



02186827

01.26.16

Final Exhibits COGCC Enforcement

Part B

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Staff Exhibit List

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- Exhibit 2 – Order 1V-421
- Exhibit 3 – Order 1V-496
- Exhibit 4 – Order 1V-501

Spills & Releases

- Exhibit 5 - Overview Aerial
- Exhibit 6 - Second overview Aerial
- Exhibit 7 – NOAV 200437036 (August 31, 2015)
- Exhibit 8 – NOAV 400939440 (December 11, 2015)

Spill 438043, 438744, and Unreported Spill at the Facility

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 - Exhibit 10-B – Spill on lease road outside containment (Doc. No. 667200126)
 - Exhibit 10-C – Wildlife tracks in oil from spill (Doc. No. 667200127)
 - Exhibit 10-D – Spill within containment (Doc. No. 667200128)
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- Exhibit 16 – Volume Estimate of Unreported Spill
- Exhibit 17 – November 6, 2015 Inspection Report No. 681700006
 - Exhibit 17-A – Facility sign and spill looking northeast (Doc. No.681700007)
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- Exhibit 17-C – Oil and water in NE corner of berm (Doc. No.681700007)
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- Exhibit 18 – Aerial of Spills at the 5-W Well
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 - Exhibit 29-A – Release viewed northwest (Doc. No. 680300038)
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- Exhibit 33 – July 29, 2015 Complaint No. 200436162
- Exhibit 34 – July 24, 2015 Inspection No. 680300118
 - Exhibit 34-A – Landowner equipment in PW Spill Area (Doc. No. 680300123)
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 - Exhibit 34-C – Origin of Release (Doc. No. 680300125)
 - Exhibit 34-D – Pathway viewed south (Doc. No. 680300126)

- Exhibit 34-E – Northern branch of pathway following south (Doc. No. 680300128)
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- Exhibit 34-G – Area from foreground surrounding farm (Doc. No. 680300130)
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- Exhibit 34-I – Signage at wellhead (Doc. No. 680300134)
- Exhibit 35 – Initial Spill Report for Spill 442803 (Doc. No. 400882859)
- Exhibit 36 – August 10, 2015 Inspection No. 680300177
 - Exhibit 36-A – Wellhead release looking north to south (Doc. No. 680300180)
 - Exhibit 36-B – Active spill pathway from wellhead (Doc. No. 680300181)
 - Exhibit 36-C – Origin of active spill (Doc. No. 680300182)
 - Exhibit 36-D – Origin of active spill (Doc. No. 680300183)
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 - Exhibit 36-F – Pathway of previous release (Doc. No. 680300186)
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Mechanical Integrity, Production Reporting, and Workover Debris at 20-W Well

- Exhibit 37 – Production Records for the 20-W Well
- Exhibit 38 – September 16, 2014 Inspection No. 667200518
- Exhibit 39 – October 13, 2014 Inspection No. 667200572
- Exhibit 40 – October 14, 2014 Inspection No. 667200574
- Exhibit 41 – Form 21, No. 667200575
- Exhibit 42 – MIT records for 20-W Well
- Exhibit 43 – NOAV No. 200436808 (August 19, 2015)
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 - Exhibit 45-A – Pathway of spill from wellhead (Doc. No. 667200577)
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- Exhibit 46 – May 5, 2015 Complaint No. 200431389
- Exhibit 47 – May 29, 2015 Inspection No. 678200181
 - Exhibit 47-A – View east along soil pile containing cement (Doc. No. 678200182)
 - Exhibit 47-B – Small chips of cement near soil pile (Doc. No. 678200185)
- Exhibit 48 – August 19, 2015 Inspection No. 678200258
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 - Exhibit 48-C – View west along soil berm containing dilute cement with recent workover mud (dark grey) (Doc. No. 678200261)
 - Exhibit 48-D – View north across location (Doc. No. 678200262)
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- Exhibit 49 – September 14, 2015 Complaint No. 200437200

- Exhibit 50 – NOAV 200437037 (August 31, 2015)

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- Exhibit 51 – Facility 437485 Scout Card
- Exhibit 52 – 5-W Well Scout Card
- Exhibit 53 – 20-W Well Scout Card
- Exhibit 54 – 33-Well Scout Card
- Exhibit 55 – Notice of Hearing, Docket No. 160100074
- Exhibit 56 – Proofs of Publication, Docket No. 160100074
- Exhibit 57 – Form 1, Registration for Oil & Gas Operations (Doc. No. 1663925)

FORM INSP
Rev 05/11

**State of Colorado
Oil and Gas Conservation Commission**

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



DE	ET	OE	ES
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Inspection Date:
08/19/2015

Document Number:
678200265

Overall Inspection:

ACTION REQUIRED

FIELD INSPECTION FORM

Location Identifier	Facility ID	Loc ID	Inspector Name:	On-Site Inspection <input type="checkbox"/>	2A Doc Num: _____
	<u>219142</u>	<u>312157</u>	<u>YOUNG, ROB</u>		

Operator Information:

OGCC Operator Number: <u>10380</u>
Name of Operator: <u>BENCHMARK ENERGY LLC</u>
Address: <u>PO BOX 8747</u>
City: <u>PRATT</u> State: <u>KS</u> Zip: <u>67124</u>

- THIS IS A FOLLOW UP INSPECTION
- FOLLOW UP INSPECTION REQUIRED
- NO FOLLOW UP INSPECTION REQUIRED
- INSPECTOR REQUESTS FORM 42 WHEN CORRECTIVE ACTIONS ARE COMPLETED

Contact Information:

Contact Name	Phone	Email	Comment
Nash, Jerry	(316) 218-8184	jerry@benchmarkenergy.us	All Inspections
Axelson, John		john.axelson@state.co.us	
Ferrell, LaDawn	(620) 672-3800	lferrell@profsecservices.com	All Inspections

Compliance Summary:

QtrQtr: NENW Sec: 12 Twp: 8N Range: 54W

Insp. Date	Doc Num	Insp. Type	Insp Status	Satisfactory /Action Required	PA P/F/I	Pas/Fail (P/F)	Violation (Y/N)
11/06/2014	667200639	TA	TA	ACTION REQUIRED			No
10/15/2014	667200573	TA	TA	ALLEGED VIOLATION			Yes
10/07/2014	667200568	TA	TA	ACTION REQUIRED			No
08/19/2014	667200391	TA	TA	ALLEGED VIOLATION			Yes
08/12/2014	667200363	TA	TA	ACTION REQUIRED			No
08/09/2014	667200354	TA	TA	ALLEGED VIOLATION			Yes
07/23/2014	667200233	TA	TA	ALLEGED VIOLATION			Yes
08/08/2013	664001189	TA	TA	SATISFACTORY			No
07/09/2012	663300289	TA	TA	ACTION REQUIRED	I		No
06/16/2011	200312780	MI	AC	SATISFACTORY			No
05/17/2010	200250541	RT	AC	SATISFACTORY			No
08/04/2009	200215918	RT	AC	SATISFACTORY			No
04/22/2008	200130653	RT	AC	SATISFACTORY			No
06/20/2007	200115803	RT	AC	SATISFACTORY		Pass	No
06/16/2006	200091651	MI	SI	SATISFACTORY		Pass	No
06/08/2006	200091663	MI	AC	SATISFACTORY		Fail	Yes
07/05/2005	200074140	RT	SI	SATISFACTORY		Pass	No
06/15/2004	200055909	RT		SATISFACTORY		Pass	No
04/02/2003	200037007	RT	SI	SATISFACTORY		Pass	No

Inspector Name: YOUNG, ROB

07/18/2002	200028845	RT	SI	SATISFACTORY	P	Pass	No
07/26/2001	200018310	MI	SI	SATISFACTORY		Pass	No
08/04/2000	200008427	RT	SI	SATISFACTORY		Pass	No

Inspector Comment:

Environmental inspection related to Spill 438746.

Related Facilities:

Facility ID	Type	Status	Status Date	Well Class	API Num	Facility Name	Insp Status
219142	WELL	IJ	02/05/2015	SI	075-05971	NW GRAYLIN D-SAND UNIT 5-W	IJ
438746	SPILL OR RELEASE	AC	09/04/2014		-	SPILL/RELEASE POINT	AC
439362	SPILL OR RELEASE	AC	10/17/2014		-	SPILL/RELEASE POINT	AC

Equipment:

Location Inventory

Special Purpose Pits: _____	Drilling Pits: _____	Wells: _____	Production Pits: _____
Condensate Tanks: _____	Water Tanks: _____	Separators: _____	Electric Motors: _____
Gas or Diesel Motors: _____	Cavity Pumps: _____	LACT Unit: _____	Pump Jacks: _____
Electric Generators: _____	Gas Pipeline: _____	Oil Pipeline: _____	Water Pipeline: _____
Gas Compressors: _____	VOC Combustor: _____	Oil Tanks: _____	Dehydrator Units: _____
Multi-Well Pits: _____	Pigging Station: _____	Flare: _____	Fuel Tanks: _____

Location

Emergency Contact Number (S/A/V): _____ Corrective Date: _____

Comment: _____

Corrective Action: _____

Spills:

Type	Area	Volume	Corrective action	CA Date
<input type="checkbox"/> Multiple Spills and Releases?				

