

Dave Kubeczko - DNR

From: Dave Kubeczko - DNR
Sent: Tuesday, July 29, 2014 1:37 PM
To: Dave Kubeczko - DNR
Subject: FW: Out of Office Re: Onsite Elm Ridge IGW 154
Attachments: Pre Construction Notice IGW 154.pdf

Categories: Operator Correspondence

Scan No 2107076

OPERATOR PRECONSTRUCTION NOTICE TO SURFACE OWNER

2A#400607018

From: Joyce Land Research [mailto:jlr@animas.net]
Sent: Monday, June 30, 2014 2:10 PM
To: Krysten Moore; james@advancedwirelessllc.com
Cc: Dave Kubeczko - DNR; Terry Lindeman; Mike Finney; Anne Finney
Subject: Re: Out of Office Re: Onsite Elm Ridge IGW 154

Dear Mr. and Mrs. Moore,

Please find the attached Pre-Construction Notice. You will be receiving a hard copy with the required attachments when you return from vacation. Please let me know when you will be available for hand delivery or to have it delivered to your residence or place of business. The delivery will need to be confirmed by signature.

Very best regards,

Doug Joyce
Finney Land Co.
970-769-0488

----- Original Message -----

From: [Joyce Land Research](#)
To: [Krysten Moore](#) ; james@advancedwirelessllc.com
Cc: [Dave Kubeczko - DNR](#) ; [Terry Lindeman](#) ; [Mike Finney](#) ; [Anne Finney](#)
Sent: Monday, June 30, 2014 2:03 PM
Subject: Re: Out of Office Re: Onsite Elm Ridge IGW 154

----- Original Message -----

From: [Krysten Moore](#)
To: [Joyce Land Research](#)
Sent: Monday, June 30, 2014 10:10 AM
Subject: Re: Out of Office Re: Onsite Elm Ridge IGW 154

We have extended our vacation due to the upcoming holiday because it is a short week anyway. We should be back next week.

On Jun 30, 2014 7:58 AM, "Joyce Land Research" <jlr@animas.net> wrote:
Dear Mrs. Moore,

I need to hand deliver a pre-construction notice to you today and have you sign a receipt for the delivery. Will you be at the property on Blackhawk? I can drive to your office Farmington to do this if you will not be in La Plata County today. The COGCC tells me that your husband could also sign for this if you aren't there but no one else besides either of the two of you. Also, our surveyor

still needs to access the vicinity of your house to shoot the distance between the well location and the closest part of your residence. Please let me know the soonest we can schedule this.

Very best regards,

Doug Joyce
Finney Land Co.
[970-769-0488](tel:970-769-0488)

----- Original Message -----

From: [Krysten Moore](#)
To: jlr@animas.net
Sent: Tuesday, June 24, 2014 2:58 PM
Subject: Out of Office Re: Onsite Elm Ridge IGW 154

I will be out of the office from Tuesday, June 24 through Sunday, June 29. I will be checking emails and messages as I can. If you have something urgent please contact Daina, the AWC office manager, at daina@advancedwirelessllc.com or call the office at [505-324-1590](tel:505-324-1590).

Thank you,

--
Krysten Moore
Vice President
AWC
Office: [505-324-1590](tel:505-324-1590)
Cell: [505-486-0045](tel:505-486-0045)
krysten@advancedwirelessllc.com

FINNEY LAND CO.

OIL & GAS CONSULTING

P.O. BOX 2471
DURANGO, CO 81302
PHONE: (970) 259-5691 • FAX (970) 259-4279

PRE-CONSTRUCTION NOTICE

6-30-2013

Krysten Moore
730 Blackhawk Trail
Ignacio, CO. 81137

RE: Elm Ridge Exploration Co, LLC.
IGW 154 Well
T33N, R9W, NMPM
Sec. 15: NW/4
La Plata County, CO.

Dear Mrs. Moore,

Pursuant to Rule 305.f of the Colorado Oil and Gas Conservation Commission (COGCC) requires that a Surface Owner Notice that heavy equipment related to well location construction activities shall be delivered by hand; certified mail, return receipt requested or by other delivery service with receipt confirmation.

