

Based on Crestone's Third Draft of their CDP, Colorado Parks & Wildlife (CPW) has the following six comments:

1) CPW is concerned about when initial site disturbance will occur throughout the site. Therefore, CPW requests that Crestone consult with CPW upon approval of the CDP to apply any pre-construction surveys that should occur (e.g., active nests for burrowing owls, northern harriers, grassland nesting birds, wintering bald eagles, etc.), and apply any appropriate timing buffers or spatial restrictions.

2) CPW considers Boulder Creek and Coal Creek as Aquatic Recovery and Conservation Waters. Therefore, CPW recommends that no new activity (e.g., access roads, etc.) occurs within 100 meters of these creeks. CPW is also concerned about sedimentation and other disturbances (particularly timing) of the bored pipeline under Boulder Creek, Coal Creek, and Liggett Ditch. What is being done to protect these waterways during construction? We are concerned about potential impacts to foraging great blue herons and fish species in Boulder Creek. CPW requests that Crestone discuss the timing of any construction within 100 meters with CPW upon approval of the CDP and ultimate scheduling determinations. In addition, we would appreciate reviewing your proposed crossing detail for the pipeline - we are mainly concerned with the depth across the entire floodplain profile be no less than 20 feet deep, and preferably 30 feet deep beneath the river channel.

3) CPW requests that Crestone discusses the timing of the new construction immediately south of Panama Reservoir (S 1/2 of Section 35) and along Boulder Creek if construction occurs from November 15 to March 15, since both areas are known to be bald eagle winter concentration areas.

4) CPW requests that Crestone complete Preble's meadow jumping mouse surveys along the eastern portion of the northern completions pad in Section 1, as it is listed as high potential habitat.

5) CPW recommends surveys for burrowing owls (March 15 through October 31) and mountain plovers (February 21-June 30), as small mammal burrows (such as prairie dogs) are scattered throughout the proposed footprint, should construction begin in either time frame.

6) There is an active bald eagle nest located immediately east of Panama Reservoir in T2N, R69W, Sec. 36, SW/SE/NW 1/4. While this proposed development is outside this 1/2-mile nest buffer, CPW requests that the applicant consult with CPW re: the timing of the installation of the pipeline north of SH 52.

Otherwise, CPW appreciates the proactive and continued inquiries from Crestone and Jost Energy, and diligence to make changes to their CDP based on our previous recommendations. Should anyone have any questions about these comments, please contact CPW's Northeast Region Energy Liaison (Brandon Marette) at (303) 291-7327.