

State of Colorado  
Energy & Carbon Management Commission



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Document Number:  
404093595

Date Received:  
02/13/2025

## FIR RESOLUTION FORM

### Overall Status:

#### CA Summary:

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

1 CA Completed  
0 Factual Review Request

### OPERATOR INFORMATION

ECMC Operator Number: 96850

Name of Operator: TEP ROCKY MOUNTAIN LLC

Address: 1058 COUNTY ROAD 215

City: PARACHUTE State: CO Zip: 81635

Contact Name and Telephone:

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

Phone: ( ) Fax: ( )

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

#### Additional Operator Contact:

Contact Name

Phone

Email

TEP

COGCCInspectionReports@terraep.com

### ECMC INSPECTION SUMMARY:

FIR Document Number: 708904676

Inspection Date: 09/26/2024

FIR Submit Date: 09/27/2024

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

#### Inspected Operator Information:

Company Name: TEP ROCKY MOUNTAIN LLC

Company Number: 96850

Address: 1058 COUNTY ROAD 215

City: PARACHUTE State: CO Zip: 81635

#### LOCATION - Location ID: 335530

Location Name: Hoeppli Number: RWF 32-36 County: \_\_\_\_\_

Qtrqtr: SWNE Sec: 36 Twp: 6S Range: 94W Meridian: 6

Latitude: 39.485557 Longitude: -107.835454

#### FACILITY - API Number: 05-045-

-00

Facility ID: 335530

Facility Name: Hoeppli

Number: RWF 32-36

Qtrqtr: SWNE Sec: 36 Twp: 6S Range: 94W Meridian: 6

Latitude: 39.485557 Longitude: -107.835454

### CORRECTIVE ACTIONS:

1 CA# 199140

Corrective Action: The storage or placement of equipment and supplies not necessary for use on location is prohibited.

Date: 10/27/2024

Response: CA COMPLETED

Date of Completion: 02/11/2025

Operator  
Comment:

The purpose of this FIRR is to submit written documentation to ECMC demonstrating TEPs repeated attempts to request that the equipment / materials stored by the surface owner at this location be removed. TEP (including our predecessors) has never given the landowner permission to place or store any equipment, materials, or other personal property on the subject well pad. Over the years, TEP has made several verbal requests to the landowner to remove the subject equipment from this location. The personal property noted in the inspection report remains on the well pad despite TEP's repeated requests to remove these items. Note that TEP has no legal right to physically remove any equipment belonging to the landowner, therefore, we are reduced to seeking

voluntary compliance from the landowner.

In an attempt to comply with the corrective actions identified in this inspection report regarding the equipment stored by the surface owner at this location, TEP has submitted a written notice to the landowner (see attached) requesting that all personal items be removed from the well pad within 30 days (or another reasonable time frame as proposed by the landowner). It should be noted that the area currently being used by the surface owner is on the very outer edge of the location and is well outside of TEP's active working surface area. TEP believes that the area currently used by the surface owner does not interfere with the safe operations at this location, our ability to access to any of our equipment, and does not impede any emergency response efforts that may be needed for this site. The area being used by the surface owner is not causing adverse degradation of the site, and does not pose any threat to public health, safety, welfare, or result in any adverse impact upon environmental resources. Although it is not our preference, the area currently used by the surface owner at this location does not create any undue operational, safety, or logistical issues for TEP.

If the landowner refuses to comply with TEP's request to remove the equipment, TEP will proceed to prepare and submit a variance request pursuant to Rule 502, which would allow the surface owner to continue using that portion of the pad for the continued storage of existing personal property. At that point, it will be up to ECMC to approve or reject the use of this area by the landowner.

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

ECMC  
Representative:

#### OPERATOR COMMENT AND SUBMITTAL

Comment: The purpose of this FIRR is to submit written documentation to ECMC demonstrating TEPs repeated attempts to request that the equipment / materials stored by the surface owner at this location be removed. TEP (including our predecessors) has never given the landowner permission to place or store any equipment, materials, or other personal property on the subject well pad. Over the years, TEP has made several verbal requests to the landowner to remove the subject equipment from this location. The personal property noted in the inspection report remains on the well pad despite TEP's repeated requests to remove these items. Note that TEP has no legal right to physically remove any equipment belonging to the landowner, therefore, we are reduced to seeking voluntary compliance from the landowner.

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

Print Name: Michael Gardner

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

Title: TEP Environmental Lead

Date: 2/13/2025 4:07:39 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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404093604	Landowner Correspondence
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Total Attach: 1 Files