



**VIA EFORMS**

Director Julie Murphy  
Colorado Oil & Gas Conservation Commission  
1120 Lincoln Street, Suite 801  
Denver, CO 80203

January 20, 2022

RE: Rule 304.d. Lesser Impact Exemption Request  
BNL (Enterprise) Inc.  
State 16 SWSE 3054 Wellpad  
T30S R54W Sec. 16: SW/4 SE/4  
Las Animas County, Colorado

Dear Director Murphy:

BNL (Enterprise) Inc. (BNL) respectfully requests that the Director grant a Lesser Impact Exemption pursuant to Colorado Oil and Gas Conservation Commission (COGCC) Rule 304.d. for the above referenced wellpad.

COGCC Rule 304.d. stipulates that the Director may exempt an Operator from submitting any of the information required by Rule 304.b, or any plan required by Rule 304.c under certain circumstances:

*The impacted resource or resource concern are not present in the area; or  
Impacts to the resource will be so minimal as to pose no concern.*

The Lesser Impact Area exemptions are listed on Appendix A with all applicable information as requested by COGCC.

BNL requests the Director approve the proposed Lesser Impact Exemption requests.

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 Gross  
Permit Agent for BNL (Enterprise) Inc.

**Your Assets / Our Expertise**

- Regulatory
- Storm-water Management Plans
- Project Coordination
- Permitting
- Government Relations
- EA/EIS Assistance

State 16 SWSE 3054 Wellpad Lesser Impact Exemption Request  
 Appendix A

| <b>Exemption Requested From</b>                  | <b>Resource Concern</b>                 | <b>Exemption Circumstance</b>  | <b>Description</b>  |
|--|---|--------------------------------|---|
| Rule 304.c.(2) & 423.a.<br>Noise Mitigation Plan | Noise impacts to People and Wildlife    | Impact to Resource is minimal. | This location is in a very remote area. There are no major roads close to this location. A review of available map data and plats indicates there are no building units within 5,280' from the proposed working pad surface. Based on this distance from the wellpad, it is unlikely that on-site noise will adversely affect the nearest building units. Additionally, there are no High Priority Habitats within one mile of the location.  |
| Rule 304.c.(3) & 424.a.<br>Light Mitigation Plan | Lighting impacts to people and wildlife | Impact to Resource is minimal. | A review of available map data and plats indicates there are no building units within 5,280' from the proposed working pad surface. Based on this distance from the wellpad, it is unlikely that on-site lighting will adversely affect the nearest building units. The distance from the Working Pad Surface to the nearest public road is 16,587'. Lighting will not impact traffic. Additionally, there are no High Priority Habitats within one mile of the location. BNL is committed to daylight operations where feasible. |