

# Berry Petroleum Company

1999 Broadway, Suite 3700  
Denver, CO 80202

Main (303) 999-4400  
Fax (303) 999-4401

[www.bry.com](http://www.bry.com)

February 23, 2010

Walter L. Jones  
Chevron U.S.A. Inc.  
11111 S. Wilcrest  
Houston, TX 77099

RE: 30 Day Notice Requirement (Rule 305 and 306)  
Refiling Permits 4 wells from pad located  
**O33 596 Pad** - SWSE Sec. 33 5S 96W  
Garfield County, Colorado

Dear Mr. Jones:

Please be advised that Berry Petroleum Company will be filing four (4) well permits with the Colorado Oil and Gas Conservation Commission to be drilled from the above referenced pad. Chevron previously approved these wells pursuant to letter dated December 29, 2008.

The enclosed notification, pursuant to Rule 305 and 306, is required as part of the permitting process. Also attached are plats for your review. If applicable, please sign and date where indicated and return to my attention.

Please contact the undersigned if you have any questions.

Thank you for your assistance in this matter.

Very truly yours,

Jerry L. Gonzalez  
Senior Landman  
303-999-4207

:enclosures

cc: Janni Keidel  
Land Well files

**NOTICE REQUIREMENTS (RULE 305)**  
**(O33 596 Pad)**

**Re: Well Name – Chevron 33-13D, 33-3D, 33-12D, 33-2D**  
**– located in the SWSE, Section 33 5S 96W, Garfield County, CO**

In accordance with the Colorado Oil and Gas Conservation Commission for Notices of Oil and Gas Operations, Rule 305, the following information is required to be provided:

- Operations on the above referenced wells are estimated to commence October 1, 2010
- The operator will be: Berry Petroleum Company  
1999 Broadway, Suite # 3700  
Denver, Colorado 80202  
(303) 999-4400
- You may contact: Jerry L. Gonzalez, Senior Landman at (303) 999-4207, if you have any questions regarding this notice.
- **Chevron 33-13D**  
The legal description of the lands upon which operations will be conducted are:  
Surface - 799' FSL and 1988' FEL, Sec. 33, T5S, R96W  
Bottom - 1400' FSL and 2060' FEL, Sec. 33, T5S, R96W  
Garfield County, Colorado.
- **Chevron 33-3D**  
The legal description of the lands upon which operations will be conducted are:  
Surface - 784' FSL and 1990' FEL, Sec. 33, T5S, R96W  
Bottom - 800' FSL and 815' FEL, Sec. 33, T5S, R96W  
Garfield County, Colorado.
- **Chevron 33-12D**  
The legal description of the lands upon which operations will be conducted are:  
Surface - 769' FSL and 1992' FEL, Sec. 33, T5S, R96W  
Bottom - 1100' FSL and 2145' FEL, Sec. 33, T5S, R96W  
West, Garfield County, Colorado.

Page 2

Chevron 33-13D, 33-3D, 33-12D and 33-2D

Chevron U.S.A. Inc.

February 23, 2010

- **Chevron 33-2D**  
The legal description of the lands upon which operations will be conducted are:  
Surface - 754' FSL and 1995' FEL, Sec. 33, T5S, R96W  
Bottom - 500' FSL and 875' FEL, Sec. 33, T5S, R96W  
Garfield County, Colorado.
- The surface owner has the responsibility for notifying any affected tenant of the proposed operations.
- A brochure describing surface owner rights is available upon request from:  
Colorado Oil and Gas Conservation Commission  
1120 Lincoln Street  
Suite 801  
Denver, Co 80203

By signing below, the surface owner waives the above notification requirements of Rule 305.

Chevron U.S.A. Inc.

By: \_\_\_\_\_

Printed Name: \_\_\_\_\_

Title: \_\_\_\_\_

Date: \_\_\_\_\_



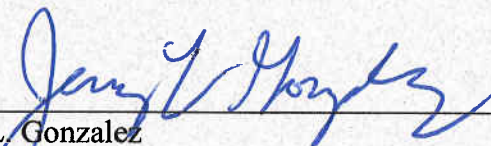
**SURFACE OWNER CONSULTATION (RULE 306)**  
**(O33 596 Pad)**

Berry Petroleum Company confirms that the Surface Owner Consultation requirements of Rule 306 have been completed or waived for the following proposed well locations.

