

State of Colorado Oil and Gas Conservation Commission

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Document Number:

403370349

Receive Date:

04/24/2023

Report taken by:

Steven Arauza

Site Investigation and Remediation Workplan (Supplemental Form)

This form shall be submitted to the Director for approval prior to the initiation of site investigation and remediation activities. However, this shall not preclude the Operator from taking immediate action to protect public health or safety, the environment, wildlife, or livestock.

This Form 27 describes site conditions as currently understood by the Operator; approval of this Form 27 by COGCC is based on the site conditions accurately described herein; any changes in site conditions identified during or subsequent to the performance of the approved workplan may necessitate additional investigation or remediation which shall be described on a supplemental Form 27. This Form 27 is intended to provide basic information regarding the proposed site investigation and remediation actions, but the workplan may be more fully described in attached documentation.

Closure request is not available for an Initial Site Investigation and Remediation Workplan.

OPERATOR INFORMATION

Name of Operator: CAERUS PICEANCE LLC	Operator No: 10456	Phone Numbers
Address: 1001 17TH STREET #1600		Phone: (970) 285-2925
City: DENVER State: CO Zip: 80202		Mobile: (970) 640-6919
Contact Person: Blair Rollins	Email: brollins@caerusoilandgas.com	

PROJECT, PURPOSE & SITE INFORMATION

PROJECT INFORMATION

Remediation Project #: 24488 Initial Form 27 Document #: 403106734

PURPOSE INFORMATION

- ☐ Rule 913.c.(1): Pit or Cuttings Trench closure.
- ☐ Rule 913.c.(2): Buried or partially buried vessel closure, which will be by removal.
- ☒ Rule 913.c.(3): Remediation of Spill and Releases pursuant to Rule 912.
- ☐ Rule 913.c.(4): Land treatment of Oily Waste pursuant to Rule 905.e.
- ☐ Rule 913.c.(5): Closure of Centralized E&P Waste Management Facilities pursuant to Rule 907.h.
- ☐ Rule 913.c.(6): Remediation of impacted Groundwater pursuant to Rule 915.e.(3).D, and the contaminant concentrations in Table 915-1.
- ☐ Rule 913.c.(7): Investigation and remediation of natural gas in soil or Groundwater.
- ☐ Rule 913.c.(8): When requested by the Director due to any potential risk to soil, Groundwater, or surface water.
- ☐ Rule 913.c.(9): Decommissioning of Oil and Gas Facilities.
- ☐ Rule 913.g: Changes of Operator.
- ☐ Rule 915.b: Request to leave elevated inorganics in situ.
- ☐ Other: _____

SITE INFORMATION

No Multiple Facilities

Facility Type: SPILL OR RELEASE	Facility ID: 481814	API #: _____	County Name: GARFIELD
Facility Name: Garden Gulch 8 inch to Latham	Latitude: 39.566968	Longitude: -108.183634	
** correct Lat/Long if needed: Latitude: _____		Longitude: _____	
QtrQtr: SWSE	Sec: 32	Twp: 5S	Range: 96W Meridian: 6 Sensitive Area? Yes

SITE CONDITIONS

General soil type - USCS Classifications SC Most Sensitive Adjacent Land Use Non-cropland rangeland

Is domestic water well within 1/4 mile? No Is surface water within 1/4 mile? Yes

Is groundwater less than 20 feet below ground surface? No

Other Potential Receptors within 1/4 mile

House Log Gulch is located approximately 250 feet east.

SITE INVESTIGATION PLAN**TYPE OF WASTE:**

☒ **E&P Waste** ☐ **Other E&P Waste** ☐ **Non-E&P Waste**

☒ Produced Water

☐ Workover Fluids

☐ Oil

☐ Tank Bottoms

☒ Condensate

☐ Pigging Waste

☐ Drilling Fluids

☐ Rig Wash

☐ Drill Cuttings

☐ Spent Filters

☐ Pit Bottoms

☐ Other (as described by EPA)

DESCRIPTION OF IMPACT

Impacted?	Impacted Media	Extent of Impact	How Determined
No	GROUNDWATER	No impacts identified	Water sampling and laboratory analysis
Yes	SOILS	To be determined	Laboratory analysis
UNDETERMINED	SURFACE WATER	To be determined	Laboratory analysis

INITIAL ACTION SUMMARY

Description of initial action or emergency response measures take to abate, investigate, and/or remediate impacts associated with E&P Waste.

On March 22, 2022, produced water was observed surfacing at the adjacent Lantham Laydown yard. It is estimated that approximately 30 barrels of produced water were released due to the flowline failure. The failed portion of flowline was exposed and standing fluids were recovered. The release was reported via COGCC Form 19 Document 402993777. Subsequently, COGCC Form 27 Document 403106734 was submitted and Remediation Project 24488 was issued.

