Rule 603.a.(1): Setback Waiver for Above Ground Utility Line  
Gilbert 17-22, MSH Farms 34-15 Wells  
SWSW Section 15, Township 7 North, Range 67 West  
Weld County, Colorado**

Dear Mr. Lepore,

Bayswater Exploration & Production, LLC (Bayswater) plans to drill the above referenced wells, specifically described as:

<b>Gilbert 17-22</b>	<b>207' FSL, 1011' FWL</b>
<b>MSH Farms 34-15</b>	<b>208' FSL, 996' FWL</b>

The wells are being proposed at a distance less than the required 200 feet from an above ground utility line, as described in COGCC Rule 603.a.(1). The subject wells are approximately 176 feet north of a utility line that runs along County Road 80. These are two new wells being proposed on the already existing MSH Farms 15-P Pad, where two wells have already been drilled. The existing wells already drilled were permitted under the old rules where the required setback distance was 150 feet.

Bayswater requests a COGCC Rule 502.b.Variance to COGCC Rule 603.a.(1) in order to drill the subject wells. Bayswater cannot move the location of these wells as a result of their agreement with the surface owner. At the time of negotiation with the surface owner, Bayswater agreed that any additional wells added to the MSH Farms 15-P Pad would be in the same line as the two existing/already drilled wells in order to keep the disturbance area the same and not increase the footprint in any way. At the time of staking the subject wells, Bayswater also consulted with the utility company in order to accommodate the surface owner.

Bayswater has obtained written permission from Poudre Valley REA utility company by way of a signed waiver and respectfully requests the COGCC review the attached waiver and approve the requested setback variance and Application for Permit to drill for the subject wells.

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

*-Aristotle*



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Should you have any questions or require additional information, please do not hesitate contacting me at 303.928.7128 or via email at [astephens@petro-fs.com](mailto:astephens@petro-fs.com). Many thanks for your attention to this matter.

Respectfully,

A handwritten signature in blue ink, appearing to read "AST", with a long horizontal stroke extending to the right.

Ann L. Stephens  
Regulatory Manager  
Agent for Bayswater Exploration & Production, LLC

Attachment: Poudre Valley REA signed setback waiver

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*-Aristotle*

**PRIORITY MAIL: 9405 5036 9930 0252 4955 54**



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March 11, 2014

Poudre Valley REA  
PO Box 272550  
7649 REA Parkway  
Fort Collins, Colorado 80527-2550

**RE: COGCC Rule 603.a.: Statewide Location Requirements  
COGCC Rule 603.a.(1): Setback Waiver for Above Ground Utility Line  
Gilbert 17-22, MSH Farms 34-15 Wells  
SWSW Section 15, Township 7 North, Range 67 West  
Weld County, Colorado**

Ladies and Gentlemen:

Bayswater Exploration & Production, LLC (Bayswater) plans to drill the above referenced wells, specifically described as:

Gilbert 17-22	207' FSL, 1011' FWL
MSH Farms 34-15	208' FSL, 996' FWL

The wells are being proposed at a distance less than the required 200 feet from an above ground utility line, as described in COGCC Rule 603.a.(1), which states that a well "...shall be located not less than 200 feet from major above ground utility lines.". The subject wells are approximately 176 feet north of your utility line that runs along County Road 80. These are two new wells being proposed on the already existing MSH Farms 15-P Pad, where two wells have already been drilled.

Bayswater respectfully requests your acceptance of waiver to COGCC Rule 603.a.(1) in order to drill the subject wells. Please sign and return one copy of this letter in the self-addressed stamped envelope provided herein.

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*-Aristotle*

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Should you have any questions or require additional information, please do not hesitate contacting me at 303.928.7128 or via email at [astephens@petro-fs.com](mailto:astephens@petro-fs.com). Many thanks for your attention to this matter.

Respectfully,

Ann L. Stephens  
Regulatory Manager  
Agent for Bayswater Exploration & Production, LLC

:als

Enclosures: Copy of Letter to be signed and returned  
Self-addressed Stamped Envelope

POUDRE VALLEY REA

I/We hereby accepts waiver of COGCC Rule 603.a.(1) as it applies to the Gilbert 17-22 and MSH Farms 24-15 wells.

Signed by:

Name:

Date:

BENJAMIN J. LUDINGTON

3-26-14

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

*-Aristotle*