Venting:

Yes/No	Comment

Flaring:

Type	Satisfactory/Action Required	Comment	Corrective Action	CA Date

Predrill

Location ID: 219142

Site Preparation:

Lease Road Adeq.: _____ Pads: _____ Soil Stockpile: _____

S/AV: _____

Corrective Action: _____ Date: _____ CDP Num.: _____

Form 2A COAs:

S/AV: _____ **Comment:** _____

CA: _____ **Date:** _____

Wildlife BMPs:

S/AV: _____ **Comment:** _____

CA: _____ **Date:** _____

Stormwater:

Comment: _____

Staking:

On Site Inspection (305):

Surface Owner Contact Information:

Name: _____ Address: _____

Phone Number: _____ Cell Phone: _____

Operator Rep. Contact Information:

Landman Name: _____ Phone Number: _____

Date Onsite Request Received: _____ Date of Rule 306 Consultation: _____

Request LGD Attendance: _____

LGD Contact Information:

Name: _____ Phone Number: _____ Agreed to Attend: _____

Summary of Landowner Issues:

Summary of Operator Response to Landowner Issues:

Onsite Inspection Memorandum Summarizing Discussions at Inspection as Attachment:

Facility

Facility ID: 0 Type: _____ API Number: - Status: _____ Insp. Status: _____

Environmental

Spills/Releases:

Type of Spill: _____ Description: _____ Estimated Spill Volume: _____

Comment: _____

Corrective Action: _____ Date: _____

Reportable: _____ GPS: Lat _____ Long _____

Proximity to Surface Water: _____ Depth to Ground Water: _____

Water Well:

DWR Receipt Num: _____	Owner Name: _____	GPS : _____	Lat _____ Long _____
------------------------	-------------------	-------------	-------------------------

Field Parameters: _____

Sample Location: _____

Complaint:				
Tracking Num	Category	Assigned To	Description	Incident Date
200413934	SPILLS	Schure, Kym	Landowner Mr. Russell Adele contacted COGCC N.E. Field Office reporting a spill/release at wellhead. COGCC contacted Operator.	10/15/2014

Emission Control Burner (ECB): _____

Comment: _____

Pilot: _____ Wildlife Protection Devices (fired vessels): _____

Reclamation - Storm Water - Pit

Interim Reclamation:

Date Interim Reclamation Started: _____ Date Interim Reclamation Completed: _____

Land Use: _____

Comment: _____

1003a. Debris removed? _____ CM _____

CA _____ CA Date _____

Waste Material Onsite? _____ CM _____

CA _____ CA Date _____

Unused or unneeded equipment onsite? _____ CM _____

CA _____ CA Date _____

Pit, cellars, rat holes and other bores closed? _____ CM _____

CA _____ CA Date _____

Guy line anchors removed? _____ CM _____

CA _____ CA Date _____

Guy line anchors marked? _____ CM _____

CA _____ CA Date _____

1003b. Area no longer in use? _____ Production areas stabilized ? _____

1003c. Compacted areas have been cross ripped? _____

1003d. Drilling pit closed? _____ Subsidence over on drill pit? _____

Cuttings management: _____

1003e. Areas no longer needed for drilling or subsequent operations for have been re-vegetated to 80% of pre-existing? _____

Production areas have been stabilized? _____ Segregated soils have been replaced? _____

RESTORATION AND REVEGETATION

Cropland

Top soil replaced _____ Recontoured _____ Perennial forage re-established _____

Inspector Name: YOUNG, ROB

Non-Cropland

Top soil replaced _____ Recontoured _____ 80% Revegetation _____

1003 f. Weeds Noxious weeds? _____

Comment: _____

Overall Interim Reclamation _____

Final Reclamation/ Abandoned Location:

Date Final Reclamation Started: _____ Date Final Reclamation Completed: _____

Final Land Use: _____

Reminder: _____

Comment: _____

Well plugged _____ Pit mouse/rat holes, cellars backfilled _____

Debris removed _____ No disturbance /Location never built _____

Access Roads Regraded _____ Contoured _____ Culverts removed _____

Gravel removed _____

Location and associated production facilities reclaimed _____ Locations, facilities, roads, recontoured _____

Compaction alleviation _____ Dust and erosion control _____

Non cropland: Revegetated 80% _____ Cropland: perennial forage _____

Weeds present _____ Subsidence _____

Comment: _____

Corrective Action: _____ Date _____

Overall Final Reclamation _____ Well Release on Active Location Multi-Well Location

Storm Water:

Loc Erosion BMPs	BMP Maintenance	Lease Road Erosion BMPs	Lease BMP Maintenance	Chemical BMPs	Chemical BMP Maintenance	Comment

S/A/V: _____ Corrective Date: _____

Comment: _____

CA: _____

Pits: NO SURFACE INDICATION OF PIT

COGCC Comments

Comment	User	Date
Provide a supplemental eForm 19 with soil sampling results from the spill area along with a request for NFA status or a Form 27 based on a comparison of soil sample results and Table 910-1 allowable concentrations for pH, SAR and EC. The supplemental eForm 19 shall be provided to COGCC by September 14, 2015.	youngr	08/20/2015

Attached Documents

You can go to COGCC Images (<https://cogcc.state.co.us/weblink/>) and search by document number:

Document Num	Description	URL
678200266	View W along N edge of wellhead.	http://ogccweblink.state.co.us/DownloadDocumentPDF.aspx?DocumentId=3666600

678200267	Grasses growing within wellhead enclosure.	http://ogccweblink.state.co.us/DownloadDocumentPDF.aspx?DocumentId=3666601
678200268	View W from wellhead showing areas of stressed or no vegetation.	http://ogccweblink.state.co.us/DownloadDocumentPDF.aspx?DocumentId=3666602

ACTION REQUIRED

ANY ACTION REQUIRED items listed on this report indicate that the oil and gas facility or the oil and gas operations listed on the report may be in violation of the rules and regulations of the Colorado Oil and Conservation Commission (“COGCC”) and corrective action is required.

There is reasonable cause to believe that a violation of the Oil and Gas Conservation Act, or of any rule, regulation, or order of the Commission, or of any permit issued by the Commission, has occurred. The Operator’s compliance with this Inspection Report is required to resolve these alleged violations. This document requires the Operator to timely respond to the COGCC and to comply with directives as listed by the **Corrective Action Deadline Date**. Failure to do so will result in the issuance of a Notice of Alleged Violation and initiation of enforcement proceedings in which COGCC will seek monetary penalties for the alleged violations pursuant to § 34-60-121, C.R.S. and Rule 523, COGCC Rules of Practice and Procedure, 2 CCR 404-1. (Please note that the COGCC's penalty authority was recently increased to a maximum of \$15,000 per day and penalties are no longer capped at a maximum of \$10,000 per violation.)

Charm Energy LLC
Operator - 10350
NW GRAYLN
SW
NW SEC 10 34 54W 67N
EMERGENCY CONTACT
877-865-0838

Exhibit 25-A

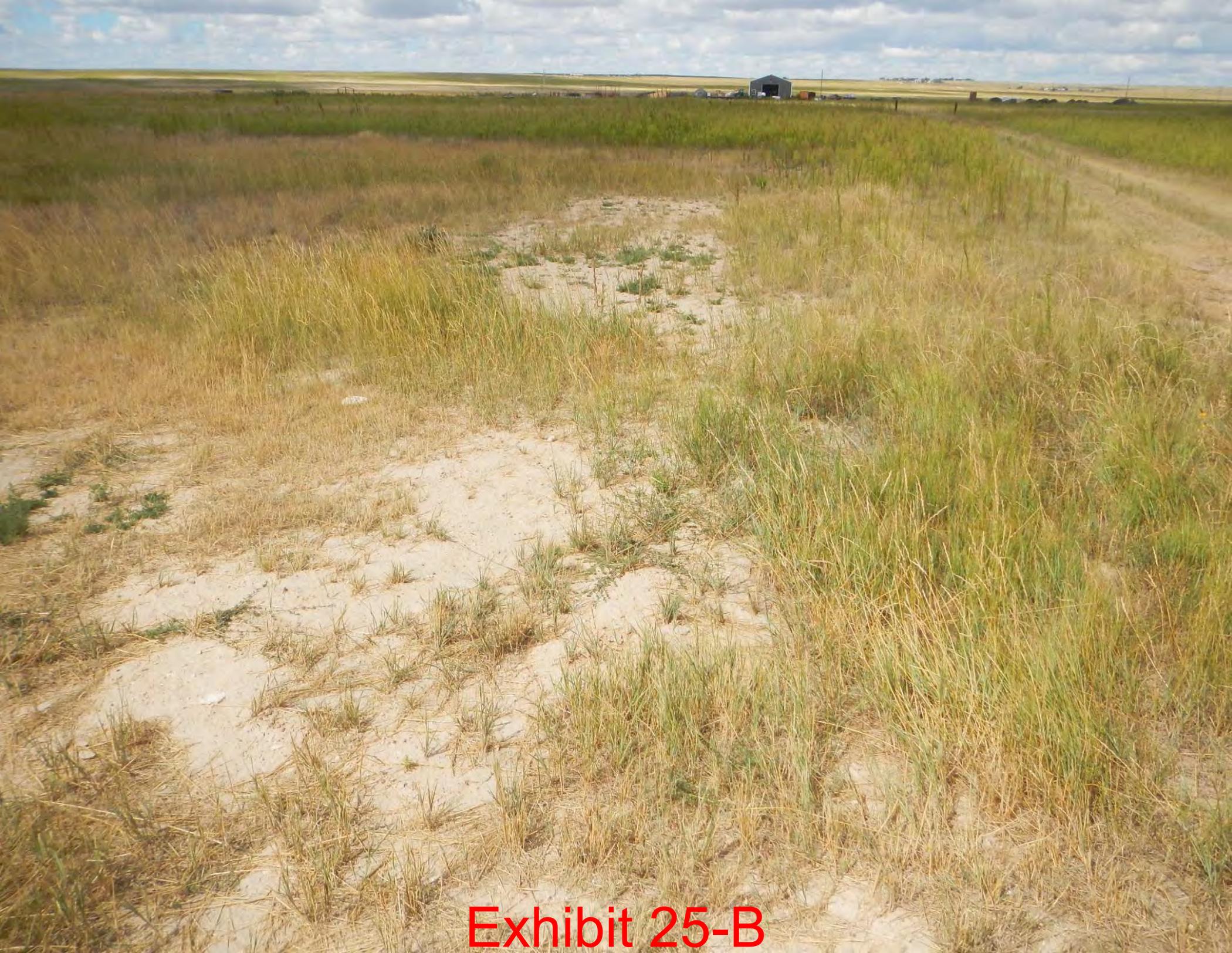


Exhibit 25-B

FORM INSP
Rev 05/11

**State of Colorado
Oil and Gas Conservation Commission**

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



DE	ET	OE	ES
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Inspection Date:
11/06/2015

Document Number:
681700008

Overall Inspection:

ACTION REQUIRED

FIELD INSPECTION FORM

Location Identifier	Facility ID	Loc ID	Inspector Name:	On-Site Inspection <input type="checkbox"/>	2A Doc Num: _____
	<u>219142</u>	<u>312157</u>	<u>Arauza, Steven</u>		

