



BEFORE THE COLORADO OIL & GAS CONSERVATION COMMISSION

IN THE MATTER OF THE)
APPLICATION OF WEXPRO)
COMPANY FOR AN ORDER)
ALLOWING AN EXCEPTION)
LOCATION FOR A WELL TO BE)
DRILLED AND COMPLETED TO THE)
FT UNION, LANCE AND LEWIS)
FORMATIONS, MOFFAT COUNTY,)
COLORADO)

Cause No 454

Docket No 0910-EX-05

REQUEST FOR RECOMMENDATION OF
APPROVAL OF APPLICATION WITHOUT A HEARING

Wexpro Company ("Wexpro") by and through its undersigned attorneys, hereby requests pursuant to Rule 511a of the Rules and Regulations of the Colorado Oil and Gas Conservation Commission for the Director to recommend approval of the verified application and the supporting exhibits without a hearing

Wexpro requests that the captioned matter be so approved based upon the merits of the Application and exhibits to be submitted since it is a routine request for an exception location. There is one owner, the BLM, impacted by the request and BLM has no protest to the application.

On October 14, 2009, Wexpro provided sworn written testimony verifying sufficient facts along with exhibits that adequately support the relief requested in the Application for a Commission order.

In the event that this request is denied, Wexpro requests that the administrative hearing for this matter occur at a convenient time prior to the Commission hearing on October 26 and 27, 2009.

WHEREFORE, Wexpro requests that its request for a recommendation for approval of its Application without a hearing be granted.

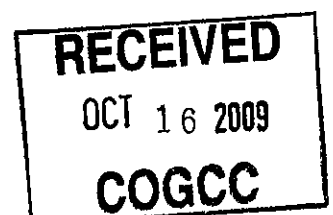
DATED this 16th day of October, 2009

Respectfully submitted,

WEXPRO COMPANY

By 

Susan L. Aldridge
BEATTY & WOZNIAK, P C
216 16th Street, Suite 1100
Denver, CO 80202
(303) 407-4499



Jonathan M. Duke Testimony

Docket No 0910-EX-05
Township 12 North, Range 100 West, Moffat County, Colorado
Section 15 NW/4SE/4

October 2009 Colorado Oil and Gas Conservation Commission Hearing

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OCT 16 2009

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My name is Jonathan M Duke, and I am currently employed as a Coordinator for Contracts and Land for Wexpro Company. I graduated from Boise State University in 1977 with a BBA in Accounting and from Brigham Young University Law School in 1980. I am a licensed attorney in Utah, Wyoming, New Mexico and Idaho. I have over 20 years experience in the oil and gas industry with four years experience in land and contract work with a specific emphasis on drilling activities.

In support of our application today, I am submitting three (3) exhibits. The exhibits are attached to my sworn testimony and form the basis for our application to gain an exception location to produce the F Wilson No 34 to the Ft Union, Lance and Lewis Formations at the following location: 365' FNL and 2576' FEL of Section 12 NW/4SE/4 T12N, R100W, Moffat County, Colorado.

Wexpro seeks to produce the F Wilson No 34 at its current location approximately 365 feet from the lease line to the North, as an exception to Rule 318a. The owner affected by this exception, the BLM, has not filed a protest to this request.

Exhibit No 1 Plat of Drilling Location

Exhibit No 1 is the Plat of Drilling Location showing the F Wilson No 34 Well location.

Exhibit No 2 Well Completion and Recompletion Report and Log

Exhibit No 2 is a report and log showing the drilling location and completion depths of the F Wilson No 34 Well.

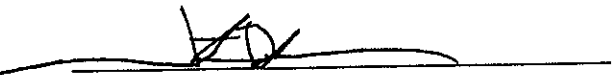
Exhibit No 3 Plan of Development Map

Exhibit No 3 is a Plan of Development Map showing the Hiawatha Deep Unit Boundary and Secondary Oil Recovery Unit Boundary wherein the F Wilson No 34 Well is located.

Based upon our examination of relevant documents, and under my direction and control, all of the interested parties received notice of this Application.

The matters described herein were all conducted under my direction and control. To the best of my knowledge and belief, all of the matters set forth herein, my testimony and in the exhibits are true, correct and accurate.

