

**FORM
INSP**

Rev
X/20

**State of Colorado
Oil and Gas Conservation Commission**

1120 Lincoln Street, Suite 801, Denver, Colorado 80203
Phone: (303) 894-2100 Fax: (303) 894-2109



Inspection Date:

09/18/2023

Submitted Date:

09/20/2023

Document Number:

708200559

FIELD INSPECTION FORM

Loc ID 312143 Inspector Name: Edwardson, Dylan On-Site Inspection 2A Doc Num: _____

Status Summary:
 THIS IS A FOLLOW UP INSPECTION
 FOLLOW UP INSPECTION REQUIRED
 NO FOLLOW UP INSPECTION REQUIRED

Findings:
7 Number of Comments
4 Number of Corrective Actions
 Corrective Action Response Requested

Operator Information:
 OGCC Operator Number: 52530
 Name of Operator: MAGPIE OPERATING INC
 Address: 2707 SOUTH COUNTY RD 11
 City: LOVELAND State: CO Zip: 80537

ANY CORRECTIVE ACTION(S) FROM PREVIOUS INSPECTIONS THAT HAVE NOT BEEN ADDRESSED ARE STILL APPLICABLE

Contact Information:

Contact Name	Phone	Email	Comment
Hansen, Logan		logan.hansen@state.co.us	
Warner, Ryan	720-233-0875	magpieoil@yahoo.com	All Inspections
WARNER, JAMES	970-669-6308	jwarner105@gmail.com	Principal Agent
Waggoner, Kyle		kyle.waggoner@state.co.us	
Heibel, Krystal		krystal.heibel@state.co.us	
		dnr_cogccenforcement@state.co.us	

General Comment:

This is a follow-up Final Reclamation and Stormwater Inspection to Field Inspection Report (Doc #708200446 dated 08/03/2023; Doc #708200216 dated 05/03/2023; Doc #696105620 dated 11/22/2022; and Doc #696105548 dated 10/24/2022).

This inspection is in response to Operator submitted FIRR (Doc #403526856) stating that corrective actions from the previous field inspection (Doc #708200446) have been completed.

This inspection is also in response to a Reclamation Complaint (Doc #403201074) received on 10/18/2022.

The following compliance issues were observed during this inspection and it is clear that corrective actions were not completed since the previous inspections:
 -Reclamation

This inspection is also being entered for notification and documentation only and is not intended to provide the Operator the opportunity to resolve the alleged violations without the imposition of a penalty, pursuant to Rule 522.c. Operator is directed to perform corrective actions outlined on this inspection report immediately. Any corrective action(s) from previous inspections that have not been addressed are still applicable. This location is being referred to Enforcement.

A follow up inspection on this site will be conducted to ensure the compliance issues have been corrected to comply with COGCC rules.

Location

Overall Good:

Emergency Contact Number:

Comment:

Corrective Action:

Date: _____

Good Housekeeping:

Type	DEBRIS		
Comment:	Debris (e.g. pipe fittings, plastic, roof shingle fragments) were observed around the former wellhead area. Refer to attached inspection photos.		
Corrective Action:	Comply with Rule 606 and remove all debris/trash. Location will remain out of compliance until the corrective action has been resolved.	Date:	09/18/2023
Type	OTHER		
Comment:	Operator submitted FIRR (doc #403526856) stating that all organic hydrocarbon contamination had been removed from the site and that the corrective action was completed on 01/12/2023. During this inspection, Staff observed that impacted material/stained soil remains on location since the previous inspection (Doc #708200446 conducted on 08/03/2023). Based on field observations, the corrective action does not appear to have been completed. Refer to attached inspection photos.		
Corrective Action:	Properly dispose of oily waste in accordance with 905.e. Corrective action date is being backdated to when the location was originally observed to be out of compliance.	Date:	08/03/2023

Overall Good:

Spills:

Type	Area	Volume		

In Containment: No

Comment:

Multiple Spills and Releases?

Venting:

Yes/No			
Comment:			
Corrective Action:		Date:	

Flaring:

Type		
Comment:		
Corrective Action:		Date:

Environmental

Spill/Remediation:

Comment: At the time of this inspection, Staff observed the excavation and loading of E&P waste from the former pit area for offsite disposal. Through conversations with the onsite Operator representative (Dick Noltube), Staff was informed that the E&P waste was being transported to the Washington County Landfill. Operator representative Jody Kost informed EPS Staff that the Operator had received prior approval to accept their E&P waste at the Washington County Landfill.

Corrective Action: Operator shall provide documentation of approval from Washington County Landfill and associated waste manifests (w/ total cubic yard count of impacted material) via Form 27 Supplemental, route to area EPS.