Operator Information:

OGCC Operator Number: <u>10380</u>
Name of Operator: <u>BENCHMARK ENERGY LLC</u>
Address: <u>PO BOX 8747</u>
City: <u>PRATT</u> State: <u>KS</u> Zip: <u>67124</u>

- THIS IS A FOLLOW UP INSPECTION
- FOLLOW UP INSPECTION REQUIRED
- NO FOLLOW UP INSPECTION REQUIRED
- INSPECTOR REQUESTS FORM 42 WHEN CORRECTIVE ACTIONS ARE COMPLETED

Contact Information:

Contact Name	Phone	Email	Comment
Young, Rob		rob.young@state.co.us	
Nash, Jerry	(316) 218-8184	jerry@benchmarkenergy.us	All Inspections
Axelson, John		john.axelson@state.co.us	

Compliance Summary:

QtrQtr: <u>NENW</u>		Sec: <u>12</u>		Twp: <u>8N</u>		Range: <u>54W</u>	
Insp. Date	Doc Num	Insp. Type	Insp Status	Satisfactory /Action Required	PA P/F/I	Pas/Fail (P/F)	Violation (Y/N)
08/19/2015	678200265	IJ	IJ	ACTION REQUIRED			No
07/30/2015	680300164	IJ	UN	SATISFACTORY			No
11/06/2014	667200639	TA	TA	ACTION REQUIRED			No
10/15/2014	667200573	TA	TA	ALLEGED VIOLATION			Yes
10/07/2014	667200568	TA	TA	ACTION REQUIRED			No
08/19/2014	667200391	TA	TA	ALLEGED VIOLATION			Yes
08/12/2014	667200363	TA	TA	ACTION REQUIRED			No
08/09/2014	667200354	TA	TA	ALLEGED VIOLATION			Yes
07/23/2014	667200233	TA	TA	ALLEGED VIOLATION			Yes
08/08/2013	664001189	TA	TA	SATISFACTORY			No
07/09/2012	663300289	TA	TA	ACTION REQUIRED	I		No
06/16/2011	200312780	MI	AC	SATISFACTORY			No
05/17/2010	200250541	RT	AC	SATISFACTORY			No
08/04/2009	200215918	RT	AC	SATISFACTORY			No
04/22/2008	200130653	RT	AC	SATISFACTORY			No
06/20/2007	200115803	RT	AC	SATISFACTORY		Pass	No
06/16/2006	200091651	MI	SI	SATISFACTORY		Pass	No
06/08/2006	200091663	MI	AC	SATISFACTORY		Fail	Yes
07/05/2005	200074140	RT	SI	SATISFACTORY		Pass	No

Inspector Name: Arauza, Steven

06/15/2004	200055909	RT		SATISFACTORY		Pass	No
04/02/2003	200037007	RT	SI	SATISFACTORY		Pass	No
07/18/2002	200028845	RT	SI	SATISFACTORY	P	Pass	No
07/26/2001	200018310	MI	SI	SATISFACTORY		Pass	No
08/04/2000	200008427	RT	SI	SATISFACTORY		Pass	No

Inspector Comment:

Environmental inspection to collect soil samples from alleged salt kill zones reported in complaint #200437201 filed by land owner on 9/14/2015.

Related Facilities:

Facility ID	Type	Status	Status Date	Well Class	API Num	Facility Name	Insp Status	
219142	WELL	IJ	02/05/2015	SI	075-05971	NW GRAYLIN D-SAND UNIT 5-W	EI	<input checked="" type="checkbox"/>
438746	SPILL OR RELEASE	AC	09/04/2014		-	SPILL/RELEASE POINT	AC	<input type="checkbox"/>
439362	SPILL OR RELEASE	AC	10/17/2014		-	SPILL/RELEASE POINT	AC	<input type="checkbox"/>

Equipment:

Location Inventory

Special Purpose Pits: _____	Drilling Pits: _____	Wells: _____	Production Pits: _____
Condensate Tanks: _____	Water Tanks: _____	Separators: _____	Electric Motors: _____
Gas or Diesel Mortors: _____	Cavity Pumps: _____	LACT Unit: _____	Pump Jacks: _____
Electric Generators: _____	Gas Pipeline: _____	Oil Pipeline: _____	Water Pipeline: _____
Gas Compressors: _____	VOC Combustor: _____	Oil Tanks: _____	Dehydrator Units: _____
Multi-Well Pits: _____	Pigging Station: _____	Flare: _____	Fuel Tanks: _____

Location

Emergency Contact Number (S/A/V): _____

Corrective Date: _____

Comment: _____

Corrective Action: _____

Good Housekeeping:

Type	Satisfactory/Action Required	Comment	Corrective Action	CA Date
WEEDS	ACTION REQUIRED	Weeds observed inside fenced-off area surrounding wellhead (see attached photos).	Control weeds, per COGCC 600-series rules.	11/30/2015

Spills:

Type	Area	Volume	Corrective action	CA Date
PW/CO	Flow Line	>= 5 bbls	File Form 19 Supplemental Report for spill #438746 with topographic map or aerial photograph requested with approval of Form 19 Initial Spill Report (doc #400674276).	09/04/2014

Multiple Spills and Releases?

Venting:	
Yes/No	Comment

Flaring:				
Type	Satisfactory/Action Required	Comment	Corrective Action	CA Date

Predrill

Location ID: 219142

Site Preparation:

Lease Road Adeq.: _____ Pads: _____ Soil Stockpile: _____

S/A/V: _____

Corrective Action: _____ Date: _____ CDP Num.: _____

Form 2A COAs:

S/A/V: _____ **Comment:** _____

CA: _____ **Date:** _____

Wildlife BMPs:

S/A/V: _____ **Comment:** _____

CA: _____ **Date:** _____

Stormwater:

Comment: _____

Staking:

On Site Inspection (305):

Surface Owner Contact Information:

Name: _____ Address: _____

Phone Number: _____ Cell Phone: _____

Operator Rep. Contact Information:

Landman Name: _____ Phone Number: _____

Date Onsite Request Received: _____ Date of Rule 306 Consultation: _____

Request LGD Attendance: _____

LGD Contact Information:

Name: _____ Phone Number: _____ Agreed to Attend: _____

Summary of Landowner Issues:

Summary of Operator Response to Landowner Issues:

Onsite Inspection Memorandum Summarizing Discussions at Inspection as Attachment:

Facility

Facility ID: 219142 Type: WELL API Number: 075-05971 Status: IJ Insp. Status: EI

Environmental

Spills/Releases:

Type of Spill: _____ Description: _____ Estimated Spill Volume: _____
 Comment: _____
 Corrective Action: _____ Date: _____
 Reportable: _____ GPS: Lat _____ Long _____
 Proximity to Surface Water: _____ Depth to Ground Water: _____

Water Well:

Lat _____ Long _____
 DWR Receipt Num: _____ Owner Name: _____ GPS : _____

Field Parameters:

Sample Location: _____ Other _____

Sample	Sample Type: SOIL GRAB
Time: 11/06/2015 11:30 (MM/dd/yyyy hh:mm)	GPS: Lat 40.678880 Long -103.366390
BTEX: _____ TPH: _____ Anion: _____	Captions: _____ General Chemistry: _____
Dissolved Methane: _____ Composition: _____	Stable Isotopes: _____ 8260: _____
8270: _____ RCRA Metals: _____	910-Metals: _____ PAH: _____
Other: pH, EC, SAR	
Comment: Grabbed samples from two depths: 0-4" and 6-10"	

Lab:

Lab Name _____
 TestAmerica

Complaint:

Tracking Num	Category	Assigned To	Description	Incident Date
200413934	SPILLS	Schure, Kym	Landowner Mr. Russell Adele contacted COGCC N.E. Field Office reporting a spill/release at wellhead. COGCC contacted Operator.	10/15/2014
200437201	SOIL CONTAMINATION	Axelson, John	Several spills of production water last years has caused salt kill in the pasture. No reclamation or damages have ever been paid.	09/14/2015

Emission Control Burner (ECB): _____
 Comment: _____
 Pilot: _____ Wildlife Protection Devices (fired vessels): _____

Reclamation - Storm Water - Pit

Interim Reclamation:

Date Interim Reclamation Started: _____ Date Interim Reclamation Completed: _____
 Land Use: _____
 Comment: _____
 1003a. Debris removed? _____ CM _____
 CA _____ CA Date _____
 Waste Material Onsite? _____ CM _____
 CA _____ CA Date _____

Unused or unneeded equipment onsite? _____ CM _____
 CA _____ CA Date _____
 Pit, cellars, rat holes and other bores closed? _____ CM _____
 CA _____ CA Date _____
 Guy line anchors removed? _____ CM _____
 CA _____ CA Date _____
 Guy line anchors marked? _____ CM _____
 CA _____ CA Date _____

1003b. Area no longer in use? _____ Production areas stabilized ? _____
 1003c. Compacted areas have been cross ripped? _____
 1003d. Drilling pit closed? _____ Subsidence over on drill pit? _____
 Cuttings management: _____
 1003e. Areas no longer needed for drilling or subsequent operations for have been re-vegetated to 80% of pre-existing? _____
 Production areas have been stabilized? _____ Segregated soils have been replaced? _____

RESTORATION AND REVEGETATION

Cropland

Top soil replaced _____ Recontoured _____ Perennial forage re-established _____

Non-Cropland

Top soil replaced _____ Recontoured _____ 80% Revegetation _____

1003 f. Weeds Noxious weeds? _____
 Comment: _____

Overall Interim Reclamation _____

Final Reclamation/ Abandoned Location:

Date Final Reclamation Started: _____ Date Final Reclamation Completed: _____
 Final Land Use: _____
 Reminder: _____
 Comment: _____
 Well plugged _____ Pit mouse/rat holes, cellars backfilled _____
 Debris removed _____ No disturbance /Location never built _____
 Access Roads Regraded _____ Contoured _____ Culverts removed _____
 Gravel removed _____
 Location and associated production facilities reclaimed _____ Locations, facilities, roads, recontoured _____
 Compaction alleviation _____ Dust and erosion control _____
 Non cropland: Revegetated 80% _____ Cropland: perennial forage _____
 Weeds present _____ Subsidence _____
 Comment: _____
 Corrective Action: _____ Date _____
 Overall Final Reclamation _____ Well Release on Active Location Multi-Well Location

