

State of Colorado  
Oil and Gas Conservation Commission

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Phone: (303) 894-2100 Fax: (303) 894-2109



Document Number:

403123610

Date Received:

08/02/2022

Spill report taken by:

NEIDEL, KRIS

Spill/Release Point ID:

482603

### SPILL/RELEASE REPORT (SUPPLEMENTAL)

This form is to be submitted by the party responsible for the oil and gas spill or release. Refer to COGCC Rule 912.b. for reporting requirements of spills or releases of E&P Waste, produced Fluids, or unauthorized Releases of natural gas. Submit a Site Investigation and Remediation Workplan (Form 27) if Rule 913.c. applies.

### OPERATOR INFORMATION

Name of Operator: <u>D90 ENERGY LLC</u>	Operator No: <u>10706</u>	<b>Phone Numbers</b>
Address: <u>952 ECHO LANE SUITE 480</u>		Phone: <u>(720) 297-8186</u>
City: <u>HOUSTON</u> State: <u>TX</u> Zip: <u>77024</u>		Mobile: <u>(720) 297-8186</u>
Contact Person: <u>Jeff Swanson</u>		Email: <u>Jeff@d90energy.com</u>

Transfer of Operatorship: Pursuant to Rule 912.f, this Supplemental Form 19 is being submitted to designate the Buying Operator as the responsible Operator for this Spill and Release.

### INITIAL SPILL/RELEASE REPORT

Initial Spill/Release Report Doc# 403114243

Initial Report Date: 07/23/2022 Date of Discovery: 07/23/2022 Spill Type: Recent Spill

#### Spill/Release Point Location:

QTRQTR SWSE SEC 29 TWP 8N RNG 80W MERIDIAN 6

Latitude: 40.629880 Longitude: -106.395448

Municipality (if within municipal boundaries): \_\_\_\_\_ County: JACKSON

Enter Lat./long measurement of the actual Spill/Release Point. Lat./Long. Data shall meet standards of Rule 216.

#### Reference Location:

Facility Type: WELL SITE  Facility/Location ID No 458790

Spill/Release Point Name: Oxbow 0880 S29  Well API No. (Only if the reference facility is well) 05- -

No Existing Facility or Location ID No.

Estimated Total Spill Volume: use same ranges as others for values

Estimated Oil Spill Volume(bbl): >=5 and <100 Estimated Condensate Spill Volume(bbl): 0

Estimated Flow Back Fluid Spill Volume(bbl): 0 Estimated Produced Water Spill Volume(bbl): 0

Estimated Other E&P Waste Spill Volume(bbl): 0 Estimated Drilling Fluid Spill Volume(bbl): 0

Specify: \_\_\_\_\_

Has the subject Spill/Release been controlled at the time of reporting? Yes

#### Land Use:

Current Land Use: NON-CROP LAND Other(Specify): \_\_\_\_\_

Weather Condition: Clear

Surface Owner: FEDERAL Other(Specify): \_\_\_\_\_

Describe what is known about the spill/release event (what happened -- including how it was stopped, contained, and recovered):

On the 23rd of July, 2022 D90 Energy had a release of oil on the oxbow pad. When the lease operator arrived on site in the morning, he found a gauge on the jet pump outlet had failed and oil was flowing through the valve and out onto the pad. It is estimated the leak occurred for 8 hours until the lease operator arrived on scene to shut everything in. It is estimated that 8 bbls of oil was released onto the pad.

For cleanup D90 Energy contracted a 3rd party for clean-up. We have a vac truck suck up pooled oil and then places drying agent on the affected area. Once drying agent was applied, they used a front-end bucket loader to scrape up the affected area. We dumped affected surface material in dump truck and had it hauled off to Twin Enviro (Milner) landfill for disposal.

**List of Agencies and Other Parties Notified Pursuant to Rule 912.b.(7)-(11):**

Data not required

## REPORT CRITERIA

**Rule 912.b.(1) Report to the Director (select all criteria that apply):**

No Rule 912.b.(1).A: A Spill or Release of any size that impacts or threatens to impact any Waters of the State, Public Water System, residence or occupied structure, livestock, wildlife, or publicly-maintained road.

Waters of the State: \_\_\_\_\_ Public Water System: \_\_\_\_\_

Residence or Occupied Structure: \_\_\_\_\_ Livestock: \_\_\_\_\_

Wildlife: \_\_\_\_\_ Publicly-Maintained Road: \_\_\_\_\_

No Rule 912.b.(1).B: A Spill or Release in which 1 barrel or more of E&P Waste or produced fluids is spilled or released outside of berms or other secondary containment.

Yes Rule 912.b.(1).C: A Spill or Release of 5 barrels or more of E&P Waste or produced Fluids regardless of whether the Spill or Release is completely contained within berms or other secondary containment.

