

STATE OF UTAH DEPARTMENT OF NATURAL RESOURCES DIVISION OF OIL, GAS AND MINING					FORM 3 AMENDED REPORT <input type="checkbox"/>	
<b>APPLICATION FOR PERMIT TO DRILL</b>					<b>1. WELL NAME and NUMBER</b> Ute Tribal 8-34D-55	
<b>2. TYPE OF WORK</b> DRILL NEW WELL <input checked="" type="checkbox"/> REENTER P&A WELL <input type="checkbox"/> DEEPEN WELL <input type="checkbox"/>					<b>3. FIELD OR WILDCAT</b> BRUNDAGE CANYON	
<b>4. TYPE OF WELL</b> Oil Well Coalbed Methane Well: NO					<b>5. UNIT or COMMUNITIZATION AGREEMENT NAME</b>	
<b>6. NAME OF OPERATOR</b> BERRY PETROLEUM COMPANY					<b>7. OPERATOR PHONE</b> 303 999-4044	
<b>8. ADDRESS OF OPERATOR</b> 4000 South 4028 West Rt 2 Box 7735, Roosevelt, UT, 84066					<b>9. OPERATOR E-MAIL</b> kao@bry.com	
<b>10. MINERAL LEASE NUMBER (FEDERAL, INDIAN, OR STATE)</b> 14-20-H62-5028			<b>11. MINERAL OWNERSHIP</b> FEDERAL <input type="checkbox"/> INDIAN <input checked="" type="checkbox"/> STATE <input type="checkbox"/> FEE <input type="checkbox"/>		<b>12. SURFACE OWNERSHIP</b> FEDERAL <input type="checkbox"/> INDIAN <input checked="" type="checkbox"/> STATE <input type="checkbox"/> FEE <input type="checkbox"/>	
<b>13. NAME OF SURFACE OWNER (if box 12 = 'fee')</b>					<b>14. SURFACE OWNER PHONE (if box 12 = 'fee')</b>	
<b>15. ADDRESS OF SURFACE OWNER (if box 12 = 'fee')</b>					<b>16. SURFACE OWNER E-MAIL (if box 12 = 'fee')</b>	
<b>17. INDIAN ALLOTTEE OR TRIBE NAME (if box 12 = 'INDIAN')</b> Ute			<b>18. INTEND TO COMMINGLE PRODUCTION FROM MULTIPLE FORMATIONS</b> YES <input type="checkbox"/> (Submit Commingling Application) NO <input checked="" type="checkbox"/>		<b>19. SLANT</b> VERTICAL <input type="checkbox"/> DIRECTIONAL <input checked="" type="checkbox"/> HORIZONTAL <input type="checkbox"/>	
<b>20. LOCATION OF WELL</b>	<b>FOOTAGES</b>	<b>QTR-QTR</b>	<b>SECTION</b>	<b>TOWNSHIP</b>	<b>RANGE</b>	<b>MERIDIAN</b>
<b>LOCATION AT SURFACE</b>	2037 FNL 2086 FEL	SWNE	34	5.0 S	5.0 W	U
<b>Top of Uppermost Producing Zone</b>	1972 FNL 841 FEL	SENE	34	5.0 S	5.0 W	U
<b>At Total Depth</b>	1971 FNL 607 FEL	SENE	34	5.0 S	5.0 W	U
<b>21. COUNTY</b> DUCHESNE			<b>22. DISTANCE TO NEAREST LEASE LINE (Feet)</b> 2037		<b>23. NUMBER OF ACRES IN DRILLING UNIT</b> 640	
			<b>25. DISTANCE TO NEAREST WELL IN SAME POOL (Applied For Drilling or Completed)</b> 1700		<b>26. PROPOSED DEPTH</b> MD: 5882 TVD: 5622	
<b>27. ELEVATION - GROUND LEVEL</b> 6999			<b>28. BOND NUMBER</b> RLB0005647		<b>29. SOURCE OF DRILLING WATER / WATER RIGHTS APPROVAL NUMBER IF APPLICABLE</b> 43-11324	
<b>ATTACHMENTS</b>						
<b>VERIFY THE FOLLOWING ARE ATTACHED IN ACCORDANCE WITH THE UTAH OIL AND GAS CONSERVATION GENERAL RULES</b>						
<input checked="" type="checkbox"/> WELL PLAT OR MAP PREPARED BY LICENSED SURVEYOR OR ENGINEER			<input checked="" type="checkbox"/> COMPLETE DRILLING PLAN			
<input type="checkbox"/> AFFIDAVIT OF STATUS OF SURFACE OWNER AGREEMENT (IF FEE SURFACE)			<input type="checkbox"/> FORM 5. IF OPERATOR IS OTHER THAN THE LEASE OWNER			
<input checked="" type="checkbox"/> DIRECTIONAL SURVEY PLAN (IF DIRECTIONALLY OR HORIZONTALLY DRILLED)			<input checked="" type="checkbox"/> TOPOGRAPHICAL MAP			
<b>NAME</b> Kathy K. Fieldsted			<b>TITLE</b> Sr. Regulatory & Permitting Tech.		<b>PHONE</b> 435 722-1325	
<b>SIGNATURE</b>			<b>DATE</b> 10/13/2010		<b>EMAIL</b> kkf@bry.com	
<b>API NUMBER ASSIGNED</b> 43013504360000			 Permit Manager			

