



DIRECTOR'S RECOMMENDATION:

Confluence DJ LLC (Confluence), Operator Number 10518. Bigfoot 11 OGDP, OGDP ID #481660. Form 2C #402802220, Form 2A #402590255, Form 2B #402802198, Docket #211000207.

Pursuant to Rule 306, the Director submits to the Commission this recommendation for the Confluence Bigfoot 11 OGDP located in Weld County, Colorado.

BACKGROUND

On October 29, 2021, Confluence filed a Form 2C, Oil and Gas Development Plan Certification, and all required components for an Oil and Gas Development Plan (OGDP) application with the Colorado Oil and Gas Conservation Commission (COGCC). Staff returned the Form 2A, Form 2B, and Form 2C to "draft" status one time for the applicant to make corrections prior to the Director determining the application was complete on February 22, 2021. Additional revisions were coordinated between Staff and the applicant throughout the technical review process. This Recommendation is based on information finalized in the Form 2A, Form 2B, and Hearing Application as of May 13, 2022. No additional revisions will be made to the application prior to the Commission Hearing scheduled for May 25, 2022.

Confluence Bigfoot 11 Proposed Development:

The proposed OGDP includes application lands in Township 4 North, Range 63 West, ALL of Section 11, the S/2S/2 of Section 2, the N/2N/2 of section 14, and a portion of section 10 containing the existing Confluence oil and gas location 70 Ranch 10 East (Loc ID# 451960). The setting is a rural area within Weld County approximately 7 miles southeast of the town of Kersey.

Due to the existing Confluence 70 Ranch 10 East (Loc ID# 451960) location's wells already producing within the extent of the proposed DSU (Section 11 ALL) for this OGDP, the existing 70 Ranch 10 East location and its two existing producing wells are being included as part of this OGDP application.

Confluence proposes one new Oil and Gas Location: the Bigfoot 11. This Location will have 16 wells, 16 pumpjacks, 12 condensate tanks, 4 water tanks, 16 separators, 3 gas compressors, and 2 LACT Units.

NOTE: Confluence is planning to set 12 condensate tanks to be able to hold one day's worth of production in the event the LACT pump or oil pipeline is non-functional. This will allow wells to keep producing and initial flow paths created via hydraulic fracturing to remain open while repairs take place and the LACT/pipeline is returned to service.

Confluence is committed to transporting oil and gas from the location via third-party pipeline. Only produced water will be trucked from the location.

Confluence has provided the following estimated timeline for construction through production of the location:

Bigfoot 11

- Commence construction: Quarter 2, 2022
- Commence drilling: Quarter 3, 2022
- Commence completions: Quarter 4, 2022
- Full production phase: Quarter 2, 2023

Surface Lands:

The proposed Bigfoot 11 Oil and Gas Location and associated surface disturbance lie on fee surface inside the mineral development area, and require approximately 17.67 acres of total new location disturbance as follows:

- Oil and Gas Location disturbance of 17.67 acres (approximately 11.2 acres for the Working Pad Surface (WPS)); interim reclamation will reduce the location down to 7.35 acres (approximately 6.9 acres for the production pad area).
- No new pipeline disturbance or utility corridor disturbance.
- New access road disturbance of 0.46 acres.

The existing 70 Ranch 10 East (Loc ID# 451960) location was approved for 6.6 acres of interim reclamation (the current interim reclamation size is 0.85 acres). No further pre-production activities are planned for the 70 Ranch 10 East location and no additional wells will be drilled from this existing Location. A condition of approval (COA) was added to the Form 2A for the Bigfoot 11 requiring Confluence to submit a Form 4 Sundry to the 70 Ranch 10 East (Loc ID# 451960) location to formally reduce the equipment and well count so no additional wells would be added without an OGDG application.

Mineral Development:

Confluence is requesting the development of FEE minerals from the Niobrara, Fort Hays, Codell, and Carlile formations as follows:

- The use of one existing drilling and spacing unit (DSU) and the establishment of two wellbore spacing units (WSUs) covering approximately 960 net acres; the DSU and WSUs overlap each other so the acreages listed below for each individual unit suggest a greater total acreage area than what is actually being requested (see OGDG Map attached to the Form 2C for map details):
 - Existing DSU (all of section 11), Order 407-3002 (640 acres) for the development of 14 horizontal wells from the Niobrara and Codell formations;
 - WSU #1 (320 acres) for the development of one (1) horizontal well from the Fort Hays, Codell and Carlile Formations;
 - WSU #2 (320 acres) for the development of one (1) horizontal well from the Niobrara formation;

- The OGDG will include a total of 18 wells: 16 new wells from the proposed new Bigfoot Location, plus 2 existing wells on the existing Confluence 70 Ranch 10 East (Loc ID# 451960);
- The two producing wells on the existing Confluence 70 Ranch 10 East (Loc ID# 451960) were permitted under prior Rule 318A (Greater Wattenberg Area) and will remain subject to those approved wellbore spacing units (WSUs).

Financial Assurance:

Staff confirmed that Confluence has a valid blanket plugging bond on record for all proposed oil and gas wells in this OGDG consistent with Rule 702.

LOCAL GOVERNMENT PERMITTING

Relevant Local and Proximate Governments:

Weld County is the relevant local government for the proposed Location. There are no proximate local governments within 2,000 feet of the WPS. The 1041WOGLA 20-0069 was submitted on July 31, 2020 and approved on October 8, 2020.

VARIANCES and ADMINISTRATIVE CONSIDERATIONS

Lesser Impact Area Exemption Request Summary:

Confluence requested a Rule 304.d Lesser Impact Area Exemptions from the Rule 304.c.(2). Noise Mitigation Plan for the Bigfoot 11 OGDG. This request was granted on December 28, 2021.

PUBLIC COMMENTS

Pursuant to Rule 303.d.(1).A.ii, the public comment period was open for 30 days from February 22, 2022 through March 24, 2022. No public comments were received on the Bigfoot 11 Form 2A., nor were any received on Docket# 211000207.

COGCC STAFF'S TECHNICAL REVIEW HIGHLIGHTS

This section addresses issues related to siting, and public health, safety, welfare, the environment and wildlife resources, within the context of SB 19-181 for Confluence's Bigfoot 11 Oil and Gas Development Plan.

Alternative Location Analysis (ALA)

The proposed location does not meet any of the criteria listed in Rule 304.b.(2); an ALA was not required and none was submitted. Please see the "Location Siting" summary in the Environmental Resource Considerations section below.