Dated this 14th day of October, 2009


Jonathan M Duke

STATE OF UTAH)
) SS
COUNTY OF SALT LAKE)

VERIFICATION

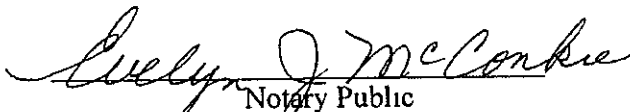
Jonathan M Duke, of lawful age, and being first duly sworn upon his/her oath, states, and declares

That he is the Coordinator Contracts and Land for WEXPRO COMPANY, Applicant herein that he has read the attached foregoing testimony by him subscribed, knows the contents thereof, and that based upon information provided him by the Applicant, to the best of his knowledge, information and belief, the allegations and matters therein stated are true and correct as he verily believes



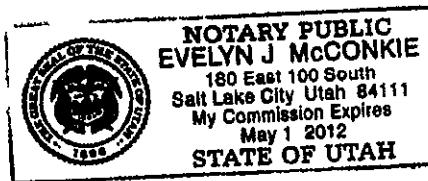
Jonathan M Duke

Subscribed and sworn to by Jonathan M Duke before me, the undersigned authority this 15th day of October, 2009



Notary Public

Notary Seal



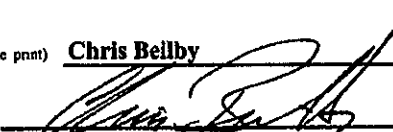
My Commission Expires

May 1, 2012



F WILSON 34
SEC 15 T12N, R100W 6th P M
365' FNL 2576 FEL
MOFFAT COUNTY, COLORADO

COGCC

28b Production- Interval C											
Date First Produced	Test Date	Hours Tested	Test Production →	Oil Bbl	Gas MCF	Water Bbl	Oil Gravity Corr API	Gas Gravity	Production Method		
Choke Size	Tbg. Press Flwg SI	Csg Press	24 Hr Rate →	Oil Bbl	Gas MCF	Water Bbl	Gas Oil Ratio	Well Status			
28c Production- Interval D											
Date First Produced	Test Date	Hours Tested	Test Production →	Oil Bbl	Gas MCF	Water Bbl	Oil Gravity Corr API	Gas Gravity	Production Method		
Choke Size	Tbg. Press Flwg SI	Csg Press	24 Hr Rate →	Oil Bbl	Gas MCF	Water Bbl	Gas Oil Ratio	Well Status			
29 Disposition of Gas (Sold used for fuel vented etc.)											
VENTED											
30 Summary of Porous Zones (include Aquifers) <small>Show all important zones of porosity and contents thereof Cored intervals and all drill-stem tests including depth interval tested cushion used time tool open flowing and shut in pressures and recoveries</small>						31 Formation (Log) Markers					
Formation	Top	Bottom	Descriptions Contents Etc			Name	Top Measured Depth				
Ft Union	2292'	4786'				Ft Union	2292'				
Lance	4786'	5064'				Lance			4786'		
Lewis	5064'	5619'				Lewis			5064'		
32 Additional remarks (include plugging procedure)											
33 Indicate which items have been attached by placing a check in the appropriate boxes											
<input type="checkbox"/> Electrical/ Mechanical Logs (1 full set required)			<input type="checkbox"/> Geologic Report			<input type="checkbox"/> DST Report		<input type="checkbox"/> Directional Survey			
<input type="checkbox"/> Sundry Notice for plugging and cement verification			<input type="checkbox"/> Core Analysis			<input type="checkbox"/> Other					
34 I hereby certify that the foregoing and attached information is complete and correct as determined from all available records (see attached instructions)*											
Name (please print) Chris Beilby					Title Completion Manager						
Signature 					Date 6-29-09						
<small>Title 18 U.S.C. Section 1001 and Title 43 U.S.C. Section 1212 make it a crime for any person knowingly and willfully to make to any department or agency of the United States any false fictitious or fraudulent statements or representations as to any matter within its jurisdiction</small>											
<small>(Continued on page 3)</small> <small>(Form 3160-4 page 5)</small>											

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F WILSON NO 34
NW SE SEC 15 T12N R100W
MOFFAT COUNTY COLORADO
API - 05-081-07443-00

[illegible]

