

State of Colorado
Oil and Gas Conservation Commission

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Document Number:
402859333
Date Issued:
11/01/2021
Date Resolved:

NOTICE OF ALLEGED VIOLATION - ISSUED

Per Rule 523, 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 525, 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>88265</u>	Contact Name and Telephone:
Name of Operator: <u>TIGGES OIL LLC</u>	Name: <u>KENNETH TIGGES</u>
Address: <u>12406 WCR 64 1/2</u>	Phone: <u>(970) 396-8183</u> Fax: <u>()</u>
City: <u>GREELEY</u> State: <u>CO</u> Zip: <u>80631</u>	Email: <u>levi.tigges@gmail.com</u>

Well Location, or Facility Information (if applicable):

API Number: 05-123-14072-00 Facility or Location ID: _____
Name: TIGGES Number: 3-31B
QtrQtr: NENW Sec: 31 Twp: 6N Range: 66W Meridian: 6
County: WELD

ALLEGED VIOLATION

Rule: 421
Rule Description: Statewide Floodplain Requirements
Initial Discovery Date: 03/09/2021 Was this violation self-reported by the operator? No
Date of Violation: 06/09/2021 Approximate Time of Violation: _____
Was this a discrete violation of obvious duration? Unknown

Description of Alleged Violation:

Pursuant to Rule 421.b.(3), when operating within a defined Floodplain, Tigges Oil, LLC ("Operator") will construct all containment berms around Tanks with steel rings or another engineered technology that provides equivalent protection from floodwaters and debris.

COGCC staff inspected the Tigges 3-31B well location on March 9, 2021 (document no. 679603733), and observed earthen berms around the tank battery. The Tigges 3-31B well location is within a defined Floodplain. Staff required Operator to install containment berms around the tank battery that comply with the requirements of Rule 421.b.(3) by June 9, 2021.

COGCC staff conducted a follow-up inspection on August 23, 2021 (document no. 679604114), and observed the earthen berms around the tank battery have not been replaced with berms that comply with the requirements of Rule 421.b.(3).

Operator failed to construct containment berms, with steel rings or another equivalent engineered technology, to provide protection from floodwaters and debris around Tanks within a defined Floodplain, violating Rule 421.b.(3).

Abatement or Corrective Action Required to be Performed by Operator: _____ Corrective Action Due Date: 11/01/2021

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

Operator will construct containment berms with steel rings or another equivalent engineered technology, that provides protection from floodwaters and debris, around Tanks within a defined floodplain.

Rule: 605.d.

Rule Description: Well Signage Requirements

Initial Discovery Date: 03/09/2021

Was this violation self-reported by the operator? No

Date of Violation: 06/09/2021

Approximate Time of Violation:

Was this a discrete violation of obvious duration? Unknown

Description of Alleged Violation:

Pursuant to Rule 605.d., within 60 days after the completion of a Well, including each well on a multi-well site, Tigges Oil, LLC ("Operator") will install a permanent sign, conspicuously located at the wellhead and will identify the well name, the API number, and its legal location, including quarter-quarter section.

COGCC staff inspected the Tigges 3-31B well location on March 9, 2021 (document no. 679603733), and observed the sign displayed at the wellhead contained the wrong Well name. Staff required Operator to install a sign that complies with the requirements of Rule 605.d as a corrective action, by June 9, 2021.

COGCC staff conducted a follow-up inspection on August 23, 2021 (document no. 679604114), and observed the sign at the wellhead remained out of compliance with the requirements of Rule 605.d.

Operator failed to install permanent signage with the required information at the wellhead, violating Rule 605.d.

Abatement or Corrective Action Required to be Performed by Operator:

Corrective Action Due Date: 11/01/2021

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

Operator will install signage that provides a corrected Well name and meets all of the requirements in Rule 605.d.

Rule: 605.g.

Rule Description: General Sign Requirements

Initial Discovery Date: 03/09/2021

Was this violation self-reported by the operator? No

Date of Violation: 06/09/2021

Approximate Time of Violation:

Was this a discrete violation of obvious duration? Unknown

Description of Alleged Violation:

Pursuant to Rule 605.g.(2), Tigges Oil, LLC ("Operator") will ensure that signs are well maintained and legible, and will replace damaged or vandalized signs within 30 days of discovery that the sign is no longer legible or is damaged.

COGCC staff inspected the Tigges 3-31B well location on March 9, 2021 (document no. 679603733), and observed the sign displayed at the tank battery was not maintained or legible. Staff required Operator to install a sign that complies with the requirements of Rule 605.h. as a corrective action, by June 9, 2021.

COGCC staff conducted a follow-up inspection on August 23, 2021 (document no. 679604114), and observed the sign at the tank battery remained out of compliance with the requirements of Rule 605.h.

Operator failed to ensure the tank battery sign was maintained and legible, violating Rule 605.g.(2).

Abatement or Corrective Action Required to be Performed by Operator:

Corrective Action Due Date: 11/01/2021

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

Operator will ensure that signs are maintained and legible and will replace all damaged or vandalized signs.

Rule: 605.h.