**Well Names – Chevron 33-13D, 33-3D, 33-12D, 33-2D will be drilled from approved well pad located in the SWSE of Section 33 Township 5 South, Range 96 West, Garfield County, Colorado.**

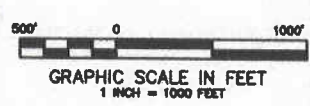
Road Description: Existing roadway use and new construction as required for access was previously agreed upon by all parties.

Berry Petroleum Company

  
\_\_\_\_\_  
Jerry L. Gonzalez  
Senior Landman

\_\_\_\_\_  
Date 2/23/10

Chevron 033-596  
Pad Location



## REFERENCE NOTES

- ## SURVEYOR'S CERTIFICATE

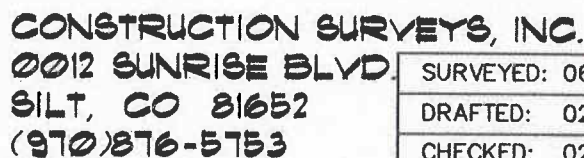
do hereby certify that this Survey was made under my  
 supervision, and that this Plat represents the same.

*George K. Bauer*

COLORADO REGISTERED  
 GEORGE K. BAUER  
 27925  
 2/17/19  
 PROFESSIONAL LAND SURVEYOR

ADO P.L.S. 27925

SVES INC

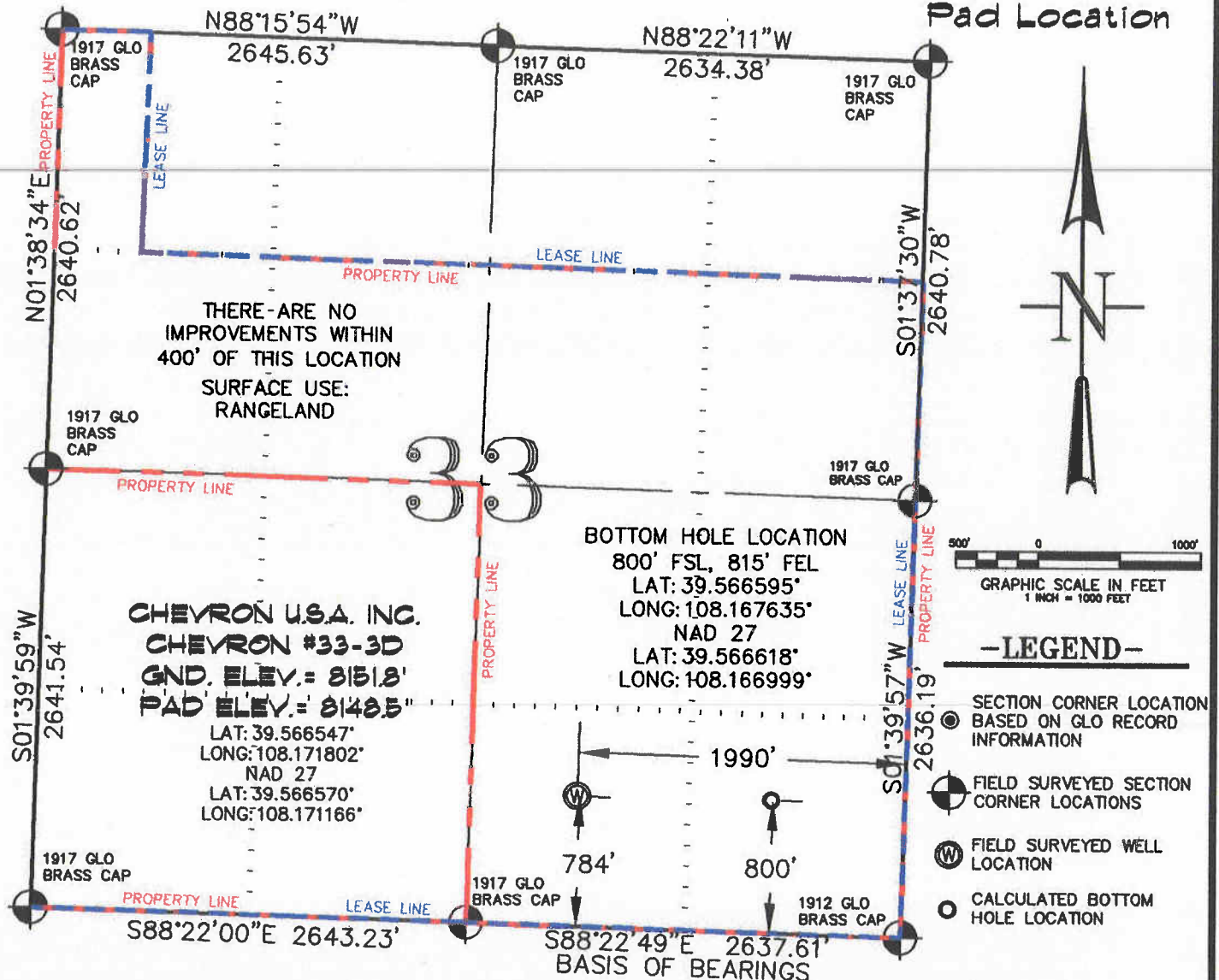


SURVEYED: 06/26/06	SCALE: 1" = 1000'
DRAFTED: 02/05/10	DWG: BERRY\CHEV033-596
CHECKED: 02/17/10	SHEET: 1 of 11



