

State of Colorado  
Energy & Carbon Management Commission



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Document Number:

403875345

Date Received:

08/02/2024

## FIR RESOLUTION FORM

**Overall Status:**

**CA Summary:**

2 of 2 CAs from the FIR responded to on this Form

0 CA Completed  
2 Factual Review Request

### OPERATOR INFORMATION

ECMC Operator Number: 47120

Name of Operator: KERR MCGEE OIL & GAS ONSHORE LP

Address: P O BOX 173779

City: DENVER State: CO Zip: 80217-3779

Contact Name and Telephone:

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

Phone: ( ) Fax: ( )

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

**Additional Operator Contact:**

Contact Name

Phone

Email

Kirschner, Steven

steven.kirschner@state.co.us

ERIN JOSEPH

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Arthur, Denise

denise.arthur@state.co.us

### ECMC INSPECTION SUMMARY:

FIR Document Number: 713900784

Inspection Date: 07/18/2024

FIR Submit Date: 07/29/2024

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

### Inspected Operator Information:

Company Name: KERR MCGEE OIL & GAS ONSHORE LP

Company Number: 47120

Address: P O BOX 173779

City: DENVER State: CO Zip: 80217-3779

### LOCATION - Location ID: 486289

Location Name: CLOVER Number: 2-29HZ County: \_\_\_\_\_

Qtrqtr: NWNE Sec: 29 Twp: 2N Range: 67W Meridian: 6

Latitude: 40.114904 Longitude: -104.912186

### FACILITY - API Number: 05-123-00 Facility ID: 486289

Facility Name: CLOVER Number: 2-29HZ

Qtrqtr: NWNE Sec: 29 Twp: 2N Range: 67W Meridian: 6

Latitude: 40.114904 Longitude: -104.912186

### CORRECTIVE ACTIONS:

1 CA# 197050

Corrective Action: Per Rule 405.b, Operators will provide the Commission written notice 2 business days in advance of commencing construction or a major change at any Oil and Gas Location or Oil and Gas Facility. Such notice will be provided on a Form 42, Field Operations Notice - Notice of Construction or Major Change. Construction of the location appears to have begun by 07/11/2024 based on Copernicus imagery. This location is out of compliance with Rule 405.b, and is being referred to Enforcement.

Date: \_\_\_\_\_

Response: FACTUAL REVIEW REQUEST

Basis for Review: Action requested was already completed prior to the inspection

Operator Comment: The changes visible on imagery to the location between July 4 and July 11 are due to mowing of the location, including mowing of Scotch thistle. Dirt moving operations and use of heavy equipment started on the reported Form 42 Construction start date of July 15. Kerr McGee is the surface owner of the Clover 2-29 location parcel.

ECMC Decision: \_\_\_\_\_

ECMC  
Representative: \_\_\_\_\_

**2** CA# 197051

Corrective Action: Per Rule 1202.a.8, Operators will conduct pre-construction nesting migratory bird surveys within the approved disturbance area prior to any vegetation removal during the nesting season (April 1 to August 31). Operator submitted survey reports do not conform with the requirements of Rule 1202.a.8, based on the protocol being performed (7/18/24) after surface disturbance and removal of vegetation had already begun. This location is out of compliance with Rule 1202.a.8, and is being referred to Enforcement.

Date: \_\_\_\_\_

Response: FACTUAL REVIEW REQUEST

Basis for Review: Action requested was already completed prior to the inspection

Operator Comment: Kerr McGee conducted migratory bird surveys required under Rule 1202.a.8 from May 7 through July 2, prior to Clover 2-29 location construction. A summary of the surveys is attached. Kerr McGee was not able to conduct a migratory bird ground nesting survey meeting the criteria included in the unpublished, draft guidance document that was only made available to Kerr McGee on July 29.

ECMC Decision: \_\_\_\_\_

ECMC  
Representative: \_\_\_\_\_

#### OPERATOR COMMENT AND SUBMITTAL

Comment: \_\_\_\_\_

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

Print Name: ERIN JOSEPH

Signed: \_\_\_\_\_

Title: SR REGULATORY ADVISOR

Date: 8/2/2024 12:59:31 PM

### **ATTACHMENT LIST**

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

<u>Document Number</u>	<u>Description</u>
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403875349	MIGRATORY BIRD SURVEY
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Total Attach: 1 Files