Storm Water:						
Loc Erosion BMPs	BMP Maintenance	Lease Road Erosion BMPs	Lease BMP Maintenance	Chemical BMPs	Chemical BMP Maintenance	Comment

S/A/V: _____ Corrective Date: _____

Comment: _____

CA: _____

Pits: NO SURFACE INDICATION OF PIT

COGCC Comments

Comment	User	Date
Operator had filed Form 19 Initial Spill Report (Document #400674276) for Spill ID #438746 but has yet to file Supplemental Report with topographic map or aerial photograph specifically requested on 9/4/2014 with the approval of the Form 19 Initial Spill Report.	arauzas	11/09/2015

Attached Documents

You can go to COGCC Images (<https://cogcc.state.co.us/weblink/>) and search by document number:

Document Num	Description	URL
681700010	Field Photos	http://ogccweblink.state.co.us/DownloadDocumentPDF.aspx?DocumentId=3723027
681700018	grab sample location	http://ogccweblink.state.co.us/DownloadDocumentPDF.aspx?DocumentId=3723028

ACTION REQUIRED

ANY ACTION REQUIRED items listed on this report indicate that the oil and gas facility or the oil and gas operations listed on the report may be in violation of the rules and regulations of the Colorado Oil and Conservation Commission (“COGCC”) and corrective action is required.

There is reasonable cause to believe that a violation of the Oil and Gas Conservation Act, or of any rule, regulation, or order of the Commission, or of any permit issued by the Commission, has occurred. The Operator’s compliance with this Inspection Report is required to resolve these alleged violations. This document requires the Operator to timely respond to the COGCC and to comply with directives as listed by the **Corrective Action Deadline Date**. Failure to do so will result in the issuance of a Notice of Alleged Violation and initiation of enforcement proceedings in which COGCC will seek monetary penalties for the alleged violations pursuant to § 34-60-121, C.R.S. and Rule 523, COGCC Rules of Practice and Procedure, 2 CCR 404-1. (Please note that the COGCC's penalty authority was recently increased to a maximum of \$15,000 per day and penalties are no longer capped at a maximum of \$10,000 per violation.)

Benchmark Energy LLC (Operator #10380), MW Graylin D-Sand Unit 5-W (API #05-075-05971), 11/6/2015 Environmental Field Inspection Photos – Arauza



Field Photo #1. Wellhead sign with weeds (looking W).

Exhibit 26-A



Field Photo #2. Wellhead sign with weeds (looking WSW).



Field Photo #3. Soil sampling location with samples (from 0-4" and 6-10", looking N toward wellhead).

NW Graylin D Sand Unit #33 flowline and well pad

API #05-075-05908
Aerial Photo Date: 10/15/2015
Associated Spill ID: 442501

Spill ID #442501 - "#33 Flowline"

Flowline release point

NW Graylin D Sand Unit #33

Google earth

© 2015 Google

400 ft



State of Colorado
Oil and Gas Conservation Commission

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



Document Number:

400871129

Date Received:

07/22/2015

Spill report taken by:

YOUNG, ROB

Spill/Release Point ID:

442501

SPILL/RELEASE REPORT (SUPPLEMENTAL)

This form is to be submitted by the party responsible for the oil and gas spill or release. Any spill or release which may impact waters of the State must be reported as soon as practicable; any spill over 20 bbls must be reported within 24 hours and all spills over five bbls must be reported within ten days. Submit a Site Investigation and Remediation Workplan (Form 27) when requested by the Director.

OPERATOR INFORMATION

Name of Operator: <u>BENCHMARK ENERGY LLC</u>	Operator No: <u>10380</u>	Phone Numbers
Address: <u>PO BOX 8747</u>		Phone: <u>(620) 672-1114</u>
City: <u>PRATT</u> State: <u>KS</u> Zip: <u>67124</u>		Mobile: <u>(316) 617-1147</u>
Contact Person: <u>Jerry Nash</u>		Email: <u>jerry@benchmarkenergy.us</u>

INITIAL SPILL/RELEASE REPORT

Initial Spill/Release Report Doc# 400867001

Initial Report Date: 07/13/2015 Date of Discovery: 07/10/2015 Spill Type: Recent Spill

Spill/Release Point Location:

Location of Spill/Release: QTRQTR SW SW SEC 7 TWP 8N RNG 53W MERIDIAN 6

Latitude: 40.670270 Longitude: -103.351610

Municipality (if within municipal boundaries): _____ County: LOGAN

Reference Location:

Facility Type: FLOWLINE Facility/Location ID No 437485
 No Existing Facility or Location ID No.
 Well API No. (Only if the reference facility is well) 05- -

Fluid(s) Spilled/Released (please answer Yes/No):

Was one (1) barrel or more spilled outside of berms or secondary containment? Yes

Secondary containment, including walls & floor regardless of construction material, must be sufficiently impervious to contain any discharge from primary containment until cleanup occurs.

Were Five (5) barrels or more spilled? Yes

Estimated Total Spill Volume: use same ranges as others for values

Estimated Oil Spill Volume(bbl): >=5 and <100 Estimated Condensate Spill Volume(bbl): 0

Estimated Flow Back Fluid Spill Volume(bbl): 0 Estimated Produced Water Spill Volume(bbl): >=5 and <100

Estimated Other E&P Waste Spill Volume(bbl): 0 Estimated Drilling Fluid Spill Volume(bbl): 0

Specify: _____

Land Use:

Current Land Use: NON-CROP LAND Other(Specify): _____

Weather Condition: 85 and sunny

Surface Owner: OTHER (SPECIFY) Other(Specify): Richard Hutt

Check if impacted or threatened by spill/Release (please answer Yes/No to all that apply):

Waters of the State Residence/Occupied Structure Livestock Public Byway Surface Water Supply Area

As defined in COGCC 100-Series Rules

Describe what is known about the spill/release event (what happened -- including how it was stopped, contained, and recovered):

Lead line busted 7/10/2015. discovered @ 6pm. Called state and left a message. Spoke with state the next day. Landowner was notified. Immediately shut in to stop any further release. Will repair line and clean up spill.

List Agencies and Other Parties Notified:

SPILL/RELEASE DETAIL REPORTS

#1	Supplemental Report Date:	07/20/2015			
FLUIDS	BBL's SPILLED	BBL's RECOVERED	Unknown		
OIL	8	0	<input type="checkbox"/>		
CONDENSATE	0	0	<input type="checkbox"/>		
PRODUCED WATER	22	0	<input type="checkbox"/>		
DRILLING FLUID	0	0	<input type="checkbox"/>		
FLOW BACK FLUID	0	0	<input type="checkbox"/>		
OTHER E&P WASTE	0	0	<input type="checkbox"/>		
specify: _____					
Was spill/release completely contained within berms or secondary containment? <u>NO</u> Was an Emergency Pit constructed? <u>NO</u>					
<i>Secondary containment, including walls & floor regardless of construction material, must be sufficiently impervious to contain any discharge from primary containment until cleanup occurs.</i>					
A Form 15 Pit Report shall be submitted within 30 calendar days after the construction of an emergency pit					
Impacted Media (Check all that apply) <input checked="" type="checkbox"/> Soil <input type="checkbox"/> Groundwater <input type="checkbox"/> Surface Water <input type="checkbox"/> Dry Drainage Feature					
Surface Area Impacted:		Length of Impact (feet): <u>100</u>	Width of Impact (feet): <u>60</u>		
		Depth of Impact (feet BGS): _____	Depth of Impact (inches BGS): _____		
How was extent determined?					
Depth has not been determined yet.					
Soil/Geology Description:					
Pasture land					
Depth to Groundwater (feet BGS) <u>30</u>		Number Water Wells within 1/2 mile radius: <u>1</u>			
If less than 1 mile, distance in feet to nearest		Water Well <u>1000</u> None <input type="checkbox"/>	Surface Water _____	None <input checked="" type="checkbox"/>	
		Wetlands _____	None <input checked="" type="checkbox"/>	Springs _____	None <input checked="" type="checkbox"/>
		Livestock <u>0</u> None <input type="checkbox"/>	Occupied Building <u>1300</u>	None <input type="checkbox"/>	
Additional Spill Details Not Provided Above:					

CORRECTIVE ACTIONS

#1 Supplemental Report Date: 07/20/2015

Cause of Spill (Check all that apply) Human Error Equipment Failure Historical-Unknown
 Other (specify) _____

Describe Incident & Root Cause (include specific equipment and point of failure)

A flow line ruptured allowing oil and produced water to spill/flow into pasture area. Oily soil was removed to an lined area at NWG#8 Tank Battery to prevent contact from cattle.

Describe measures taken to prevent the problem(s) from reoccurring:

The line was immediately shut in upon discovery to prevent any further release. The flow line will be repaired.

Volume of Soil Excavated (cubic yards): 30

Disposition of Excavated Soil (attach documentation) Offsite Disposal Onsite Treatment
 Other (specify) _____

Volume of Impacted Ground Water Removed (bbls): 0

Volume of Impacted Surface Water Removed (bbls): 0

REQUEST FOR CLOSURE

Spill/Release Reports should be closed when impacts have been remediated or when further investigation and corrective actions will take place under an approved Form 27.

