



Deranleau - DNR, Greg <greg.deranleau@state.co.us>

FW: New 2A Received for Review #400653954**Deranleau - DNR, Greg** <greg.deranleau@state.co.us>

To: Dave Kubecko - DNR <dave.kubecko@state.co.us>, Eric Sanford <esanford@sginterests.com>, Jon Holst - DNR <jon.holst@state.co.us>

Cc: John Noto - DNR <john.noto@state.co.us>, Catherine Dickert <cdickert@sginterests.com>, J Wenum - DNR <j.wenum@state.co.us>, Andrew Taylor - DNR <andrew.taylor@state.co.us>, <brian.magee@state.co.us>, Patt Dorsey - DNR <patt.dorsey@state.co.us>, Julie Murphy <Julie.Murphy@state.co.us>, Matt Lepore <matt.lepore@state.co.us>

Bcc: Michael Warren <Michael.Warren@state.co.us>

All,

COGCC has reviewed the "Surface Owner Waiver" provided for the Falcon Seaboard 11-90-12 3 Form 2A (Doc 400653954) and considered the COGCC Rules as amended to implement Hot of Basis, Specific Statutory Authority, and Purpose (SBP) for said rules; and the Oil and Gas Act (CRS 34-60). Based on that review, it is imperative that the required consultation for this proceed. Due to the approaching 40-day deadline and the waiver from the surface owner, COGCC proposes that the consultation be continued with a telephone conference on Friday 3/13/2015. At the end of the call, COGCC will continue to work with the parties with a goal of completing the consultation by March 20, 2015.

Per Rule 306.c.(1), Colorado Parks and Wildlife (CPW) is required to conduct the consultation with the listed parties (Commission, Surface Owner, and Operator) and although the Surface Owner participation in such a consult, and thereby effectively prevent an "onsite" consultation, the Surface Owner cannot waive other parties' consultation requirements. In the Statement of Basis intended for the Operator to be required to engage in productive consultation regardless of surface land ownership for the intended purpose of protection of wildlife (SBP 2008, pages 6 & 7).

Per Rule 306.c.(2)A.iii., SG Interests should be prepared to discuss the applicable General Operating Requirements and "proposed mitigation for the affected wildlife resource." Mitigation, v means measures that compensate for adverse impacts to such resources, including as appropriate, habitat enhancement, on-site habitat mitigation (likely not appropriate, due to Surface Owner participation, or mitigation banking. Although the Surface Owner is exercising their right to refuse any permit specific conditions for wildlife habitat protection, the consultation must consider a impacts to wildlife; other considerations that we should discuss include the General Operating Requirements of Rule 1203, Best Management Practices volunteered by the Operator, and co appropriate.

COGCC will weigh the balance of wildlife protection and resource development as the approval of this application is considered.

Recognizing that there is very little time between now and March 13, 2015, COGCC will entertain a request for extension of consultation period from the Operator. Additionally, since COGCC the Attorney General regarding this matter, our legal representation will be present on the call, and counsel for all parties are invited to participate.

I will send a calendar invitation to meet separately, please indicate if you have a conflict on Friday.

Thank you,

Greg

On Wed, Mar 4, 2015 at 3:11 PM, Dave Kubecko - DNR <dave.kubecko@state.co.us> wrote:

Jon,

Please see the attached surface owner waiver for CPW consultation and BMPs. It has been attached to the Form 2A.

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

Dave

David A. Kubecko, PG

Oil and Gas Location Assessment Specialist

Western Colorado



COLORADO
Oil & Gas Conservation
Commission
Department of Natural Resources

Colorado Oil & Gas Conservation Commission

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dave.kubeczko@state.co.us | www.colorado.gov/cogcc*Please consider the environment before printing this e-mail***From:** Jon Holst - DNR [mailto:jon.holst@state.co.us]**Sent:** Wednesday, March 04, 2015 11:44 AM**To:** Eric Sanford; Catherine Dickert**Cc:** Dave Kubeczko - DNR; John Noto - DNR; Greg Deranleau - DNR; J Wenum - DNR; Andrew Taylor - DNR; Brian Magee - DNR**Subject:** FW: New 2A Received for Review #400653954**Importance:** High

Eric and Catherine,

The consultation period for this well closes on March 15. Since this well is located within one of the Voluntary Winter Closure Areas that we had negotiated in our Draft WMP, I would like to do as well if possible. Unfortunately, scheduling conflicts will not allow for an on-site prior to the consultation deadline. Would you consider extending the consultation period to allow for sometime thereafter?

As an alternative to scheduling an onsite, would SGI consider committing to the BMPs outlined in the Draft WMP, including the voluntary seasonal closures, for this well? Please let me know if you have any questions. I will be happy to provide a WMP for your reference. Thx.

Jon Holst

Energy Liaison, Southwest Region



COLORADO
Parks and Wildlife
Department of Natural Resources

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jon.holst@state.co.us | cpw.state.co.us**From:** COGCC Form 02A [mailto:dnr_efoms.helpdesk@state.co.us]**Sent:** Tuesday, February 03, 2015 1:46 PM**To:** Jon.Holst@state.co.us**Cc:** brian.magee@state.co.us**Subject:** New 2A Received for Review #400653954**Importance:** High

Colorado Oil and Gas Conservation Commission eForms Alerts for 2/3/2015

Message

A new Oil and Gas Location Assessment form has been received that requires DOW attention.

Doc Num	Operator Name - Number	Received	Operator Contact	W/L Name	County	Location	Lat/Long	PDF
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400653954[02A]	SG INTERESTS I LTD-77330	02/02/2015	Catherine Dickert - (970) 3850696	Falcon Seaboard	11-90-12	3 GUNNISON NESW	12 11S 90W 39.112410, -107.399380	doc
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Greg Deranleau

Environmental Manager



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