In accordance with Rule 913.e.(3), Operator shall continue quarterly reporting until the site investigation is complete and the implementation schedule can be updated. The most recent Form 27 Supplemental submission was received on May 11, 2023, and the following quarterly update was due August 9, 2023. ECMC has not received a quarterly update at this time, as of September 20, 2023.

Date: 09/28/2023

Emission Control Burner (ECB): _____

Comment: _____

Pilot: _____ Wildlife Protection Devices (fired vessels): _____

Reclamation - Storm Water - Pit

Interim Reclamation:

Date Interim Reclamation Started: _____ Date Interim Reclamation Completed: _____

Land Use: _____

Comment: _____

1002 SITE PREPARATION AND STABILIZATION

1002a. FENCING _____

Comment _____

Corrective Action _____

Date _____

1002b. SOIL REMOVAL AND SEGREGATION _____

Comment _____

Corrective Action _____

Date _____

1002c. PROTECTION OF SOILS _____

Comment _____

Corrective Action _____

Date _____

1002E. SURFACE DISTURBANCE MINIMIZATION _____

Comment _____

Corrective Action _____

Date _____

1003a. Waste and Debris removed? _____

Comment _____

Corrective Action _____

Date _____

Unused or unneeded equipment onsite? _____

Comment _____

Corrective Action _____

Date _____

Pit, cellars, rat holes and other bores closed? _____

Comment _____

Corrective Action _____

Date _____

Guy line anchors marked? _____

Comment _____

Corrective Action _____

Date _____

1003b. Area no longer in use? _____ Production areas stabilized ? _____
 1003c. Compacted areas have been cross ripped? _____
 1003d. Drilling pit closed? _____ Subsidence over on drill pit? _____
 Cuttings management: _____
 1003e. Areas no longer needed for drilling or subsequent operations for have been re-vegetated to 80% of pre-existing? _____
 Production areas have been stabilized? _____ Segregated soils have been replaced? _____

RESTORATION AND REVEGETATION

Cropland

Top soil replaced _____ Recontoured _____ Perennial forage re-established _____

Non-Cropland

Top soil replaced _____ Recontoured _____ 80% Revegetation _____

1003e. INTERIM VEGETATION TRANSECT
 TRANSECT RESULTS OF DISTURBED AREA% _____
 TRANSECT RESULTS OF REFERENCE AREA% _____
 TOTAL % OF DESIRABLE VEGETATION COVER _____
 VEGETATIVE COVER _____

1003 f. Weeds Noxious weeds? _____

Comment _____

Corrective Action _____

Date _____

Overall Interim Reclamation

Final Reclamation/ Abandoned Location:

Date Final Reclamation Started: _____ Date Final Reclamation Completed: _____

Final Land Use: _____

Reminder: _____

Comment: _____

Well plugged _____ Pit mouse/rat holes, cellars backfilled _____

Debris removed **Fail** No disturbance /Location never built _____

Access Roads Regraded **Fail** Contoured **Fail** Culverts removed _____

Gravel removed _____

Location and associated production facilities reclaimed **Fail** Locations, facilities, roads, recontoured **Fail**

Compaction alleviation **Fail** Dust and erosion control _____

Non cropland: Revegetated 80% _____ Cropland: perennial forage _____

Weeds present **Fail** Subsidence _____

1004.d. FINAL VEGETATION TRANSECT
 TRANSECT RESULTS OF DISTURBED AREA% _____
 TRANSECT RESULTS OF REFERENCE AREA% _____
 TOTAL % OF DESIRABLE VEGETATION COVER _____
 VEGETATIVE COVER _____

Comment:

This location does not comply with Rule 1004. It does not appear any reclamation work has been performed at the location since the previous inspection (Doc #708200446) conducted on 08/03/2023. The Operator indicated on FIRR (doc #403526856) that the corrective action for Rule 1004 had been completed and final reclamation activities are ongoing. During this inspection, Staff observed that gravel and road base remains on the access road and former production areas which have not been decompacted, contoured, or graded to reflect reference areas. Areas not impacted by active remediation will need to be reclaimed ASAP, in accordance with 1004 Rules. Refer to attached inspection photos for documentation.

Corrective Action:

Comply with 1004 Rules immediately. Corrective action date is being back dated to when final reclamation activities should have been completed.

Date **07/22/2019**

Overall Final Reclamation

Fail

Well Release on Active Location

Multi-Well Location

Attached Documents

You can go to COGCC Images (<https://cogcc.state.co.us/weblink/>) and search by document number:

Document Num	Description	URL
708200561	Inspection Photos	http://ogccweblink.state.co.us/DownloadDocumentPDF.aspx?DocumentId=6257770