



**VIA EFORMS**

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

May 9, 2017

RE: Rule 603.a.(2) Exception Location Waiver  
Confluence DJ LLC  
**70 Ranch 10-5-3L**  
**Document Number 401277686**  
NE/4 NW/4  
Sec. 10 T4N R63W  
Weld County, Colorado  
Surface: Fee  
Mineral Lease: Fee

Dear Mr. Lepore:

Confluence DJ LLC (Confluence) respectfully requests that the Director grant an exception location to Colorado Oil and Gas Conservation Commission (COGCC) Rule 603.a.(2), for the below referenced wells. The planned wells were agreed upon by Confluence, the surface owner and the offset surface owner through multiple conversations and meetings due to topography, location limitations, and to maximize future land use possibilities by the surface owner.

Per COGCC Rule 603.a.(2), a well shall be located not less than one hundred fifty (150) feet from a surface property line. The below referenced wells are less than the require 150 foot setback from the surface property line. For various reasons, Confluence could not comply with COGCC Rule 603.a.(2).

70 Ranch 10-2-2L	70 Ranch 10-2-4L	70 Ranch 10-3-1L	70 Ranch 10-3-3L
70 Ranch 10-4-2L	70 Ranch 10-4-4L	70 Ranch 10-5-1L	70 Ranch 10-5-3L
70 Ranch 10-6-2L	70 Ranch 10-6-4L	70 Ranch 10-7-1L	70 Ranch 10-7-3L
70 Ranch 10-8-2L	70 Ranch 10-8-4L		

The well locations are just south of a drainage ditch creating topographical limitation for this location. Further, the well locations are preferred by the landowner and optimal for the landowner's future industrial development plans in Sections 10 and 3 of the Surface Use Agreement. The current well locations provide for more than the required 200 foot setback from a public roadway and powerlines for public safety issues. Additionally, the proposed production facility pad remains in compliance with all COGCC offset rules. 70 Ranch, the surface owner and offset surface owner, own a large water reservoir just to the north, also limiting any well moves. 70 Ranch constructed a large compacted high spot that is slated for industrial lots in the future. This high compacted previously disturbed area is an ideal location for these wells. The previously disturbed area, with no vegetation, eliminates the need for more surface disturbance. 70 Ranch requested these wells be placed where staked due to the above reasons.

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Confluence requests the Director approve the proposed exception locations for the above referenced wells. The surface owner acknowledges and agrees with the staked surface location of the wells and the offset to both the property on which the wells will be placed as well as the adjacent property. Please see the enclosed waivers.

Please send a copy of all correspondence to Upstream Petroleum Management, Inc. at 7000 S. Yosemite St., Suite 290B, Englewood, CO 80112. Please contact me at 303-942-0506 or at [agross@upstreampm.com](mailto:agross@upstreampm.com) if you have any questions.

Sincerely,



Andrea J. Gross  
Permit Agent for Confluence DJ LLC