

State of Colorado
Oil and Gas Conservation Commission

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Document Number:
403373203

Date Received:
04/13/2023

FIR RESOLUTION FORM

Overall Status: CAC

CA Summary:

1 of 1 CAs from the FIR responded to on this Form

1 CA Completed
0 Factual Review Request

OPERATOR INFORMATION

OGCC Operator Number: 96850
Name of Operator: TEP ROCKY MOUNTAIN LLC
Address: 1058 COUNTY ROAD 215
City: PARACHUTE State: CO Zip: 81635

Contact Name and Telephone:
Name:
Phone: () Fax: ()
Email:

Additional Operator Contact:

| Contact Name | Phone | Email |
|-----------------|-------|------------------------------------|
| Kellerby, Shaun | | shaun.kellerby@state.co.us |
| .TEP | | COGCCInspectionReports@terraep.com |
| Pesicka, Conor | | conor.pesicka@state.co.us |
| Leonard, Mike | | mike.leonard@state.co.us |

COGCC INSPECTION SUMMARY:

FIR Document Number: 708900240
Inspection Date: 04/07/2023 FIR Submit Date: 04/07/2023 FIR Status:

Inspected Operator Information:

Company Name: TEP ROCKY MOUNTAIN LLC Company Number: 96850
Address: 1058 COUNTY ROAD 215
City: PARACHUTE State: CO Zip: 81635

LOCATION - Location ID: 323961

Location Name: CLOUGH-66S94W Number: 20SENE County: GARFIELD
Qtrqtr: SENE Sec: 20 Twp: 6S Range: 94W Meridian: 6
Latitude: 39.511402 Longitude: -107.904555

FACILITY - API Number: 05-045-00 Facility ID: 211364

Facility Name: CLOUGH Number: RMV 203-20
Qtrqtr: SENE Sec: 20 Twp: 6S Range: 94W Meridian: 6
Latitude: 39.511402 Longitude: -107.904555

CORRECTIVE ACTIONS:

1 CA# 169211

Corrective Action: Repair and maintain lease road to comply with rule 204. Date: 04/08/2023

Response: CA COMPLETED Date of Completion: 04/10/2023

Within this inspection report, the COGCC inspector is claiming that there is "No access to location, the access road to location has severe degradation & erosion & is washed out. Repair and maintain lease road to comply

Operator
Comment:

with Rule 204." TEP disagrees with the allegation that the access road was washed out and there was no access to the locations beyond the low-water crossing. TEP continuously monitors any such low water crossing for safety purposes, and all crossings remain open and usable. The COGCC inspector even witnessed other vehicles successfully using the crossing, which contradicts the claim that the road was washed out and that there was no access.

Due to springtime conditions, many of the local drainages are running snow melt runoff during this time of year. Therefore, it is to be expected that muddy water and rocks will be transported down these drainages and may be encountered when crossing the drainages. Recent snowmelt / runoff conditions have necessitated that TEP maintain / grade this low water crossing on multiple occasions during the past 30 days in efforts to maintain a usable access to our locations beyond this crossing. If the inspector chooses not to use the designated crossing, that is his/her choice, but it does not mean that access was denied or was not available.

The inspector also states that he called the TEP 24-hour emergency number and did not receive a return call. TEP did receive a message from our answering service at 12:31 on 04/07/2023. However, the message left by the inspector provided a location name (RMV 32-31) that does not exist in TEP records. TEP personnel were not clear on the location being claimed as being inaccessible. The COGCC inspection report (doc #708900240) was later corrected with a valid location number, but the report was not received until 5:24 p.m. on Friday (04/07/2023). TEP inspected the lease road on Monday (04/10/2023) and found it to be in passable, working condition. TEP personnel called the inspector on Tuesday (4/11/2023) to report our findings. TEP explained the delay in trying to identify the location based upon the incorrect information initially provided by the inspector. TEP also agreed to provide the inspector with a list of cell phone numbers for key TEP contacts for future use (see attached).

TEP has documented water quality from undisturbed areas before the snow melt / storm water runoff enters our area of operations, as well as the water quality as it exits our locations. There is no evidence to suggest that the intermittent use of low-water stream crossings is adding additional sediment to Waters of the State as claimed by the inspector.

COGCC Decision: Approved pending re-inspection

COGCC
Representative:

OPERATOR COMMENT AND SUBMITTAL

Comment:

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

Print Name: Michael Gardner

Signed: _____

Title: TEP Environmental Lead

Date: 4/13/2023 10:07:44 PM

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> |
|------------------------|--------------------------|
| 403373203 | FIR RESOLUTION SUBMITTED |
| 403373477 | TEP Key Contact List |

Total Attach: 2 Files