

STATE OF
COLORADO

Doc #2573168

Feb 20, 2024 Inspection and Photo Log
Pit Facility ID 116587 Location ID 312756
2/20/2024

Heil - DNR, John <john.heil@state.co.us>

Fwd: February 20, 2024 Site Inspection - Iles Dome Pit Facility ID: 116587; Location ID: 312756

3 messages

Fischer - DNR, Alex <alex.fischer@state.co.us>
To: John Heil <john.heil@state.co.us>
Cc: Kris Neidel - DNR <kris.neidel@state.co.us>

Wed, Feb 21, 2024 at 3:08 PM

John,

Please PDF this email and attachment and upload to, Iles Dome Pit Facility ID: 116587; Location ID: 312756.

Thanks
Alex

----- Forwarded message -----

From: **Fischer - DNR, Alex** <alex.fischer@state.co.us>

Date: Wed, Feb 21, 2024 at 3:06 PM

Subject: February 20, 2024 Site Inspection - Iles Dome Pit Facility ID: 116587; Location ID: 312756

To: Rebecca Podio <rpodio@gmail.com>

Cc: Taylor Elm - DNR <taylor.elm@state.co.us>, Kris Neidel - DNR <kris.neidel@state.co.us>, Jeremy Ferrin - DNR <jeremy.ferrin@state.co.us>, Megan Chamard - DNR <megan.chamard@state.co.us>

Rebecca,

POC I, LLC may be in violation of the Colorado Energy and Carbon Management Commission's (ECMC) 900 Series and 1200 Series Rules, including one or more of the following Rules: 902; 905.a.; 909.d; 909.e.; 909.g.(4).; and 1202.a.(4). These are similar violations that were conveyed to POC I, LLC in a December 15, 2023 email to you. On November 21, 2023, ECMC brought up concerns regarding the larger pit (Pit Facility ID: 116587) with potential oil or fluids still present in the pit. These concerns included the possibility of a breach to the highwall of the Pit Facility near the former point of discharge and additional potential impacts to the gulch down-gradient of the Pit Facility.

On February 20, 2024, ECMC observed that approximately 80% of the existing pit surface had fluids (mainly oil) on the surface. It appears that fluids seem to be accumulating in the Pit Facility, perhaps from precipitation and possible seepage from the subsurface. Additionally, about 20 feet north of the fence by the culvert and access road, there appeared to be some oil accumulation on the ice and fluid surface within the gulch. This is an impact to Waters of the State. Wildlife tracks were observed within the Pit Facility as well as an opening within the fence. See pictures attached.

Your December 18, 2023, response stated, *"We have the field pumper closely monitoring the situation and are committed to resolving it as soon as the weather permits. With the expectation of freezing temperatures next week, we plan to access the affected areas to use a vac truck to remove that oil, cover the spots with the utmost care, and place netting by staking it to the banks of the pit."*

It did not appear that there had been any recent activity or monitoring of the "situation" as vehicle tracks were absent in the snow.

Per Rule 909.e.(1) *Immediately upon discovery or notification, Operators will remove any accumulation of oil or condensate, including free product or hydrocarbon sheen, from a Pit. If the Operator is unable to immediately remove the accumulation, the accumulation will be removed within 24 hours of discovery.*

On December 15, 2023, ECMC sent an email notifying POC I, LLC of the accumulation of oil. POC I, LLC must either remove the oil, net the pit, or install other CPW-approved exclusion devices.

Regards,
Alex

--

Alex Fischer, P.G.**Environmental Supervisor, Western Colorado****COLORADO**
Energy & Carbon Management
Commission
Department of Natural Resources

P 303.894.2100 x5138 | C 303.501.3900

1120 Lincoln Street, Suite 801, Denver, CO 80203

| alex.fischer@state.co.us www.colorado.gov/cogcc

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Alex Fischer, P.G.**Environmental Supervisor, Western Colorado****COLORADO**
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| alex.fischer@state.co.us www.colorado.gov/cogcc**February 20, 2024 Site Inspection - Iles Dome Pit Facility ID 116587 Location ID 312756.pdf**
1035K**Fischer - DNR, Alex** <alex.fischer@state.co.us>

Thu, Feb 22, 2024 at 9:19 AM

To: John Heil <john.heil@state.co.us>Cc: Kris Neidel - DNR <kris.neidel@state.co.us>

John,

Please PDF this email and upload to, Iles Dome Pit Facility ID: 116587; Location ID: 312756.