PROPOSED SAMPLING PLAN**Proposed Soil Sampling**

☒ Will soil samples be collected as part of this investigation? (Number, type (grab/composite), analyses, and locations of samples):

Caerus will continue additional remedial investigations to complete the extent of vertical and horizontal delineation. Additional investigation will occur during the summer of 2023 when weather conditions allow.

Proposed Groundwater Sampling

☒ Will groundwater samples be collected as part of this investigation? (Number, analyses, and locations of samples):

Caerus will continue quarterly monitoring and sampling of the four groundwater monitoring wells on location to ensure impacts from this project are determined. Caerus will continue to report quarterly results for groundwater sampling associated with the project on supplemental documentation.

Proposed Surface Water Sampling

☒ Will surface water samples be collected as part of this investigation? (Number, analyses, and locations of samples):

Caerus will continue to monitor House Log Gulch below the spill point intersection with the creek. Caerus will continue to report quarterly results for surface water sampling associated with the project on supplemental documentation.

Additional Investigative Actions

☐ Additional alternative investigative actions described in attached Site Investigation Plan (summary):

SITE INVESTIGATION REPORT

SAMPLE SUMMARY

Soil

Number of soil samples collected 41

Number of soil samples exceeding 915-1 41

Was the areal and vertical extent of soil contamination delineated? No

Approximate areal extent (square feet) 2500

NA / ND

-- Highest concentration of TPH (mg/kg) 2909

-- Highest concentration of SAR 39.3

BTEX > 915-1 Yes

Vertical Extent > 915-1 (in feet) 11

Groundwater

Number of groundwater samples collected 10

Was extent of groundwater contaminated delineated? Yes

Depth to groundwater (below ground surface, in feet) 27

Number of groundwater monitoring wells installed 4

Number of groundwater samples exceeding 915-1 7

-- Highest concentration of Benzene (µg/l) 0.137

-- Highest concentration of Toluene (µg/l) 0.46

-- Highest concentration of Ethylbenzene (µg/l) 0.308

ND Highest concentration of Xylene (µg/l)

NA Highest concentration of Methane (mg/l)

Surface Water

11 Number of surface water samples collected

1 Number of surface water samples exceeding 915-1

If surface water is impacted, other agency notification may be required.

OTHER INVESTIGATION INFORMATION

☐ Were impacts to adjacent property or offsite impacts identified?

☒ Were background samples collected as part of this site investigation?

Background soil samples were collected in support of this project, and are outlined in the report of work completed (ROWC) associated with Document 403315942.

☐ Was investigation derived waste (IDW) generated as part of this investigation?

Volume of solid waste (cubic yards)

Volume of liquid waste (barrels)

☒ Is further site investigation required?

Caerus is in the process of determining the vertical and horizontal extent of contamination associated with the project. All soil samples collected will be compared to COGCC Table 915-1 Protection of Groundwater Standards for the project and reported to the COGCC on supplemental Form 27 documentation.

REMEDIAL ACTION PLAN

Does this Supplemental Form 27A include changes to a previously approved Remedial Action Plan? No

SOURCE REMOVAL SUMMARY

Describe how source is to be removed.

Caerus is in the process of determining the extent of contamination within the spill path and excavation. Once the extent of contamination is determined, Caerus will prepare a remediation plan to remove the source of impacted material within the spill area.

REMEDIAL SUMMARY

Describe how remediation of existing impacts to soil and groundwater is to be accomplished (i.e. summarize remedial action plan). Provide a brief narrative description including: technical justification, schedule for implementation, estimated time to attain NFA status, plus plans and specifications for the selected remedial action technology.

See the attached ROWC for details on remediation summary of this project.

Soil Remediation Summary

In Situ

_____ Bioremediation (or enhanced bioremediation)
_____ Chemical oxidation
_____ Air sparge / Soil vapor extraction
_____ Natural Attenuation
_____ Other _____

Ex Situ

_____ Excavate and offsite disposal
_____ If Yes: Estimated Volume (Cubic Yards) _____
_____ Name of Licensed Disposal Facility or COGCC Facility ID # _____
_____ Excavate and onsite remediation
_____ Land Treatment
_____ Bioremediation (or enhanced bioremediation)
_____ Chemical oxidation
_____ Other _____

Groundwater Remediation Summary

_____ Bioremediation (or enhanced bioremediation)
_____ Chemical oxidation
_____ Air sparge / Soil vapor extraction
_____ Natural Attenuation
_____ Other _____

GROUNDWATER MONITORING

If groundwater has been impacted, describe proposed monitoring plan, including # of wells or sample points, monitoring schedule, analytical methods, points of compliance. Attach a groundwater monitoring location diagram.