SEC. 33, T. 5 S., R. 96 W. OF THE 6TH P.M.

Chevron 033-596  
Pad Location



THIS WELL LOCATION PLAT WAS PREPARED FOR BERRY PETROLEUM COMPANY TO LOCATE THE CHEVRON #33-3D WELL, 784 FEET FROM THE SOUTH LINE AND 1990 FEET FROM THE EAST LINE IN THE SW1/4 SE1/4 OF SECTION 33, T. 5 S., R. 96 W. OF THE 6TH P.M. GARFIELD COUNTY, COLORADO.

#### REFERENCE NOTES

- 1) T. 5 S., R. 96 W., 6TH P.M. GLO PLAT.
- 2) U.S.G.S. QUAD: CIRLCE DOT GULCH, CO
- 3) ELEVATIONS BASED ON N.A.V.D. 1988
- 4) LATITUDES AND LONGITUDES ARE BASED ON NAD 83, COLORADO CENTRAL ZONE.
- 5) GPS OPERATOR ROBERT WOOD, OBSERVED A PDOP OF 2.2.
- 6) ALL GPS OBSERVATIONS ARE IN COMPLIANCE WITH COGCC RULE NO. 215.
- 7) SURFACE AND BOTTOM HOLE LOCATIONS ARE MEASURED 90° FROM SECTION LINES.

#### SURVEYOR'S CERTIFICATE

I, George R. Bauer, a Professional Land Surveyor in the State of Colorado do hereby certify that this Survey was made under my direct supervision, and that this Plat represents said Survey.



