

State of Colorado  
Energy & Carbon Management Commission

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



Document Number:  
403639177

Date Received:  
12/28/2023

## FIR RESOLUTION FORM

Overall Status: CAC

CA Summary:

3 of 5 CAs from the FIR responded to on this Form

3 CA Completed  
0 Factual Review Request

### OPERATOR INFORMATION

OGCC Operator Number: 10701  
Name of Operator: UPLAND EXPLORATION LLC

Address: 424 S MAIN ST

City: BOERNE State: TX Zip: 78006

Contact Name and Telephone:

Name: \_\_\_\_\_

Phone: ( ) \_\_\_\_\_ Fax: ( ) \_\_\_\_\_

Email: \_\_\_\_\_

Additional Operator Contact:

Contact Name	Phone
<u>Adamczyk, Megan</u>	
<u>Rollins, Dustin</u>	

Email
<u>megan.adamczyk@state.co.us</u>
<u>dustin@uplandexploration.com</u>

### COGCC INSPECTION SUMMARY:

FIR Document Number: 697504987

Inspection Date: 12/01/2023

FIR Submit Date: 12/01/2023

FIR Status: \_\_\_\_\_

### Inspected Operator Information:

Company Name: UPLAND EXPLORATION LLC

Company Number: 10701

Address: 424 S MAIN ST

City: BOERNE State: TX Zip: 78006

### LOCATION - Location ID: 456651

Location Name: Salt Ranch Fee Number: 18 East County: \_\_\_\_\_

Qtrqtr: SESE Sec: 18 Twp: 11N Range: 64W Meridian: 6

Latitude: 40.914603 Longitude: -104.584484

### FACILITY - API Number: 05-123- -00 Facility ID: 456651

Facility Name: Salt Ranch Fee Number: 18 East

Qtrqtr: SESE Sec: 18 Twp: 11N Range: 64W Meridian: 6

Latitude: 40.914603 Longitude: -104.584484

### CORRECTIVE ACTIONS:

1 ☒ CA# 188773

Corrective Action: Comply with Rule 427.b.

Date: 02/28/2023

It is the responsibility of the Operator to manage all contractors.

Operator shall implement more robust BMPs to ensure speed restrictions are being followed.

Response: CA COMPLETED

Date of Completion: 12/21/2023

Upland had previously reduced the lease road speed from 20 mph to 15 mph. Upland is further reducing the

Operator Comment: lease road speed to 10 mph, and is posting new signs. Upland Gate Guard will continue to talk with contactors to ensure they maintain speed below posted speed limit. See attached driving directions that is evidence of what is sent to Upland subcontractors. It has been updated to reflect new posted speed limit. All contractors are provide site specific directions.

COGCC Decision: **Not Approved**

COGCC Representative: If a corrective action decision was Not Approved, the FIRR process was not intended to be a repetitive process to allow the Operator to resubmit another FIRR. Operator already submitted a FIRR regarding this corrective action, which was Not Approved (Doc.# 403619906; received on 12/08/2023).

Operator can provide this information through the Enforcement process since NOAV #403347572 was issued to Operator on March 16, 2023 regarding this item.

2  CA# 188774

Corrective Action: Comply with the Form 2A Access Road Map (Doc.# 401576196). Failure to comply would be considered a permit violation.

Date: 12/01/2023

It is the responsibility of the Operator to manage all contractors.

The corrective action date is the date the inspection was submitted. Note- the most recent complaints regarding this issue were submitted on 11/15/2023 and 11/27/2023.

Response: CA COMPLETED

Date of Completion: 12/28/2023

Operator Comment: 24 hour Gate Security commenced on 4/24/2023. Upland has a controlled gate and gate security to manage unauthorized access on the lease road. Upland deployed a do not enter sign at the Surface Owner's private residence (photo attached herein) on 4/20/2023. Surface Owner removed the sign. Upland communicates access directions to all contractors. See attached updated directions reflecting new speed limit - this is provided to all contractors.

COGCC Decision: **Not Approved**

COGCC Representative: If a corrective action decision was Not Approved, the FIRR process was not intended to be a repetitive process to allow the Operator to resubmit another FIRR. Operator already submitted a FIRR regarding this corrective action, which was Not Approved (Doc.# 403619906; received on 12/08/2023).

Operator continues to restate information previously submitted without any evidence, which continues to demonstrate the argumentative position of this Operator.

5  CA# 188777

Corrective Action: Comply with Notice to Operators: Interim Reclamation Procedures for Delayed Operations (dated January 5, 2017).

Date: 12/01/2023

The corrective action date is the date the inspection was submitted. Note- the complaint regarding this issue was submitted on 11/2/2023.

Response: CA COMPLETED

Date of Completion: 12/28/2023

Operator Comment: Upland Exploration, LLC, has submitted Form 2 renewals 4/27/2023 for additional wells on this location, with the intention of drilling these wells. The currently producing wells began producing in November 2022; the additional wells are proposed to be drilled within 12 months of the current wells being drilled and brought on to production. The original proposed timing for interim reclamation complies with ECOM Rule 1003.b., which allows disturbed areas reasonably needed for subsequent drilling operations to remain disturbed until subsequent drilling operations commence within 12 months. SRF interim reclamation was to commence in November 2023, Upland filed a Form 4 Sundry on May 22, 2023 (approved 8/21/2023) requesting extension of interim reclamation based on the refile of the Form 2 APDs (which have yet to be approved). Given the delay of the approval of Upland's Form 2's, Upland will seek an Interim Reclamation Variance and will bond for the cost in lieu of conducting interim reclamation. Upland is working with counsel to prepare variance hearing application - this should be submitted no later than 1/15/2024 taking into holiday time.

COGCC Decision: **Not Approved**

COGCC Representative: If a corrective action decision was Not Approved, the FIRR process was not intended to be a repetitive process to allow the Operator to resubmit another FIRR. Operator already submitted a FIRR regarding this corrective action, which was Not Approved (Doc.# 403619906; received on 12/08/2023).

Staff provided information on the previous FIRR regarding the intent of FIRR's and how to communicate to Staff regarding this item.

OPERATOR COMMENT AND SUBMITTAL

Date Run: 12/29/2023 Doc [#403639177]

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Comment:

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

Print Name: Dustin Rollins

Signed:

Title: Operations Manager

Date: 12/28/2023 3:03:32 PM

## ATTACHMENT LIST

View Attachments in Imaged Documents on COGCC website (<http://ogccweblink.state.co.us/>) - Search by Document Number.

<b><u>Document Number</u></b>	<b><u>Description</u></b>
403639177	FIR RESOLUTION SUBMITTED
403639212	SRF Driving Directions

Total Attach: 2 Files