



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

September 11, 2013

RE: Variance Request – Setback to Overhead Power  
Tabula Rasa Energy, LLC  
**Andreatta 3**  
SHL: 1,381' FSL 1,610' FWL (NE/4 SW/4)  
BHL: 706' FNL 710' FEL (NE/4 NE/4)  
Sec. 10 T29S R69W  
Huerfano County, Colorado  
Surface Ownership: Fee  
Mineral Lease: Fee

Dear Mr. Lepore,

This variance request is being submitted on behalf of Tabula Rasa Energy, LLC (Tabula Rasa). Per the new Colorado Oil and Gas Conservation Commission (COGCC) location requirements, Rule 604 b. (1) A., the proposed location does not meet the required 200' safety setback. The location is currently proposed at  $\pm 150'$  southeast of an existing overhead utility line in Sec. 10 T29S R69W (NE/4 SW/4) of Huerfano County, Colorado.

The proposed Andreatta 3 will be drilled on the existing Andreatta 2 (API No. 05-055-06302) wellpad identified by Location ID, 324578. The Andreatta 2 was staked and drilled per previous COGCC regulations with a setback of 150' to all overhead utilities. To date, including construction and drilling, there were no incidents or threats to safety due to the proximity of the overhead utility.

If Tabula Rasa moved the proposed location to comply with the 200' safety setback per Rule 604.b.(1)(A), additional disturbance would be necessary as there is not enough room on the existing well pad to make this move. If the proposed location is required to be moved 200' from the overhead power, it will require increased surface disturbance, which would disregard the surface owner's request per the Surface Use Agreement (SUA) that states, the "Operator agrees to utilize the smallest pad size needed to perform oil and gas operations." The existing pad is already over the SUA's maximum disturbed acreage of 1.5 acres that the Surface Owners specifically requested. Tabula Rasa has worked diligently with the Surface Owner to accommodate their requests which is the reason they chose the proposed location.

**Your Assets / Our Expertise**

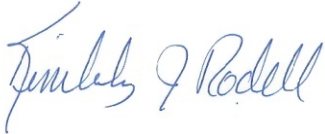
- Regulatory
- Storm-water Management Plans
- Project Coordination
- Permitting
- Government Relations
- EA/EIS Assistance

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Tabula Rasa respectfully requests that you approve this variance request per COGCC Rule 502.b.(1) as the well will be placed on an existing location, will not require additional surface disturbance and will comply with the Surface Owner's requests as stated in the executed SUA.

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

Sincerely,

A handwritten signature in blue ink that reads "Kimberly J. Rodell". The signature is fluid and cursive, with the first name being more prominent.

Kimberly J. Rodell  
Permit Agent for Tabula Rasa Energy, LLC

KJR/kjr

cc: Tabula Rasa Energy, LLC