The operator's contact information is as follows:

The applicant and designated agent are listed below:

APPLICANT:

Contact Name: Terry Lindeman
Company Name: Elm Ridge Exploration Co., LLC
Street Address: P.O. Box 156
City: Bloomfield
State: New Mexico
Zip: 87413
Phone Number: 505-632-3476 ext 210

DESIGNATED AGENT:

Contact Name: Doug Joyce
Company Name: Finney Land Co.
Street Address: P.O. Box 2471
City: Durango
State: Colorado
Zip: 81301
Phone Number: 970-259-5691

Contact information for the local government designee (LGD):

La Plata County Planning Department
1060 East 2nd Ave.
Durango, CO 81301
(970) 382-6263

The anticipated beginning date of operations is August 1, 2015.

The public comment period has been extended until July 19, 2014. You are hereby invited to request a meeting to address questions and/or discuss whatever concerns you may have regarding this location.

You will be receiving this notice by hand delivery, UPA or FedEx with delivery confirmation requested. I am attaching everything to this .pdf except the postage-paid, return addressed post card that is required by the COGCC to be sent with a pre-construction notice. The package that is delivered to you will have all of the the following inclusions for your information.

1. Site diagram of well location
2. A copy of the COGCC Informational Brochure for Surface Owners.
3. A postage-paid, return addressed post card whereby you may request consultation pursuant to Rule 306.
4. A copy of the COGCC Onsite Inspection Policy.

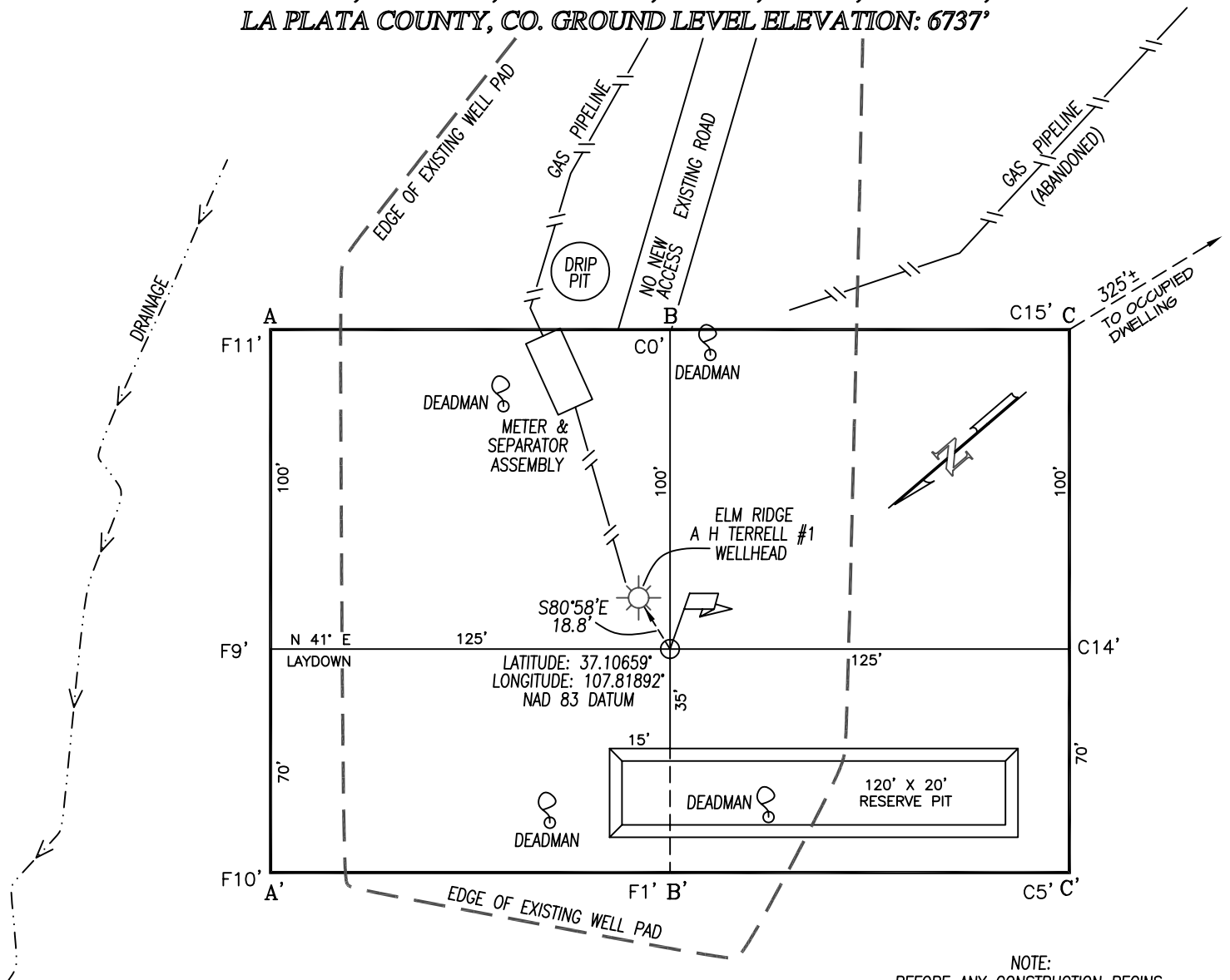
Thank you for your attention to this matter.

