

# PIONEER

NATURAL RESOURCES

Pioneer Natural Resources USA, Inc.

1401 17th Street, Suite 1200

Denver, Colorado 80202

Tel: (303) 298-8100 Fax: (303) 298-7800

October 30, 2009

Colorado Oil & Gas Conservation Commission  
1120 Lincoln Street, Suite 801  
Denver, CO 80203

**RE: Lynn 32-4TR Well**  
**Rule 306 Consultation Efforts**  
**Township 33 South, Range 67 West, 6<sup>th</sup> P.M.**  
**Section 4: Tract 3, Cougar Ridge Filing**  
**Las Animas County, Colorado**

Dear Sir or Madame,

Pioneer Natural Resources USA, Inc ("Pioneer") is requesting a waiver to Rule 306, Consultation for the Lynn 32-4TR well. Pioneer has attempted numerous times to contact the surface owner to offer the consultation on said well. The packets sent with the letters included a self addressed, stamped card allowing the surface owner to identify their preference of consultation. To date, Pioneer has not received any correspondence from the surface owner indicating their interest in a consultation.

I have provided below a list of contact attempts that Pioneer has made in its efforts to complete the consultation for the Lynn 32-4TR well.

- March 4, 2008 - Surface Owner Notification; sent via certified mail.
- April 7, 2008 - Telephone call into surface owner. No answer. Left message.
- April 18, 2008 - Telephone call into surface owner. No answer. Left message.
- April 22, 2008 - Telephone call into surface owner. No answer. Left message.
- April 29, 2008 - Telephone call into surface owner. No answer. Left message.
- May 13, 2008 - Telephone call into surface owner. No answer. Left message.
- May 20, 2008 - Telephone call into surface owner. No answer. Left message.
- June 4, 2008 - Telephone call into surface owner. No answer. Left message.
- June 5, 2008 - Letter to surface owner, notifying that Pioneer has not received any communication regarding consultation; sent via certified mail.
- June 12, 2008 - Telephone call into surface owner. No answer. Left message.
- June 13, 2008 - Telephone call into surface owner. No answer. Left message.
- June 16, 2008 - Telephone call into surface owner. No answer. Left message.
- June 17, 2008 - Telephone call into surface owner. No answer. Left message.
- July 2, 2008 - Surface Damage Release agreement mailed to surface owner, offering to compensate surface owner for surface damages associated with the drilling of said well; sent via certified mail.

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- July 7, 2008 – Telephone call into Surface Owner. Spoke to Mary C. Hitt. Mary did not express any interest in working with Pioneer on this well site, but assured me that she would sign and return the Surface Damage Release agreement.
- July 22, 2008 – Notice of Operations letter sent to Surface Owner, said letter included a fresh copy of a Surface Damage Release agreement, offering to compensate surface owner for surface damages associated with the drilling of said well; sent via certified mail.
- September 1, 2009 – Surface Owner Notification; sent via certified mail.
- September 3, 2009 – 608b Water Well Letter; sent via certified mail.
- October 5, 2009 – Telephone call into surface owner. No answer. Left message.
- October 7, 2009 – Telephone call into surface owner. No answer. Left message.
- October 14, 2009 – Telephone call into surface owner. No answer. Left message.

To date, Pioneer has not received any correspondence regarding consultation from the surface owner. Surface owner has not made any attempts to return any of Pioneer's phone calls nor did the surface owner contact Pioneer with any questions. Pioneer has made a diligent, good-faith effort to try to consult and reach an agreement on this location. Pioneer is still open to discussion and will compensate surface owner for damages should the surface owner choose to express interest in this matter.

Please do not hesitate to contact me at (303) 675-2652 should you have any questions or wish to discuss this matter in further detail.

Sincerely,  
PIONEER NATURAL RESOURCES USA, INC

  
Erin Liverance  
Lead Land Tech