

August 2, 2021

Thomas J. Bartels  
34765 County Road 49  
Eaton, Colorado 80615-9301

**RE: Request for Informed Consent in the Wells Ranch CDP, Weld County, Colorado  
OGDP 1**

**Location Name: A07-04 Pad**

Township 6 North, Range 64 West, 6<sup>th</sup> P.M.

Section 7: NW/4NW/4

Weld County, Colorado

Nearest crossroads to Location: Weld County Road 49 and Weld County Road 72

Dear Thomas J. Bartels:

Noble Energy, Inc. ("Noble") is seeking approval of the Proposed Location from the Colorado Oil & Gas Conservation Commission ("COGCC"). Our review of the applicable land records shows that you are a Residential Building Unit Owner, as defined by COGCC rules, or tenant within 500' of the Proposed Location. Given your proximity to the Proposed Location, COGCC rules prohibit Noble from proceeding with the development and use of the Location without your informed consent agreeing to the proposed Oil and Gas Location siting.

Oil and gas operations are regulated in Colorado by the COGCC. An oil and gas company, or "operator", may apply for permits from the COGCC to conduct oil and gas operations such as drilling wells to produce oil and natural gas. Effective January 15, 2021, operators must have an approved Oil and Gas Development Plan ("OGDP") to conduct new oil and gas operations. An approved OGDP gives an operator permission to build one or more new oil and gas locations, or expand existing locations, which may include well pads where oil and gas wells may be drilled. Weld County also has permitting requirements through its 1041 Weld Oil and Gas Location Assessment ("1041 WOGLA") program. Thus, an oil and gas operator conducting oil and gas operations in Weld County must apply for both a 1041 WOGLA permit from Weld County and an OGDP from the COGCC.

In addition to the COGCC's rules requiring an approved OGDP to conduct oil and gas operations, the above-referenced Proposed Location and Proposed OGDP is also subject to the terms and conditions of an existing Comprehensive Drilling Plan ("CDP" or the "Wells Ranch CDP"). CDPs cover a discrete area of land proposed for oil and gas development, identify potential impacts from the proposed oil and gas operations, and identify and require measures meant to eliminate or reduce those impacts. The Wells Ranch CDP was approved by the COGCC under Rule 216 on March 25, 2020 (COGCC Order No. 1-241). The Wells Ranch CDP covers approximately 41,000 acres of land in Weld County, Colorado. An overview of the Wells Ranch CDP was presented by Noble at a public meeting on June 13<sup>th</sup>, 2019, at the Eaton

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Recreation Center in Eaton, Colorado, and the Proposed Location is consistent with what was presented at the public meeting.

The CDP approval process included substantial review of Noble's proposed Oil and Gas Locations (including the Proposed Location referenced above) by COGCC, the Colorado Department of Health and Environment, Colorado Parks & Wildlife, Weld County, and other stakeholders (including surface owners and Building Unit Owners). The CDP conceptually approved the Proposed Location and directs Noble to apply additional best management practices and technical measures when conducting oil and gas operations in the CDP to minimize or mitigate impacts to the public, environment, and wildlife. While the CDP conceptually approved the Proposed Location, the CDP also requires Noble to submit OGDPs and individual permits for development.

Likewise, Weld County previously approved a Comprehensive WOGLA covering the CDP acreage, which includes the Proposed Location. Weld County held a public hearing regarding the Wells Ranch CDP on December 12<sup>th</sup>, 2019. As a part of the hearing process, Weld County published notification regarding the hearing in the Greeley Tribune and additionally sent notice to 251 Surface Owners and Building Unit occupants in an effort to further engage the surrounding community. No parties filed for intervention to the Comprehensive WOGLA during the 1041 WOGLA process. Weld County issued the approved Comprehensive WOGLA on January 8<sup>th</sup>, 2020, after obtaining input from Weld County planning staff and other stakeholders. Because Weld County has approved and issued a Comprehensive WOGLA covering the Proposed Location, Noble is not required to obtain an individual 1041 WOGLA for the Proposed Location. Consistent with the Comprehensive WOGLA, Noble will submit supplemental site specific information to Weld County prior to constructing the Proposed Location, should the same be approved by COGCC as part of the OGDP process.

COGCC's rules generally do not allow new oil and gas development within 2,000 feet of a residential or high-occupancy building such as a home or apartment building.<sup>1</sup> This is called a 2,000 foot siting requirement. However, there are some exceptions to this siting requirement. One exception is if the owners and tenants of every occupied building within 2,000 feet of the proposed development provide **informed consent** for the proposed oil and gas operations.

You are receiving this letter because Noble plans to submit an application to the COGCC for approval of an OGDP which proposes new oil and gas operations within 2,000 of the building where you live. There are two specific COGCC rules that address informed consent of building owners or tenants. The rule that applies in your case is:

**COGCC Rule 604.a.(4), because the operator is proposing to build an oil and gas location (known as a "working pad surface") within 500 feet of the building that you live in.**

Noble is asking for your informed consent to this proposed OGDP. If you choose to provide consent, this letter will be included in the application materials and may be made public.

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<sup>1</sup> The terms "building" and "home" in this letter include both the COGCC defined terms "residential building unit" and "high-occupancy building unit". Because some high-occupancy building units are commercial buildings like nursing homes and hospitals, this letter uses the term "live" to refer to "owning," "living in," and "working in" a home or building.

