

# State of Colorado Oil and Gas Conservation Commission

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Document Number:

403232370

Date Received:

11/16/2022

Spill report taken by:

ALLISON, RICK

Spill/Release Point ID:

480281

## 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>FUNDARE RESOURCES OPERATING COMPANY LLC</u>	Operator No: <u>10773</u>	<b>Phone Numbers</b>
Address: <u>5251 DTC PKWY STE 950</u>		Phone: <u>(303) 9104511</u>
City: <u>GREENWOOD VILLAGE</u>	State: <u>CO</u>	Zip: <u>80111</u>
Contact Person: <u>Sydney Smith</u>		Mobile: <u>( )</u>
		Email: <u>ssmith@fundareresources.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# 402743747

Initial Report Date: 07/11/2021 Date of Discovery: 07/10/2021 Spill Type: Recent Spill

#### Spill/Release Point Location:

QTRQTR LOR 2 SEC 6 TWP 9N RNG 59W MERIDIAN 6Latitude: 40.785565 Longitude: -104.019345Municipality (if within municipal boundaries): \_\_\_\_\_ County: WELD

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

#### Reference Location:

Facility Type: TANK BATTERY☒ Facility/Location ID No 427410Spill/Release Point Name: Wildhorse 06-0634H☐ 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): >=1 and <5Estimated Condensate Spill Volume(bbl): 0Estimated Flow Back Fluid Spill Volume(bbl): 0Estimated Produced Water Spill Volume(bbl): 0Estimated Other E&P Waste Spill Volume(bbl): 0Estimated 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: 50-70 degrees F, SunnySurface Owner: FEEOther(Specify): Timbro Land and Cattle Co

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

On 7/10/2021, a release occurred at the Wildhorse 06-0634H. Approximately, 3 bbl of crude oil released on location. Additionally, a hydrocarbon mist left the west side of location. The cause of this release is due to the sight glass on the heater treater broke. The sight glass was immediately isolated, and a crew was dispatched to recover free liquids.

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

**OTHER NOTIFICATIONS**

<u>Date</u>	<u>Agency/Party</u>	<u>Contact</u>	<u>Phone</u>	<u>Response</u>
7/11/2021	Land Owner	Timbro Land and Cattle	970-396-5885	Notified
7/11/2021	Weld County	Roy Rudisill	-	OEM Spill Report

**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.
- No 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.
Yes	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.
	<input checked="" type="checkbox"/> Areas offsite of Oil & Gas Location <input type="checkbox"/> 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:

Fundare Resources Operating Company LLC is further investigating this spill as it occurred under the previous operator. A form 27 will be submitted if remediation has not been complete.

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

Signed: \_\_\_\_\_ Print Name: Sydney Smith

Title: Director EHSR Date: 11/16/2022 Email: ssmith@fundareresources.com

<u>COA Type</u>	<u>Description</u>
	<p>Per Corrective Action on Doc #702700191: "Operator shall submit a Form 27 for approval within 45 days which includes additional documentation of the spill. Documentation shall include confirmation soil sample analytical data that verifies compliance with Table 915-1, a sample location diagram, summary table of analytical results compared to table 915-1 standards, analytical lab reports, and disposal manifests, as well as, an implementation schedule and remediation workplan. Operator will also submit a Form 19 – Supplemental which requests closure of the Spill and includes the Remediation project number assigned by the Director. Closure of this spill is due by February 10th, 2023."</p> <p>Operator has not submitted a Form 27 with the required documentation nor submitted a Form 19 requesting closure of this spill as of February 14, 2023. Operator must submit the above documentation by EOB February 28, 2023 and notify the area EPS upon submittal of both forms.</p>
	On the subsequent Form 19 Supplemental, Operator shall populate the Spill/Release Detail Report and Corrective Actions report with all information not provided to date.
	<p>Per COA on Doc #403232370: "Spill occurred in an area mapped as High Priority Habitat for Mule Deer Severe Winter Range. As such, Colorado Parks and Wildlife must be notified. Operator will provide confirmation of that notification on the Form 19 Supplemental Report."</p> <p>Operator has not provided this information. On the subsequent Supplemental Form 19 - Operator shall select Rule 912.b.(1).A and populate the necessary fields as the spill location lies within mapped High Priority Habitat for Mule Deer Severe Winter Range. Note: Approval of this Form 19 does not supersede any Federal, State or Local regulations.</p>
	Operator shall collect confirmation soil samples as described in the Rule 915.e.(2) Guidance Document. Operator will analyze soil samples for TPH (C6-C36), Table 915-1 Organic Compounds in Soil, Table 915-1 metals, and Table 915-1 Soil Suitability for Reclamation (Electrical conductivity, Sodium adsorption ratio, and pH by saturated paste method, boron (hot water soluble)).
4 COAs	

### **Attachment List**

<u>Att Doc Num</u>	<u>Name</u>
403232370	FORM 19 SUBMITTED

Total Attach: 1 Files

### **General Comments**

<u>User Group</u>	<u>Comment</u>	<u>Comment Date</u>
Environmental	<p>The subject form states: "Fundare Resources Operating Company LLC is further investigating this spill as it occurred under the previous operator. A form 27 will be submitted if remediation has not been complete". Site investigation and remediation are incomplete. Fundare was responsible for remediation of this spill as of September 23, 2021, upon acquisition of the Whiting Oil and Gas Corporation assets listed on the Transfer of Operatorship Form.</p> <p>Operator is out of compliance with Rule 913.d.(1). Operator is required to investigate impacts to soil, groundwater, and surface water as soon as the impacts are discovered.</p>	02/14/2023
Environmental	Pursuant to Rule 912.b.(6) Operator was required to submit a Form 19 Supplemental Report for the associated spill within 90 days of the spill date requesting closure. The Form 19 Supplemental Report for closure was due by October 8, 2021 and remains open as of February 14, 2023.	02/14/2023

Total: 2 comment(s)