Rule Description: Tank and Container Labels

Initial Discovery Date: 03/09/2021

Was this violation self-reported by the operator? No

Date of Violation: 06/09/2021

Approximate Time of Violation:

Was this a discrete violation of obvious duration? Unknown

Description of Alleged Violation:

Pursuant to Rule 605.h., for all Tanks with a capacity of 10 barrels or greater Tigges Oil, LLC ("Operator") will be labeled or posted with the Name of the Operator, the Operator's emergency contact telephone number, Tank capacity, Tank contents, and NFPA label

or equivalent globally harmonized label.

COGCC staff inspected the Tigges 3-31B well location on March 9, 2021 (document no. 679603733), and observed a Tank within the tank battery that was not labeled or posted with the signage requirements of Rule 605.h. Staff required Operator to install signage on the tank to comply with Rule 605.h. as a corrective action, by June 9, 2021.

COGCC staff conducted a follow-up inspection on August 23, 2021 (document no. 679604114), and observed the Tank with no signage within the tank battery remained out of compliance with the requirements of Rule 605.h.

Operator failed to install permanent signage with the required information on the Tank, violating Rule 605.h.

Abatement or Corrective Action Required to be Performed by Operator: _____ Corrective Action Due Date: 11/01/2021

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

Operator will post or label all Tanks with capacity 10 barrels or greater with required information.

Rule: 606

Rule Description: Equipment, Weeds, Waste, and Trash Requirements

Initial Discovery Date: 03/09/2021 Was this violation self-reported by the operator? No

Date of Violation: 06/09/2021 Approximate Time of Violation: _____

Was this a discrete violation of obvious duration? Unknown

Description of Alleged Violation:

Pursuant to Rule 606., Tigges Oil LLC ("Operator") will keep Oil and Gas Locations free of unused equipment, undesirable plant species, waste, and trash.

COGCC staff inspected the Tigges 3-31B well location on March 9, 2021 (document no. 679603733), and observed unused equipment near the pumpjack and tank battery, and undesirable plant species inside the tank battery berms and near ignition sources. Staff required Operator to comply with Rule 606 and remove all unused equipment and undesirable plant species throughout the location as corrective actions, by June 9, 2021.

COGCC staff conducted a follow-up inspection on August 23, 2021 (document no. 679604114), and observed the unused equipment and undesirable plant species remained at the location.

Operator failed to keep their Oil and Gas Location free of unused equipment and undesirable plant species, violating Rule 606.

Abatement or Corrective Action Required to be Performed by Operator: _____ Corrective Action Due Date: 11/01/2021

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

Operator shall remove all unused equipment and control or remove all undesirable plant species on their Oil and Gas Locations.

Rule: 608.e.

Rule Description: Mechanical Conditions

Initial Discovery Date: 03/09/2021 Was this violation self-reported by the operator? No

Date of Violation: 06/09/2021 Approximate Time of Violation: _____

Was this a discrete violation of obvious duration? Unknown

Description of Alleged Violation:

Pursuant to Rule 608.e. Tigges Oil, LLC ("Operator") will securely fasten or seal, inspect at regular intervals, and maintain in good mechanical condition, all Production Facilities, valves, pipes, fittings, and vessels.

COGCC staff inspected the Tigges 3-31B well location on March 9, 2021 (document no. 679603733), and observed stained soil at the wellhead and pumpjack. Staff required Operator to comply with Rule 608.e. and also remove stained soils as corrective actions at the wellhead and pumpjack, by June 9, 2021.

COGCC staff conducted a follow-up inspection on August 23, 2021 (document no. 679604114), and observed Operator did not comply with the corrective actions to remove the stained soils from the wellhead and pumpjack.

Operator failed to securely fasten and maintain equipment in good mechanical condition, violating Rule 608.e.

Abatement or Corrective Action Required to be Performed by Operator: _____ Corrective Action Due Date: 11/01/2021

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

Operator shall inspect and maintain all Production Facilities, valves, pipes, and fittings to ensure good mechanical condition and remove stained soil from the location, including at the wellhead and pumpjack.

PENALTY

Penalties for violations alleged in this NOAV will be calculated pursuant to Rule 525, with daily penalties accruing pursuant to Section 34-60-121(1), C.R.S.

ANSWER

Pursuant to Rule 523.c.(2), the operator must file an Answer to this NOAV within 28 days of its receipt, or a default judgment may be entered. Answers are filed by email to dnr_cogccenforcement@state.co.us.

NOAV ISSUED

NOAV Issue Date: 11/01/2021

COGCC Representative Signature: _____

COGCC Representative: Trent Lindley

Title: NOAV Specialist

Email: trent.lindley@state.co.us

Phone Num: (303) 894-2100 x5143

CORRECTIVE ACTION COMPLETED

Rule: 421

Rule Description: Statewide Floodplain Requirements

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: 605.d.

Rule Description: Well Signage Requirements

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: 605.g.

Rule Description: General Sign Requirements

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: 605.h.

Rule Description: Tank and Container Labels

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: 606

Rule Description: Equipment, Weeds, Waste, and Trash Requirements

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: 608.e.

Rule Description: Mechanical Conditions

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>
402859393	NOAV CERTIFIED MAIL RECEIPT
402859394	NOAV ISSUED

Total Attach: 2 Files