

COGCC response to the Operator Comment and Submittal Tab.

Per the Oil and Gas Conservation Act, Title 34, Article 60, Paragraph 105 and The Oil and Gas Conservation Commission Rule 204, provides for powers of the commission to access property. COGCC Environmental Supervisor, Alex Fischer, had asked Steven Arauza and John Heil to complete Inspections at the TRP Well Pad 25A (COGCC Location ID 334457), and the TRP Well Pad 36 A (COGCC Location ID 334460) relating to a financial assurance release request by the Operator for REM 10737.

It is stated that the gate was locked, where in fact, COGCC Staff did not have the gate combo, but found the gate to be “dummy locked.”

It is stated that Steven Arauza and John Heil were in an unmarked vehicle. The COGCC fleet of vehicles do not necessarily have placards or logos, but rather a GVT License Plate tag.

The announcement of their presence is subject to the individual COGCC Staff and Inspectors.

Operator Comment and Submittal Tab

Prior to the 7/9/19 visit CPX had corresponded directly with COGCC vai (sic) Steven Arauza that the access road to its oil and gas operation was under construction. The road, FS 824 accesses CPX private in-holding over US Forest Service. Due to ongoing construction, the road was under Federal Closure notice #2019-13. The purpose of the order is to protect health and human safety of the public during construction. Initially the road was to be completed by Summer 2019, however the length and amount of winter snow pack prevented completion. The closure was extended on May 21, 2019 to December 1, 2019 or until road is complete, whichever occurs first. As of today road work is still ongoing and still under the closure notice.

CPX communicated the closure notice to COGCC/Steven Arauza after an attempt to access the property on 4/26/2019 was unsuccessful due to snow and road conditions. The road is protected by a locked gate on US Forest Service boundary with road closed signs and posting of the closure notice, attachments #B,C,D. Mr. Arauza acknowledged the access restrictions/challenges via email correspondence on 4/26 attachment #A. CPX can make accommodations to make the road accessible however advance notice was requested to allow for accomodations (sic) and facilitate safe passage.

On 7/9/2019, Mr. Arauza and Mr. Heil accessed the property with no advance notification to CPX. Active construction was taking place that morning, the gate was locked and closed to the construction area (road). The road is at elevation and narrow, given our crews were unaware of any travel planned by Mr. Arauza public safety could have been compromised. According to our crews account, Mr. Arauza was in an unmarked vehicle and did not announce himself during travel through construction area. CPX personnel discussed with Mr. Arauza who acknowledged the previous correspondence.

CPX is not attempting to deny nor alter COGCC visits, we are however concerned about public safety in an active construction zone on a federally closed road. For any future visits that occur during teh (sic)

closure order we kindly request 2 hours' advance notice in efforts to secure safe and announced passage in the construction area.

Thank you for your patience during the construction period.