Sincerely:


Doug Joyce

Finney Land Co., Agent for Elm Ridge Exploration Co., LLC

ELM RIDGE EXPLORATION COMPANY, LLC: IGW 154
1658' FNL, 1000' FWL, SECTION 15, T-33-N, R-9-W, N.M.P.M.,
LA PLATA COUNTY, CO. GROUND LEVEL ELEVATION: 6737'



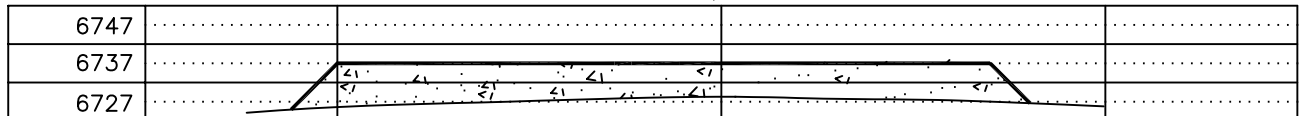
PAD AREA
0.98 ACRES

NEW DISTURBANCE
0.36 ACRES

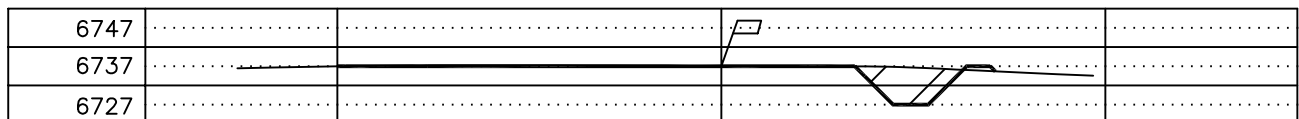
NOTE:
 BEFORE ANY CONSTRUCTION BEGINS,
 CONTRACTOR IS ADVISED TO CALL
 ONE-CALL FOR LOCATION OF ANY
 MARKED OR UNMARKED PIPELINES OR
 CABLES IN THE AREA OF THIS PROJECT.

A-A' ELEV.

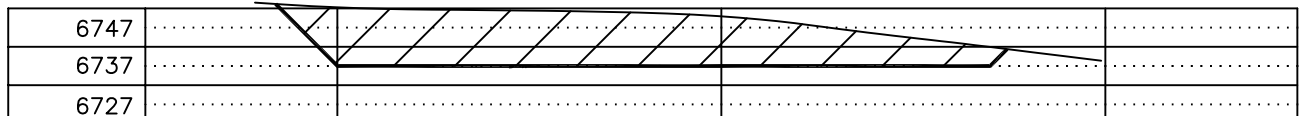
C/L



B-B'



C-C'



SCALE: 1" = 50'



Colorado Department of Natural Resources

OIL AND GAS WELL NOTIFICATION, CONSULTATION, AND RECLAMATION RULES

INFORMATION FOR OIL AND GAS OPERATORS, SURFACE OWNERS AND SURFACE TENANTS

DISCLAIMER: Surface owners are advised to obtain legal advice as may be appropriate to their particular circumstances. Landowners may or may not own the mineral rights underlying their property. In either case, surface owners and tenants may be faced with oil and gas mineral owners exercising their right to drill and produce wells on the property. This brochure is designed to describe the key points of the regulations for the reclamation of land disturbed by oil and gas activity. These regulations are enforced by the Colorado Oil and Gas Conservation Commission.

