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**RE: Access for soil sampling**

1 message

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**Max Knop** <MKnop@kpk.com>

To: Peter Gintautas <peter.gintautas@state.co.us>, Ross Watzman <RWatzman@kpk.com>

received 06/29/2020  
Complaint 200449041  
Location 477261  
Non-Facility 477263  
Document 2357040

Mon, Jun 29, 2020 at 2:05 PM

Hi Peter,

Attached is an aerial image of the preferred route to access the area of investigation. I'll plan to be there and also collect samples. Please let me know if there is any information you'll need prior to your visit.

Thanks,

Max

**Max Knop** | K.P. Kauffman Company, Inc.

1675 Broadway, Suite 2800 | Denver, CO 80202 | T: (303) 825-4822 | [mknop@kpk.com](mailto:mknop@kpk.com) | [www.kpk.com](http://www.kpk.com)

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**From:** Peter Gintautas <[peter.gintautas@state.co.us](mailto:peter.gintautas@state.co.us)>

**Sent:** Monday, June 29, 2020 10:27 AM

**To:** Ross Watzman <[RWatzman@kpk.com](mailto:RWatzman@kpk.com)>; Max Knop <[MKnop@kpk.com](mailto:MKnop@kpk.com)>

**Subject:** Access for soil sampling

We have received a complaint that alleges improper disposal of exploration and production waste on property in the NWSE of section 9 2N 67W 6thPM. I have attached a PDF of the complaint to this email.

In order to investigate this complaint we wish to enter the area surrounding the coordinates provided in the complaint 40.150012, -104.891124. And an aerial image from our website is also attached to better illustrate the area we wish to access.

Weld county property records indicate the site is owned by the following entity which shares address and offices with Operator 46290 (you) according to our records. And we assume that this contact with you as representatives of the operator is our contact and notice to/with the property owner.

Account	Owner Name	Address
R6777841	KAUFFMAN LAND & DEVELOPMENT LLC	1675 BROADWAY STE 2800 DENVER, CO 802024690

We plan to inspect the area as part of our complaint investigation on Tuesday 30 June 2020 starting at 10 am. We also plan to collect samples of soils at the site for analysis at laboratories to better determine if E&P waste impacted soils are present at the site. The process of access, sampling and analysis as well as sharing of data and observation as described in Colorado statutes 34-60-124 CRS sections 4 and 6 quoted below

*"(4) The oil and gas conservation and environmental response fund may be expended:*

*(a) By the commission, or by the director at the commission's direction, prior to, during,*

*or after the conduct of oil and gas operations to:*

*(I) Investigate, prevent, monitor, or mitigate conditions that threaten to cause, or that actually cause, a significant adverse environmental impact on any air, water, soil, or biological resource;*

*(II) Gather background or baseline data on any air, water, soil, or biological resource that the commission determines may be so impacted by the conduct of oil and gas operations; and*

*(III) Investigate alleged violations of any provision of this article, any rule or order of the commission, or any permit where the alleged violation threatens to cause or actually causes a significant adverse environmental impact;*

...

*(6) For the purposes provided for in subsection (4) of this section, the commission is authorized to:*

*(a) Enter onto any lands or waters, public or private; and, except in emergency situations, the commission shall provide reasonable notice prior to such entry in order to allow a surface owner, local government designee, operator, or responsible party to be present and to obtain duplicate samples and copies of analytical reports;"*

If you wish to observe or collect replicate samples please contact me today so that we can discuss what types of samples and analyses we plan to conduct as part of this investigation.

Peter

**Peter Gintautas Ph.D.**  
Environmental Protection Specialist - Northeastern Colorado

Cell 719.679.1326

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**KPK Entrance Aerial Image.pdf**

487K



09

2N 67W

Entrance

Lat:40.152059 Long: -104.886002

Investigation Location

Lat:40.150012 Long: -104.891124

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Google Earth

800 ft