Basis for Closure: Corrective Actions Completed (documentation attached)
 Work proceeding under an approved Form 27
 Form 27 Remediation Project No: _____

OPERATOR COMMENTS:

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

Signed: _____ Print Name: Monica Hamilton
 Title: Bookkeeper Date: 07/22/2015 Email: mhamilton@profsecservices.com

COA Type	Description

Attachment Check List

Att Doc Num	Name
400871129	FORM 19 SUBMITTED
400872190	TOPOGRAPHIC MAP

Total Attach: 2 Files

General Comments

User Group	Comment	Comment Date

Total: 0 comment(s)

FORM INSP <small>Rev 05/11</small>	State of Colorado Oil and Gas Conservation Commission <small>1120 Lincoln Street, Suite 801, Denver, Colorado 80203 Phone: (303) 894-2100 Fax: (303) 894-2109</small>		DE	ET	OE	ES
						Inspection Date: <u>07/11/2015</u>
						Document Number: <u>680300037</u>
						Overall Inspection: <b style="border: 1px solid red; padding: 2px;">ACTION REQUIRED
Location Identifier	Facility ID	Loc ID	Inspector Name:	On-Site Inspection <input type="checkbox"/>		
<u>219083</u>	<u>312152</u>	<u>SCHURE, KYM</u>	<u>2A Doc Num:</u>			

Operator Information:

OGCC Operator Number: 10380

Name of Operator: BENCHMARK ENERGY LLC

Address: PO BOX 8747

City: PRATT State: KS Zip: 67124

- THIS IS A FOLLOW UP INSPECTION
- FOLLOW UP INSPECTION REQUIRED
- NO FOLLOW UP INSPECTION REQUIRED
- INSPECTOR REQUESTS FORM 42 WHEN CORRECTIVE ACTIONS ARE COMPLETED

Contact Information:

Contact Name	Phone	Email	Comment
Young, Rob		rob.young@state.co.us	
Axelson, John		john.axelson@state.co.us	
Nash, Jerry	(316) 218-8184	jerry@benchmarkenergy.us	All Inspections
Quint, Craig		craig.quint@state.co.us	

Compliance Summary:

QtrQtr: SWSW Sec: 7 Twp: 8N Range: 53W

Insp. Date	Doc Num	Insp. Type	Insp Status	Satisfactory /Action Required	PA P/F/I	Pas/Fail (P/F)	Violation (Y/N)
11/06/2014	667200636	SI	PR	ACTION REQUIRED			No
10/07/2014	678200002	PR	EI	ACTION REQUIRED			No
07/23/2014	667200229	PR	PR	ALLEGED VIOLATION			Yes
11/06/2013	670600028			ACTION REQUIRED			No
07/11/2012	663300295	PR	PR	ACTION REQUIRED			No
08/27/2007	200118775	MT	TA	SATISFACTORY			No
05/20/2004	200055615	ES		ACTION REQUIRED		Fail	Yes
08/22/2002	200029783	MT	TA	SATISFACTORY		Pass	No

Inspector Comment:

Spill Response Inspection: COGCC N.E. Colorado Field Office (Kym Schure, Inspector) recieved a telephone notification from Benchmark Energy LLC (Jerry Nash) reporting a crude oil release from a ruptured flow line associated to the NW Graylin D Sand Unit 33. Upon inspection of the spill/release an area approximately 100' x 60' of surface exhibited crude oil on the surface of the pasture. The GPS coordinates taken from the southeast edge of the effected surface area, lat. 40.67027 long. -103.35161 approximately. The flowline appears to follow a direction beginning at the wellhead in northwesternly direction leading to the tank battery across Logan County Road 25. Photographs attached.

Related Facilities:

Facility ID	Type	Status	Status Date	Well Class	API Num	Facility Name	Insp Status
219083	WELL	SI	12/14/2014	OW	075-05908	NW GRAYLIN D SAND UNIT 33	SI <input type="checkbox"/>

Equipment: Location Inventory

Special Purpose Pits: _____	Drilling Pits: _____	Wells: _____	Production Pits: _____
Condensate Tanks: _____	Water Tanks: _____	Separators: _____	Electric Motors: _____
Gas or Diesel Motors: _____	Cavity Pumps: _____	LACT Unit: _____	Pump Jacks: _____
Electric Generators: _____	Gas Pipeline: _____	Oil Pipeline: _____	Water Pipeline: _____
Gas Compressors: _____	VOC Combustor: _____	Oil Tanks: _____	Dehydrator Units: _____
Multi-Well Pits: _____	Pigging Station: _____	Flare: _____	Fuel Tanks: _____

Location

Signs/Marker:

Type	Satisfactory/Action Required	Comment	Corrective Action	CA Date
WELLHEAD	SATISFACTORY			

Emergency Contact Number (S/A/V): SATISFACTORY Corrective Date: _____

Comment: _____

Corrective Action: _____

Spills:

Type	Area	Volume	Corrective action	CA Date
Crude Oil	Flow Line	> 5 bbls	Contact COGCC Environmental Group for directives. Follow Rule 906 reported requirements.	07/31/2015

Multiple Spills and Releases?

Fencing/:

Type	Satisfactory/Action Required	Comment	Corrective Action	CA Date
LOCATION	SATISFACTORY			

Equipment:

Type	#	Satisfactory/Action Required	Comment	Corrective Action	CA Date
Other	0	SATISFACTORY	No change in equipment		

Venting:

Yes/No	Comment

Flaring:

Type	Satisfactory/Action Required	Comment	Corrective Action	CA Date

Predrill

Location ID: 219083

Site Preparation:

Lease Road Adeq.: _____ Pads: _____ Soil Stockpile: _____

S/AV: _____

Corrective Action: _____ Date: _____ CDP Num.: _____

Form 2A COAs:

S/AV: _____ **Comment:** _____

CA: _____ **Date:** _____

Wildlife BMPs:

S/AV: _____ **Comment:** _____

CA: _____ **Date:** _____

Stormwater:

Comment: _____

Staking:

On Site Inspection (305):

Surface Owner Contact Information:

Name: _____ Address: _____

Phone Number: _____ Cell Phone: _____

Operator Rep. Contact Information:

Landman Name: _____ Phone Number: _____

Date Onsite Request Received: _____ Date of Rule 306 Consultation: _____

Request LGD Attendance: _____

LGD Contact Information:

Name: _____ Phone Number: _____ Agreed to Attend: _____

Summary of Landowner Issues:

Summary of Operator Response to Landowner Issues:

Onsite Inspection Memorandum Summarizing Discussions at Inspection as Attachment:

Environmental

Spills/Releases:

Type of Spill: OIL Description: Flow line rupture Estimated Spill Volume: 5

Comment: Contact COGCC Environmental Group for directives.

Corrective Action: Contact COGCC Environmental for directives. Follow COGCC Rule 906 reporting Date: 07/31/2015

Reportable: YES GPS: Lat 40.670270 Long -103.351610

Proximity to Surface Water: _____ Depth to Ground Water: _____

Water Well:

DWR Receipt Num: _____ Owner Name: _____ GPS: _____ Lat _____ Long _____

Field Parameters:

Sample Location: _____

Emission Control Burner (ECB): _____

Comment: _____

Pilot: _____ Wildlife Protection Devices (fired vessels): _____

Reclamation - Storm Water - Pit

Interim Reclamation:

Date Interim Reclamation Started: _____ Date Interim Reclamation Completed: _____

Land Use: _____

Comment: _____

- 1003a. Debris removed? _____ CM _____
CA _____ CA Date _____
- Waste Material Onsite? _____ CM _____
CA _____ CA Date _____
- Unused or unneeded equipment onsite? _____ CM _____
CA _____ CA Date _____
- Pit, cellars, rat holes and other bores closed? _____ CM _____
CA _____ CA Date _____
- Guy line anchors removed? _____ CM _____
CA _____ CA Date _____
- Guy line anchors marked? _____ CM _____
CA _____ CA Date _____

1003b. Area no longer in use? _____ Production areas stabilized? _____

1003c. Compacted areas have been cross ripped? _____

1003d. Drilling pit closed? _____ Subsidence over on drill pit? _____

Cuttings management: _____

1003e. Areas no longer needed for drilling or subsequent operations for have been re-vegetated to 80% of pre-existing? _____

Production areas have been stabilized? _____ Segregated soils have been replaced? _____

RESTORATION AND REVEGETATION

Cropland

Top soil replaced _____ Recontoured _____ Perennial forage re-established _____

Non-Cropland

Top soil replaced _____ Recontoured _____ 80% Revegetation _____

1003 f. Weeds Noxious weeds? _____

Comment: _____

Overall Interim Reclamation _____

Final Reclamation/ Abandoned Location:

Date Final Reclamation Started: _____ Date Final Reclamation Completed: _____

Final Land Use: _____

Reminder: _____

Comment: _____

Well plugged _____

Pit mouse/rat holes, cellars backfilled _____

Debris removed _____

No disturbance /Location never built _____

Access Roads Regraded _____

Contoured _____

Culverts removed _____

Gravel removed _____

Location and associated production facilities reclaimed _____

Locations, facilities, roads, recontoured _____

Compaction alleviation _____

Dust and erosion control _____

Non cropland: Revegetated 80% _____

Cropland: perennial forage _____

Weeds present _____

Subsidence _____

Comment: _____

Corrective Action: _____

Date _____

Overall Final Reclamation _____

Well Release on Active Location

Multi-Well Location

Storm Water:

Loc Erosion BMPs	BMP Maintenance	Lease Road Erosion BMPs	Lease BMP Maintenance	Chemical BMPs	Chemical BMP Maintenance	Comment
Gravel	Pass	Other	Pass			

S/A/V: SATISFACTOR
Y

Corrective Date: _____

Comment: Continue BMP's for stormwater runoff erosion control and maintenance.

CA: _____

Pits: NO SURFACE INDICATION OF PIT

Attached Documents

You can go to COGCC Images (<https://cogcc.state.co.us/weblink/>) and search by document number:

Document Num	Description	URL
680300038	Surface @ release area viewed in a northwesternly direction.	http://ogccweblink.state.co.us/DownloadDocumentPDF.aspx?DocumentId=3641016
680300039	Surface @ release area viewed in a northernly direction	http://ogccweblink.state.co.us/DownloadDocumentPDF.aspx?DocumentId=3641017
680300040	Surface area of release	http://ogccweblink.state.co.us/DownloadDocumentPDF.aspx?DocumentId=3641018
680300041	Possible eruption point of release	http://ogccweblink.state.co.us/DownloadDocumentPDF.aspx?DocumentId=3641019
680300042	Equipment damaged at spill area resulting in burned vegetation.	http://ogccweblink.state.co.us/DownloadDocumentPDF.aspx?DocumentId=3641020

ACTION REQUIRED

ANY ACTION REQUIRED items listed on this report indicate that the oil and gas facility or the oil and gas operations listed on the report may be in violation of the rules and regulations of the Colorado Oil and Conservation Commission (“COGCC”) and corrective action is required.