This brochure is a summary only, and is not to be used as a substitute for the complete rules and regulations.

revised 08/25/2006

STATEWIDE OIL AND GAS RECLAMATION RULES

The Colorado Oil and Gas Conservation Commission's (COGCC) statewide reclamation rules are designed to ensure that the surface of the land is restored as closely as possible to its pre-development condition. These rules respect the surface owner's need to request waivers of certain requirements under special circumstances.

The rules were developed with input from the oil and gas industry, the agricultural industry, the environmental community, and local governments. The COGCC also consulted with the Colorado Agricultural Commission as the rules were being written.

CROP LAND OR NON-CROP LAND? (100 Series Rules Definitions)

The requirements for notification by oil and gas operators to surface owners, as well as site construction and reclamation requirements, depend on whether or not the wellsite and access road are built on **Crop Land** or **Non-Crop Land**.

Crop Land--Lands which are cultivated, mechanically or manually harvested, or irrigated for vegetative agricultural production.

Non-Crop Land--Lands which are **not** defined as Crop Land, including range land.

SURFACE OWNER NOTIFICATION BY THE OIL AND GAS OPERATOR (Rule 305)

Before drilling, the oil and gas operator is required to:

- mail or deliver a notice to the **surface owner** and local government (to identify a surface owner for the purpose of giving the Rule 305 notice, the operator may rely on the records at the assessor for the county where the oil and gas operations will occur); and
- post a notice on the drillsite.

Notice is also required:

- if future operations are planned at an existing well site that cause significant surface disturbances, and
- before final reclamation of the wellsite and access roads.

The notice timing requirements depend on the type of oil and gas operations:

<u>OPERATION</u>	<u>CROP LAND</u>	<u>NON-CROP LAND</u>
Drilling	30 Days	30 Days
Additional Notice of Drilling on Irrigated Crop Land	14 Days	Does Not Apply
Future Well Operations	7 Days	7 Days
Final Reclamation	30 Days	30 Days

PURPOSE OF NOTICE

The purpose of the surface owner notice is to inform the surface owner about when and where the oil and gas operations are to take place so that the surface owner and tenant can make plans to coordinate their own land use with the oil and gas operations.

The COGCC rules require an oil and gas operator to ask the surface owner if he/she wants to be consulted about the timing of the operations and the locations of the wellsite and access road, as well as the final reclamation operations. In addition, the COGCC Onsite Inspection Policy requires an oil and gas operator to provide the surface owner with a copy of the Onsite Inspection Policy and an Onsite Inspection Request Form, along with the Rule 305 surface owner notification. (See "Onsite Inspections" on page 4.)

SURFACE TENANT NOTIFICATION (Rule 305.e.)

It is the surface owner's responsibility to notify the surface tenant about the proposed oil and gas operations.

SURFACE OWNER CONSULTATION (Rule 306)

The oil and gas operator is required to offer to consult with the surface owner about the locations of wellsites and access roads, and about final reclamation. ***The operator has no obligation to consult with a surface tenant unless the surface owner appoints a tenant for consultation.***

Local government representatives may also participate in the consultation about wellsite and access road locations if they desire. Local governments receive notice of wells to be drilled if they request to participate in the COGCC local governmental designee program.

ONSITE INSPECTIONS

On lands where the surface owner did not execute a lease or is not party to a surface use agreement, the surface owner may request the COGCC to conduct an onsite inspection with the surface owner and the oil and gas operator. Local government representatives may also participate if desired by the surface owner. The purpose of the inspection is to determine if technical or operational conditions should be attached to the permit to avoid potential unreasonable loss of crops or land, to address issues regarding health, safety, welfare or environmental impacts, and to ensure compliance with COGCC rules regarding advance notice and good faith consultation.

