

Kubeczko, Dave

From: Kubeczko, Dave
Sent: Wednesday, June 16, 2010 1:14 PM
To: Kubeczko, Dave
Subject: FW: Berry Petroleum, Milk Cabin OM P32 595 Pad OM01A P32 595, SESE Sec 32 T5S R95W, Garfield County, Form 2A #400058965 Review

Importance: High

Scan No 2033219 CORRESPONDENCE 2A#400058965

From: Keidel, Jannette E. [mailto:JEK@bry.com]
Sent: Wednesday, June 16, 2010 12:49 PM
To: Kubeczko, Dave
Subject: RE: Berry Petroleum, Milk Cabin OM P32 595 Pad OM01A P32 595, SESE Sec 32 T5S R95W, Garfield County, Form 2A #400058965 Review
Importance: High

Dave,
Please see my comments below.
Thank you for your help.
Janni

Janni Keidel
Regulatory Agent
Berry Petroleum Company
1999 Broadway, Suite # 3700
Denver, Colorado 80202
303-999-4225 Direct line
303-999-4325 Direct Fax line

From: Kubeczko, Dave [mailto:Dave.Kubeczko@state.co.us]
Sent: Wednesday, June 16, 2010 12:35 PM
To: Keidel, Jannette E.
Subject: Berry Petroleum, Milk Cabin OM P32 595 Pad OM01A P32 595, SESE Sec 32 T5S R95W, Garfield County, Form 2A #400058965 Review

Janni,

I have been reviewing the Milk Cabin OM P32 595 Pad OM01A P32 595 **Form 2A** (#400058965). COGCC requests the following clarifications regarding the data Berry Petroleum has submitted on or attached to the Form 2A prior to passing the Oil and Gas Location Assessment (OGLA).

1. **Water Resources (Section 14):** Form 2A indicates that the distance to the nearest surface water is 7457 feet. COGCC's rules state that the distance to the nearest surface water should reflect intermittent, as well as, perennial streams. COGCC's review indicates there is an intermittent stream located approximately 953 feet to the east (this is also shown on the attached Hydrology Map). I can make the change if you send me an email with this request. **Please make change.**
2. **General:** COGCC's review indicates that the well pad location is within the current edge of the area defined in the notice to operators (NTO) for drilling wells on the Roan Plateau in Garfield County. Due to the highly fractured nature of the surface material in the area around the Roan Rim, the following conditions of approval (COAs) will apply:
COA 9 - Reserve pit must be lined.

COA 40 - The nearby hillside must be monitored for any day-lighting of drilling fluids throughout the drilling of the surface casing interval.

COA 23 - Operator must ensure 110 percent secondary containment for any volume of fluids contained at well site during drilling and completion operations. If fluids are conveyed via pipeline, operator must implement best management practices to contain any unintentional release of fluids.

COA 38 - The moisture content of any drill cuttings in a cuttings pit, trench, or pile shall be as low as practicable to prevent accumulation of liquids greater than de minimis amounts. At the time of closure, the drill cuttings must also meet the applicable standards of table 910-1.

COA 39 - No portion of any pit that will be used to hold liquids shall be constructed on fill material, unless the pit and fill slope are designed and certified by a professional engineer, subject to review and approval by the director prior to construction of the pit. The construction and lining of the pit shall be supervised by a professional engineer or their agent. The entire base of the pit must be in cut.

Berry Petroleum Company will comply these COA's.

3. **Notice to Operators (NTO) Drilling Wells on the Roan Plateau in Garfield County:** Comply with all provisions of the June 12, 2008 Notice to Operators (NTO) Drilling Wells Within ¾ Mile of the Rim of the Roan Plateau in Garfield County – Pit Design, Construction, and Monitoring Requirements. At a minimum, the following condition of approval (COA) will apply:

COA 6 - All pits must be lined. **Berry Petroleum Company will comply this COA.**

COGCC would appreciate your concurrence with attaching these COAs to the Form 2A permit prior to passing the OGLA review. The other issue also needs to be addressed. If you have any questions, please do not hesitate to call me at (970) 309-2514 (cell), or email. Thanks.

Dave

David A. Kubeczko, PG
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