



**BP America Production Company**  
San Juan North Asset  
380A Airport Road  
Durango, CO 81303

**December 19, 2011**

Mr. Steven P. Labowski, SW Field Inspector  
Colorado Oil & Gas Conservation Commission  
P.O. Box 1562  
Durango, CO 81302

**RE: BP America Production Company - NA Gas SPU North Business Unit**  
**San Juan North Asset: HESTER GAS UNIT 1**  
**Notice of Alleged Violation Requested Information**

Dear Mr. Labowski:

As follow-up to our meeting of December 8, 2011 concerning the NOAV issued September 6, 2011, I have enclosed documentation of the process used to ensure that herbicide use for well pad weed control is discontinued at the Hester 1. Additionally, I installed a "No Weed Spraying" sign at the gate to the well pad to accommodate literacy concerns associated with the previously mounted "No Chemical Releases" sign. A photo of the gate is also attached.

As discussed during our meeting, the results of the soil sampling do not support the allegation of excessive herbicide application and any deficiencies regarding storm water control may be attributed to the berm which was installed at the behest of the complainant which undesirably concentrates flow at the southeast corner of the pad rather than allowing sheet flow off the east side of the pad. Also, the results of analysis of the Dillon water well show no evidence of herbicide or well work chemical contamination.

Please note that I revisited the issue of poor wattle installation with our planner/scheduler and was reminded that we had internally agreed to postpone wattle reinstallation pending relocation of the fencing around the location. The fencing will likely be moved closer to the working area of the pad and the wattles will be relocated within the fencing to accommodate landowner needs. Removal of the existing fencing and installation of new fencing has been delayed until we can resolve the security, safety and aesthetic issues associated with this change.

We trust that all issues listed in the NOAV have now been addressed to your satisfaction. As such, we request that the NOAV be formally rescinded in writing at your earliest convenience.

**December 19, 2011**

Mr. Steven P. Labowski, SW Field Inspector  
Colorado Oil & Gas Conservation Commission

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Please call me at (970) 749-4238 if you have any questions concerning this matter.

Sincerely,



Daniel P. Fauth

PE ; Field Environmental Advisor  
BP America Production Company

cc: Karen Spray, COGCC

**Fauth, Daniel P**

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**From:** Fauth, Daniel P  
**Sent:** Monday, December 12, 2011 8:24 AM  
**To:** Martin Irons  
**Cc:** 'monty@4cweed.com'  
**Subject:** Hester 1 COGCC NOAV

Martin/Monty,

I met with the COGCC last week and they requested documentation as to how we will manage our work order system point forward to avoid weed spraying at the Hester 1. I told them it is my understanding that you work off a spreadsheet rather than BP's current WMS work order system. Could you please describe this work order method in an e-mail and send me a copy of the spreadsheet and whatever other documentation you might have that shows that we have formalized the "no weed spraying" at the Hester. Thanks. Dan

*Daniel P. Fauth*  
PE, Environmental Coordinator  
BP America Production Company  
San Juan North Infill Team  
380A Airport Rd..  
Durango, CO 81303  
Cell: (970) 749-4238  
Fax: (970) 247-6880

## Fauth, Daniel P

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**From:** Monty Rogers [monty@4cweed.com]  
**Sent:** Monday, December 12, 2011 12:55 PM  
**To:** Fauth, Daniel P  
**Subject:** COGCC response  
**Attachments:** no spray wells.doc

Dan-

This is the sheet with that was created this year as a response to the Hester #1 incident. As a truck is assigned to a Foreman and a Lateral, This list is checked and gone over with the sprayer/applicator when assigned, then the well is marked off of the map and run sheet.

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<b>Monty Rogers</b>	<b>Office: (505) 327-1070</b>
<b>Four Corners Weed Control, Inc.</b>	<b>Fax: (505) 326-1020</b>
<b>Sales / Service</b>	<b>Cell: (505) 330-8705</b>
<b>Labels &amp; MSDS: <a href="http://www.4cweed.com">www.4cweed.com</a></b>	<b>E-mail: <a href="mailto:monty@4cweed.com">monty@4cweed.com</a></b>
	<b><a href="mailto:rogers018@gmail.com">rogers018@gmail.com</a></b>

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BP/CO  
No spray well list for 2011-2012

**Craig Marcum N/E Team**

Frahm Fed G.U. 15-1 #1  
Frahm Fed G.U. #1  
Frahm Fed G.U. #2  
Evelyn, Payne G.U. G #1 (Landowner)  
Cahoon G.U. A #1 (Organic Farm)  
Cahoon G.U. A #2 (Organic Farm)  
Lobato G.U. A #1  
Dulin G.U. D #1  
Dulin G.U. D #2

**Louis Vigil N/W Team**

McCaw G.U. #2 (Landowner)  
McCaw G.U. D #1 (Landowner)  
Hester G.U. #1 (Landowner) (Neighbor)

**S/E Team**


Alberta, Perry G.U. #1 (Organic Farm)  
Perry, G.U. #1 (Organic Farm)  
Spanish Fork G.U. A #1

**S/W Team**

Cummins, Lila G.U. A #1 (Landowner)  
Mosketti G.U. 43-33 #1 (No Spray Noxious weeds only bee-keeper)  
Mosketti G.U. 43-33 #2 (No Spray Noxious weeds only bee-keeper)



**Keep Gate**  
Closed & Locked  
At All Times

  
**BP America Production Company**  
**NO SMOKING**  
HESTER GAS UNIT NO. 1  
API # 050470703300  
NEE SEC 11 TR 34 RC 09  
1.00 SEC CH 220 CR 234 LA 0005  
970-247-4816  
DWAR 7065B-F  
CA

  
**DANGER**  
AUTHORIZED  
PERSONNEL ONLY

  
**NO CHEMICAL  
RELEASES**  
at this site without  
authorization from  
BP Personnel.  
Call 970-247-6916  
before taking any  
further action!

  
**NO WEED  
SPRAYING**