The onsite inspection will not address matters of surface owner compensation, diminution of property values, future property use, or other private party contractual issues between the operator and the surface owner. Please see the COGCC Onsite Inspection Policy for details about requesting an onsite inspection

SITE PREPARATION - FENCING (Rule 1002.a.)

On all lands: ***At the surface owner's request***, and where livestock is in the immediate area, the operator is required to fence the drilling mud reserve pit on wells that are being drilled, and the wellhead, pit, and production equipment on producing wells.

On Crop Land: ***At the surface owner's request***, the oil and gas operator is required to mark the boundaries of drillsites and access roads with berms, single strand fences, or other equivalent methods to minimize surface disturbance.

SOIL SEGREGATION WHILE EXCAVATING (Rule 1002.b.)

On Crop Land: While performing all excavations, the oil and gas operator is required to segregate all A (topsoil), B, and C soil horizons, and stockpile each of these soils separately. Deeper soil horizons are segregated to a depth of six feet.

On Non-Crop Land: The A (topsoil) horizon, or the top six inches of soil (whichever is deeper) is required to be segregated and stockpiled separately at all excavation

If soil horizons are too rocky or too thin to segregate, the topsoil is segregated as much as possible and stored separately. On crop land, other deeper soil layers are segregated as much as possible to a depth of three (3) feet.

MINIMIZING SURFACE DISTURBANCE DURING DRILLING OPERATIONS (Rule 1002.e.)

On all lands: Drilling locations are required to be designed and constructed in a manner that minimizes the total disturbed area. Steep slopes are to be avoided where possible, and deep cut and fills are to be constructed to the least possible slope. Existing access roads are to be used where possible, and oil and gas operators are encouraged to share access roads when developing a field. Operators are required to limit their travel to within original access road boundaries to reduce land damage.

RECLAMATION BEGINS SOON AFTER A WELL IS DRILLED AND COMPLETED (Rule 1003)

After a well is drilled, all areas which were disturbed by the drilling operations, and which are not needed for production operations, are to be reclaimed as close to their original condition as possible.

This "interim reclamation" is required to take place:

On Crop Land: No later than three (3) months after a well is completed.

On Non-Crop Land: No later than twelve (12) months after a well is completed.

On all lands: Interim reclamation includes:

- removing drilling waste materials and filling of pits and holes;
- removing compaction from the soil in areas no longer needed for oil and gas operations by cross-ripping the soil to a depth of eighteen (18) inches;
- closing drilling pits by drying out the pit and backfilling it by replacing the soil layers in their original positions;
- subsidence over the closed drilling pit is required to be corrected by the operator for two (2) years following pit closure by adding additional topsoil.

On Crop Land: Additional interim reclamation requirements include:

- guy line anchors for drilling and completion rigs are to be removed if requested;
- all bentonite drilling fluid is to be removed from the drilling pit before drying, and a minimum backfill cover of three (3) feet must be placed over any remaining contents in the pit;
- subsidence over any reclaimed area, including a closed drilling pit, is required to be corrected by the oil and gas operator by adding additional topsoil during the life of the well.

INTERIM RESTORATION AND REVEGETATION (Rule 1003)

On all lands: The oil and gas operator is required to replace all soils to their original positions and contour, and to adequately till the soil.

On Crop Land: The operator is required to prevent weeds and erosion, and to re-establish perennial crops that were present before drilling.

On Non-Crop Land: The operator is required to re-seed the disturbed area in the first favorable season. Re-seeding is done according to a surface owner agreement or in consultation with the local soil conservation district in the absence of an agreement. Re-seeding with a species consistent with the adjacent plant community is encouraged.

FINAL RECLAMATION (Rule 1004)

Final reclamation takes place after oil and gas wells are plugged and abandoned. All final reclamation work is required to be completed:

On Crop Land: No later than three (3) months after a well is plugged and abandoned.

On Non-Crop Land: No later than twelve (12) months after a well is plugged and abandoned.