Public Health, Safety, and Welfare Considerations

Staff's technical review of the OGDG identified no Residential Building Units (RBUs) within 2,000' of the WPS. Further review determined that though there had been a building unit within 2,000' of the WPS, it was torn down prior to OGDG submittal and there are no RBUs, High Occupancy Building Units (HOBUs), Designated Outside Activity Area (DOAA), School Facility, or Child Care Center within a mile of the proposed WPS. Additionally, the OGDG is not proposed within a Disproportionately Impacted Community.

Staff has determined that the proposed site-specific BMPs will adequately minimize and/or mitigate the potential adverse impacts to public health, safety and welfare. The BMPs and plans address administrative processes (coordination and permitting with relevant local government) and mitigation measures (e.g. 32' sound walls on the southern side of the location to prevent noise and light impacts to Highway 34). Staff concludes that there are no significant potential direct adverse impacts to public health, safety, and welfare.

Environmental Resource Considerations

Location Siting:

The proposed Oil and Gas Location is sited approximately 600' east of the existing Confluence 70 Ranch 10 East (Loc ID# 451960). Due to the proximity of existing Confluence-owned Oil and Gas Location and in order to address compliance with COGCC rules that require consolidation where practicable, Staff asked the applicant to address why the proposed Bigfoot 11 wells could not be sited on an existing oil and gas location. The applicant provided an additional attachment (OTHER; doc# 1348082) for their Form 2A that provided an explanation as to why, based on information from their appraisal wells, it is not practicable to consolidate the new wells onto an existing location and that the proposed location is optimal for the production of the minerals in Section 11. The explanation also addresses difficulties of dealing with locations Confluence acquired before test well data was available and why they are proposing a new location instead of using the existing Confluence location or the existing Bonanza Creek location within Section 11. The applicant's answers are summarized below:

- Confluence purchased the 70 Ranch 10 East (Loc ID# 451960) location while it was still IN PROCESS with COGCC in 2017 and moved forward with plans to drill appraisal wells on the location.
- Based on the data from the two appraisal wells, Confluence determined that 16 additional wells would be needed to develop Section 11, not the originally planned 12 total wells that the 70 Ranch 10 East location is permitted for.
- Based on the increased well count, associated equipment, and surface hole spacing (from 15' to 25') to accommodate artificial lift equipment it was determined that the location would need to increase in size.
- Due to the surface owner's planned development of their property, expanding the size of the 70 Ranch 10 East location was not feasible.

- Due to operational and equipment constraints, co-locating the wells on the existing Bonanza Creek pad was not a viable option either, and the applicant decided to pursue a new location instead.

Water Resources:

The proposed Oil and Gas Location is in a Sensitive Area for Water Resources due to the potential for shallow groundwater. The estimated depth to groundwater is at 11 feet. There are no surface water features exhibiting an OHWM within 500' of WPS. The nearest surface water feature is the 70 Ranch Reservoir, located 1430 feet northwest of the WPS.

Operator-proposed site-specific measures to address water resources:

Confluence provided BMPs to ensure the protection of the shallow groundwater at the Oil and Gas Location. Staff has reviewed those BMPs and included them on the Form 2A. A summary of Confluence's minimization and mitigation measures includes:

1. Operator will perform daily audio, visual, olfactory (AVO) inspections during all phases of activity;
2. Operator will implement remote technologies (example: SCADA system), automation, and sensors at the location to monitor well operations and allow for automatic well shut in;
3. Operator will install secondary containment for all tank batteries, separation units, and treating equipment;
4. Operator will ensure stormwater management controls include stormwater detention pond, filter logs, diversion channels with rock check dams, and rock rip-rap along the access road and topsoil stockpile.

COGCC Staff Analysis of Water Resource Considerations:

COGCC Staff conducted a technical review to evaluate the potential for impact to groundwater. Confluence provided BMPs that reduce, minimize, or mitigate impacts to groundwater resources and the environment. The BMPs include engineering controls (construction and containment) and administrative controls (inspections and a leak detection plan).

Based on this information, Staff concludes that risk of contamination from this Oil and Gas Location to groundwater will be minimized by the successful implementation of the proposed BMPs.

DIRECTOR'S RECOMMENDATION:

The Director has reviewed the Oil & Gas Development Plan and all supporting application materials and has obtained all information necessary to evaluate the proposed operation and its potential impacts to public health, safety, welfare, the environment, and wildlife

resources. The Director has determined that the OGD application complies with all applicable requirements of the Commission's Rules. The Director recommends that the Commission approve the Confluence Bigfoot 11 OGD.

State of Colorado
Oil and Gas Conservation Commission1120 Lincoln Street, Suite 801, Denver, Colorado 80203
Phone: (303) 894-2100 Fax: (303) 894-2109

Document Number:

402590255

Date Received:

10/29/2021

Oil and Gas Location Assessment

This Oil and Gas Location Assessment is to be submitted to the COGCC for approval prior to any ground disturbance activity associated with oil and gas operations. Approval of this Oil and Gas Location Assessment will allow for the construction of the below specified Location; however, it does not supersede any land use rules applied by the local land use authority. Please see the COGCC website at <https://cogcc.state.co.us/> for all accompanying information pertinent this Oil and Gas Location Assessment.

Location ID:

OGDP ID:

Expiration Date:

☒ New Location ☐ Refile ☐ Amend Existing Location # _____

If this Location assessment is a component of an Oil and Gas Development Plan (OGDP) application, enter the OGDP docket number(s).

Docket Number	OGDP ID	OGDP Name
211000207		

If this Location assessment is part of an approved Oil and Gas Development Plan, enter the OGDP ID number(s).

<No existing OGDP number provided>

CONSULTATION

- ☐ This location is included in a Comprehensive Area Plan (CAP). CAP ID # _____
- ☐ This Location or its associated new access road, utility, or Pipeline corridor meets Rule 309.e.(2).A, B, or C.
- ☐ This Location is within 2,640 feet of a GUDI or Type III Well per Rule 411.b.(4).
- ☐ This Location includes a Rule 309.e.(2).E variance request.
- ☐ This location includes a Rule 309.f.(1).A.ii. variance request.

Operator

Operator Number: 10518

Name: CONFLUENCE DJ LLC

Address: 1001 17TH STREET #1250

City: DENVER State: CO Zip: 80202

Contact Information

Name: Brittany Rothe

Phone: (303) 226-9519

Fax: ()

email: brothe@confluencelp.com

FINANCIAL ASSURANCE

- ☒ Plugging and Abandonment Bond Surety ID (Rule 706): 20160056 ☐ Gas Facility Surety ID (Rule 711): _____
- ☐ Waste Management Surety ID (Rule 704): _____

LOCATION IDENTIFICATION

Name: Bigfoot Number: 11

Provide the location description and the latitude and longitude of a single point near the center of the Working Pad Surface as a reference for this Location.