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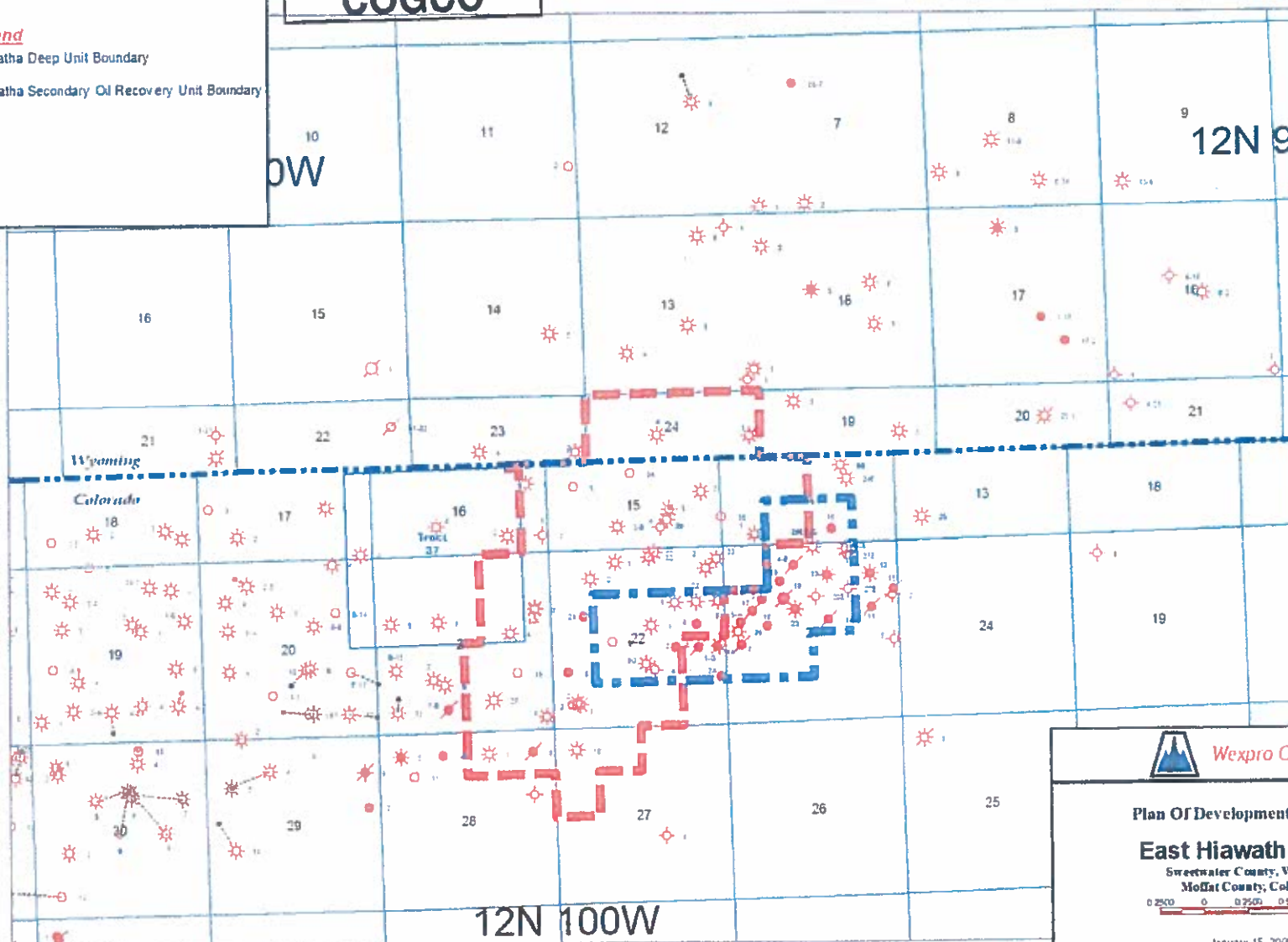
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Legend

Hiawatha Deep Unit Boundary

Hiawatha Secondary Oil Recovery Unit Boundary

EXHIBIT 3



Wexpro Company

Plan Of Development 2009 Map

East Hiawatha Field

Sweetwater County, Wyoming
Moffat County, Colorado

0 2500 0 2500 0 2500 0 2500 ft

January 15, 2009