

FORM  
2A

Rev  
08/13

State of Colorado  
Oil and Gas Conservation Commission

1120 Lincoln Street, Suite 801, Denver, Colorado 80203  
Phone: (303) 894-2100 Fax: (303) 894-2109



Document Number:

400556092

Date Received:

02/17/2014

Oil and Gas Location Assessment

☒ New Location    ☐ Refile    ☐ Amend Existing Location    Location#: \_\_\_\_\_

Submit signed original form. This Oil and Gas Location Assessment is to be submitted to the COGCC for approval prior to any ground disturbance activity associated with oil and gas operations. Approval of this Oil and Gas Location Assessment will allow for the construction of the below specified Location; however, it does not supersede any land use rules applied by the local land use authority. Please see the COGCC website at <http://cogcc.state.co.us/> for all accompanying information pertinent this Oil and Gas Location Assessment.

Location ID:

**436846**

Expiration Date:

**04/19/2017**

☒ This location assessment is included as part of a permit application.

CONSULTATION

- ☐ This location is included in a Comprehensive Drilling Plan. CDP # \_\_\_\_\_
- ☐ This location is in a sensitive wildlife habitat area.
- ☐ This location is in a wildlife restricted surface occupancy area.
- ☐ This location includes a Rule 306.d.(1)A.ii. variance request.

Operator

Operator Number: 10399

Name: NIGHTHAWK PRODUCTION LLC

Address: 1805 SHEA CENTER DR #290

City: HIGHLANDS RANCH State: CO Zip: 80129

Contact Information

Name: KYLA HOWL

Phone: (505) 635.5669

Fax: ( )

email: KVAUGHAN@LTENV.COM

RECLAMATION FINANCIAL ASSURANCE

☒ Plugging and Abandonment Bond Surety ID: 20120011    ☐ Gas Facility Surety ID: \_\_\_\_\_

☐ Waste Management Surety ID: \_\_\_\_\_

LOCATION IDENTIFICATION

Name: BLACKCOMB Number: 5-14

County: LINCOLN

QuarterQuarter: SWNW Section: 14 Township: 6S Range: 54W Meridian: 6 Ground Elevation: 5182

Define a single point as a location reference for the facility location. When the location is to be used as a well site then the point shall be a well location.

Footage at surface: 1996 feet FNL from North or South section line

1097 feet FWL from East or West section line

Latitude: 39.530340 Longitude: -103.412750

PDOP Reading: 1.9 Date of Measurement: 09/20/2013

Instrument Operator's Name: ELIJAH FRANE

## RELATED REMOTE LOCATIONS

(Enter as many Related Locations as necessary. Enter the Form 2A document # only if there is no established COGCC Location ID#)

This proposed Oil and Gas Location is:

LOCATION ID # FORM 2A DOC #

## FACILITIES

Indicate the number of each type of oil and gas facility planned on location

Wells	1	Oil Tanks		Condensate Tanks		Water Tanks		Buried Produced Water Vaults	
Drilling Pits	1	Production Pits		Special Purpose Pits		Multi-Well Pits		Temporary Large Volume Above Ground Tanks	
Pump Jacks	1	Separators		Injection Pumps		Cavity Pumps			
Gas or Diesel Motors	1	Electric Motors		Electric Generators		Fuel Tanks		Gas Compressors	
Dehydrator Units		Vapor Recovery Unit		VOC Combustor		Flare		LACT Unit	
								Pigging Station	

## OTHER FACILITIES

### Other Facility Type

### Number

CHEMICAL TANK	1
CHEMICAL PUMP	1

Per Rule 303.b.(3)C, description of all oil, gas, and/or water pipelines:

THERE WILL BE ONE 3" FIBERGLASS PIPELINE AND ONE 2" PVC PIPELINE THAT WILL TRAVEL TO THE BLACKCOMB BATTERY THAT WILL BE LOCATED ON THE BLACKCOMB 12-14 WELL LOCATION (permit yet to be submitted) WHERE PRODUCTION FACILITIES WILL BE UTILIZED FOR THE BLACKCOMB 5-14.