You are not required to consent to the development proposed near your home. If you do not consent, Noble may decide to pursue development at a different location or may revise its proposal to meet additional COGCC and Weld County conditions. Noble may also choose to undergo a more stringent application process. This may involve seeking a “variance” from COGCC rules. So, if you do not consent, it is still possible that Noble will obtain the COGCC’s and Weld County’s permission to conduct the oil and gas operations at the Proposed Location.

To obtain your informed consent, Noble is required to provide you information about the nature, timeline, and scope of the oil and gas development that it proposes to conduct near your home, and the potential impacts that you may experience as a result of that development. This information must be presented in a language that you understand, and Noble must answer any questions that you have about the information. Noble is providing this information to you so that you can make an informed decision about whether or not to give your consent to the proposed oil and gas development that would be located within 2,000 feet of your home. To ensure that you fully understand the implications of providing your consent, Noble is providing you with the following information:

1. Description of the physical siting of the proposed location, including legal description, and a map showing the proximity to your home;
2. How this proposed location was selected using an Alternative Location Analysis process;
3. A description of the mineral acreage to be developed from this proposed location, and the number and orientation of wells, types of equipment, and other on- and off-location infrastructure related to anticipated operations;
4. A description, proposed timeline, and expected duration of different operations that are planned, including construction, drilling, completions, flowback, interim reclamation, production, and final reclamation;
5. A description of the different immediate impacts that you may experience during each stage of operations, which may include noise, vibration, light, odor, dust, traffic, and visual impacts, along with the operator’s planned mitigation (“Best Management Practices”) designed to reduce the impacts you may experience during each state of the operation;
6. A description of potential adverse or beneficial impacts that you may experience as a result of planned operations at this location, including but not limited to scientific information discussing potential health impacts that are likely attributable to living in close proximity to oil and gas development;
7. A point of contact for you to obtain additional information from Noble, and how you can access additional information from the COGCC and your local government.<sup>2</sup>

Because your home is within 2,000 feet of the proposed oil and gas development, you qualify as an “affected person” under COGCC’s rules. That means you have a legal right to participate in all COGCC proceedings to decide whether or not to grant the operator its OGDG permit to conduct oil and gas operations near your home. You have the ability to submit written public comments to the COGCC’s Staff while the application is pending. You have the right to request the COGCC to conduct a local public hearing at a location near

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<sup>2</sup> In addition to this information, the operator will also provide you with additional information required by COGCC at later stages of the application process, should the operator choose to move forward with the OGDG application process after learning whether you choose to provide your informed consent.

Land Department

where you live. You have the right to provide written and oral public comments to the Commissioners about the proposed development while the Commission is considering the application. You also have the right to petition to participate as an "affected person," which means you can exercise your rights in a process similar to litigation in court, before both a COGCC Hearing Officer and the Commissioners themselves.

Before you sign this document, you must read all the information provided to you by Noble. Please initial below to certify that:

(1) you have read all the information provided to you: TB

(2) you understand that information: TB

**Residential Building Unit Owner Informed Consent Decision and Waiver of Siting Requirements:**

By signing this document, you are informing the COGCC and Weld County that you have made a fully-informed decision on the oil and gas development proposed near the building that you own or live in. **YOU ARE NOT OBLIGATED TO SIGN THIS DOCUMENT. YOU HAVE THE RIGHT TO WITHHOLD YOUR CONSENT TO THE OIL AND GAS DEVELOPMENT NEAR YOUR HOME.** Your signature does not grant you additional rights or waive your existing rights, including your right to participate in COGCC's permitting proceedings as an "affected person". Your signature is only relevant to the proposed oil and gas development and siting of the Proposed Location in this OGDP. It is not transferable to any other proposal or location or permit application. This document will be maintained as part of the public record in the hearing of this OGDP with the Commission.

*I have read and I understand the information provided to me regarding the proposed Oil and Gas Location and its associated operations. The language was provided to me in a language that I understand. I have had the opportunity to ask Noble questions. I understand the potential impacts of the development, including but not limited to potential impacts to my health. I also understand the benefits that I may receive as a result of the development.*

*I AGREE to the Proposed Location and associated oil and gas operations, and voluntarily provide my informed consent and waive all applicable setback and siting requirements pursuant to COGCC Rule 604.a.(4) pertaining to the Proposed Location.*

*I DO NOT give my consent for the Proposed Location and associated oil and gas operations.*

Signature: Thomas J. Bartels  
Name: Thomas J. Bartels

Date: 9/27/2021

Language other than English that materials were provided in: \_\_\_\_\_

August 2, 2021

Stephen M. Brownlee and Jean M. Brownlee  
24142 County Road 72  
Eaton, Colorado 80615-9571

**RE: Request for Informed Consent in the Wells Ranch CDP, Weld County, Colorado  
OGDP 1**

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Land Department

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*I DO NOT give my consent for the Proposed Location and associated oil and gas operations.*

Signature: Stephen M. Brownlee  
Name: Stephen M. Brownlee

Signature: Jean M. Brownlee  
Name: Jean M. Brownlee

Date: 8/26/21

Date: 8-26-21

Language other than English that materials were provided in: \_\_\_\_\_