On all lands: An oil and gas operator is required to

- remove all production equipment and debris;
- remove or treat any remaining production waste or contamination from spills or releases following COGCC rules;
- backfill all production pits by replacing the soils in their original positions;
- correct subsidence over closed production pit locations by adding additional topsoil;
- close access roads to plugged and abandoned wells and associated facilities;
- re-grade and re-contour the wellsite and access roads;
- perform compaction removal, restoration, and revegetation on well-sites and access roads to the same standards as those for interim reclamation on both Crop Land and Non-Crop Land;
- comply with all COGCC rules unless a surface owner waiver or Commission variance is obtained.

FLOWLINE INSTALLATION, MAINTENANCE, RECLAMATION, AND ABANDONMENT (Rule 1101)

On all lands:

- All oil and gas well flowlines are required to be buried deep enough to protect them from damage.
- Flowlines may be installed above ground if certain difficult conditions prevent burial or by agreement with the surface owner.

On Crop Land:

- Flowlines must be covered by a minimum of three (3) feet of soil unless prevented by certain difficult burial conditions, or the surface owner agrees to a shallower depth.
- When excavating trenches wider than twelve inches, the operator is required to segregate topsoil and backfill trenches to return the soils to their original positions and contour.
- Efforts are to be made to run flowlines parallel to crop irrigation rows on flood irrigated land.

MAINTENANCE (Rule 1102)

On all lands: Flowline trenches are to be maintained to correct subsidence and prevent erosion, with interim and final reclamation being

performed to the same standards as for wellsites and access roads. To prevent flowline leaks, flowlines are to be pressure tested upon installation, and then each year afterward

FLOWLINE ABANDONMENT (Rule 1103)

On all lands: When flowlines are abandoned:

- the lines are emptied of oil and gas;
- the lines are cut off below the ground surface;
- the lines are capped at the ends.

OIL AND GAS WELL AND TANK BATTERY SIGNS (Rule 210.b.)

Oil and gas operators are required to post permanent signs at wells and tank batteries that identify the operator and provide location and emergency notification information. Signs must be posted within sixty (60) days after the COGCC approves a change of operator.

COGCC COMPLAINT PROCESS (Rule 522)

If a surface owner or tenant has a complaint about an oil and gas operation, the COGCC encourages them to first contact the operator to see if a solution can be found that works for both parties. If no satisfactory solution can be found, a surface owner or tenant may file a complaint, preferably in writing on a COGCC Complaint Report Form (Form 18), with the COGCC. The COGCC staff includes field inspectors, engineers and environmental specialists who are available to investigate complaints and take enforcement action if rule violations are found. If the COGCC enforcement process does not adequately address a surface owner or tenant complaint, an application can be filed for a Commission hearing.

***COGCC HEARING APPLICATION PROCESS
(Rules 503 and 522.c.)***

Surface owners and tenants may file an application for hearing before the Commission for the following purposes:

- to seek a variance from the COGCC Rules if the Director does not grant a variance request administratively
- to seek an Order Finding Violation if they object to the COGCC staff's formal resolution of their complaint

Applications for Commission hearings are required to include a written description of the requested relief and the factual grounds for the relief. All hearing applications are to be filed at least fifty (50) days in advance of the desired hearing date. No application fee is required. Contact the COGCC Hearings Manager for further information on hearing application procedures.

The COGCC has offices located throughout the state:

Main Office: 1120 Lincoln Street, Suite 801
Denver, CO 80203
(303) 894-2100 - phone
(303) 894-2109 - fax
Toll-free Complaint Line to Denver:
(888) 235-1101

Greeley: (970) 506-9834 – phone
Sterling: (970) 522-6747 – phone
Trinidad: (719) 846-4715 – phone
Parachute: (970) 285-5661 – phone
Parachute: (970) 285-9000 – phone
Durango: (970) 259-4587 – phone
Broomfield: (303) 469-1902 – phone
De Beque: (970) 283-8635 – phone

Visit the COGCC Website at:

www.oil-gas.state.co.us

Information available on the website includes:

