



1401 17th Street, Suite 370
Denver, CO 80202
(720) 446-5620
www.jostenergylaw.com

May 30, 2017

Director Matt Lepore
Colorado Oil and Gas Conservation Commission
1120 Lincoln Street, Suite 801
Denver, Colorado 80203

RE: COGCC Rule 502.b Variance Request for 1001.c Surface Owner Waiver
North York 14-12 (API No. 05-001-09494)
North York 13-12 (API No. 05-001-09518)
Township 1 South, Range 68 West, 6th P.M.
Section 12: SW¼
Adams County, Colorado

Dear Director Lepore:

K.P. Kauffman Company, Inc. ("KPK") has obtained a surface owner waiver under COGCC Rule 1001.c for final reclamation of the North York 14-12 and North York 13-12 wells (the "North York Wells") on the above-described location in Adams County, Colorado. Pursuant to the agreement between KPK and the surface owner, 152nd & York LLC and York 80 LLC (together, the "Surface Owner"), KPK and the Surface Owner have agreed on KPK's final reclamation requirements and topsoil protection for the North York Wells the above-referenced lands. KPK is requesting approval for a variance from the requirements of Rule 1004 pursuant to Rule 1001.c. KPK has provided all of the information and documentation in accordance with the COGCC Operator Guidance on Rule 1001.c Reclamation Variances and Waivers from December 17, 2015. Attached with this submittal please find the following:

1. KPK's written Agreement with the Surface Owner acknowledging that the appropriate consultation pursuant to Rule 306.f. has been conducted.
2. Final Form 6 for the North York Wells evidencing that the North York Wells have been plugged and abandoned.
3. A Form 42 for each location evidencing intent to abandon the associated flowlines.
4. Photographic evidence that all oil and gas equipment has been removed from the location, including flowline rises and gathering line risers.
5. Photographic evidence that trash and debris belonging to KPK has been removed from the location.
6. Photographic evidence that noxious weeds have been controlled as required by Rule 1004.
7. Photographic evidence of the existing state of reclamation for the entire location.

The oil and gas location will be stabilized and appropriate stormwater management controls will be in place pursuant to the Surface Owner's surface development of the above-described lands in compliance with Adams County requirements.

Approval of KPK's requested Rule 1004 variance will protect public health, safety, and welfare and will prevent significant adverse environmental impacts as the surface estate will be developed in compliance with Adams County development requirements. KPK has complied with all applicable COGCC rules in plugging and abandoning the location. Details regarding the location of the North York Wells are as follows:

- 39.9748, -104.9546
- Urban surface designation (COGCC GISOnline)
- 1040 ft. N from an educational facility
- 1,250 ft. NW from residential area
- 900 ft. from an irrigation ditch
- 380 ft. S of HWY 470
- The closest surface water is located 3,700 ft. SE
- 1900 ft. SE of Sensitive Wildlife Habitat
- 7470 ft. W of "Richards Reservoir"

Because the Surface Owner will be developing the surface estate pursuant to Adams County development standards, an analysis of reseeding vs. re-contouring is not applicable. However, there is limited contour surrounding the location of the North York Wells, and the Surface Owner intends to develop the surface such that the contour will match the surrounding contour following removal of the well equipment.

Should you have any questions or comments regarding this request, please do not hesitate to contact Susana Lara Mesa, VP of Engineering for KPK, at 303-825-4822.

Respectfully Submitted,



Kelsey Wasylenky
Counsel for K.P. Kauffman Company, Inc.
Jost Energy Law, PC
kwasylenky@jostenergylaw.com