There is reasonable cause to believe that a violation of the Oil and Gas Conservation Act, or of any rule, regulation, or order of the Commission, or of any permit issued by the Commission, has occurred. The Operator’s compliance with this Inspection Report is required to resolve these alleged violations. This document requires the Operator to timely respond to the COGCC and to comply with directives as listed by the **Corrective Action Deadline Date**. Failure to do so will result in the issuance of a Notice of Alleged Violation and initiation of enforcement proceedings in which COGCC will seek monetary penalties for the alleged violations pursuant to § 34-60-121, C.R.S. and Rule 523, COGCC Rules of Practice and Procedure, 2 CCR 404-1. (Please note that the COGCC's penalty authority was recently increased to a maximum of \$15,000 per day and penalties are no longer capped at a maximum of \$10,000 per violation.)



07.11.2015

Exhibit 29-A



07.11.2015

Exhibit 29-B



07.11.2015

Exhibit 29-C



07.11.2015

Exhibit 29-D



07.11.2015

Exhibit 29-E

FORM INSP
Rev 05/11

**State of Colorado
Oil and Gas Conservation Commission**

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



DE	ET	OE	ES
----	----	----	----

Inspection Date:
08/19/2015

Document Number:
678200269

Overall Inspection:

ACTION REQUIRED

FIELD INSPECTION FORM

Location Identifier	Facility ID	Loc ID	Inspector Name:	On-Site Inspection	2A Doc Num:
	<u>219083</u>	<u>312152</u>	<u>YOUNG, ROB</u>	<input type="checkbox"/>	

Operator Information:

OGCC Operator Number:	<u>10380</u>
Name of Operator:	<u>BENCHMARK ENERGY LLC</u>
Address:	<u>PO BOX 8747</u>
City:	<u>PRATT</u> State: <u>KS</u> Zip: <u>67124</u>

- THIS IS A FOLLOW UP INSPECTION
- FOLLOW UP INSPECTION REQUIRED
- NO FOLLOW UP INSPECTION REQUIRED
- INSPECTOR REQUESTS FORM 42 WHEN CORRECTIVE ACTIONS ARE COMPLETED

Contact Information:

Contact Name	Phone	Email	Comment
Axelson, John		john.axelson@state.co.us	
Nash, Jerry	(316) 218-8184	jerry@benchmarkenergy.us	All Inspections
Ferrell, LaDawn	(620) 672-3800	lferrell@profsecservices.com	All Inspections

Compliance Summary:

QtrQtr: SWSW Sec: 7 Twp: 8N Range: 53W

Insp. Date	Doc Num	Insp. Type	Insp Status	Satisfactory /Action Required	PA P/F/I	Pas/Fail (P/F)	Violation (Y/N)
11/06/2014	667200636	SI	PR	ACTION REQUIRED			No
10/07/2014	678200002	PR	EI	ACTION REQUIRED			No
07/23/2014	667200229	PR	PR	ALLEGED VIOLATION			Yes
11/06/2013	670600028			ACTION REQUIRED			No
07/11/2012	663300295	PR	PR	ACTION REQUIRED			No
08/27/2007	200118775	MT	TA	SATISFACTORY			No
05/20/2004	200055615	ES		ACTION REQUIRED		Fail	Yes
08/22/2002	200029783	MT	TA	SATISFACTORY		Pass	No

Inspector Comment:

Environmental inspection related to spill 442501 and historic remediation project 3250.

Related Facilities:

Facility ID	Type	Status	Status Date	Well Class	API Num	Facility Name	Insp Status
219083	WELL	SI	12/14/2014	OW	075-05908	NW GRAYLIN D SAND UNIT 33	SI

Equipment:

Location Inventory

Inspector Name: YOUNG, ROB

Special Purpose Pits: _____	Drilling Pits: _____	Wells: _____	Production Pits: _____
Condensate Tanks: _____	Water Tanks: _____	Separators: _____	Electric Motors: _____
Gas or Diesel Mortors: _____	Cavity Pumps: _____	LACT Unit: _____	Pump Jacks: _____
Electric Generators: _____	Gas Pipeline: _____	Oil Pipeline: _____	Water Pipeline: _____
Gas Compressors: _____	VOC Combustor: _____	Oil Tanks: _____	Dehydrator Units: _____
Multi-Well Pits: _____	Pigging Station: _____	Flare: _____	Fuel Tanks: _____

Location

Emergency Contact Number (S/A/V): _____ Corrective Date: _____

Comment: _____

Corrective Action: _____

Spills:				
Type	Area	Volume	Corrective action	CA Date
<input type="checkbox"/> Multiple Spills and Releases?				

Venting:	
Yes/No	Comment

Flaring:				
Type	Satisfactory/Action Required	Comment	Corrective Action	CA Date

Predrill

Location ID: 219083

Site Preparation:

Lease Road Adeq.: _____ Pads: _____ Soil Stockpile: _____

S/AV: _____

Corrective Action: _____ Date: _____ CDP Num.: _____

Form 2A COAs:

S/AV: _____ **Comment:** _____

CA: _____ **Date:** _____

Wildlife BMPs:

S/AV: _____ **Comment:** _____

CA: _____ **Date:** _____

Stormwater:

Comment: _____

Staking:

On Site Inspection (305):

Surface Owner Contact Information:

Name: _____ Address: _____

Phone Number: _____ Cell Phone: _____

Operator Rep. Contact Information:

Landman Name: _____ Phone Number: _____

Date Onsite Request Received: _____ Date of Rule 306 Consultation: _____

Request LGD Attendance: _____

LGD Contact Information:

Name: _____ Phone Number: _____ Agreed to Attend: _____

Summary of Landowner Issues:

Summary of Operator Response to Landowner Issues:

Onsite Inspection Memorandum Summarizing Discussions at Inspection as Attachment:

Facility

Facility ID: 0 Type: _____ API Number: - Status: _____ Insp. Status: _____

Environmental

Spills/Releases:

Type of Spill: _____ Description: _____ Estimated Spill Volume: _____

Comment: Determine the extent of the flowline release to surrounding soils laterally and vertically by collecting soil samples for BTEX and TPH analysis. Provide soil disposal documentation and provide the location of any oily material moved offsite and stored at another location.

Corrective Action: Submit flowline spill soil sample analytical results Date: 09/14/2015

Reportable: _____ GPS: Lat _____ Long _____

Proximity to Surface Water: _____ Depth to Ground Water: _____

Water Well: _____ Lat _____ Long _____
 DWR Receipt Num: _____ Owner Name: _____ GPS : _____

Field Parameters:

Sample Location: _____

Emission Control Burner (ECB): _____
 Comment: _____
 Pilot: _____ Wildlife Protection Devices (fired vessels): _____

Reclamation - Storm Water - Pit

Interim Reclamation:
 Date Interim Reclamation Started: _____ Date Interim Reclamation Completed: _____
 Land Use: _____
 Comment: _____

1003a. Debris removed? _____ CM _____ CA _____ CA Date _____
 Waste Material Onsite? _____ CM _____ CA _____ CA Date _____
 Unused or unneeded equipment onsite? _____ CM _____ CA _____ CA Date _____
 Pit, cellars, rat holes and other bores closed? _____ CM _____ CA _____ CA Date _____
 Guy line anchors removed? _____ CM _____ CA _____ CA Date _____
 Guy line anchors marked? _____ CM _____ CA _____ CA Date _____

1003b. Area no longer in use? _____ Production areas stabilized ? _____
 1003c. Compacted areas have been cross ripped? _____
 1003d. Drilling pit closed? _____ Subsidence over on drill pit? _____
 Cuttings management: _____
 1003e. Areas no longer needed for drilling or subsequent operations for have been re-vegetated to 80% of pre-existing? _____
 Production areas have been stabilized? _____ Segregated soils have been replaced? _____

RESTORATION AND REVEGETATION

Cropland
 Top soil replaced _____ Recontoured _____ Perennial forage re-established _____
Non-Cropland
 Top soil replaced _____ Recontoured _____ 80% Revegetation _____

1003 f. Weeds Noxious weeds? _____
 Comment: _____

Overall Interim Reclamation _____

Final Reclamation/ Abandoned Location:

Date Final Reclamation Started: _____ Date Final Reclamation Completed: _____

Final Land Use: _____

Reminder: _____

Comment: _____

Well plugged _____ Pit mouse/rat holes, cellars backfilled _____

Debris removed _____ No disturbance /Location never built _____

Access Roads Regraded _____ Contoured _____ Culverts removed _____

Gravel removed _____

Location and associated production facilities reclaimed _____ Locations, facilities, roads, recontoured _____

Compaction alleviation _____ Dust and erosion control _____

Non cropland: Revegetated 80% _____ Cropland: perennial forage _____

Weeds present _____ Subsidence _____

Comment: _____

Corrective Action: _____ Date _____

Overall Final Reclamation _____ Well Release on Active Location Multi-Well Location

Storm Water:

Loc Erosion BMPs	BMP Maintenance	Lease Road Erosion BMPs	Lease BMP Maintenance	Chemical BMPs	Chemical BMP Maintenance	Comment

S/A/V: _____ Corrective Date: _____

Comment: _____

CA: _____

Pits: NO SURFACE INDICATION OF PIT

COGCC Comments

Comment	User	Date
A request for a Rem #3250 status update was emailed to the Operator on Tuesday April 1, 2014 and no reply has been received. Please provide a status update for Rem #3250 by 8/31/2015.	youngr	08/20/2015

Attached Documents

You can go to COGCC Images (<https://cogcc.state.co.us/weblink/>) and search by document number:

Document Num	Description	URL
678200270	View NW from NW Graylin 33 wellhead to flowline spill area.	http://ogccweblink.state.co.us/DownloadDocumentPDF.aspx?DocumentId=3666603
678200271	View NW at flowline spill excavation and soil stockpile.	http://ogccweblink.state.co.us/DownloadDocumentPDF.aspx?DocumentId=3666604
678200272	View of stained soil in SW wall of flowline excavtion.	http://ogccweblink.state.co.us/DownloadDocumentPDF.aspx?DocumentId=3666605

678200273	View S across unused concrete slab and vicinity of Rem #3250.	http://ogccweblink.state.co.us/DownloadDocumentPDF.aspx?DocumentId=3666606
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ACTION REQUIRED

ANY ACTION REQUIRED items listed on this report indicate that the oil and gas facility or the oil and gas operations listed on the report may be in violation of the rules and regulations of the Colorado Oil and Conservation Commission (“COGCC”) and corrective action is required.

