

Dave Kubeczko - DNR

From: Dave Kubeczko - DNR
Sent: Wednesday, November 26, 2014 12:19 PM
To: dave.kubeczko@state.co.us
Subject: FW: Catamount Energy Partners LLC, Elsa 34-6-19 Pad, SESE Sec 19 T34N R6W, La Plata County, Form 2A #400670488 Review and CPW Consultation BMPs
Attachments: Elsa Waiver Letter.pdf
Categories: Operator Correspondence

**Scan No 2107188 OPERATOR RESPONSE TO CPW RECOMMENDATIONS and PROPOSED WILDLIFE BMPs
2A#400670488**

From: Nolan Redmond [mailto:nredmond@catamountep.com]
Sent: Wednesday, November 26, 2014 9:05 AM
To: Dave Kubeczko - DNR
Subject: RE: Catamount Energy Partners LLC, Elsa 34-6-19 Pad, SESE Sec 19 T34N R6W, La Plata County, Form 2A #400670488 Review

Dave,

Here is Catamount's response to the CPW's BMP recommendations for the Elsa pad (responses in red):

CPW Recommendation #1: In order to avoid impacts to wintering big game, operator shall not construct surface disturbing activities, construction activities, drilling, or non-emergency workover activities from December 1-April 15 annually for the life of the well. In addition, between December 1 and April 15 each year, all non-emergency activities and routine well site visitation associated with maintaining production from the facility shall occur between the hours of 10:00 am- 3:00 pm.

Catamount does not concur with this BMP recommendation. Per the attached agreement between Catamount and the Surface Owner, Catamount agrees not to commence surface disturbing activities, construction activities, drilling, or non-emergency workover activities if there is one foot of snow or greater on the ground of the Well Pad without obtaining permission of the surface owner. CEP will consult with the Surface Owner before activities occurring when snow is present.

CPW Recommendation #2: Operator shall utilize the wildlife friendly seed mix described in Attachment in all interim reclamation. The operator shall submit seed tags to the COGCC.

Catamount will consult with the surface owner regarding the composition of the seed mix prior to interim or final reclamation and will use CPW's recommended seed mix if the surface owner is agreeable.

The surface owner does not consent to any of CPW's proposed conditions of approval as per attached waiver letter.

Thanks,

Nolan Redmond
Catamount Energy Partners
1801 Broadway
Suite 1000
Denver CO 80202
nredmond@catamountep.com
720-484-2347 Office



From: Dave Kubeczko - DNR [<mailto:dave.kubeczko@state.co.us>]

Sent: Monday, November 24, 2014 10:26 AM

To: Nolan Redmond

Subject: FW: Catamount Energy Partners LLC, Elsa 34-6-19 Pad, SESE Sec 19 T34N R6W, La Plata County, Form 2A #400670488 Review

Nolan,

Please see email from Elsa (Surface Owner) below indicating her in responses to CPW's timing limitation and seed mix BMPs. Please review all of CPW's recommendations and BMPs and provide COGCC with Catamount's response to each. I have also attached CPW's seed mix spreadsheet for Catamount's and the Surface Owner's review.

If you have any questions, please do not hesitate to call me at (970) 309-2514 (cell), or email. Thanks.

Dave

David A. Kubeczko, PG
Oil and Gas Location Assessment Specialist
Western Colorado



Colorado Oil & Gas Conservation Commission
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Please consider the environment before printing this e-mail

From: Elsa Hallowell [<mailto:elsa2003@earthlink.net>]

Sent: Wednesday, October 29, 2014 7:53 AM

To: dave.kubeczko@state.co.us

Subject: Fwd: Catamount_condition of approval

Begin forwarded message:

From: Elsa Hallowell <elsa2003@earthlink.net>
Date: October 24, 2014 3:37:14 PM MDT
To: "Magee - DNR, Brian" <brian.magee@state.co.us>
Subject: Re: Catamount_condition of approval

Brian:

I'm in agreement with you that the construction of the proposed Catamount wells could have a negative impact on mule deer, especially if the construction took place during a period of heavy snow.

For this reason and other reasons, I asked that Catamount drill as close as possible to the BP well which is to the west of the proposed Catamount wells. I was told that the proposed location is as far west as it can be -- because of drilling capabilities, and because of several waterways to the west of the proposed location.

I'm in agreement that the construction phase of this operation should occur when deep snow is not likely. A window of December 1st to April 1st would be very safe, but January 1st to April 1st might be satisfactory, because heavy snow is not very likely in December.

I'm in agreement that the seed mixture used in reclamation of the disturbed area around the location should be suitable for mule deer as well as cattle and sheep and goats. I trust that the mixture you've recommended is consistent with this goal.

Elizabeth (Elsa) Hallowell

On Oct 24, 2014, at 9:41 AM, Magee - DNR, Brian wrote:

Hi Elsa-

Thanks for taking the time to discuss the Catamount well with Jon and I yesterday.

As we discussed, under the COGCC rules, you as the surface owner must consent to any Condition of Approval that Colorado Parks and Wildlife recommends to the COGCC to minimize impacts to wildlife from the proposed well. If you don't consent or feel like your surface use agreement doesn't allow you to consent, CPW may still make the recommendations to the COGCC so that our concerns are documented, but the recommendations won't translate into enforceable permit conditions. Please let me know which, if any of the following conditions of approval you agree with:

- In order to avoid impacts to wintering big game, operator shall not construct surface disturbing activities, construction activities, drilling, or non-emergency workover activities from December 1-April 15 annually for the life of the well. In addition, between December 1 and April 15 each year, all non-

emergency activities and routine well site visitation associated with maintaining production from the facility shall occur between the hours of 10:00 am- 3:00 pm.

- Operator shall utilize the wildlife friendly seed mix described in Attachment in all interim reclamation. The operator shall submit seed tags to the COGCC.

As we discussed on the phone, it is CPW preference to utilize existing infrastructure to avoid, minimize, and mitigate potential impacts to wildlife. We understand that you also had asked Catamount to use the existing location when they were originally siting the well on your property. At our request, COGCC is having Catamount prepare a written technical feasibility explanation of why Catamount cannot use the existing BP pad or move the pad further to the west. Should the analysis demonstrate that using the BP pad is not technically or economically feasible, we do not have the ability to require Catamount to move the pad. In instances where there will be unavoidable impacts (e.g. they cannot move the pad) we often recommend that the operator conduct some type of compensatory mitigation to offset the impacts to wildlife. These projects often include some type of wildlife habitat creation or habitat improvement project that occur near the impact site. We may pursue compensatory mitigation, if Catamount can't move the location. You do not need to approve this type of mitigation, but we wanted to let you know that we may request it.

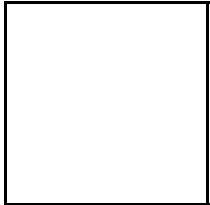
If you have any other ideas or alternatives to what we proposed on things we might do at the well location that could benefit wildlife I am open to discussing them with you.

Thanks,

Brian

--

Brian Magee
Landuse Coordinator
Southwest Region



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<San Juan BasinPinyon_Juniper_sagebrush_seed mix.pdf>