QuarterQuarter: NWSW Section: 11 Township: 4N Range: 63W Meridian: 6 Ground Elevation: 4612

Latitude: 40.326000 Longitude: -104.413360

GPS Quality Value: 1.3 Type of GPS Quality Value: PDOP Date of Measurement: 09/25/2020

RELATED REMOTE LOCATIONS

(Enter as many Related Locations as necessary. Enter the Form 2A document # only if there is no established COGCC Location ID#)

This proposed Oil and Gas Location is: LOCATION ID # FORM 2A DOC #



RELEVANT LOCAL GOVERNMENT SITING INFORMATION

County: WELD Municipality: N/A

Per § 34-60-106 (1)(f)(I)(A), the following questions pertain to the "Relevant Local Government approval of the siting of the proposed oil and gas location."

This proposed Oil and Gas Location is in an area designated as one of State interest and subject to the requirements of § 24-65.1-108, C.R.S. Yes

Does the Relevant Local Government regulate the siting of Oil and Gas Locations, with respect to this location? Yes

A siting permit application has been submitted to the Relevant Local Government for this proposed Oil and Gas Location: Yes

Date Relevant Local Government permit application submitted: 07/31/2020

Current status or disposition of the Relevant Local Government permit application for this proposed Oil and Gas Location: Approved

Status/disposition date: 10/08/2020

If Relevant Local Government permit has been approved or denied, attach final decision document(s).

Provide the contact information for the Relevant Local Government point of contact for the local permit associated with this proposed Oil and Gas Location:

Contact Name: Jason Maxey Contact Phone: 970-652-9403

Contact Email: jmaxey@weldgov.com

PROXIMATE LOCAL GOVERNMENT INFORMATION

For every Proximate Local Government (PLG) associated with this proposed Oil and Gas Location, provide the PLG's point of contact and their contact information.

< No row provided >

FEDERAL PERMIT INFORMATION

A Federal drilling permit (or related siting application) has been submitted for this proposed Oil and Gas Location: No

Date submitted: _____

Current status or disposition of the Federal drilling permit (or related siting application) for this proposed Oil and Gas Location: _____

Status/disposition Date: _____

If Federal agency permit has been approved or denied, attach the final decision document(s).

Provide the contact information of the Federal point of contact for the Federal permit associated with this proposed Oil and Gas Location.

Contact Name: _____ Contact Phone: _____

Contact Email: _____ Field Office: _____

Additional explanation of local and/or federal process:

The Approved WOGLA # is 1041 WOGLA 20-0069.

RELEVANT LOCAL GOVERNMENT OR FEDERAL PRE-APPLICATION CONSULTATION

Complete this section for any pre-application consultation related to this proposed Oil and Gas Location that occurred prior to the submission of this Form 2A. If a pre-application Formal Consultation Process occurred, attach a Consultation Summary.

Did a pre-application Formal Consultation Process occur with the Relevant Local Government per Rule 301.f.(3)? No

Date of local government consultation:

Did a pre-application Formal Consultation Process occur with the Federal land manager per Rule 301.f.(3)? No

Date of federal consultation: _____

Was an ALA that satisfies Rule 304.b.(2).C (or substantially equivalent information per Rule 304.e) developed during a federal or local government permit application process? If yes, attach the ALA to the Form 2A. No

ALA APPLICABILITY AND CRITERIA

Complete this section for any pre-application consultation related to this proposed Oil and Gas Location that occurred prior to the submission of this Form 2A. If a pre-application Formal Consultation Process occurred, attach a Consultation Summary.

Does the proposed Oil and Gas Location meet any of the criteria listed in Rule 304.b.(2)B? No

If YES, indicate by checking the box for every Rule 304.b.(2).B criterion met by this proposed Location, and attach an ALA. See Rule 304.b.(2).B.i-x for full text of criteria.

- | | |
|---|--|
| <input type="checkbox"/> i. WPS < 2,000 feet from RBU/HOBU | <input type="checkbox"/> vi.aa. WPS within a surface water supply area |
| <input type="checkbox"/> ii. WPS < 2,000 feet from School/Child Care Center | <input type="checkbox"/> vi.bb. WPS < 2,640 feet from Type III or GUDI well |
| <input type="checkbox"/> iii. WPS < 1,500 feet from DOAA | <input type="checkbox"/> vii. WPS within/immediately upgradient of wetland/riparian corridor |
| <input type="checkbox"/> iv. WPS < 2,000 feet from jurisdictional boundary and PLG objects/requests ALA | <input type="checkbox"/> viii. WPS within HPH and CPW did not waive |
| <input type="checkbox"/> v. WPS within a Floodplain | <input type="checkbox"/> ix. Operator using Surface bond |
| | <input type="checkbox"/> x. WPS < 2,000 feet from RBU/HOBU/School within a DIC |

Is the proposed Oil and Gas Location within the exterior boundaries of the Southern Ute Indian Reservation, and the Tribe objects to the Location or requests an ALA? If YES, attach an ALA to the Form 2A. No

Operator requests the Director waive the ALA requirement per Rule 304.b.(2).A.i: ☐

Provide an explanation for the waiver request, and attach supporting information (if necessary).

ALTERNATIVE LOCATIONS DASHBOARD

List every alternative location reviewed and included in the ALA. Provide a latitude and longitude for the approximate center of the alternative location, all Rule 304.b.(2).B Criteria met, if a variance would be required to permit the location, and a brief comment on the key points of the alternative location.

304.b.(2).B.i-x Criteria Met:

< No row provided >

SURFACE & MINERAL OWNERSHIP

Surface Owner Info:

Name: TH Ranch c/o Tim Jordan

Phone: 303-882-3290

Address: 3052 S. Cherry Way

Fax: _____

Address: _____

Email: Timjbb@gmail.com

City: Denver

State: CO

Zip: 80222

Surface Owner at this Oil and Gas Location: ☒ Fee ☐ State ☐ Federal ☐ Indian

- Check only one: ☐ The Operator/Applicant is the surface owner.
- ☒ The Operator has a signed Surface Use Agreement for this Location – attach SUA.
- ☐ All operations on this Oil & Gas Location will develop the minerals beneath the Location, and the surface owner owns the minerals beneath this Location and is committed to an oil and gas lease – attach lease map or provide lease description.
- ☐ All operations on this Oil & Gas Location will develop the minerals beneath the Location, and the Operator intends to use a surface bond per Rule 703 to secure access to this Location – attach lease map or provide lease description.