No impacts to groundwater have been observed. Caerus will continue monitoring of the four groundwater wells at the Location to determine if impacts from this project are present.

REMEDATION PROGRESS UPDATE

PERIODIC REPORTING

Approved Reporting Schedule:

☒ Quarterly☐ Semi-Annually☐ Annually☐ Other

☐ Request Alternative Reporting Schedule:

☐ Semi-Annually☐ Annually☐ Other

Rule 913.e:

After initial approval of a Form 27, the Operator will provide quarterly update reports in a Supplemental Form 27 to document progress of site investigation and remediation, unless an alternative reporting schedule has been requested by the Operator and approved by the Director. The Director may request a more frequent reporting schedule based on site-specific conditions.

Report Type:

☐ Groundwater Monitoring☐ Land Treatment Progress Report☐ O&M Report☒ Other Q4 2022 and Q1 2023 REM update

Adequacy of Operator's General Liability Insurance and Financial Assurance

Describe the adequacy of the Operator's general liability insurance and Financial Assurance to fully address the anticipated costs of Remediation, including the estimated remaining cost for this project (below).

If this information has been provided on a Form 27 within the last 12 months, provide the Document Number of that form.

Per Rule 705.b, and in line with guidance laid out in the SBAP, Caerus has general liability insurance in the amount of \$1M, and Caerus has umbrella insurance, which sits over the general liability insurance in the amount of \$75M. The umbrella and general liability insurance covers property damage, bodily injury to third parties, and sudden or accidental pollution under a combined \$76M.

Operator anticipates the remaining cost for this project to be: \$ 100000

WASTE DISPOSAL INFORMATION

Was E&P waste generated as part of this remediation? Yes

Describe beneficial use, if any, of E&P Waste derived from this remediation project:

Staged material will be disposed of off site.

Volume of E&P Waste (solid) in cubic yards 40

E&P waste (solid) description Hydrocarbon impacted soil

COGCC Disposal Facility ID #, if applicable:

Non-COGCC Disposal Facility: Greenleaf Environmental Services,
DeBeque, Colorado

Volume of E&P Waste (liquid) in barrels 0

E&P waste (liquid) description

COGCC Disposal Facility ID #, if applicable:

Non-COGCC Disposal Facility:

REMEDATION COMPLETION REPORT

REMEDATION COMPLETION SUMMARY

Is this a Final Closure Request for this Remediation Project? No

If YES:

☐ Compliant with Rule 913.h.(1).

☐ Compliant with Rule 913.h.(2).

☐ Compliant with Rule 913.h.(3).

Do all soils meet Table 915-1 standards?

Does the previous reply indicate consideration of background concentrations?

Does Groundwater meet Table 915-1 standards? _____

Is additional groundwater monitoring to be conducted? _____

Operator shall comply with the COGCC 1000-Series Reclamation Requirements for all impacted and disturbed areas.

RECLAMATION PLAN

RECLAMATION PLANNING

Describe reclamation plan. Discuss existing and new grade recontouring; method and testing of compaction alleviation; and reseeding program, including location of new seed, seed mix and noxious weed prevention. Attach diagram or drawing.

Caerus will return the spill area to the active working surface of the roadway for continued operation.

Is the described reclamation complete? No _____

Does the reclamation described herein constitute interim or final reclamation of the Oil and Gas Location?

☐ Interim

☐ Final

Did the Surface Owner provide the seed mix? _____

If YES, does the seed mix comply with local soil conservation district recommendations? _____

Did the local soil conservation district provide the seed mix? _____

SITE RECLAMATION DATES

Proposed date of commencement of Reclamation. _____

Proposed date of completion of Reclamation. _____

IMPLEMENTATION SCHEDULE

Per Rule 913.d.(2): Any change from the approved implementation schedule will be requested at least 14 days in advance, and the Operator may not make the change without the Director's approval.

PRIOR DATES

Date of Surface Owner notification/consultation, if required. _____

Actual Spill or Release date, or date of discovery. _____

SITE INVESTIGATION DATES

Date of Initial Actions described in Site Investigation Plan (start date). 03/23/2022

Proposed site investigation commencement. 03/23/2022

Proposed completion of site investigation. 09/01/2022

REMEDIAL ACTION DATES

Proposed start date of Remediation. 09/01/2022

Proposed date of completion of Remediation. _____

Per Rule 913.d.(2): Any change from the approved implementation schedule will be requested at least 14 days in advance, and the Operator may not make the change without the Director's approval.

☐ Change from approved implementation schedule per Rule 913.d.(2).