COLORADO P.L.S. 27925

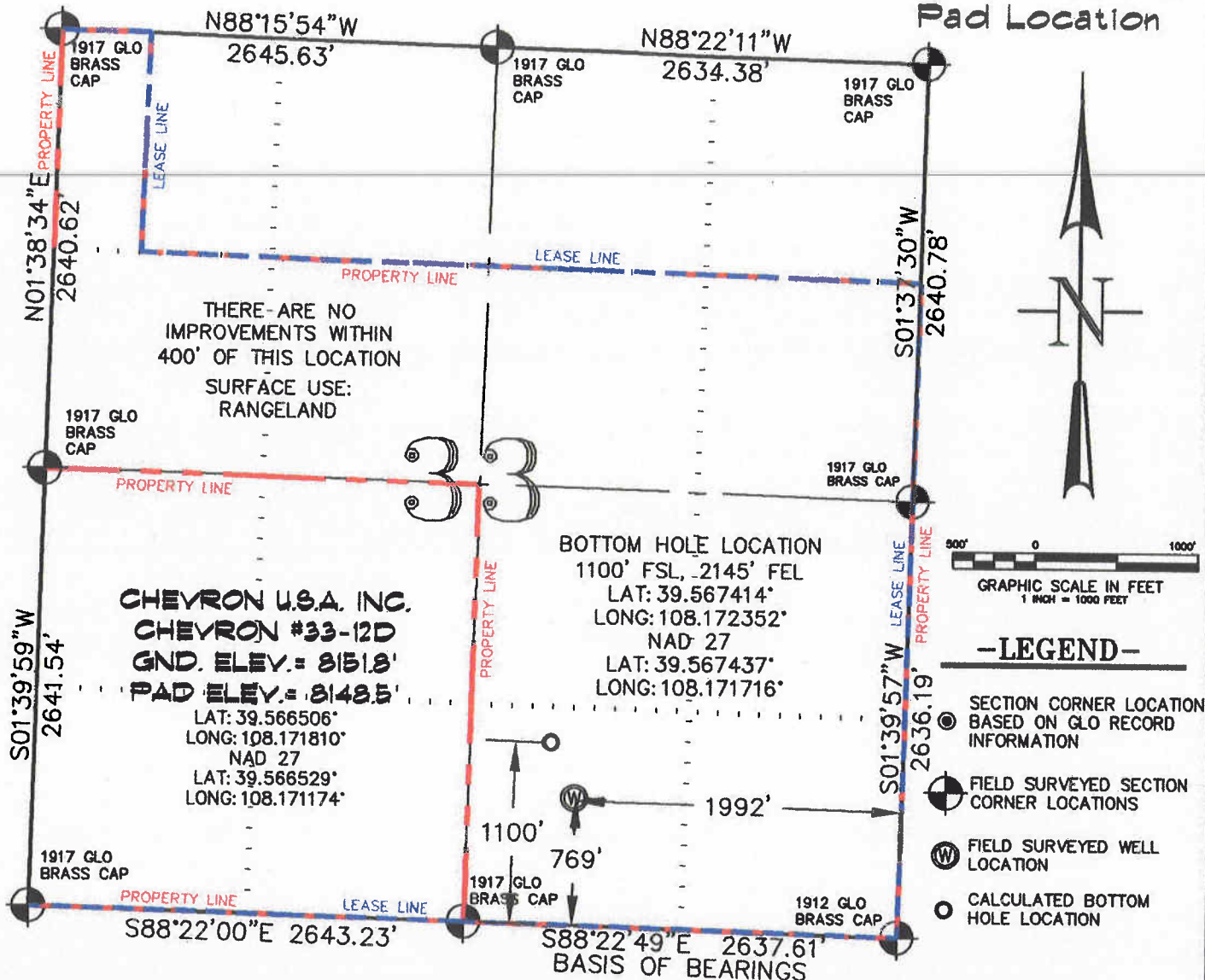


CONSTRUCTION SURVEYS, INC.  
0012 SUNRISE BLVD.  
SILT, CO 81652  
(970)876-5753

VIEW: 11

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DRAFTED: 02/05/10	DWG: BERRY\CHEV033-596
CHECKED: 02/17/10	SHEET: 1 of 11

