

From: [Ken Valentine](#)
To: [Gintautas, Peter](#)
Subject: Re: Blazer lease road stormwater BMPs
Date: Saturday, October 23, 2010 7:21:10 PM

On 10/20/2010 6:37 AM, Gintautas, Peter wrote:

Ken, I did visit the lease road to the Blazer 24-1 (just to the north of the Valentine Ranch) yesterday afternoon. The two sediment traps downhill of culverts across the road had very recently been cleaned out. I did not call Pioneer about your concerns before I went to the site. I assume you or the landowner contacted them. They do need to maintain their stormwater controls and if necessary add other BMPs including vegetative cover. If you mean in your complaint that Pioneer should be forced to completely close the road at this time before they stop operations at the wells the road access and reclaim the hillside, then I do not think the COGCC rules can force that issue until the wells the road accesses are plugged and abandoned. There is no other road to access the wells at present.

I will contact Pioneer about possible improvements and alterations to the stormwater BMPs that would better protect the area from sediment transport.

Peter Gintautas

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Peter,

Point #1: Why is it the responsibility of the Property Owner or the impacted Property Owner to call Pioneer and remind them of BMP's such as clean out the silt ponds that are only a temporary and inadequate solution??

Point #2: The BMP's for reclaiming excessively sloped road banks and drainage is the issue. There was no request to close the road although roads should never be built at this slope if surrounding areas impacted cannot be completely reclaimed. The re-vegetation of these road banks is being ignored and is causing dust, water runoff damage and sediment deposit downstream. Not just here but about everywhere I have observed CBM well access roads with high slope banks and minimal or no topsoil.

Pioneer and all O&G companies have complete responsibility and accountability to reclaim the road banks, pipeline and drainage immediately after the road is built. Many of the pipelines are under the road banks and in many cases there has been

no attempted reclaim or the reclaim effort has been futile. Followup inspection by COGCC also has not occurred in an acceptable manner.

COGCC assumes that these roads and banks will be reclaimed to original, well let's dream on. This will not happen in the most of the cases in LA County. As a consequence, the Landowner will be liable for damage to property downstream. Sample how many Landowner's are willing to assume this liability and let me know.

This needs to be seriously addressed by COGCC and Pioneer since I believe the regulations have intent to reclaim pipelines, road banks and drainage when the access road is built. If this is not the case then let me know so that I can directly address this issue on a larger scale.

Best Regards,

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