Basis for change in implementation schedule:

OPERATOR COMMENT

This form has been submitted to provide Q4 2022 and Q1 2023 Status Update to Remediation Project 24488. No work was conducted during Q1 as winter conditions prevented access to the project area. Sampling and monitoring of groundwater and surface water will continue in May 2023, or as soon as site access allows. The approved site investigation and additional excavation will continue in the summer of 2023.

Caerus requests alternative allowable limits for pH of 8.58, and hexavalent chromium of 4.45 mg/kg. Additionally, Caerus requests consideration of Footnote 11 to establish an alternative allowable limit for arsenic of 67.8 mg/kg. Caerus requests a reduced analyte list of TPH, benzene, toluene, ethylbenzene, xylenes, 1,2,4 trimethylbenzene, 1,3,5 trimethylbenzene, 1-methylnaphthalene, 2-methylnaphthalene, naphthalene, electrical conductivity (EC), sodium adsorption ratio (SAR), barium, cadmium, copper, lead, nickel, and selenium.

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

Signed: Andy Smith

Title: Project Manager

Submit Date: 04/24/2023

Email: andy.smith@confluence-cc.com

Based on the information provided herein, this Application for Site Investigation and Remediation Workplan complies with COGCC Rules and applicable orders and is hereby approved.

COGCC Approved: Steven Arauza

Date: 05/30/2023

Remediation Project Number: 24488

COA Type

Description

	Operator has reported benzene detection in groundwater monitoring wells (MW02 and MW03) with discovery date of 5/23/2023, see Initial Spill/Release Report doc #403413317 and CDPHE Spills Event Case Number 2023-0362. Include references to this incident by assigned Spill/Release number in next quarterly update submitted for Remediation Project #24488.
	Based on the information provided, the Operator's request for a reduced analyte suite of TPH, benzene, toluene, ethylbenzene, xylenes, 1,2,4 trimethylbenzene, 1,3,5 trimethylbenzene, 1-methylnaphthalene, 2-methylnaphthalene, naphthalene, electrical conductivity (EC), sodium adsorption ratio (SAR), barium, cadmium, copper, lead, nickel, and selenium is approved under the condition below: Operator will continue to analyze all soil samples for arsenic, hexavalent chromium, pH, and hot water soluble boron in addition to the above-requested analytes.
2 COAs	

Attachment Check List

Upon approval, the approved Form 27 and all listed attachments will be indexed to the Remediation Project file. Only the approved Form 27 will also be indexed to the related Facilities.

Att Doc Num

Name

403370349	INVESTIGATION/REMEDIATION WORKPLAN (SUPPLEMENTAL)
403382641	SITE INVESTIGATION REPORT
403416553	FORM 27-SUPPLEMENTAL-SUBMITTED

Total Attach: 3 Files

General Comments

<u>User Group</u>	<u>Comment</u>	<u>Comment Date</u>
Environmental	<p>Based on the information provided for background samples (doc #403382641) , the Operator's request to establish an alternative allowable limit for arsenic of 67.8 mg/kg is NOT approved.</p> <p>Analytical data provided for twenty-six (26) background samples exhibit exceedances of Table 915-1 Protection of Groundwater SSLs ranging from 8.36 to 54.3 mg/kg.</p> <p>The average background concentration for the 26 samples is 19.15 mg/kg. Application of Footnote 11 to this value grants an alternative allowable concentration of 23.94 mg/kg for arsenic.</p> <p>Based on the calculations described above for the analytical data that has been provided, the COGCC is willing to establish an alternative allowable limit of 23.94 mg/kg for arsenic. The Operator may suggest modification to this background sampling based on additional data or technical justification on a Supplemental Form 27.</p> <p>Arsenic remains a contaminant of concern for this project.</p> <p>See COAs above.</p>	05/30/2023
Environmental	<p>Based on the information provided for background samples (doc #403382641) , the Operator's request to establish an alternative allowable limit for hexavalent chromium of 4.45 mg/kg is NOT APPROVED because a background concentration exceeding Table 915-1 for hexavalent chromium was only measured in one out of twenty-six background samples.</p> <p>The Operator has not demonstrated that the requested alternative allowable concentration (4.45 mg/kg) is representative of native background conditions. Hexavalent chromium remains a contaminant of concern for this project using the Table 915-1 Protection of Groundwater Soil Screening Level concentration of 0.00067 mg/kg.</p> <p>See COAs above.</p>	05/30/2023
Environmental	<p>Based on the information provided for background samples (doc #403382641) , the Operator's request to establish an alternative allowable limit for pH of 8.58 is conditionally approved.</p>	05/30/2023

Total: 3 comment(s)