## CONSTRUCTION

Date planned to commence construction: 03/24/2014 Size of disturbed area during construction in acres: 2.50  
Estimated date that interim reclamation will begin: 06/30/2014 Size of location after interim reclamation in acres: 1.00  
Estimated post-construction ground elevation: 5182

## DRILLING PROGRAM

Will a closed loop system be used for drilling fluids: No

Is H<sub>2</sub>S anticipated? No

Will salt sections be encountered during drilling: No

Will salt based mud (>15,000 ppm Cl) be used? No

Will oil based drilling fluids be used? No

## DRILLING WASTE MANAGEMENT PROGRAM

Drilling Fluids Disposal: ONSITE Drilling Fluids Disposal Method: Recycle/reuse

Cutting Disposal: ONSITE Cuttings Disposal Method: Drilling pit

Other Disposal Description:

BACKFILL WHEN DRY

Beneficial reuse or land application plan submitted? \_\_\_\_\_

Reuse Facility ID: \_\_\_\_\_ or Document Number: \_\_\_\_\_

Centralized E&P Waste Management Facility ID, if applicable: \_\_\_\_\_

## SURFACE & MINERALS & RIGHT TO CONSTRUCT

Name: CHERYL WHIPPLE

Phone: \_\_\_\_\_

Address: 350 WEBSTER AVENUE

Fax: \_\_\_\_\_

Address: \_\_\_\_\_

Email: \_\_\_\_\_

City: BURLINGTON State: CO Zip: 80807-2083

Surface Owner: ☒ Fee ☐ State ☐ Federal ☐ Indian

Check all that apply. The Surface Owner: ☐ is the mineral owner

☐ is committed to an oil and Gas Lease

☐ has signed the Oil and Gas Lease

☐ is the applicant

The Mineral Owner beneath this Oil and Gas Location is: ☒ Fee ☐ State ☐ Federal ☐ Indian

The Minerals beneath this Oil and Gas Location will be developed from or produced to this Oil and Gas Location: Yes

The right to construct this Oil and Gas Location is granted by: Surface Use Agreement

Surface damage assurance if no agreement is in place: \_\_\_\_\_ Surface Surety ID: \_\_\_\_\_

Date of Rule 306 surface owner consultation 12/23/2013

## CURRENT AND FUTURE LAND USE

Current Land Use (Check all that apply):

Crop Land: ☐ Irrigated ☒ Dry land ☐ Improved Pasture ☐ Hay Meadow ☐ CRP

Non-Crop Land: ☐ Rangeland ☐ Timber ☐ Recreational ☐ Other (describe): \_\_\_\_\_

Subdivided: ☐ Industrial ☐ Commercial ☐ Residential

Future Land Use (Check all that apply):

Crop Land: ☐ Irrigated ☒ Dry land ☐ Improved Pasture ☐ Hay Meadow ☐ CRP

Non-Crop Land: ☐ Rangeland ☐ Timber ☐ Recreational ☐ Other (describe): \_\_\_\_\_

Subdivided: ☐ Industrial ☐ Commercial ☐ Residential

## CULTURAL DISTANCE INFORMATION

Distance to nearest:

Building: 5280 Feet  
Building Unit: 5280 Feet  
High Occupancy Building Unit: 5280 Feet  
Designated Outside Activity Area: 5280 Feet  
Public Road: 1097 Feet  
Above Ground Utility: 5280 Feet  
Railroad: 5280 Feet  
Property Line: 893 Feet

### INSTRUCTIONS:

- All measurements shall be provided from center of nearest Well or edge of nearest Production Facility to nearest of each cultural feature as described in Rule 303.b.(3)A.  
- Enter 5280 for distance greater than 1 mile.  
- Building - nearest building of any type. If nearest Building is a Building Unit, enter same distance for both.  
- Building Unit, High Occupancy Building Unit, and Designated Outside Activity Area - as defined in 100-Series Rules.

## DESIGNATED SETBACK LOCATION INFORMATION

Check all that apply. This location is within a: ☐ Buffer Zone  
☐ Exception Zone  
☐ Urban Mitigation Area

- Buffer Zone - as described in Rule 604.a.(2), within 1,000' of a Building Unit.  
- Exception Zone - as described in Rule 604.a.(1), within 500' of a Building Unit.  
- Urban Mitigation Area - as defined in 100-Series Rules.

Pre-application Notifications (required if location is within 1,000 feet of a building unit):

Date of Rule 305.a.(1) Urban Mitigation Area Notification to Local Government: \_\_\_\_\_

Date of Rule 305.a.(2) Buffer Zone Notification to Building Unit Owners: \_\_\_\_\_

## SOIL

List all soil map units that occur within the proposed location. attach the National Resource Conservation Service (NRCS) report showing the "Map Unit Description" report listing the soil typical vertical profile. This data is to be used when segregating topsoil.

