



**BAYSWATER**  
**EXPLORATION & PRODUCTION, LLC**

October 21, 2011

VIA Certified Mail # 7008 0500 0000 5575 0055

Hergert Limited Partnership No 3  
4644 W 21<sup>st</sup> St Cir  
Greeley, CO 80634

RE: Surface Owner Notification  
Well Name: Hergert 1-35, 17-35, and 8-35 Wells  
Section 35, Township 7N, Range 67W  
Weld County, Colorado

Dear Betty,

Pursuant to Rule 306 of the rules of the Colorado Oil and Gas Conservation Commission (COGCC) Bayswater Exploration & Production, LLC (Bayswater) provides the following information to you:

1. Bayswater intends to commence operations for the drilling of the captioned wells. We estimate the commencement of operations with heavy equipment shall occur within 180 days. However, due to equipment availability and scheduling, such operations may occur earlier.
2. The operator of the captioned well is: Bayswater Exploration & Production, LLC
3. The location of the captioned wells is referenced above.
4. Under the COGCC rules the surface owner is responsible for notifying any affected tenant of the proposed operations.
5. Under COGCC Rule 306, the affected surface owner is entitled to a consultation with the operator
6. Also enclosed is a copy of the COGCC's informational brochure for surface owners containing rules pertaining to notice of oil and gas operations and opportunities for consultation thereon.
7. Further, enclosed is a copy of the COGCC's Onsite Inspection Policy.

Please call me at 720-881-4489 with any questions you may have concerning the proposed operations.

Sincerely,

Ben Schuessler  
Landman

Enclosures