Surface Owner protection Financial Assurance type: N/A Surety ID Number: _____

Mineral Owner beneath this Oil and Gas Location: ☒ Fee ☐ State ☐ Federal ☐ Indian

Minerals beneath this Oil and Gas Location will be developed from or produced to this Oil and Gas Location: Yes _____

Lease description if necessary: T4N R63W Sec. 11: All

SITE EQUIPMENT LIST

Indicate the number and type of major equipment components planned for use on this Oil and Gas Location:

Wells	16	Oil Tanks	0	Condensate Tanks	12	Water Tanks	4	Buried Produced Water Vaults	0
Drilling Pits	0	Production Pits	0	Special Purpose Pits	0	Multi-Well Pits	0	Modular Large Volume Tank	0
Pump Jacks	16	Separators	16	Injection Pumps	0	Heater-Treaters	0	Gas Compressors	3
Gas or Diesel Motors	0	Electric Motors	0	Electric Generators	0	Fuel Tanks	0	LACT Unit	2
Dehydrator Units	0	Vapor Recovery Unit	5	VOC Combustor	0	Flare	0	Enclosed Combustion Devices	2
Meter/Sales Building	2	Pigging Station	0			Vapor Recovery Towers	2		

OTHER PERMANENT EQUIPMENT

Permanent Equipment Type	Number
2 Phase Separator	1
Horizontal Treater	1
Maintenance Tank	1

OTHER TEMPORARY EQUIPMENT

< No Row Provided >

GAS GATHERING COMMITMENT

Operator commits to connecting to a gathering system by the Commencement of Production Operations? Yes _____

If the answer is NO, a Gas Capture Plan consistent with the requirements of Rule 903.e MUST be attached on the Plans tab.

FLOWLINE DESCRIPTION

Per Rule 304.b.(6), provide a description of all onsite and off-location oil, gas, and/or water flowlines.

2" and/or 3" schedule 40 steel flowlines carrying oil, gas and water from wellheads to production equipment and sales.

CULTURAL DISTANCE AND DIRECTION

Provide the distance and direction to the nearest cultural feature as measured from the edge of the Working Pad Surface.

				Rule 604.b Conditions Satisfied (check all that apply):	
	Distance		Direction	604.b. (1)	604.b. (2)
Building:	866 Feet		SW	604.b. (3)	604.b. (4)
				Details of Condition(s)	

Residential Building Unit (RBU):	5280	Feet	NE	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>
High Occupancy Building Unit(HOBU)	5280	Feet	NW	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>
Designated Outside Activity Area:	5280	Feet	NW					
Public Road:	160	Feet	SW					
Above Ground Utility:	426	Feet	W					
Railroad:	5280	Feet	NE					
Property Line:	270	Feet	W					
School Facility:	5280	Feet	NW					
Child Care Center:	5280	Feet	NW					
Disproportionately Impacted (DI) Community:	5280	Feet	NW					
RBU, HOBU, or School Facility within a DI Community:	5280	Feet	NW	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>

RULE 604.a.(2). EXCEPTION LOCATION REQUEST

☐ Operator requests an Exception Location Request from Rule 604.a.(2) [well is less than 150 feet from a property line]. Exception Location Request Letter and Waiver signed by offset Surface Owner(s) must be attached.

CULTURAL FEATURE INFORMATION REQUIRED BY RULE 304.b.(3).B.

Provide the number of each Cultural feature identified within the following distances, as measured from the Working Pad Surface:

	0-500 feet	501-1,000 feet	1,001-2,000 feet
Building Units	0	0	0
Residential Building Units	0	0	0
High Occupancy Building Units	0	0	0
School Properties	0	0	0
School Facilities	0	0	0
Designated Outside Activity Areas	0	0	0

CONSTRUCTION

Size of disturbed area during construction in acres: 17.67

Size of location after interim reclamation in acres: 7.35

Estimated post-construction ground elevation: 4617

DRILLING PROGRAM

Will a closed-loop drilling system be used? Yes

Is H2S gas reasonably expected to be encountered during drilling operations at concentrations greater than or equal to 100 ppm? No If YES, attach H2S Drilling Operations Plan.

Will salt sections be encountered during drilling: No

Will salt based (>15,000 ppm Cl) drilling fluids be used? No

Will oil based drilling fluids be used? Yes

DRILLING WASTE MANAGEMENT PROGRAM

Drilling Fluids Disposal: OFFSITE

Drilling Fluids Disposal Method: Commercial Disposal

Cutting Disposal: OFFSITE

Cuttings Disposal Method: Commercial Disposal

Other Disposal Description:

Beneficial reuse or land application plan submitted?

Reuse Facility ID: or Document Number:

Centralized E&P Waste Management Facility ID, if applicable:

CURRENT LAND USE

Current Land Use: check all that apply per Rule 304.b.(9).

Crop Land: ☐ Irrigated ☒ Non-Irrigated ☐ Conservation Reserve Program (CRP)

Non-Crop Land: ☐ Rangeland ☐ Forestry ☐ Recreation ☐ Other

Subdivided: ☐ Industrial ☐ Commercial ☐ Residential

Describe the current land use:

Agricultural

Describe the Relevant Local Government's land use or zoning designation:

The parcel is zoned for agriculture.

Describe any applicable Federal land use designation:

Not applicable.

FINAL LAND USE

Final Land Use: check all that apply per Rule 304.b.(9).

Crop Land: ☐ Irrigated ☒ Non-Irrigated ☐ Conservation Reserve Program (CRP)

Non-Crop Land: ☐ Rangeland ☐ Forestry ☐ Recreation ☐ Other

Subdivided: ☐ Industrial ☐ Commercial ☐ Residential

REFERENCE AREA INFORMATION

If Final Land Use includes Non-Crop Land (as checked above), the following information is required:

Describe landowner's designated final land use(s):

Reference Area Latitude: Reference Area Latitude:

Provide a list of plant communities and dominant vegetation found in the Reference Area.

< No row provided >

Noxious weeds present: No

SOILS

List all soil map units that occur within the maximum extent of the proposed Oil and Gas Location. Attach the National Resource Conservation Service (NRCS) report showing the "Map Unit Description" listing the typical vertical soil profile(s). This data is to be used when segregating topsoil.

The required information can be obtained from the NRCS website at <https://www.nrcs.usda.gov/wps/portal/nrcs/surveylist/soils/survey/state/> or from the COGCC website GIS Online map page. Instructions are provided within the COGCC website help section.

NRCS Map Unit Name: 70 - Valent Sand, 3 to 9 percent slopes

NRCS Map Unit Name: _____

NRCS Map Unit Name: _____

GROUNDWATER AND WATER WELL INFORMATION

Provide the distance and direction, as measured from the Working Pad Surface, to the nearest:

water well: 908 Feet NW

Spring or Seep: 5280 Feet SE

Estimated depth to shallowest groundwater that can be encountered at this Oil and Gas Location: 11 Feet

Basis for estimated depth to and description of shallowest groundwater occurrence:

Depth to groundwater is estimated from water well Permit 053743-MH. Basis for sensitive area determination was due to depth to groundwater. The nearest water well is Constructed water well Permit #50380-MH. The nearest water well is Permit# 53780-MH, a groundwater monitoring well.