The required information can be obtained from the NRCS web site at <http://soildatamart.nrcs.usda.org/> or from the COGCC web site GIS Online map page found at <http://colorado.gov/cogcc>. Instructions are provided within the COGCC web site help section.

NRCS Map Unit Name: 112-BANKARD-GLENBERT COMPLEX

NRCS Map Unit Name: 179-SAMPSON LOAM

NRCS Map Unit Name: \_\_\_\_\_

## PLANT COMMUNITY:

Complete this section only if any portion of the disturbed area of the location's current land use is on non-crop land.

Are noxious weeds present: Yes ☐ No ☐

Plant species from: ☐ NRCS or, ☐ field observation Date of observation: \_\_\_\_\_

List individual species: \_\_\_\_\_

Check all plant communities that exist in the disturbed area.

- ☐ Disturbed Grassland (Cactus, Yucca, Cheatgrass, Rye)  
☐ Native Grassland (Bluestem, Grama, Wheatgrass, Buffalograss, Fescue, Oatgrass, Brome)  
☐ Shrub Land (Mahogany, Oak, Sage, Serviceberry, Chokecherry)  
☐ Plains Riparian (Cottonwood, Willow, Aspen, Maple, Poplar, Russian Olive, Tamarisk)  
☐ Mountain Riparian (Cottonwood, Willow, Blue Spruce)  
☐ Forest Land (Spruce, Fir, Ponderosa Pine, Lodgepole Pine, Juniper, Pinyon, Aspen)  
☐ Wetlands Aquatic (Bullrush, Sedge, Cattail, Arrowhead)  
☐ Alpine (above timberline)  
☐ Other (describe): \_\_\_\_\_

## WATER RESOURCES

Is this a sensitive area: ☐ No ☒ Yes

Distance to nearest

downgradient surface water feature: 271 Feet

water well: 5845 Feet

Estimated depth to ground water at Oil and Gas Location 100 Feet

Basis for depth to groundwater and sensitive area determination:

PER COGCC NORTHERN HIGH PLAINS AREA. THERE ARE NO WATER WELLS (WW) IN SECTION 14. NEAREST WW IS IN SEC 23 OVER A MILE AWAY. WW IN SEC 23, 21 & 9 WERE REVIEWED AS WELL AS TOPOGRAPHY, GRADIENT AND ELEVATION TO DETERMINE ESTIMATED DTW.

Is the location in a riparian area: ☒ No ☐ Yes

Was an Army Corps of Engineers Section 404 permit filed ☒ No ☐ Yes If yes attach permit.

Is the location within a Rule 317B Surface Water Supply Area buffer No zone:

If the location is within a Rule 317B Surface Water Supply Area buffer have all public water supply systems within 15 miles been notified: \_\_\_\_\_

## GROUNDWATER BASELINE SAMPLING AND MONITORING AND WATER WELL SAMPLING

Water well sampling required per Rule 609

## DESIGNATED SETBACK LOCATION EXCEPTIONS

Check all that apply:

- ☐ Rule 604.a.(1)A. Exception Zone (within 500' of Building Unit)
- ☐ Rule 604.b.(1)A. Exception Location (existing or approved Oil & Gas Location now within a Designated Setback as a result of Rule 604.a.)
- ☐ Rule 604.b.(1)B. Exception Location (existing or approved Oil & Gas Location is within a Designated Setback due to Building Unit construction after Location approval)
- ☐ Rule 604.b.(2) Exception Location (SUA or site-specific development plan executed on or before August 1, 2013)
- ☐ Rule 604.b.(3) Exception Location (Building Units constructed after August 1, 2013 within setback per an SUA or site-specific development plan)

## RULE 502.b VARIANCE REQUEST

☐ Rule 502.b. Variance Request from COGCC Rule or Spacing Order Number \_\_\_\_\_

ALL exceptions and variances require attached Request Letter(s). Refer to applicable rule for additional required attachments (e.g. waivers, certifications, SUAs).

