

**From:** Ash, Margaret  
**To:** ["Joe.Aldridge@nustarenergy.com"](mailto:Joe.Aldridge@nustarenergy.com)  
**Subject:** FW: COGCC Spill/Release #1121312, Foster Lease API# 05-061-06010  
**Date:** Tuesday, October 09, 2007 3:14:00 PM  
**Attachments:** [Foster\\_Ltr.pdf](#)

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Mr. Aldridge,

A revised reclamation plan has not been received. I would like an explanation as to why NuStar Energy has not responded to the COGCC's email of August 29, 2007 (see below). NuStar's is in violation of Colorado Oil and Gas commission rules; failure to comply may result in additional enforcement action.

Margaret A. Ash  
Environmental Protection Supervisor  
Colorado Oil and Gas Conservation Commission  
1120 Lincoln St 801  
Denver, CO 80203  
(303) 894-2100 ext. 110  
(303) 894-2109 fax  
[Margaret.ash@state.co.us](mailto:Margaret.ash@state.co.us)

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**From:** Ash, Margaret  
**Sent:** Wednesday, August 29, 2007 8:44 AM  
**To:** 'Aldridge, Joe'  
**Cc:** Kogl, Travis; Nacewski, Vincent; Leonard, Mike  
**Subject:** RE: COGCC Spill/Release #1121312, Foster Lease API# 05-061-06010

Mr. Aldridge,

Thank you for sending the photographs of the Foster release site and reclamation project. After receiving the photographs Colorado Oil and Gas Conservation Commission (COGCC) Field Inspector, Mike Leonard, conducted a follow-up inspection of the site. He was accompanied by Bruce L. Fickenscher the CSU Extension Agent for the Southeast Area. Mr. Fickenscher inspected the area and provided a written summary of his findings. A copy of the letter is attached. Based on Mr. Fickenscher's and Mr. Leonard's findings it appears that reclamation has not been successful. The area is covered by *kochia weed a non-native invasive species and no native grass species were evident in the plant community.*

Mr. Fickenscher has provided a list of recommendations for successful reclamation of this site. A formal letter from the COGCC that documents the failed inspection will be provided; it will include the recommendations from the CSU Extension office as required corrective actions. However, you should consider this email as the notification date of the failed inspection and failure to satisfy requirements of the Notice of Alleged Violation (NOAV).

A revised reclamation plan that will meet the corrective action requirements of the NOAV shall be submitted to the COGCC by September 12, 2007.

If you have any questions you can contact me at (303) 894-2100.

Margaret,

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**From:** Aldridge, Joe [mailto:Joe.Aldridge@nustarenergy.com]  
**Sent:** Monday, August 20, 2007 10:06 AM  
**To:** Ash, Margaret  
**Cc:** Kogl, Travis; Nacewski, Vincent  
**Subject:** COGCC Spill/Release #1121312, Foster Lease API# 05-061-06010

Dear Ms. Ash,

Attached are photographs taken within the last week of the 2003 crude-release area at our Brandon pump station in Kiowa County, Colorado. In 2006, indigenous-plant seeds were sown and soil amendments were introduced in accordance with the Reclamation Plan. The Reclamation Plan was provided in a document dated February 23, 2006, prepared by Conestoga-rovers & Associates.

We hope this satisfies your request to mitigate the remediated area.

Sincerely,

Joe Aldridge  
Remediation Manager  
NuStar Energy L.P.  
phone: (210) 918-2723  
cell: (210) 748-0431  
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email: [joe.aldridge@nustarenergy.com](mailto:joe.aldridge@nustarenergy.com)