

**APPLICATION FOR PERMIT TO:**

1.  **Drill,**       Deepen,       Re-enter,       Recomplete and Operate

2. TYPE OF WELL

OIL       GAS       COALBED       OTHER \_\_\_\_\_

SINGLE ZONE       MULTIPLE       COMMINGLE

Refiling       Sidetrack

Document Number: 400181785

Plugging Bond Surety ID: 20090069

3. Name of Operator: DELTA PETROLEUM CORPORATION      4. COGCC Operator Number: 16800

5. Address: 370 17TH ST STE 4300  
City: DENVER      State: CO      Zip: 80202

6. Contact Name: Jennifer Barnett      Phone: (303)578-2536      Fax: ()  
Email: jbarnett@progressivepcs.net

7. Well Name: NVega      Well Number: 23-134

8. Unit Name (if appl): \_\_\_\_\_      Unit Number: \_\_\_\_\_

9. Proposed Total Measured Depth: 8419

**WELL LOCATION INFORMATION**

10. QtrQtr: SWNW    Sec: 23    Twp: 9S    Rng: 93W    Meridian: 6  
Latitude: 39.263947      Longitude: -107.744878

Footage at Surface:      FNL/FSL      FNL      FSL      FEL/FWL      FWL  
1937 feet      564 feet

11. Field Name: Buzzard Creek      Field Number: 9500

12. Ground Elevation: 7478      13. County: MESA

14. GPS Data:  
Date of Measurement: 01/11/2008    PDOP Reading: 1.7    Instrument Operator's Name: Bart Hunting, Uintah Surveying

15. If well is  Directional     Horizontal (highly deviated)    **submit deviated drilling plan.**

Footage at Top of Prod Zone:    FNL/FSL    FSL    FWL    Bottom Hole:    FNL/FSL    FSL    FWL    FEL/FWL  
1895    346    1895    346

Sec: 23    Twp: 9S    Rng: 93W      Sec: 23    Twp: 9S    Rng: 93W

16. Is location in a high density area? (Rule 603b)?     Yes     No

17. Distance to the nearest building, public road, above ground utility or railroad: 446 ft

18. Distance to nearest property line: 627 ft    19. Distance to nearest well permitted/completed in the same formation: 443 ft

**LEASE, SPACING AND POOLING INFORMATION**

Objective Formation(s)	Formation Code	Spacing Order Number(s)	Unit Acreage Assigned to Well	Unit Configuration (N/2, SE/4, etc.)
MESAVERDE	MVRD	369-4	320	W2

21. Mineral Ownership:     Fee     State     Federal     Indian    Lease #: \_\_\_\_\_

22. Surface Ownership:     Fee     State     Federal     Indian

23. Is the Surface Owner also the Mineral Owner?     Yes     No    Surface Surety ID#: \_\_\_\_\_

23a. If 23 is Yes: Is the Surface Owner(s) signature on the lease?     Yes     No

23b. If 23 is No:     Surface Owners Agreement Attached or     \$25,000 Blanket Surface Bond     \$2,000 Surface Bond     \$5,000 Surface Bond

24. Using standard QtrQtr, Sec, Twp, Rng format enter entire mineral lease description upon which this proposed wellsite is located (attach separate sheet/map if you prefer):

Township 9S- Range 93W (Harrison Gulch Tract): Sec. 21: N/2SE/4; Sec. 22: N/2S/2, S/2SW/4, SW/4SE/4; Sec. 23: SW/4, Pt: NW/4, W/2NE/4; Sec. 26: W/2W/2, E/2NW/4; Sec. 27: NE/4, SE/4NW/4, E/2SW/4, SE/4 (Total acreage: 1309 (m/i)) and Township 9S- Range 93W (Buzzard Creek Tract): Sec. 8: E/2NW/4, W/2SW/4, SW/4NW/4; Sec. 17: W/2NW/4; Sec. 18: NE/4NE/4; Sec. 22: S/2NE/4, SE/4NW/4 (Total acreage: 440 (m/i)) TOTAL ACREAGE: 1749 acres (m/i)

25. Distance to Nearest Mineral Lease Line: 620 ft 26. Total Acres in Lease: 1749

### DRILLING PLANS AND PROCEDURES

27. Is H2S anticipated?  Yes  No If Yes, attach contingency plan.

28. Will salt sections be encountered during drilling?  Yes  No

29. Will salt (>15,000 ppm TDS CL) or oil based muds be used during drilling?  Yes  No

30. If questions 28 or 29 are yes, is this location in a sensitive area (Rule 901.e)?  Yes  No

31. Mud disposal:  Offsite  Onsite

If 28, 29, or 30 are "Yes" a pit permit may be required.

Method:  Land Farming  Land Spreading  Disposal Facility Other: Closed Loop

Note: The use of an earthen pit for Recompletion fluids requires a pit permit (Rule 905b). If air/gas drilling, notify local fire officials.

Casing Type	Size of Hole	Size of Casing	Wt/Ft	Csg/Liner Top	Setting Depth	Sacks Cmt	Cmt Btm	Cmt Top
CONDUCTOR	24	16	55	0	60	200	60	0
SURF	12+1/4	8+5/8	24	0	2,000	769	2,000	0
1ST	7+7/8	4+1/2	11.6	0	8,419	985	8,419	1,500

32. BOP Equipment Type:  Annular Preventer  Double Ram  Rotating Head  None

33. Comments I certify that all conditions in the original permit are the same except for the distance to nearest well permitted/completed has changed. There have been no changes to land use, well construction or the lease. This pad is built. No expansion or additional disturbance will occur. Closed loop system will be used. DELTA PETROLEUM CORP IS THE SURFACE OWNER. There will not be a 30 day letter or SUA attached. This Refile Form 2 does not require a Form 2A because the pad has been constructed, a closed loop system is being used so no pits need to be constructed, the refiled well will not require any expansion/additional surface disturbance of the pad. The location is not in a wildlife restricted surface occupancy area (RSO); consultation with CDOW is not required and the location does not require a variance from any of the rules listed in 306.d.(1).(A).(ii).; consultation with CDPHE is not required.

34. Location ID: 311764

35. Is this application in a Comprehensive Drilling Plan?  Yes  No

36. Is this application part of submitted Oil and Gas Location Assessment?  Yes  No

I hereby certify all statements made in this form are, to the best of my knowledge, true, correct, and complete.

Signed: \_\_\_\_\_ Print Name: Jennifer Barnett

Title: Regulatory Agent Date: \_\_\_\_\_ Email: jbarnett@progressivepcs.net

Based on the information provided herein, this Application for Permit-to-Drill complies with COGCC Rules and applicable orders and is hereby approved.

COGCC Approved: \_\_\_\_\_ Director of COGCC Date: \_\_\_\_\_

API NUMBER

05 077 09612 00

Permit Number: \_\_\_\_\_ Expiration Date: \_\_\_\_\_

CONDITIONS OF APPROVAL, IF ANY:

All representations, stipulations and conditions of approval stated in the Form 2A for this location shall constitute representations, stipulations and conditions of approval for this Form 2 Permit-to-Drill and are enforceable to the same extent as all other representations, stipulations and conditions of approval stated in this Permit-to-Drill.

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**Attachment Check List**

Att Doc Num	Name

Total Attach: 0 Files

**General Comments**

<u>User Group</u>	<u>Comment</u>	<u>Comment Date</u>

Total: 0 comment(s)

**BMP**

<u>Type</u>	<u>Comment</u>

Total: 0 comment(s)