## OPERATOR COMMENTS AND SUBMITTAL

Comments

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

Signed: \_\_\_\_\_ Date: 02/17/2014 Email: KVAUGHAN@LTENV.COM

Print Name: KYLA VAUGHAN Title: AGENT FOR NIGHTHAWK

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: 4/20/2014

### **Conditions Of Approval**

**All representations, stipulations and conditions of approval stated in this Form 2A for this location shall constitute representations, stipulations and conditions of approval for any and all subsequent operations on the location unless this Form 2A is modified by Sundry Notice, Form 4 or an Amended Form 2A.**

<b><u>COA Type</u></b>	<b><u>Description</u></b>
	Reference Area photographs (taken during the growing season) and map will be submitted within 12 months from the submittal of this Form 2A.
	The proposed location is in a sensitive area. Secondary containment areas for tanks shall be constructed of steel rings, designed and installed to prevent leakage and resist degradation from erosion or routine operation and shall be constructed with a synthetic or engineered liner that contains all primary containment vessels and flowlines and is mechanically connected to the steel ring to prevent leakage.

### **Best Management Practices**

<b><u>No</u></b>	<b><u>BMP/COA Type</u></b>	<b><u>Description</u></b>
1	Construction	<p>Certificate to Discharge Under CDPHE General Permit No. COR-030000 Stormwater Discharges Associated with Construction Certification No. COR031825 Prior to construction, perimeter controls will be installed utilizing cuttings from the clearing operations. Once the well pad has been constructed a variety of BMP's shall be utilized for the site specific conditions. BMP's to be utilized may include, but are not limited to:</p> <ul style="list-style-type: none"><li>-Dirt Ditch/Berm</li><li>-Erosion Control Blankets</li><li>-Straw Bale Barrier</li><li>-Straw Wattles</li><li>-Seeding</li><li>-Imported Hard Armor</li><li>-Check Dams</li><li>-Culvert/Culvert Protection</li><li>-Crimped Straw</li><li>-Silt Fence</li><li>-Surface Roughening/Surface Rip</li></ul> <p>During construction, each site will be inspected every 14 days and 24-72 hours after any precipitation event causing erosion depending on the current site activities. These inspections will be recorded and maintained at Nighthawk's office. Repairs shall be completed as soon as possible after an inspection reporting BMP repairs are required. Any site specific modifications will be revised on the site plan when implemented at the site. A field wide Stormwater Management Plan (SWMP) for the Project Area is located at Nighthawk's office. Spill Protection Control and Countermeasures (SPCC) plans for the Project Area is located at Nighthawk's office. The field wide SWMP addresses SPCC during construction operations.</p>

Total: 1 comment(s)

## Attachment Check List

<u>Att Doc Num</u>	<u>Name</u>
2519062	SURFACE AGRMT/SURETY
400556092	FORM 2A SUBMITTED
400556103	ACCESS ROAD MAP
400556106	CONST. LAYOUT DRAWINGS
400556107	LOCATION DRAWING
400556108	LOCATION PICTURES
400556109	NRCS MAP UNIT DESC
400556110	NRCS MAP UNIT DESC
400556111	HYDROLOGY MAP A, TOPO

Total Attach: 9 Files

## General Comments

<u>User Group</u>	<u>Comment</u>	<u>Comment Date</u>
Permit	Final review completed; no public comment received.	4/18/2014 6:57:36 AM
Permit	Operator response 4/17/2014: Nighthawk has devised a plan that is being used in eastern Colorado and approved by the COGCC to bring the cuttings out of the pit, mix them with a bio-degradable substance and put them back in the pit and cover them with 3' of soil. Then reseed. The surface owner has been apprised of this procedure and has concurred with such.	4/18/2014 6:52:43 AM
Permit	Waiting on clarification of conflict with SUA regarding disposal of drilling waste offsite. SUA states drilling waste to be taken off property.	4/16/2014 10:16:08 AM
OGLA	Awaiting the submittal for the Production Facility. This Form 2A will be incomplete until receipt of the Form 2A for the Production Facility.	3/31/2014 2:54:28 PM
OGLA	Surface Agreement is not signed by Nighthawk Production. The Agreement will need to be signed prior to Final Approval.	3/31/2014 2:28:03 PM
LGD	County Permit #1415	2/20/2014 1:35:53 PM
Permit	Passed completeness.	2/19/2014 7:22:24 AM
Permit	Returned to draft: Attached Surface Use Agreement file is damaged and won't open. Please correct resubmit.	2/18/2014 12:23:31 PM

Total: 8 comment(s)