No Rule 912.b.(1).D: Within 6 hours of discovery, a Grade 1 Gas Leak. For a Grade 1 Gas Leak from a Flowline, the Operator also must submit the Form 19 – Initial, document number on a Form 44, Flowline Report, for the Grade 1 Gas Leak

Enter the approximate time of discovery \_\_\_\_\_ (HH:MM)

Enter the Document Number of the Grade 1 Gas Leak Report, Form 44 \_\_\_\_\_

Was there a reportable accident associated with either a Grade 1 Gas Leak or an E&P waste spill or release? \_\_\_\_\_

Enter the Document Number of the Initial Accident Report, Form 22 \_\_\_\_\_

Was there damage during excavation? \_\_\_\_\_

Was CO 811 notified prior to excavation? \_\_\_\_\_

No Rule 912.b.(1).E: The discovery of 10 cubic yards or more of impacted material resulting from a current or historic Spill or Release. Discovery and reporting will not be contingent upon confirmation samples demonstrating exceedance of Table 915-1 standards.

Estimated Volume of Impacted Solids (cu. yd.): \_\_\_\_\_

No Rule 912.b.(1).F: The discovery of impacted Waters of the State, including Groundwater. Discovery and reporting will not be contingent upon confirmation samples demonstrating exceedance of Table 915-1 standards. The presence of free product or hydrocarbon sheen on Groundwater or surface water is reportable. The presence of contaminated soil in contact with Groundwater or surface water is reportable. Check all that apply:

The presence of free product or hydrocarbon sheen Surface Water

The presence of free product or hydrocarbon sheen on Groundwater

The presence of contaminated soil in contact with Groundwater

The presence of contaminated soil in contact with Surface water

No Rule 912.b.(1).G: A suspected or actual Spill or Release of any volume where the volume cannot be immediately determined, including a spill or release of any volume that daylights from the subsurface.

No Rule 912.b.(1).H: Spill or Release resulting in vaporized hydrocarbon mists that leave the Oil and Gas Location or Off-Location Flowline right of way from an Oil and Gas Location and impacts or threatens to impact off-location property.

Areas offsite of Oil & Gas Location  Off-Location Flowline right of way

No Rule 912.b.(1).I: A Release of natural gas that results in an accumulation of soil gas or gas seeps.

No Rule 912.b.(1).J: A Release that results in natural gas in Groundwater.

## REQUEST FOR CLOSURE

**Spill/Release Reports should be closed when impacts have been remediated or when further investigation and corrective actions will take place under an approved Form 27.**

Basis for Closure:  Corrective Actions Completed (documentation attached, check all that apply)

Horizontal and Vertical extents of impacts have been delineated.

Documentation of compliance with Table 915-1 is attached.

All E&P Waste has been properly treated or disposed.

Work proceeding under an approved Form 27 (Rule 912.c).

Form 27 Remediation Project No: \_\_\_\_\_

SUSPECTED Spill/Release did not occur or was below Rule 912.a.(5) reporting thresholds.

### OPERATOR COMMENTS:

The faulty gauge causing the release was replaced immediately. Fluids from the release that were on the ground surface were removed the same day with a vac-truck. Pooling and staining occurred mainly on the access road immediately to the south of the release point. Some oil dispersal/misting occurred west and possibly northwest of the release point. Heavy equipment removed impacted soil from the access road and also scraped & removed soil from the western misted area. Impacted soil was transported to Twin Enviro in Milner, CO. All waste manifests associated with the release will be submitted to the COGCC. Soil sampling was completed on 7/26/22 & 7/28/22. D90 is awaiting analytical results and will submit the analytical summary and all other applicable information pertaining to the release to the COGCC within a timely manner.

I hereby certify all statements made in this form are to the best of my knowledge true, correct, and complete.

Signed: \_\_\_\_\_ Print Name: Joel Mason

Title: Senior Project Manager Date: 08/02/2022 Email: joel.mason@absarokasolutions.com

## Condition of Approval

### COA Type

### Description

	Assess the nature and extent of contamination with confirmation surface water and soil samples. Delineate the horizontal and vertical extent of impacted area and remediate impacts to Table 915-1. Provide documentation in either a Supplemental Form 19 if cleaned up within 90 days. Spills open longer than 90 days require a Form 27. Documentation must include a figure showing spill area with sample locations plus laboratory results.
1 COA	

## Attachment List

Att Doc Num	Name
403123610	SPILL/RELEASE REPORT(SUPPLEMENTAL)
403124048	TOPOGRAPHIC MAP
403124059	SOIL SAMPLE LOCATION MAP
403124063	SOIL SAMPLE LOCATION MAP
403124066	OTHER
403124073	PHOTO DOCUMENTATION
403127256	FORM 19 SUBMITTED

Total Attach: 7 Files

## General Comments

**User Group**

**Comment**

**Comment Date**

<b><u>User Group</u></b>	<b><u>Comment</u></b>	<b><u>Comment Date</u></b>
		Stamp Upon Approval

Total: 0 comment(s)