SURFACE WATER AND WETLANDS

Provide the distance and direction to the nearest downgradient surface Waters of the State, as defined 1430 Feet NW

in the 100-Series Rules, measured from the Working Pad Surface:

If less than 2,640 feet, is the Waters of the State identified above within 15 stream miles upstream of a Public Water System intake? No

Provide the distance and direction to the nearest downgradient wetland, measured from the Working

Pad Surface: 5280 Feet E

Provide a description of the nearest downgradient surface Waters of the State:

The nearest Surface Waters of the State is the 70 Ranch Reservoir which is located 1430' NW of the Bigfoot 11 location.

If the proposed Oil and Gas Location is within a Rule 411.a Surface Water Supply Area buffer zone, select the buffer zone type: _____

Public Water System Administrator - Contact Name _____ Email _____

If the proposed Oil and Gas Location is within a Rule 411.b GUDI/Type III buffer zone, select the buffer zone type: _____

Public Water System Administrator - Contact Name _____ Email _____

Is a U.S. Army Corps of Engineers Section 404 permit required for the proposed Oil and Gas Location, access road, or associated pipeline corridor? No

If a U.S. Army Corps of Engineers Section 404 permit is required, provide the permit status, and permit number if available:

Is the Location within a Floodplain? No Floodplain Data Sources Reviewed (check all that apply):

☒ Federal (FEMA) ☐ State ☐ County ☐ Local

☐ Other

Does this proposed Oil and Gas Location lie within a Sensitive Area for water resources, as defined in the 100-Series Rules? Yes

CONSULTATION, WAIVERS, AND EXCEPTIONS

When Rule 309.e.(2) Consultation must occur, check all that apply:

- ☐ This location is included in a Wildlife Mitigation Plan
- ☐ This Oil and Gas Location or associated new access road, utility, or pipeline corridor falls within federally designated critical habitat or an area with a known occurrence for a federal or Colorado threatened or endangered species. Provide description in Comments section of Submit tab.
- ☐ This Oil and Gas Location or associated new access road, utility, or pipeline corridor falls within an existing conservation easement established wholly or partly for wildlife habitat. Provide description in Comments section of Submit tab.

When Rule 309.e.(3) Consultation is not required, check all that apply:

- ☐ This Oil and Gas Location has been included in a previously approved, applicable Wildlife Protection Plan.
- ☐ This Oil and Gas Location has been included in a previously approved, applicable Wildlife Mitigation Plan.
- ☐ This Oil and Gas Location has been included in a previously approved, applicable conservation plan.

Pre-application Consultation:

- ☐ A pre-application consultation with CPW, regarding this Oil and Gas Location, occurred _____ on:

CPW Waivers and Exceptions (check all that apply and attach all CPW waivers to this Form 2A):

- ☐ The applicant has obtained a Rule 304.b.(2).B.viii CPW waiver for the requirement to complete an ALA.
- ☐ The applicant has obtained a Rule 309.e.(2).G CPW waiver and consultation is not required.
- ☐ The applicant has obtained a Rule 309.e.(5).D.i CPW waiver and is requesting an exception from Rule 1202.c.(1).R.
- ☐ The applicant has obtained a Rule 309.e.(5).D.ii CPW waiver and is requesting an exception from Rule 1202.c.(1).S.
- ☐ The applicant has obtained a Rule 309.e.(5).D.iii CPW waiver of Rule 1202.c.(1).T.
- ☐ The applicant has obtained a Rule 309.e.(5).D.iv CPW waiver and is requesting an exception from Rule 1202.c.(1) in accordance with an approved CAP.
- ☐ The applicant has obtained a Rule 1202.a CPW waiver.
- ☐ The applicant has obtained a Rule 1202.b CPW waiver.
- ☐ In accordance with Rule 1203.a.(3), the applicant requests an exception from compensatory mitigation Rule(s): _____

HIGH PRIORITY HABITAT AND COMPENSATORY MITIGATION

This Oil and Gas Location, associated access roads, utility, or Pipeline corridor falls wholly or partially within the following High Priority Habitats (Note: dropdown options are abbreviated - see Rule 1202 for full rule text):

< No row provided >

The following questions are for Oil and Gas Locations that cause the density to exceed one Oil and Gas Location per square mile in Rule 1202.d High Priority Habitat:

Direct Impacts:

Is Compensatory Mitigation required per Rule 1203.a for this Oil and Gas Location? No

Is a Compensatory Mitigation Plan proposed to address direct impacts for this Oil and Gas Location? No

Have all Compensatory Mitigation Plans been approved for this Location? No

If not, what is the current status of each Plan?

N/A

Is a Compensatory Mitigation Fee proposed for this Oil and Gas Location? No

Direct impact habitat mitigation fee amount: \$ _____

Indirect Impacts:

Is Compensatory Mitigation required per Rule 1203.d for this Oil and Gas Location? No

Is a Compensatory Mitigation Plan proposed to address indirect impacts for this Oil and Gas Location? No

Have all Compensatory Mitigation Plans been approved for this Location? No

If not, what is the current status of each Plan?

N/A

Is a Compensatory Mitigation Fee proposed for this Oil and Gas Location? No

Indirect impact habitat mitigation fee amount: \$ _____

Operator Proposed Wildlife BMPs

No BMP

CPW Proposed Wildlife BMPs

No BMP

AIR QUALITY MONITORING PROGRAM

Will the Operator install and administer an air quality monitoring program at this Location? Yes

Operator Proposed BMPs

No BMP

CDPHE Proposed COAs OR BMPs

No BMP

PLANS

Total Plans Uploaded: 13

- ☐ (1) Emergency Spill Response Program consistent with the requirements of Rules 411.a.(4).B, 411.b.(5).B, & 602.j
- ☐ (2) Noise Mitigation Plan consistent with the requirements of Rule 423.a
- ☒ (3) Light Mitigation Plan consistent with the requirements of Rule 424.a
- ☐ (4) Odor Mitigation Plan consistent with the requirements of Rule 426.a
- ☒ (5) Dust Mitigation Plan consistent with the requirements of Rule 427.a
- ☒ (6) Transportation Plan
- ☒ (7) Operations Safety Management Program consistent with the requirements of Rule 602.d
- ☒ (8) Emergency Response Plan consistent with the requirements of Rule 602.j
- ☐ (9) Flood Shut-In Plan consistent with the requirements of Rule 421.b.(1)
- ☐ (10) Hydrogen Sulfide Drilling Operations Plan consistent with the requirements of Rule 612.d
- ☒ (11) Waste Management Plan consistent with the requirements of Rule 905.a.(4)
- ☐ (12) Gas Capture Plan consistent with the requirements of Rule 903.e
- ☒ (13) Fluid Leak Detection Plan
- ☒ (14) Topsoil Protection Plan consistent with the requirements of Rule 1002.c
- ☒ (15) Stormwater Management Plan consistent with the requirements of Rule 1002.f
- ☒ (16) Interim Reclamation Plan consistent with the requirements of Rule 1003
- ☒ (17) Wildlife Plan consistent with the requirements of Rule 1201
- ☒ (18) Water Plan
- ☒ (19) Cumulative Impacts Plan
- ☐ (20) Community Outreach Plan
- ☐ (21) Geologic Hazard Plan