Thanks

Alex

----- Forwarded message -----

From: **Ferrin - DNR, Jeremy** <jeremy.ferrin@state.co.us>

Date: Thu, Feb 22, 2024 at 9:01 AM

Subject: Re: February 20, 2024 Site Inspection - Iles Dome Pit Facility ID: 116587; Location ID: 312756

To: Fischer - DNR, Alex <alex.fischer@state.co.us>Cc: Rebecca Podio <rpodio@gmail.com>, Taylor Elm - DNR <taylor.elm@state.co.us>, Kris Neidel - DNR <kris.neidel@state.co.us>, Megan Chamard - DNR <megan.chamard@state.co.us>

Rebecca,

Given the nature of the issues identified, we expect to see a response by POC before 5pm TODAY.

Thanks,

Jeremy I Ferrin
Enforcement Supervisor
he/him/his



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Energy & Carbon Management
Commission
Department of Natural Resources

C 720.765.1069

1120 Lincoln Street, Suite 801, Denver, CO 80203
jeremy.ferrin@state.co.us | www.colorado.gov/ecmc

On Wed, Feb 21, 2024 at 3:07 PM Fischer - DNR, Alex <alex.fischer@state.co.us> wrote:

Rebecca,

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Environmental Supervisor, Western Colorado



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| alex.fischer@state.co.us www.colorado.gov/cogcc

[Quoted text hidden]

Fischer - DNR, Alex <alex.fischer@state.co.us>
To: John Heil <john.heil@state.co.us>
Cc: Kris Neidel - DNR <kris.neidel@state.co.us>

Fri, Feb 23, 2024 at 8:36 AM

John,

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Thanks
Alex

----- Forwarded message -----

From: **Rebecca Podio** <rpodio@gmail.com>

Date: Thu, Feb 22, 2024 at 12:44 PM

Subject: Re: February 20, 2024 Site Inspection - Iles Dome Pit Facility ID: 116587; Location ID: 312756

To: Fischer - DNR, Alex <alex.fischer@state.co.us>

Cc: Jamie Jost <jjost@jostenergylaw.com>, Jeremy Ferrin - DNR <jeremy.ferrin@state.co.us>, Kris Neidel - DNR <kris.neidel@state.co.us>, Marron Bingle-Davis <marron@sunshinevalleypetroleum.com>, Megan Chamard - DNR <megan.chamard@state.co.us>, Taylor Elm - DNR <taylor.elm@state.co.us>, Wayne Neumiller <wayne@sunshinevalleypetroleum.com>

Alex,

The field pumper, Terry, has been working on these corrections. He has had some delays working with the surface landowner on access to be able to get in to work on the pit.

He said that ECMC was very helpful in working with the landowner on that issue and has been able to get work scheduled.

I have confirmation from the Field Pumper that he has roustabouts that will be on site, Friday, February 23, 2024 to reinstall pit netting. They think they have worked out the potential issues with that. There is also another vac truck schedule for tomorrow.

I have requested that the field pumper send photos tomorrow so I am able to forward those in this chain also.

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[Quoted text hidden]

February 20, 2024 Site Inspection - Iles Dome Pit Facility ID: 116587; Location ID: 312756



Apparent oil on the snow and fluid surface in the gulch down-gradient of the culvert.



Apparent oil on the snow and fluid surface in the gulch down-gradient of the culvert.



Apparent oil on the snow and fluid surface in the gulch down-gradient of the culvert.



Hydrocarbon (HC) noted on fluid collected with the shovel.



Fluid and HC accumulation on pit surface.



Fluid and HC accumulation on pit surface.



Wildlife tracks.



wildlife tracks
leading to hole in
the fence

2024.02.20 14:14

Hole in fence with wildlife tracks.



Fluid and HC accumulation on pit surface.