There is reasonable cause to believe that a violation of the Oil and Gas Conservation Act, or of any rule, regulation, or order of the Commission, or of any permit issued by the Commission, has occurred. The Operator’s compliance with this Inspection Report is required to resolve these alleged violations. This document requires the Operator to timely respond to the COGCC and to comply with directives as listed by the **Corrective Action Deadline Date**. Failure to do so will result in the issuance of a Notice of Alleged Violation and initiation of enforcement proceedings in which COGCC will seek monetary penalties for the alleged violations pursuant to § 34-60-121, C.R.S. and Rule 523, COGCC Rules of Practice and Procedure, 2 CCR 404-1. (Please note that the COGCC's penalty authority was recently increased to a maximum of \$15,000 per day and penalties are no longer capped at a maximum of \$10,000 per violation.)



Exhibit 30-A



Exhibit 30-B

NW Graylin D-Sand Unit #20-W well head and flowline release point

API #05-075-05972

Aerial Photo Date: 10/15/2015

Associated Spill IDs: 442803, 442770

Spill ID #442803 - #20-W Wellhead

NW Graylin D-Sand Unit #20-W

Spill ID #442770 - #20-W Flowline

Reported flowline release point

Google earth

100 ft



State of Colorado
Oil and Gas Conservation Commission

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



Document Number:

400874775

Date Received:

07/27/2015

SPILL/RELEASE REPORT (INITIAL)

This form is to be submitted by the party responsible for the oil and gas spill or release. Any spill or release which may impact waters of the State must be reported as soon as practicable; any spill over 20 bbls must be reported within 24 hours and all spills over five bbls must be reported within ten days. Submit a Site Investigation and Remediation Workplan (Form 27) when requested by the Director.

Spill report taken by:

YOUNG, ROB

Spill/Release Point ID:

442770

OPERATOR INFORMATION

Name of Operator: <u>BENCHMARK ENERGY LLC</u>	Operator No: <u>10380</u>	Phone Numbers
Address: <u>PO BOX 8747</u>		Phone: <u>(620) 672-1114</u>
City: <u>PRATT</u> State: <u>KS</u> Zip: <u>67124</u>		Mobile: <u>(316) 617-1147</u>
Contact Person: <u>Jerry Nash</u>		Email: <u>jerry@benchmarkenergy.us</u>

INITIAL SPILL/RELEASE REPORT

Initial Spill/Release Report Doc# 400874775

Initial Report Date: 07/27/2015 Date of Discovery: 07/24/2015 Spill Type: Recent Spill

Spill/Release Point Location:

Location of Spill/Release: QTRQTR NE NE SEC 12 TWP 8N RNG 54W MERIDIAN 6

Latitude: 40.679268 Longitude: -103.356829

Municipality (if within municipal boundaries): _____ County: LOGAN

Reference Location:

Facility Type: PIPELINE Facility/Location ID No _____
 No Existing Facility or Location ID No.
 Well API No. (Only if the reference facility is well) 05- _____

Fluid(s) Spilled/Released (please answer Yes/No):

Was one (1) barrel or more spilled outside of berms or secondary containment? Yes

Secondary containment, including walls & floor regardless of construction material, must be sufficiently impervious to contain any discharge from primary containment until cleanup occurs.

Were Five (5) barrels or more spilled? Yes

Estimated Total Spill Volume: use same ranges as others for values

Estimated Oil Spill Volume(bbl): 0 Estimated Condensate Spill Volume(bbl): 0

Estimated Flow Back Fluid Spill Volume(bbl): 0 Estimated Produced Water Spill Volume(bbl): >=5 and <100

Estimated Other E&P Waste Spill Volume(bbl): 0 Estimated Drilling Fluid Spill Volume(bbl): 0

Specify: _____

Land Use:

Current Land Use: OTHER Other(Specify): Pasture & crop land

Weather Condition: Dry sunny and 95

Surface Owner: OTHER (SPECIFY) Other(Specify): Russel Adels

Check if impacted or threatened by spill/Release (please answer Yes/No to all that apply):

Waters of the State Residence/Occupied Structure Livestock Public Byway Surface Water Supply Area

As defined in COGCC 100-Series Rules

Describe what is known about the spill/release event (what happened -- including how it was stopped, contained, and recovered):

Pipeline that is no longer in use was turned on by unknown person. Turned t-handle to the off position and no further release happened. Removed the t-handle and put screwdriver down pipe to prevent anyone from turning back on and creating another release.

List Agencies and Other Parties Notified:

OPERATOR COMMENTS:

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

Signed: _____ Print Name: Monica Hamilton

Title: Bookkeeper Date: 07/27/2015 Email: mhamilton@profsecservices.com

COA Type

Description

	Provide a map of the spill area and soil sampling results for pH, EC and SAR on a supplemental eForm 19.
	The unused pipeline shall be properly abandoned as described in Rule 1003. Provide the documentation of abandonment on a supplemental eForm 19.

Attachment Check List

Att Doc Num

Name

400874775	FORM 19 SUBMITTED
-----------	-------------------

Total Attach: 1 Files

General Comments

User Group

Comment

Comment Date

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Total: 0 comment(s)





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[Click here to open page in a new tab/window](#)

COGIS - Complaint Reports

Form 18/18A

[_Related](#) [Doc](#)

Date Rec'd: 7/29/2015 **Method Received:** Online Tool
DocNum: 200436162 **Routed to Agency:**
Complaint Type: **API number:** 05-075-05972

Complainant Information

Name: Russell Adels
Address: 11122 CR 36 Sterling , CO 80751
Date Received: 7/29/2015
Connection to Incident: Land owner

Description of Complaint:

Operator: BENCHMARK ENERGY LLC
Oper. No. 10380
Date of Incident: 7/29/2015
Type of Facility: WELL
Well Name/No.
County Name: LOGAN
Operator contact:
 qtrqtr: NENE section: 12 township: 8N range: 54W meridian: 1

Complaint Issue

Issue: LIVESTOCK **Assigned To:** Craig Quint **Status:** Resolved 7/31/2015

Description: # 5 noted above

Resolution: Gate closed

Letter Sent?: N

Report Links:

Issue: PROPERTY DAMAGE **Assigned To:** Craig Quint **Status:** Resolved 7/31/2015

Description: ,1) another spill of produced water. 2) salt kill from previous spills and areas that do not grow anything 3) lease roads that are not maintained and have caused significant damage and erosion 4) cement that has not been cleaned up. 5) operator left a gate open and I had cows get out 6)

Resolution: Operator is required to contact COGCC Environmental Group for directives.

Letter Sent?: N

Report Links:

Issue: ROADS **Assigned To:** Craig Quint **Status:** Resolved 7/31/2015

Description: #3 noted above
Resolution: Operator is required to contact COGCC Environmental for directives.
Letter Sent?: N **Report Links:**

Issue: TRASH **Assigned To:** Craig Quint **Status:** Resolved 7/31/2015
Description: # 4 noted above
Resolution: Operator is required to contact COGCC Environmental Group for directives.
Letter Sent?: N **Report Links:**

Other Notifications

Date: 7/31/2015	Agency: Benchmark	Contact: Jerry Nash
Response or Details		

Date: 7/31/2015	Agency: Benchmark	Contact: Jerry Nash
Response or Details		

Contacted Jerry Nash and met with landowner Russell Adels.

Date: 7/31/2015	Agency: Benchmark Energy	Contact: Jerry Nash
Response or Details		

COGCC Inspector (Schure) with landowner and contacted Jerry Nash via telephone for notification of spill, performed inspection on site. PW spill was verified. (Schure) notified COGCC Inspector (Young) and COGCC Engineering Supervisor (Burn) for Operator directive. Operator is required to follow all directives from Doc.# 680300118.

Monday, December 14, 2015

FORM INSP
Rev 05/11

**State of Colorado
Oil and Gas Conservation Commission**

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



DE	ET	OE	ES
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Inspection Date:
07/24/2015

Document Number:
680300118

Overall Inspection:

ACTION REQUIRED

FIELD INSPECTION FORM

Location Identifier	Facility ID	Loc ID	Inspector Name:	On-Site Inspection	2A Doc Num:
	<u>219143</u>	<u>312158</u>	<u>SCHURE, KYM</u>	<input type="checkbox"/>	

Operator Information:

OGCC Operator Number:	<u>10380</u>
Name of Operator:	<u>BENCHMARK ENERGY LLC</u>
Address:	<u>PO BOX 8747</u>
City:	<u>PRATT</u> State: <u>KS</u> Zip: <u>67124</u>

- THIS IS A FOLLOW UP INSPECTION
- FOLLOW UP INSPECTION REQUIRED
- NO FOLLOW UP INSPECTION REQUIRED
- INSPECTOR REQUESTS FORM 42 WHEN CORRECTIVE ACTIONS ARE COMPLETED

Contact Information:

Contact Name	Phone	Email	Comment
Axelson, John		john.axelson@state.co.us	
Nash, Jerry	(316) 218-8184	jerry@benchmarkenergy.us	All Inspections
Quint, Craig		craig.quint@state.co.us	
Koehler, Bob		bob.koehler@state.co.us	
Burn, Diana		diana.burn@state.co.us	
Kulmann, Dave		dave.kulmann@state.co.us	
Leonard, Mike		mike.leonard@state.co.us	
Young, Rob		rob.young@state.co.us	
Ferrin, Jeremy		jeremy.ferrin@state.co.us	

Compliance Summary:

