

STATE OF COLORADO
OIL & GAS CONSERVATION COMMISSION

1120 Lincoln Street, Suite 801
Denver, CO 80203
303-894-2100 fax: 303-894-2109

JUL 10 1999



*** NOTICE OF ALLEGED VIOLATION ***

Operator Name & Mailing Address / Company Representative:
Lewis and Clark Exploration/Don Hembre
1100 West Littleton Blvd. #101
Littleton, CO 80120-2232
50778

Date Notice Issued:

January 15, 1999

Well/Site/Facility: Weber #9-9	Legal Description (1/4 1/4, Section, Township, Range, P.M.): NESE 9-16S-46W	County: Cheyenne
Lease Number: 10840	API Number: 05-017--6352	
COGCC Representative: Robert J. Van Sickle	Phone Number: (719) 336-2843	Date of Alleged Violation: January 15, 1999
		Apprx Time of Violation: 2:30 PM

THE FOLLOWING ALLEGED VIOLATION WAS FOUND BY THE COGCC REPRESENTATIVE FOR THE SITE LISTED

Describe Alleged Violation: **Well temporarily abandoned for more than two years without passing a mechanical integrity test.**

Act, Order, Regulation, Permit Conditions Cited: **Rule 326.b.(1)**

Abatement or Corrective Action to be Completed by: **July 15, 1999**

Abatement or Corrective Action Required to be Performed by Operator *: **Successfully perform a Mechanical Integrity Test witnessed by an OGCC representative or plug and abandon the well.**

* Proper and timely abatement does not necessarily preclude the assessment of penalties and an order finding violation.

TO BE COMPLETED BY OPERATOR: When alleged violation is corrected, sign this notice and return to above address

Print Company Representative Name & Title:	Signature:	Date:
Company Comments:		

*** This Notice constitutes a separate notice of alleged violation for each violation listed ***

WARNING

Abatement and reporting time frames for Notices of Alleged Violation begin upon receipt of the Notice or 5 days after the date it is mailed, whichever is earlier. Each violation must be abated within the prescribed time upon receipt of this Notice, reported to the Colorado Oil and Gas Conservation Commission at the address shown above, and postmarked no later than the next business day after the prescribed time for abatement. Should abatement or corrective action fail to occur, the Director may make application to the Commission for an Order Finding Violation. Proper and timely abatement does not necessarily preclude the assessment of penalties and an Order Finding Violation.

PENALTY PROPOSED BY THE DIRECTOR PER RULE 523

The Director may propose a penalty as listed in the table below, not to exceed a maximum of \$1000.00 per day per violation. Such proposed penalty amount will be limited to \$10,000 per violation if the violation does not result in significant waste of oil and gas resources, damage to correlative rights, or a significant adverse impact on public health, safety, or welfare. Such proposed penalty amount may be increased if aggravating factors indicate the violation: was intentional or reckless; had, or threatened to have, a significant negative impact on public health, safety, or welfare; resulted in significant waste of oil and gas resources; had a significant negative impact on correlative rights of other parties; resulted in, or threatened to result in, significant loss or damage to public or private property; involved recalcitrance or recidivism upon the part of the violator; involved intentional false reporting or record keeping; resulted in economic benefit to the violator. Such proposed penalty amount may be decreased if mitigating factors indicate the violator: self-reported; promptly, effectively, and prudently responded to the violation; cooperated with the Commission or other agencies with respect to the violation; could not reasonably control, or be responsible for, the cause of the violation; made a good faith effort to comply with applicable requirements prior to the Commission learning of the violation; had any economic benefit reduced or eliminated due to the cost of correcting the violation; has demonstrated a history of compliance with Commission rules, regulations, and orders. The Commission has final authority over the penalty amount assessed.

BASE FINE \$250.00 PER DAY PER VIOLATION: RULES 210, 307, 311, 312, 313, 314A, 315, 403, 405, 803, 804

BASE FINE \$500.00 PER DAY PER VIOLATION: RULES 205, 206, 207, 208, 302, 308, 309, 310, 316A, 321, 322, 328, 329, 330, 331, 332, 401

BASE FINE \$750.00 PER DAY PER VIOLATION: RULES 605, 606A, 606B, 607

BASE FINE \$1000.00 PER DAY PER VIOLATION: RULES 209, 301, 303, 305, 306, 316B, 317, 317A, 318, 319, 320, 323, 324, 325, 326, 327, 333, 404, 602, 603, 604, 703, 704, 705, 706, 707, 708, 709, 711, 802, 901, 902, 903, 904, 905, 906, 907, 908, 909, 910, 911, 912, 1002, 1003, 1004, 1101, 1102, 1103

In accordance with Rule 523.a.(4), fines for violations for which no base fine is listed shall be determined by the Commission at its discretion.



Signature of COGCC Representative: <i>Robert J. Van Sickle</i>	Date: 01/16/99	Time: 10:30 AM
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FOR OFFICE USE ONLY

Resolution Approved by: <i>Robert J. Van Sickle</i>	Date: 7-23-99	Resolution Action: <i>Well plugged.</i>
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**COLORADO OIL & GAS CONSERVATION COMMISSION
FIELD INSPECTION REPORT**

<input checked="" type="checkbox"/> NOTICE OF UNSATISFACTORY INSPECTION <input type="checkbox"/> NOTICE OF SATISFACTORY INSPECTION	1120 Lincoln Street, Suite 801 Denver, CO 80203 (303)894-2100				
API No. 05- <i>017-6352</i>	LEASE NAME: <i>WEBER #7-9</i>				
LOCATION: <i>NESE 9-165-46W</i>	OPERATOR: <i>LEWIS & CLARK</i>				
DATE: <i>1-15-79</i>	INSPECTOR: <i>A. J. Smith</i>				
Insp. Type: <i>ID</i>	Insp. Status: <i>TA</i>	PA: Y <input type="radio"/> N <input checked="" type="radio"/>	Pass/Fail: P <input type="radio"/> F <input checked="" type="radio"/>	Viol.: Y <input type="radio"/> N <input checked="" type="radio"/>	NOV: Y <input type="radio"/> N <input checked="" type="radio"/>

INSPECTION ITEM	COMMENTS	INPUT
Well ID Signs (Rule 210, 604.c(4))	<i>None</i>	✓
Pits (Reserve/Production) (Rule 902, 903, 904, 905)	<i>None</i>	✓
Fences (Rule 603.b.7, 604.C.(3), 1002.A)	<i>None</i>	✓
Tank Battery Equipment (Rule 603.b.3, 604)	<i>None</i>	✓
Fire Walls/Berms/Dikes (Rule 603.b.12, 604)	<i>N/A</i>	✓
General Housekeeping (Rule 603)	<i>OK</i>	✓
Spills (Oil/Water) (Rule 907)	<i>None</i>	✓
Bradenhead (Rule 207.b)	<i>—</i>	✓
Drilling Well/Workover (Rule 317)	<i>—</i>	✓
Surface Rehabilitation (Rule 1002, 1003, 1004, 1103)	<i>—</i>	✓
Miscellaneous	<i>SI in tilled fields</i>	✓

CORRECTIVE ACTION REQUIRED: <i>MIT, Production on play.</i>
Date Corrective Action Required By: <i>7-15-79</i> Date Remedied:

This report is a Notice of Inspection. The Commission requires that you correct any deficiencies shown on this report in a timely manner. Failure to comply may result in enforcement action by the Commission.