



Mr. Matt Lepore  
Colorado Oil and Gas Commission  
1120 Lincoln Street, Suite 801  
Denver, CO 80203

November 16, 2015

RE: Sundry Notice - Wildlife Waiver  
EE3, LLC  
**Gregory 5-09H**  
**API No. 05-057-06535**  
**Location ID: 439603**  
SHL: 202' FSL 71' FWL (SW/4 SW/4)  
BHL: 610' FNL 1,930' FWL (NE/4 NW/4)  
Sec. 9 T7N R80W  
Jackson County, Colorado  
Surface: Fee  
Mineral Lease: Fee

Dear Mr. Lepore:

EE3, LLC (EE3) is submitting this Sundry Notice (SN) Form 4 to the Colorado Oil and Gas Conservation Commission (COGCC) requesting relief from the wildlife timing stipulations from March 1 to June 30 for the wellsite development operations attached to the Application for Permit to Drill (APD) and to the Oil and Gas Location Assessment (OGLA).

The Gregory 5-09H well will be drilled on an existing hay stack yard owned and operated by Ray Ranch. The well pad is located near a barn, corrals, an active gravel pit and other hay stack yards. The truck traffic created by ranch operations, hay shipping and the gravel pit create considerable noise. The well pad is bounded by two active ranch roads and is surrounded by hay meadows in every direction. The nearest sage grouse lek is over 2.5 miles away. Due to the distance of the proposed Gregory 5-09H well from significant sage grouse habitat and the well's proximity to a barn, corrals, gravel pit and hay stack yards, we believe that drilling and completion operations would not adversely affect the sage grouse. Accordingly, we respectfully request that the sage grouse timing stipulations be removed from both the APD Form 2 and OGLA Form 2A for the Gregory 5-09H well pad.

Please send a copy of all correspondence to Upstream Petroleum Management, Inc. at 7000 S. Yosemite St. Suite 290B, Englewood, CO 80112. Please contact Kim Rodell at 303-942-0506 or at krodell@upstreampm.com if you have any questions.

Your early attention to this Sundry Notice is greatly appreciated. Thank you for your assistance.

Sincerely,

Kimberly J. Rodell  
Permit Agent for EE3, LLC

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