T5S, R5W, U.S.B.&M.

**BERRY PETROLEUM COMPANY**

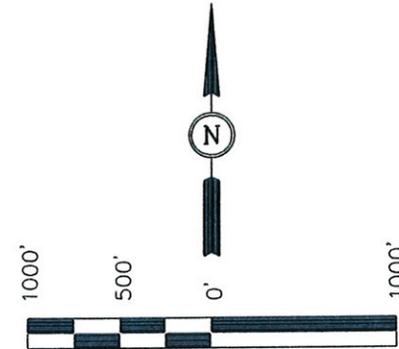
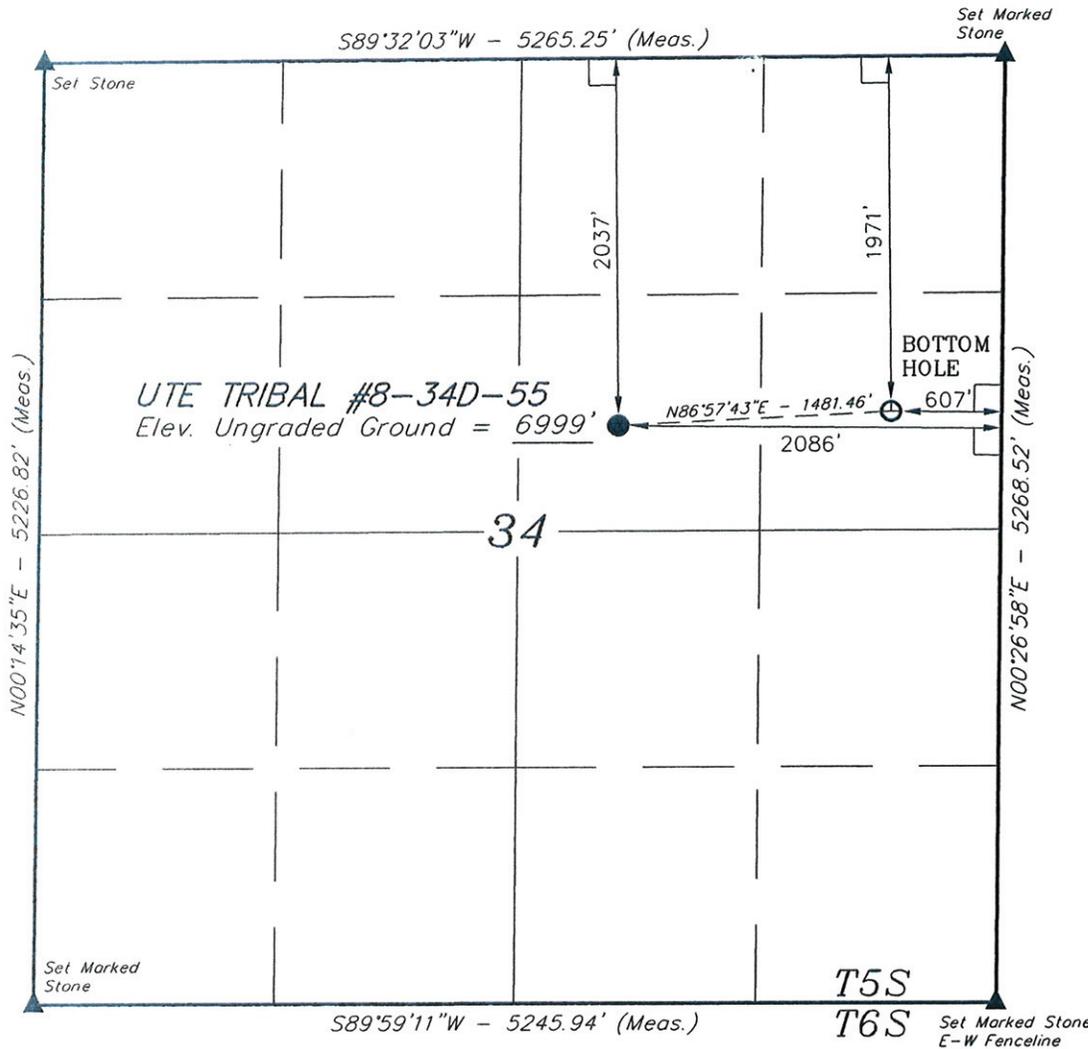
Well location, UTE TRIBAL #8-34D-55, located as shown in the SW 1/4 NE 1/4 of Section 34, T5S, R5W, U.S.B.&M., Duchesne County, Utah.