- COGCC Rules and Regulations and the Oil and Gas Conservation Act
- COGCC Onsite Inspection Policy
- COGCC Staff Contact Information
- A listing of Local Governmental Designees
- A listing of all pending and approved Applications-to-Drill
- A calendar of COGCC hearings
- The COGCC Information System including a Geographic Information System (GIS) Map interface
- Typical Questions from the Public About Oil and Gas Development



**Colorado Oil and Gas Conservation Commission Policy For Onsite Inspections On
Lands Where The Surface Owner Is Not A Party To A Surface Use Agreement or Other
Relevant Agreement (Effective for APDs submitted after February 15, 2005) Amended
12/6/05**

The following policy shall not apply to oil and gas wells drilled on lands where the United States Bureau of Land Management issues a federal Application for Permit-to-Drill and conducts an onsite inspection.

Initiation of An Onsite Inspection

The Director will conduct an onsite inspection in advance of issuing an approved Application for Permit-to-Drill, Form 2 ("APD") at the request of the surface owner of the lands on which the well is proposed, when:

1. The surface owner is not a party to a surface use or other relevant agreement regarding the use of the surface for the proposed well;
2. The surface owner contends that the impacts of the proposed well may not be adequately addressed by the rules and regulations of the COGCC; and
3. The request for the onsite inspection is made by the surface owner within ten (10) business days of the good faith consultation provided for under COGCC Rule 306.

Purpose of Onsite Inspection

The purpose of the onsite inspection shall be to determine whether technical or operational conditions of approval should be attached to the APD in order to:

1. Avoid potential unreasonable crop loss or land damage;
2. Address potential health, safety and welfare or significant adverse environmental impacts within COGCC jurisdiction regarding the proposed surface location that may not be adequately addressed by COGCC rules or orders, or
3. Otherwise ensure compliance with the COGCC's rules relating to advance notice and good faith consultation with respect to timing of operations and location of facilities.

The onsite inspection shall not address matters of surface owner compensation, property value, future use of the property or any private party contractual issues between the operator and the surface owner.

Notice to Surface Owner of Onsite Inspection Policy

The advance notice of drilling operations that is provided to the surface owner by the operator as required under COGCC Rule 305. shall include a copy of this COGCC Onsite Inspection Policy.

Good Faith Consultation Prior to Conducting An Onsite Inspection

Prior to the surface owner requesting an onsite inspection under this policy, the surface owner shall have participated in a good faith consultation in a timely manner with the operator in accordance with Rule 306. The operator shall indicate on its APD the date on which the Rule 306. consultation occurred or if the Rule 306. consultation has been waived. The operator may also indicate on the APD that the surface owner executed a surface use or other relevant agreement, if applicable.

Requesting An Onsite Inspection

If the COGCC Rule 306. good faith consultation between the operator and the surface owner does not resolve operational issues related to the proposed well, the surface owner may request the COGCC to conduct an onsite inspection. The request shall be made within ten (10) business days following the first day of the consultation provided for under COGCC Rule 306. The request shall be in writing on the attached "Onsite Inspection Request Form" to the COGCC Permit Supervisor preferably by facsimile or alternatively by first class mail. The request shall be received within ten (10) business days of the COGCC Rule 306. consultation date provided on the APD. The surface owner shall include in the request the following information:

1. Two (2) dates on which the surface owner is available to meet on location; such dates to be within thirty (30) days of requesting such onsite inspection; and
2. The surface owner's preference for having the Local Governmental Designee ("LGD") invited to participate in the onsite inspection; and
3. A brief description of the unresolved issues related to the proposed well.

A request from a surface owner for an onsite inspection that is made prior to the submittal of an APD by an operator will be accepted by the COGCC but will not be acted upon until the APD is received by the COGCC.

The Director shall withhold approval of all APDs until the expiration of the ten (10) business day period provided above, except under the following circumstances:

1. A surface use or other relevant agreement has been executed; or
2. The COGCC Rule 306. consultation has been waived by the surface owner.

Participants in the Onsite Inspection

When the Director conducts an onsite inspection as described herein, the Director shall invite the representatives of the surface owner and the operator to attend. The Director shall also invite the LGD to the onsite inspection, unless the surface owner does not wish the LGD to be present. All parties invited by the Director under this policy to attend shall notify the Director of all individuals expected to be present at the inspection. If any other individuals are in attendance, the inspection may be canceled or postponed. The Director shall attempt to select an acceptable time for the representatives to attend the onsite inspection, which shall be, to the extent practicable, on one of the two (2) dates that the surface owner proposed in his/her request to the Director.

