

STATE OF
COLORADO

Deranleau - DNR, Greg <greg.deranleau@state.co.us>

Complaint to the COGCC regarding operations at Crestone's "Dreamweaver" location to nearby high priority habitat for bald eagles from FRNBES/Dana Bove

dana bove <danajbove@gmail.com>

Tue, Nov 24, 2020 at 12:22 PM

To: "Marette - DNR, Brandon" <brandon.marette@state.co.us>, "Padia - DNR, Joe" <joe.padia@state.co.us>, "Deranleau - DNR, Greg" <greg.deranleau@state.co.us>, dnr_cogcc.complaints@state.co.us

Cc: Theo Kuhn <theo1kuhn@gmail.com>, "info.eaglestudy@gmail.com" <info.eaglestudy@gmail.com>, Mike Chiropoulos <mike@chiropouloslaw.com>

Dear COGCC and CPW:

Front Range Nesting Bald Eagle Studies (FRNBES) is filing a complaint to the COGCC regarding concerns about adverse impacts from operations at Crestone's "Dreamweaver" location to nearby high priority habitat for bald eagles (see attached *Complaint Front Range Nesting Bald Eagle Studies Middle roost 11-24-20.pdf*; *EX 1-8 FRNBES complaint Middle Roost pump station encroachment.pdf*).

Concerns include the encroachment from the location and nature of operations on a bald eagle winter night roost (Middle Boulder Creek Communal Roost; Exhibits 1 and 2; see attached *EX 1-8 FRNBES complaint Middle Roost pump station encroachment.pdf*) by water pumping operations in support of horizontal drilling by Crestone at this non-conventional multi-well pad location. The Form 2A Oil and Gas Location Assessment is COGCC Document No. 401614921 and the Form 2 Application for Permit to Drill is Document No. 401614935. Crestone Peak Resources Operating LLC (Crestone) is the operator of this project. The general project location is southwest Weld County near Middle Boulder Creek.

Please Note: Whereas Crestone has contracted Apex Consultants to conduct Middle Roost Counts, to our knowledge, they have never compiled any baseline data during periods when oil and gas development was NOT operating. Without baseline data, as provided in the 8/14/20 COGCC Testimony by Dana Bove, it would be impossible to determine if oil and gas development is impacting bald eagle use of the Middle Roost.

The attached Request for Reconsideration (2/25/2019) and Supplement to Request for Reconsideration (3/8/2019) (*FRNBES supplement to Request...pdf*, *Request for Reconsideration...pdf*) document deficiencies in Crestone's 2A and adverse impacts to the adjacent priority habitat from earlier operations. Crestone continues to proceed as if the designated priority habitat is not present within 0.5 miles of the location. Contrary to the information and data compiled and submitted by FRNBES, Crestone representatives assert that it's operations have not adversely impact bald eagle populations or habitats. This is wrong: significant adverse impacts are documented by exhaustive data.

I request that the attachments and exhibits to those prior submissions be made part of the record for this complaint. They should already be part of the case file for this problem location. Please let me know if COGCC requests that some or all of these documents be re-submitted.

Sincerely,

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6 attachments**FRONT RANGE EAGLE STUDIES****image002.jpg**
43K**Complaint Front Range Nesting Bald Eagle Studies Middle roost 11-24-20.pdf**

128K

**EX 1-8 FRNBES complaint Middle Roost pump station encroachment.pdf**

8784K

**WBRC Bove Testimony and CV 8.14.2020.pdf**

299K

**FRNBES Supplement to Request for Reconsideration 03.08.2019 (1).pdf**

143K

**Request for Reconsideration of Dreamweaver Approvals 02.25.2019 (1).pdf**

201K