SEC. 33, T. 5 S., R. 96 W. OF THE 6TH P.M. Chevron 033-596  
Pad Location



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VIEW: 1H

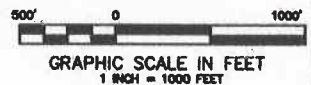
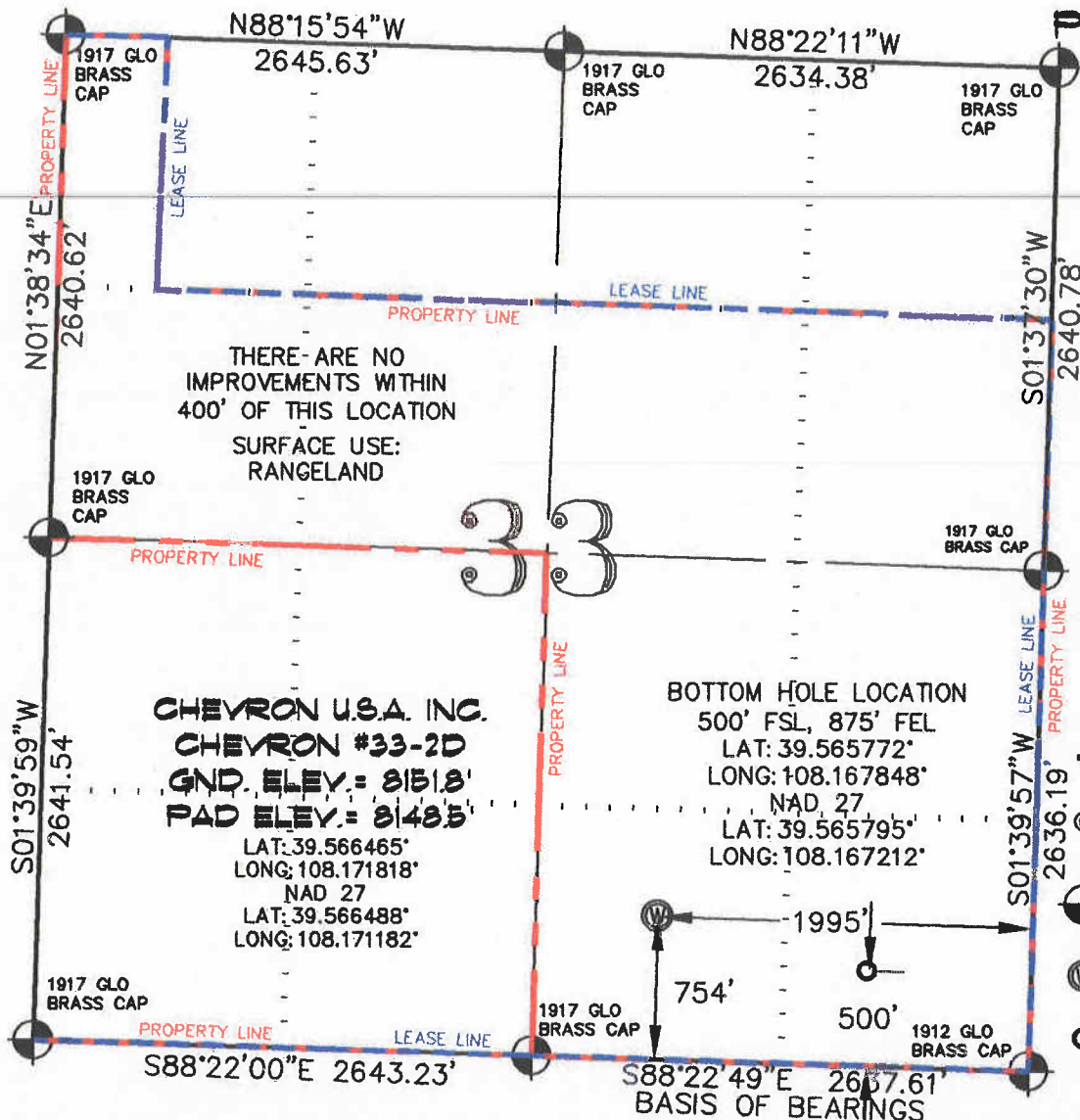
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SEC. 33, T. 5 S., R. 96 W. OF THE 6TH P.M.

Chevron 033-596

Pad Location



**-LEGEND-**

- SECTION CORNER LOCATION BASED ON GLO RECORD INFORMATION
- ⊙ FIELD SURVEYED SECTION CORNER LOCATIONS
- ⊙ FIELD SURVEYED WELL LOCATION
- CALCULATED BOTTOM HOLE LOCATION

**THIS WELL LOCATION PLAT WAS PREPARED FOR BERRY PETROLEUM COMPANY TO LOCATE THE CHEVRON #33-2D WELL, 754 FEET FROM THE SOUTH LINE AND 1995 FEET FROM THE EAST LINE IN THE SW1/4 SE1/4 OF SECTION 33, T. 5 S., R. 96 W. OF THE 6TH P.M. GARFIELD COUNTY, COLORADO.**

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