Permit Conditions Resulting From An Onsite Inspection

Following the onsite inspection, the Director may apply appropriate site specific drilling permit conditions, if necessary, to avoid potential unreasonable crop loss or land damage, or to prevent or mitigate health, safety and welfare concerns, including potential significant adverse environmental impacts. Any such conditions of approval shall be consistent with applicable Commission spacing orders and well location rules, and shall take into account cost-effectiveness, technical feasibility, protection of correlative rights and prevention of waste. Under COGCC rules, the Director is not authorized to require an operator to use an exception location, to utilize directional drilling techniques, or otherwise compromise its reasonable geologic and petroleum engineering considerations.

Examples of the types of impacts and conditions that might be applied if determined necessary by the Director at the onsite inspection include (this list is not prescriptive or all inclusive):

1. visual or aesthetic impacts - moving the proposed surface well site location or access road to take advantage of natural features for screening; installing low profile artificial lift methods; constructing artificial features for screening
2. surface impacts - moving or reducing the size, shape, or orientation of the surface well site location or access road to avoid disturbance of natural features or to enhance the success of interim and final reclamation activities; controlling noxious weeds and undesirable species in disturbed areas, utilizing an existing surface well site location or access road to avoid the impacts of new construction; utilizing a closed drilling fluid system instead of reserve pits to avoid impacts to sensitive areas
3. noise impacts - installing electric motors where practicable; muffling, locating or orienting motors or compressors to reduce noise; installing insulated buildings or sound barriers to achieve compliance with COGCC rules
4. dust impacts - watering roads as necessary to control dust during drilling and completion operations
5. ground water impacts - collecting and analyzing water and gas samples from existing water wells or springs; installing monitoring wells, collecting samples, and reporting water, gas and pressure data
6. safety impacts - soil gas sampling and analysis; residential crawl space gas sampling and analysis; installing security fencing around wellheads and production equipment
7. wildlife impacts - limiting drilling and completion operations during certain seasonal time periods when specific site conditions warrant

If the operator objects to any of the conditions of approval applied under this policy, the Director shall stay the issuance of the drilling permit and properly notice and set the matter for the next regularly scheduled Commission hearing at which time the Commission may determine conditions of drilling permit approval.

Colorado Oil and Gas Conservation Commission (COGCC)

Onsite Inspection Request Form

(Effective for APDs submitted after February 15, 2005)

As the surface owner(s) where a proposed well is being drilled, I/we am/are requesting that the COGCC conduct an onsite inspection. I/we did not execute a surface use or other relevant agreement regarding the use of the surface for the proposed well. I/we understand that good faith consultation with the operator as required under COGCC Rule 306. is required to have occurred prior to making this request to the COGCC to conduct an onsite inspection, and that this onsite inspection request must be received by the COGCC within ten (10) business days of the first day of the Rule 306. consultation.

Surface Owner Contact Information:

Name: _____
Address: _____
Telephone No. _____ Cell _____

Well Operator and Location Information:

Operator: _____
Well Name: _____
Location: _____
Quarter/Quarter Section-Township-Range

County: _____

First date Rule 306. consultation occurred: _____
Date

Proposed two (2) dates for the COGCC onsite consultation (must be within thirty (30) days of the request)

1st date _____ 2nd date _____

I/we would prefer to have a representative of the appropriate Local Government (COGCC Local Governmental Designee) invited to attend the onsite inspection? _____yes_____no

Briefly describe the unresolved issues related to the proposed well: (The onsite inspection shall not address matters of surface owner compensation, property value, future use of the property or any private party contractual issues between the operator and the surface owner.)

Signature(s)

Date

Please fax or first class mail this request for an onsite inspection to:

Colorado Oil and Gas Conservation Commission

Attn: Permit Supervisor

1120 Lincoln Street, Suite 801 Denver, CO 80203

FAX (303) 894-2109