VARIANCE REQUESTS

Check all that apply:

- ☐ This proposed Oil and Gas Location requires the approval of a Rule 502.a variance from COGCC Rule or Commission

Order number: _____

ALL exceptions and variances require attached Request Letter(s). Refer to applicable rule for additional required attachments (e.g. waivers, certifications, SUAs).

RULE 304.d LESSER IMPACT AREA EXEMPTION REQUESTS

Check the boxes below for all Exemptions being requested. Lesser Impact Area Exemption Request must be attached, and will include all requested exemptions.

- | | |
|--|--|
| <input type="checkbox"/> 304.b.(1). Local Government Siting Information | <input type="checkbox"/> 304.c.(1). Emergency Spill Response Program |
| <input type="checkbox"/> 304.b.(2). Alternative Location Analysis | <input checked="" type="checkbox"/> 304.c.(2). Noise Mitigation Plan |
| <input type="checkbox"/> 304.b.(3). Cultural Distances | <input type="checkbox"/> 304.c.(3). Light Mitigation Plan |
| <input type="checkbox"/> 304.b.(4). Location Pictures | <input type="checkbox"/> 304.c.(4). Odor Mitigation Plan |
| <input type="checkbox"/> 304.b.(5). Site Equipment List | <input type="checkbox"/> 304.c.(5). Dust Mitigation Plan |
| <input type="checkbox"/> 304.b.(6). Flowline Descriptions | <input type="checkbox"/> 304.c.(6). Transportation Plan |
| <input type="checkbox"/> 304.b.(7). Drawings | <input type="checkbox"/> 304.c.(7). Operations Safety Management Program |
| <input type="checkbox"/> 304.b.(8). Geographic Information System (GIS) Data | <input type="checkbox"/> 304.c.(8). Emergency Response Plan |
| <input type="checkbox"/> 304.b.(9). Land Use Description | <input type="checkbox"/> 304.c.(9). Flood Shut-In Plan |
| <input type="checkbox"/> 304.b.(10). NRCS Map Unit Description | <input type="checkbox"/> 304.c.(10). Hydrogen Sulfide Drilling Operations Plan |
| <input type="checkbox"/> 304.b.(11). Best Management Practices | <input type="checkbox"/> 304.c.(11). Waste Management Plan |
| <input type="checkbox"/> 304.b.(12). Surface Owner Information | <input type="checkbox"/> 304.c.(12). Gas Capture Plan |
| <input type="checkbox"/> 304.b.(13). Proximate Local Government | <input type="checkbox"/> 304.c.(13). Fluid Leak Detection Plan |
| <input type="checkbox"/> 304.b.(14). Wetlands | <input type="checkbox"/> 304.c.(14). Topsoil Protection Plan |
| <input type="checkbox"/> 304.b.(15). Schools and Child Care Centers | <input type="checkbox"/> 304.c.(15). Stormwater Management Plan |
| | <input type="checkbox"/> 304.c.(16). Interim Reclamation Plan |
| | <input type="checkbox"/> 304.c.(17). Wildlife Plan |
| | <input type="checkbox"/> 304.c.(18). Water Plan |
| | <input type="checkbox"/> 304.c.(19). Cumulative Impacts Plan |
| | <input type="checkbox"/> 304.c.(20). Community Outreach Plan |
| | <input type="checkbox"/> 304.c.(21). Geologic Hazard Plan |

OPERATOR COMMENTS AND SUBMITTAL

Comments	<p>This location is listed as within sensitive water resources due to the shallow depth to groundwater.</p> <p>The ranch manager for TH Ranch (surface owner) informed Confluence that the building unit 1,256' N of the edge of location has been torn down. All that remains are two buildings offset the torn-down building unit: garage and a barn. Therefore, there are zero building units within a 2,000' buffer of the WPS. Aerial imagery does not yet reflect this change.</p> <p>This location does not require the operator submit the following plans: Odor, Transportation, Hydrogen Sulfide Drilling Operations, Flood Shut-In, Gas Capture, Geologic Hazard and Community Outreach.</p> <p>Confluence DJ LLC respectfully requests a Lesser Impact Area exemption to Rule 304.c.(2). Please see the attached written request.</p> <p>Confluence inherited an already submitted 2A for the 70 Ranch 10 East location (451960) via the purchase of Edge Energy in 2017. This location was permitted for 12 wellbores and limited production equip. As part of an appraisal process, Confluence constructed the location and drilled two appraisal wells (that send their production via flowline to the 70 Ranch 10 West location ~1 mi. west). After assessing the best plan of development for the subject lands based on the appraisal well performance, it became clear that the 70 Ranch 10 East location, which is constrained by surface features and future plans of the surface owner) wouldn't be able to house the number of wells and amount of equipment needed to optimally produce the subject lands. Therefore, the Bigfoot 11 location was proposed as an alternative.</p> <p>Confluence is planning to set 12 condensate tanks to be able to hold one day's worth of production in the event the LACT pump or oil pipeline is non-functional. This will allow wells to keep producing and initial flow paths created via hydraulic fracturing to remain open while repairs take place and the LACT/pipeline is returned to service.</p>
----------	---

I hereby certify that the statements made in this form are, to the best of my knowledge, true, correct and complete.

Signed: _____ Date: 10/29/2021 Email: agross@upstreampm.com

Print Name: Andrea Gross Title: Permit Agent

Based on the information provided herein, this Oil and Gas Location Assessment complies with COGCC Rules, applicable orders, and SB 19-181 and is hereby approved.

COGCC Approved: _____ Director of COGCC Date: _____

Conditions Of Approval

All representations, stipulations and conditions of approval stated in this Form 2A for this location shall constitute representations, stipulations and conditions of approval for any and all subsequent operations on the location unless this Form 2A is modified by Sundry Notice, Form 4 or an Amended Form 2A.

