

State of Colorado  
Oil and Gas Conservation Commission

1120 Lincoln Street, Suite 801, Denver, Colorado 80203  
Phone: (303) 894-2100 Fax: (303) 894-2109



Document Number:  
401201229  
Date Issued:  
02/02/2017  
Date Resolved:  
10/25/2017

**NOTICE OF ALLEGED VIOLATION - RESOLVED**

Per Rule 522, the Director has reasonable cause to believe that a violation of the Act, or of any Commission rule, order, or permit has occurred, the Director will require the operator to remedy the violation and may commence an enforcement action seeking penalties by issuing a Notice of Alleged Violation (NOAV). Per Rule 523, an operator who violates the Act, or a Commission rule, order, or permit may be subject to a penalty imposed by Commission order.

**OPERATOR INFORMATION**

OGCC Operator Number: <u>8667</u>	Contact Name and Telephone:
Name of Operator: <u>PETROGLYPH OPERATING CO INC ADBA PETROGLYPH ENERGY</u>	Name: <u>Paul Powell</u>
Address: <u>960 BROADWAY AVE SUITE 500</u>	Phone: <u>(208) 685-7665</u> Fax: <u>( )</u>
City: <u>BOISE</u> State: <u>ID</u> Zip: <u>83706</u>	Email: <u>ppowell@pgei.com</u>

**Well Location, or Facility Information (if applicable):**

API Number: <u>05-055-06214-00</u>	Facility or Location ID: _____
Name: <u>STATE</u>	Number: <u>2W</u>
QtrQtr: <u>NWNW</u> Sec: <u>36</u>	Twp: <u>28S</u> Range: <u>67W</u> Meridian: <u>6</u>
County: <u>HUERFANO</u>	

**ALLEGED VIOLATION**

Rule: <u>1002.f</u>	
Rule Description: <u>Stormwater Management</u>	
Initial Discovery Date: _____	Was this violation self-reported by the operator? <u>No</u>
Date of Violation: _____	Approximate Time of Violation: _____
	Was this a discrete violation of obvious duration? <u>No</u>
Description of Alleged Violation:	
<p>Pursuant to Rule 1002.f.(2), Petroglyph Operating Co Inc ADBA Petroglyph Energy (Operator) is required to implement and maintain Best Management Practices (BMPs) at the State 2W well, API 055-06214, (Well) to control stormwater runoff in a manner that minimizes erosion, transport of sediment offsite, and site degradation until Final Reclamation has been achieved. During an inspection of the Well location on September 1, 2016 (Document #673503719), COGCC staff observed minor signs of erosion occurring off the west side of the location. Document #673503719 required corrective action to stabilize areas of the Well location to facilitate vegetation by November 30, 2016. During an inspection of the Well location on December 1, 2016 (Document #673503915) COGCC staff observed that the required Corrective Actions were not completed, violating Rule 1002.f.(2).</p>	
Abatement or Corrective Action Required to be Performed by Operator: _____	Corrective Action Due Date: <u>11/30/2016</u>
<b>Proper and timely abatement does not preclude the assessment of penalties and an Order Finding Violation.</b>	
Operator shall immediately install or repair required BMPs in a manner that minimizes erosion, transport of sediment offsite, and site degradation to return the Well location to compliance.	

Rule: <u>1004.a</u>	
Rule Description: <u>Final Reclamation - Well Sites Reclamation</u>	
Initial Discovery Date: _____	Was this violation self-reported by the operator? <u>No</u>
Date of Violation: _____	Approximate Time of Violation: _____
	Was this a discrete violation of obvious duration? <u>No</u>
Description of Alleged Violation:	

Pursuant to Rule 1004.a., Petroglyph Operating Co Inc ADBA Petroglyph Energy (Operator) is required to revegetate impacted areas at well locations in preparation for completing Final Reclamation. During an inspection of the State 2W well, API 055-06214, (Well) September 1, 2016 (Document #673503719), COGCC staff observed vegetation has not been established. Document #673503719 required Operator to reseed and stabilize areas of the Well location to facilitate vegetation establishment by November 30, 2016. During an inspection of the Well location on December 1, 2016 (Document #673503915) COGCC staff observed that the required Corrective Actions were not completed, violating Rule 1004.a.

Abatement or Corrective Action Required to be Performed by Operator: \_\_\_\_\_ Corrective Action Due Date: 11/30/2016

**Proper and timely abatement does not preclude the assessment of penalties and an Order Finding Violation.**

Operator shall reseed and stabilize areas of the Well location to facilitate vegetation establishment.

### PENALTY

Penalties for violations alleged in this NOAV will be calculated pursuant to Rule 523, with daily penalties accruing pursuant to Section 34-60-121(1), C.R.S.

### ANSWER

Pursuant to Rule 522.d.(2), the operator must file an Answer to this NOAV within 28 days of its receipt, or a default judgement may be entered. Hard copy answers are filed with the Commission Secretary at the Commission's Denver office and should also be emailed to [dnr\\_cogccenforcement@state.co.us](mailto:dnr_cogccenforcement@state.co.us).

### NOAV ISSUED

NOAV Issue Date: 02/02/2017

COGCC Representative Signature: \_\_\_\_\_

COGCC Representative: Margaret Ash

Title: Field Inspection Unit Man

Email: margaret.ash@state.co.us

Phone Num: (303) 894-2100x5110

### CORRECTIVE ACTION COMPLETED

Rule: 1002.f

Rule Description: Stormwater Management

Corrective Action Start Date: \_\_\_\_\_

Corrective Action Complete Date: 04/21/2017

Has corrective action for this violation been performed as required? Yes

Description of Actual Corrective Action Performed by Operator

Reclamation plans submitted by Form 4, Sundry Notice, on April 21, 2017.

Rule: 1004.a

Rule Description: Final Reclamation - Well Sites Reclamation

Corrective Action Start Date: \_\_\_\_\_

Corrective Action Complete Date: 04/21/2017

Has corrective action for this violation been performed as required? Yes

Description of Actual Corrective Action Performed by Operator

Reclamation plans submitted by Form 4, Sundry Notice, on April 21, 2017.

### FINAL RESOLUTION

Cause #: 1V Order #: 638 Docket #: 170600183

Enforcement Action: Administrative Order of Consent

Final Resolution Date: 07/24/2017

Final Resolution Comments:

Resolved by Order 1V-638. Reclamation efforts are ongoing.

### ATTACHMENT LIST

View Attachments in Imaged Documents on COGCC website (<http://ogccweblink.state.co.us/>) - Search by Document Number.

<b>Document Number</b>	<b>Description</b>
401201229	NOAV APPROVED
401201244	NOAV COVER LETTER
401201246	NOAV CERTIFIED MAIL RECEIPT
401201398	NOAV ISSUED
401201401	NOAV IN PROCESS
401210230	NOAV CERTIFIED MAIL RETURN RECEIPT
401223667	NOAV OPERATOR ANSWER

Total Attach: 7 Files