

State of Colorado  
Oil and Gas Conservation Commission

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Date Resolved:

**NOTICE OF ALLEGED VIOLATION - ISSUED**

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: 47120  
Name of Operator: KERR MCGEE OIL & GAS ONSHORE LP  
Address: P O BOX 173779  
City: DENVER State: CO Zip: 80217-3779

Contact Name and Telephone:  
Name: CHERYL LIGHT  
Phone: (720) 929-6461 Fax: ( )  
Email: cheryl.light@anadarko.com

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

API Number: 05- - -00 Facility or Location ID: 454900  
Name: ENGLISH FARMS Number: 8-16HZ  
QtrQtr: SESE Sec: 8 Twp: 1N Range: 65W Meridian: 6  
County: WELD

**ALLEGED VIOLATION**

Rule: 303.b.  
Rule Description: Form 2A, Oil and Gas Location Assessment  
Initial Discovery Date: \_\_\_\_\_ Was this violation self-reported by the operator? No  
Date of Violation: \_\_\_\_\_ Approximate Time of Violation: \_\_\_\_\_  
Was this a discrete violation of obvious duration? No  
Description of Alleged Violation:  

Pursuant to Rule 303.b.(1)A., unless exempted under Rule 303.b.(2), Kerr McGee Oil & Gas Onshore LP ("Operator") shall complete and obtain COGCC approval of an Oil and Gas Location Assessment ("Form 2A"), for any surface disturbance for an oil and gas location at a previously undisturbed site.

Operator submitted a Form 2A for COGCC approval for the English Farms 8-16HZ (ID No. 454900, "Location") on February 16, 2018, (Form 2A No. 401490261). COGCC did not approve this Form 2A until May 4, 2018.

On April 25, 2018, COGCC Staff inspected the Location, and observed that Operator had disturbed a previously undisturbed surface area of 6.26 acres to construct a new oil and gas location (Field Inspection Report No. 682403508).

Operator disturbed the surface at a previously undisturbed site to construct a new oil and gas location without a completed, approved Form 2A, violating Rule 303.b.(1)A.

Abatement or Corrective Action Required to be Performed by Operator: \_\_\_\_\_ Corrective Action Due Date: 10/08/2018  
**Proper and timely abatement does not preclude the assessment of penalties and an Order Finding Violation.**

Operator shall submit to COGCC for approval a complete Form 2A for the Location, and shall not continue construction or any further surface disturbance, in any area, without an approved Form 2A for such disturbance.

In its Rule 522.d.(2) Answer, due within 28 days of the Operator's receipt of the NOAV, Operator shall include a compliance plan that documents and provides processes to ensure approved Form 2A will be obtained prior to any construction of a previously undisturbed area.

Rule: 316C

Rule Description: Form 42. Field Operations Notice

Initial Discovery Date: \_\_\_\_\_ Was this violation self-reported by the operator? No

Date of Violation: \_\_\_\_\_ Approximate Time of Violation: \_\_\_\_\_

Was this a discrete violation of obvious duration? No

Description of Alleged Violation:

Pursuant to Rule 316C.c., Kerr McGee Oil & Gas Onshore LP ("Operator") is required to provide at least 48 hours advance written notice to COGCC via Field Operations Notice ("Form 42") for intent of construction or major change at any Well, Oil and Gas Location, or Oil and Gas Facility.

On April 25, 2018, COGCC Staff inspected the English Farms 8-16HZ (ID No. 454900, "Location"), and observed that Operator had disturbed a previously undisturbed area of 6.26 acres to construct a new oil and gas location (Field Inspection Report No. 682403508). Operator had not previously submitted Form 42 notification of the start of this construction. On May 11, 2018, Operator submitted a Form 42 notice of intent to commence construction on May 14, 2018, (Form 42 No. 401637972).

Operator commenced construction of a new oil and gas location without providing advance notice via Form 42, violating Rule 316C.c.

Abatement or Corrective Action Required to be Performed by Operator: \_\_\_\_\_ Corrective Action Due Date: 10/08/2018

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

In its Rule 522.d.(2) Answer, due within 28 days of the Operator's receipt of the NOAV, Operator shall include a compliance plan detailing an internal procedure for timely compliance with Rule 316C. notification requirements.

### 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: 09/07/2018

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

COGCC Representative: Kira Gillette

Title: NOAV Specialist

Email: kira.gillette@state.co.us

Phone Num: (303) 894-2100

### CORRECTIVE ACTION COMPLETED

Rule: 303.b.

Rule Description: Form 2A, Oil and Gas Location Assessment

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

Corrective Action Complete Date: \_\_\_\_\_

Has corrective action for this violation been performed as required? \_\_\_\_\_

Description of Actual Corrective Action Performed by Operator

Rule: 316C

Rule Description: Form 42. Field Operations Notice

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

Corrective Action Complete Date: \_\_\_\_\_

Has corrective action for this violation been performed as required? \_\_\_\_\_

Description of Actual Corrective Action Performed by Operator

### FINAL RESOLUTION

Cause #: \_\_\_\_\_ Order #: \_\_\_\_\_ Docket #: \_\_\_\_\_

Enforcement Action: \_\_\_\_\_

Final Resolution Date: \_\_\_\_\_

Final Resolution Comments:

### ATTACHMENT LIST

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

<u>Document Number</u>	<u>Description</u>
401756494	NOAV COVER LETTER
401756495	NOAV CERTIFIED MAIL RECEIPT
401756526	NOAV ISSUED

Total Attach: 3 Files