Condition of Approval

COA Type

Description

Planning	COA: Operator will submit a Form 4 sundry for the 70 Ranch 10 East (Loc ID# 451960) location lowering the equipment counts to the existing equipment AND submit Form 4 sundries to AL the remaining unused well slots on the 70 Ranch 10 East (Loc ID# 451960) location.
----------	--

1 COA

Best Management Practices

No BMP/COA Type

Description

1	Planning	No lighting fixtures, permanent or temporary, are planned for Production Operations or for the remainder of the Production Phase.
2	General Housekeeping	Operator's contract lease operators will manage waste collection and disposal on the Bigfoot 11 location during the long-lived production phase of operations. Operator will provide lined steel tanks for produced water collection, leak-proof, closed containers for any waste oils generated on location, and 55-gallon drums with lids for any oily or general trash. These containers will be clearly labeled and in compliance with regulations. Lease operators will ensure that storage limits are not exceeded, and Operator will maintain any records of waste analysis, treatment, or disposal.
3	General Housekeeping	Operator's contract lease operators will inspect the Bigfoot 11 location at least daily during the production-phase of the operation to ensure waste is properly stored and receptacles are being emptied as needed.
4	Wildlife	If a trench is left open for more than 5 consecutive days during pipeline construction, Confluence will install wildlife escape ramps at a minimum of one ramp per ¼ mile of trench.
5	Wildlife	Operator will conduct all vegetation removal necessary for Oil and Gas Operations outside of the nesting season for migratory birds (April 1 to August 31). For any vegetation removal that must be scheduled between April 1 to August 31, Operator may implement appropriate hazing or other exclusion measures prior to April 1. If hazing or other exclusion measures are not implemented, Operator will assign a qualified contractor to conduct pre-construction nesting migratory bird surveys within the approved disturbance area prior to any vegetation removal during the nesting season. If active nest(s) are located, Operator will provide work zone buffers around active nests.

6	Storm Water/Erosion Control	<p>The following BMPs will be implemented on Bigfoot 11:</p> <ul style="list-style-type: none"> • A Stormwater Detention Pond will remain at the entrance to the well pad. • Filter Logs will be installed on the entire western side, western half of the northern side, and along the entire southwest side of the well pad. • Diversion Channels with rock check dams will be installed around the well pad directing water to the stormwater detention pond and/or away from the well pad. Additional diversion channels will be placed above the cut slope along the eastern-half of the northern side and the southern half of the eastern side. • Rock Rip-Rap will be placed on both sides of the access road to the pad will slow/filter any stormwater runoff from the road itself. Rock rip-rap apron will also be installed on the eastern edge of the topsoil pile. • The location will be recontoured, topsoil reapplied, and the reduced area stabilized with seed, hydroseed, bonded fiber matrix, mulch, etc. as deemed appropriate for the site. • The borrow ditches will be reseeded to promote topsoil stabilization and will reduce the area utilized by this location. • If the reclaimed area is not put back into crop land, the seed mix planned to be utilized for the Bigfoot 11 location is Buffalo Brand Sandy Soil Mix. • Topsoil will be segregated from cut areas for use in reclamation. • Salvaging and spreading of topsoil will not be performed when the ground or topsoil is frozen or too wet to adequately support construction equipment. If such equipment creates ruts more than four inches deep, the soil will be deemed too wet
7	Material Handling and Spill Prevention	Operator will perform daily AVO inspection methods during all phases of activity. Operator will employ trained personnel and document all inspection findings, if any. Above ground flowlines will be visually inspected on a weekly basis and tested triennially for leaks. Underground lines will be pressure tested every 3 years. Pressure testing records will be maintained by operator for a minimum of 10 years.
8	Material Handling and Spill Prevention	PVT alarms, automation and other sensory monitoring devices will be utilized to monitor active tank levels at all times. During any transfer operations, visual inspections from inlet and outlet vessels with radio communication will be implemented. Daily visual inspections will be performed on all equipment, hoses and valving to ensure integrity of fluid containment at all times.
9	Material Handling and Spill Prevention	A secondary means of containment is provided for all tank batteries, separation units, and treating equipment. Secondary containment structures for aboveground storage tanks are sized such that each will be able to contain the volume of the largest storage container and enough freeboard to contain precipitation from a 25-year 24-hour storm event.
10	Material Handling and Spill Prevention	Remote technologies (for example, supervisory control and data acquisition (SCADA) will be used to monitor well operations. This will reduce emissions from vehicle traffic by reducing the number of vehicle trips to the site. Proposed wells will be equipped with technology that will allow for automatic well shutin in the event of an unplanned release.
11	Dust control	Operator will gravel all working surfaces and perform interim reclamation within six months of well drilling and completion..
12	Dust control	Application of fresh water to disturbed areas during construction and dry season. Fresh water or magnesium chloride application to graveled surfaced of the Location and associated roads.
13	Dust control	Proposed vehicle speed limit: 20 MPH or less on roads; 5 MPH or less on the Location. Speed limit signs will be posted per surface owner agreement and contractors will be notified of speed limits if no signs are posted.
14	Noise mitigation	A 32-foot-high visual/sound wall will be placed along the south edge of the working pad surface during all operations of the Pre-Production Phase of this project, which will also reduce light trespass toward passing traffic on Hwy 34.
15	Emissions mitigation	Instrument air will be used to operate all pneumatic control valves on location.

16	Emissions mitigation	<p>During completions, if an upset condition occurs, the gas will be routed to an enclosed combustion device (ECD) until normal operations can resume. Should Upset Conditions occur for longer than 24 cumulative hours, Operator will seek Director's verbal approval to continue to combust beyond 24 cumulative hours and will subsequently file a Form 04 Sundry within seven (7) days to report the Upset Condition and the safety concern associated therewith.</p> <p>During flowback, until quantities of gas that are sufficient to purge facility equipment, gas will be combusted in an ECD. A gas sales line will be constructed prior to flowback. When able, all gas will flow directly into the pipeline. If an upset condition were to occur after starting sales, the gas will be routed to an ECD until normal operations can resume. Should Upset Conditions occur for longer than 24 cumulative hours, Operator will seek Director's verbal approval to continue to flare beyond 24 cumulative hours and will subsequently file a Form 04 Sundry within seven (7) days to report the Upset Condition and the safety concern associated therewith.</p>
17	Emissions mitigation	Operator will send oil production from the Bigfoot 11 location to sales via pipeline. In the event that an unforeseen issue prevents the pipeline from being functional, Operator will temporarily truck oil until the issue has been resolved.
18	Odor mitigation	A freshwater mud system will be used for surface hole. Group II Oil-based mud will be used for drilling the production string with polycyclic aromatic hydrocarbon content 11-12% by weight. Drill pipe will be wiped to remove residual mud upon tripping out of the hole.
19	Drilling/Completion Operations	For workplace safety concerns, no direct or reflected direct light shall shine towards the entrance of the working pad surface.