BASIS OF ELEVATION

BENCH MARK (M67) LOCATED IN THE SW 1/4 OF SECTION 9, T5S, R4W, U.S.B.&M., TAKEN FROM THE DUCHESNE SE QUADRANGLE, UTAH, DUCHESNE COUNTY, 7.5 MINUTE QUAD. (TOPOGRAPHIC MAP) PUBLISHED BY THE UNITED STATES DEPARTMENT OF THE INTERIOR, GEOLOGICAL SURVEY. SAID ELEVATION IS MARKED ON CAP AS BEING 6097 FEET.

BASIS OF BEARINGS

BASIS OF BEARINGS IS A G.P.S. OBSERVATION.



SCALE

CERTIFICATE

THIS IS TO CERTIFY THAT THE ABOVE PLAT WAS PREPARED FROM FIELD NOTES OF ACTUAL SURVEYS MADE BY ME OR UNDER MY SUPERVISION AND THAT THE SAME ARE TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF.

ROBERT L. KAY  
 REGISTERED LAND SURVEYOR  
 REGISTRATION NO. 161319  
 STATE OF UTAH

REVISED: 09-28-10 S.B.  
 REVISED: 07-20-10 S.B.

LEGEND:

- └─┘ = 90° SYMBOL
- = PROPOSED WELL HEAD.
- ▲ = SECTION CORNERS LOCATED.

BASIS OF BEARINGS

BASIS OF BEARINGS IS A G.P.S. OBSERVATION.

NAD 83 (TARGET BOTTOM HOLE)	NAD 83 (SURFACE LOCATION)
LATITUDE = 40°00'18.20" (40.005056)	LATITUDE = 40°00'17.41" (40.004836)
LONGITUDE = 110°25'35.72" (110.426589)	LONGITUDE = 110°25'54.72" (110.431867)
NAD 27 (TARGET BOTTOM HOLE)	NAD 27 (SURFACE LOCATION)
LATITUDE = 40°00'18.34" (40.005094)	LATITUDE = 40°00'17.55" (40.004875)
LONGITUDE = 110°25'33.17" (110.425881)	LONGITUDE = 110°25'52.17" (110.431158)

**UINTAH ENGINEERING & LAND SURVEYING**  
 85 SOUTH 200 EAST - VERNAL, UTAH 84078  
 (435) 789-1017

SCALE 1" = 1000'	DATE SURVEYED: 08-28-08	DATE DRAWN: 09-18-08
PARTY S.H. T.P. K.G.	REFERENCES G.L.O. PLAT	
WEATHER HOT	FILE BERRY PETROLEUM COMPANY	