Total: 19 comment(s)

Attachment List

<u>Att Doc Num</u>	<u>Name</u>
1348081	CULTURAL FEATURES MAP
1348082	OTHER
1348083	WILDLIFE HABITAT DRAWING
1348084	LAYOUT DRAWING
1348085	RELATED LOCATION AND FLOWLINE MAP
402590255	FORM 2A SUBMITTED
402851910	ACCESS ROAD MAP
402851923	GEOLOGIC HAZARD MAP
402851946	SURFACE AGRMT/SURETY
402851949	NRCS MAP UNIT DESC
402851962	LOCAL/FED FINAL PERMIT DECISION
402854930	LESSER IMPACT AREA EXEMPTION REQUEST
402881110	LOCATION PICTURES
402892573	HYDROLOGY MAP
402892580	LOCATION DRAWING
402892713	DIRECTIONAL WELL PLAT
402894078	PRELIMINARY PROCESS FLOW DIAGRAMS
402919363	LOCATION AND WORKING PAD GIS SHP

Total Attach: 18 Files

General Comments

<u>User Group</u>	<u>Comment</u>	<u>Comment Date</u>
OGLA	The Director has determined that the OGD application that this Form is a component of meets all requirements of Rule 306.a. The Director's Recommendation has been attached to the Form 2A.	05/13/2022
OGLA	The following changes were made with Operator concurrence: - attached revised RELATED LOCATION AND FLOWLINE MAP; added Submit tab	05/10/2022

	comment; added pipeline BMP; added monitoring well comment to Water Resources tab.	
OGLA	The following changes were made with Operator concurrence: - attached revised 304.c.(19). Cumulative Impacts Plan	05/05/2022
OGLA	Applied BMPs from provided Plans to Form 2A - Operator BMPs tab.	05/04/2022
OGLA	The following changes were made with Operator concurrence: - attached revised 304.c.(11). Waste Management Plan	05/03/2022
OGLA	The following changes were made with Operator concurrence: - attached revised Rule 304.c.(6). Transportation Plan	05/02/2022
OGLA	The following changes were made with Operator concurrence: - attached revised LAYOUT DRAWING, WILDLIFE HABITAT DRAWING, and Rule 304.c.(17). Wildlife Plan. - moved WOGLA information from Submit tab to Local Govt tab	04/25/2022
OGLA	The following changes were made with Operator concurrence: - attached revised CI Plan, Waste Management Plan, Water Plan, and location siting document (see more information below) - Due to the proximity of existing Confluence owned Oil and Gas Location and in order to address compliance with COGCC rules that require consolidation where practicable, Staff asked the applicant to address why the proposed Bigfoot 11 wells could not be sited on an existing oil and gas location. The applicant provided an additional attachment (OTHER; doc# 1348082) for their Form 2A that provided an explanation as to why, based on information from their appraisal wells, it is not practicable to consolidate the new wells onto an existing location and that the proposed location is optimal for the production of the minerals in Section 11.	04/19/2022
OGLA	The following changes were made with Operator concurrence: - attached revised CULTURAL FEATURES MAP	04/15/2022
LGD	<p>The Weld County Oil and Gas Energy Department (OGED) submits the following comments:</p> <ol style="list-style-type: none"> 1. The Confluence DJ, LLC (Confluence) Bigfoot 11 Pad location was reviewed and processed under Weld County Code, ORD2019-10. 2. Case number 1041WOGLA20-0069 has been assigned to this location. All files associated with the processing and review of this permit are accessible through the Weld County E-Permit center. If there are questions relating to the ability to access these files, please call the OGED office at 970-400-3580. 3. Pursuant to Weld County Code, ORD2019-10, the applicant was not required to have a pre-application meeting with OGED. 4. Confluence submitted their 1041 WOGLA Application to OGED on July 31, 2020. 5. The application was found to be complete and compliant with Weld County Code, ORD2019-10. 6. The application included an analyses of five (5) alternative sites, which were reviewed and discussed in detail with OGED Staff and the Hearing Officer. 7. As part of the application review process, a referral was sent to the Colorado Oil and Gas Conservation Commission (COGCC) on August 24, 2020. 8. On September 21, 2020, COGCC submitted a referral response to OGED. There were no comments made regarding the alternative sites discussed within the application submittal. 9. A 1041 WOGLA hearing was held on October 8, 2020. The COGCC did not participate in the 1041 WOGLA hearing. 10. The OGED Hearing Officer considered testimony at the 1041 WOGLA hearing, and subsequently approved 1041WOGLA20-0069. 11. The final order was recorded with the Weld County Clerk and Recorder (reception no. 4642196) on October 20, 2020. 	03/23/2022

	<p>12. The final order was noticed in the Greeley Tribune on October 23, 2020. Approval and publication of Mallard's application creates a vested property right pursuant of Article 68 of Title 24, C.R.S.</p> <p>13. Multiple requirements of Confluence were stipulated in the final order, which can be found on Weld County's E-Permit Center at www.weldgov.com.</p> <p>14. The approved Weld County 1041 WOGLA Permit, and Confluence's commitment to best management practices outlined in the application, will protect the health, safety, security and general welfare of the present and future residents of Weld County, while also protecting both the environment and wildlife.</p> <p>15. 1041WOGLA20-0069 Permit is valid for 3 years or can be extended upon request and review.</p> <p>16. Due to the fact that Confluence has completed the 1041 WOGLA Application process, and that a final order has been issued, recorded and legally published, Weld County has no additional concerns with the pending COGCC permit, and would recommend approval.</p>	
OGLA	The Director has determined this OGD application is complete. Form pushed to IN PROCESS.	02/03/2022
OGLA	Returned to draft per operator's request, to fix GIS data.	01/05/2022
OGLA	Operator requested Lesser Impact Area exception from Rule 304.c.(2) Noise Mitigation Plan. Based on the distance to the nearest RBU and the setting, including Highway 34, which is between the proposed location and the mapped Pronghorn Winter Concentration area, the Director Granted the exception request. The operator will apply BMPs to mitigate potential noise impacts and light impacts on the Form 2A.	12/28/2021
OGLA	Returned to draft for: <ul style="list-style-type: none"> - Missing approved WOGLA number. - Missing Surface Owner email. - Comment in Submit tab explaining "buildings" north of the location is needed. - Confirm the nearest actual water well. - Plans and attachments revisions needed 	11/24/2021

Total: 14 comment(s)

Public Comments

No public comments were received on this application during the comment period.