QtrQtr:	<u>NENE</u>	Sec:	<u>12</u>	Twp:	<u>8N</u>	Range:	<u>54W</u>
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Insp. Date	Doc Num	Insp. Type	Insp Status	Satisfactory /Action Required	PA P/F/I	Pas/Fail (P/F)	Violation (Y/N)
05/29/2015	678200181	IJ	EI	ACTION REQUIRED			No
11/06/2014	667200638	SI	SI	ACTION REQUIRED			No
10/17/2014	667200576	SI	SI	ACTION REQUIRED			No
10/14/2014	667200574	SI	SI	SATISFACTORY			No
10/13/2014	667200572	SI	SI	ACTION REQUIRED			No
10/06/2014	667200567	SI	SI	ACTION REQUIRED			No
09/16/2014	667200469			ACTION REQUIRED			No
09/16/2014	667200518	SI	SI	ALLEGED VIOLATION			Yes
08/12/2014	667200364			ALLEGED VIOLATION			Yes
07/23/2014	667200231	SI	SI	ALLEGED VIOLATION			Yes
08/08/2013	664001188	SI	SI	SATISFACTORY			No
07/09/2012	663300290	IJ	IJ	ACTION REQUIRED	I		No
11/21/2011	664000148	IJ	AC	SATISFACTORY	P		No

10/11/2011	200324950	MI	SI	ACTION REQUIRED			Yes
06/16/2011	200312771	MI	AC	ACTION REQUIRED			Yes
07/26/2010	200263867	RT	TA	SATISFACTORY			No
07/19/2010	200264964	SR	AC	SATISFACTORY	I		No
01/27/2010	200229253	MI	SI	SATISFACTORY			No
12/21/2009	200225699	MI	SI	ACTION REQUIRED			Yes
07/23/2009	200215464	MI	SI	ACTION REQUIRED			Yes
07/22/2009	200215463	MI	SI	ACTION REQUIRED			Yes
04/17/2008	200130595	MI	AC	ACTION REQUIRED			Yes
06/20/2007	200115791	MI	AC	SATISFACTORY		Pass	No
06/08/2006	200091673	RT	AC	SATISFACTORY		Pass	No
07/05/2005	200074145	RT	AC	SATISFACTORY		Pass	No
06/15/2004	200055914	RT		SATISFACTORY		Pass	No
04/02/2003	200037008	RT	AC	SATISFACTORY		Pass	No
08/02/2002	200029314	MI	SI	SATISFACTORY		Pass	No
07/17/2002	200028858	MI	AC	ACTION REQUIRED		Fail	Yes
08/23/2001	200019591	RT	AC	SATISFACTORY		Pass	No
08/04/2000	200008426	RT	AC	SATISFACTORY		Pass	No

Inspector Comment:

Spill/Release Inspection COGCC Field Inspector (Schure) recieved a land-owner notification at approximately 2:27 pm on 07/24/2015 regarding a PW spill at the NW Graylin D-Sand Unit 20-W. The land-owner (Mr. Russel Adels) discovered the release upon crossing an adjacent agri. area with his farming equipment. Inspector Schure notified COGCC Environ. Inspector (Young) at approximately 2:30 pm on 07/24/2015 and left a message on Mr. Jerry Nash's telephone (316-617-1147) and received a live attendant @ (1-877-865-0834) at approx. 4:20 pm on the date of this inspection, notifying Mr. Nash of the spill. Inspector Schure received a return call from Mr. Nash at approx. 4:50 pm on the date of this inspection. COGCC database shows SI status. Reference: Doc# 667200469, 667200576, 678200181, 667200567, 667200572, 200414337 and 200431389. Note to Operator: Contact COGCC Environmental Inspector (Rob Young) and COGCC Engineering Supervisor (Diana Burn) for directives. Follow all COGCC protocols, Rules and Regulations.

Related Facilities:

Facility ID	Type	Status	Status Date	Well Class	API Num	Facility Name	Insp Status	
219143	WELL	IJ	02/05/2015	SI	075-05972	NW GRAYLIN D-SAND UNIT 20-W	SI	<input checked="" type="checkbox"/>

Equipment:

Location Inventory

Special Purpose Pits: _____	Drilling Pits: _____	Wells: _____	Production Pits: _____
Condensate Tanks: _____	Water Tanks: _____	Separators: _____	Electric Motors: _____
Gas or Diesel Mortors: _____	Cavity Pumps: _____	LACT Unit: _____	Pump Jacks: _____
Electric Generators: _____	Gas Pipeline: _____	Oil Pipeline: _____	Water Pipeline: _____
Gas Compressors: _____	VOC Combustor: _____	Oil Tanks: _____	Dehydrator Units: _____
Multi-Well Pits: _____	Pigging Station: _____	Flare: _____	Fuel Tanks: _____

Location

Lease Road:				
Type	Satisfactory/Action Required	comment	Corrective Action	Date
Access	ACTION REQUIRED	Repair and maintain lease road. See attached photos.	Repair and maintain lease road. Corrective action date from Doc#678200181 expired on 6-30-2015.	06/30/2015

Signs/Marker:				
Type	Satisfactory/Action Required	Comment	Corrective Action	CA Date
WELLHEAD	SATISFACTORY			

Emergency Contact Number (S/A/V): SATISFACTORY Corrective Date: _____

Comment: **Called 1-877-865-0843, received a live attendant and notified Operator of release/spill report.**

Corrective Action: _____

Good Housekeeping:				
Type	Satisfactory/Action Required	Comment	Corrective Action	CA Date
DEBRIS	ACTION REQUIRED	Concrete scraped from workover remains on site.	Reference Doc # 678200181.	06/30/2015

Spills:				
Type	Area	Volume	Corrective action	CA Date
Produced Water	Flow Line	> 5 bbls	Well is to remain shut-in. Contact COGCC Environmental Group and COGCC Engineering Group for directives.	07/25/2015

Multiple Spills and Releases?

Equipment:					
Type	#	Satisfactory/Action Required	Comment	Corrective Action	CA Date
Other	0	SATISFACTORY	No change in equipment		

Venting:	
Yes/No	Comment

Flaring:				
Type	Satisfactory/Action Required	Comment	Corrective Action	CA Date

Predrill

Location ID: 219143

Site Preparation:

Lease Road Adeq.: _____ Pads: _____ Soil Stockpile: _____

S/AV: _____

Corrective Action: _____ Date: _____ CDP Num.: _____

Form 2A COAs:

S/AV: _____ **Comment:** _____

CA: _____ **Date:** _____

Wildlife BMPs:

S/AV: _____ **Comment:** _____

CA: _____ **Date:** _____

Stormwater:

Comment: _____

Staking:

On Site Inspection (305):

Surface Owner Contact Information:

Name: _____ Address: _____

Phone Number: _____ Cell Phone: _____

Operator Rep. Contact Information:

Landman Name: _____ Phone Number: _____

Date Onsite Request Received: _____ Date of Rule 306 Consultation: _____

Request LGD Attendance: _____

LGD Contact Information:

Name: _____ Phone Number: _____ Agreed to Attend: _____

Summary of Landowner Issues:

Summary of Operator Response to Landowner Issues:

Onsite Inspection Memorandum Summarizing Discussions at Inspection as Attachment:

Facility

Facility ID: 219143 Type: WELL API Number: 075-05972 Status: IJ Insp. Status: SI

Idle Well

Purpose: Shut In Temporarily Abandoned Reminder: _____

S/AV: ACTION CA Date: _____

CA: Spill/Release of PW documented in report. Well must remain SI. Contact COGCC Environmental Group and COGCC Engineering Group for directives.

Comment: _____

Environmental

Spills/Releases:

Type of Spill: WATER Description: PW flow-line rupture Estimated Spill Volume: _____

Comment: PW spill/release originating approx. (35') south of wellhead. Ruptured flow-line erupted surface following pathway in a southerly direction for approx. (280') expanding in width from approx. (4') at point of origin to approx. (100') wide at the point of intersecting an agricultural furrow and redirecting pathway into a southerly bysouth-westernly direction approx. (175'). The pathway splits at the agri. furrow including a second pathway extending in a south by south-westernly direction approx. (190'). Drainage area east of wellpad exhibits standing water extending initially east and redirecting in a southerly direction from the wellhead is possibly resulting of this spill. None of the surrounding area exhibits any standing water from recent precipitation.

Corrective Action: Contact COGCC Environmental Group for directives. Remove/remediate and contain Date: 08/07/2015

Reportable: YES GPS: Lat _____ Long _____

Proximity to Surface Water: _____ Depth to Ground Water: _____

Water Well:

DWR Receipt Num: _____ Owner Name: _____ GPS : _____ Lat _____ Long _____

Field Parameters:

Sample Location: _____

Complaint:

Tracking Num	Category	Assigned To	Description	Incident Date
200414337	AESTHETIC S	Young, Rob	Landowner alleges that wheel ruts, cement and oily water from recent workover operations have been left at the location.	10/17/2014
200431389	PROPERTY DAMAGE	Young, Rob	I filed a complaint last fall when Benchmark Energy Jerry Nash had a Work over rig on an injection well in my wheat field. I have made two written attempts to have the cement that was spilled cleaned up. Once in January and one more time 2 weeks ago with a deadline of May 1. I need to plant a polinator in that area for NRCS and USDA Conservation program. Cement is high in PH this does not promote plant growth. What am I going to do when I am not able to get the plants to grow because you have allowed this mess to be here as long as it has? I hope this is not the case. Hopefully it will clean right up.	05/05/2015
200431389	SPILLS	Young, Rob	See above	05/05/2015

Emission Control Burner (ECB): _____

Comment: _____

Pilot: _____ Wildlife Protection Devices (fired vessels): _____

Reclamation - Storm Water - Pit

Interim Reclamation:

Date Interim Reclamation Started: _____ Date Interim Reclamation Completed: _____

Land Use: _____

Comment: _____

1003a. Debris removed? _____ CM _____

CA _____ CA Date _____

Waste Material Onsite? _____ CM _____

CA _____ CA Date _____

Unused or unneeded equipment onsite? _____ CM _____

CA _____ CA Date _____

Pit, cellars, rat holes and other bores closed? _____ CM _____

CA _____ CA Date _____

Guy line anchors removed? _____ CM _____

CA _____ CA Date _____

Guy line anchors marked? _____ CM _____

CA _____ CA Date _____

1003b. Area no longer in use? _____ Production areas stabilized? _____

1003c. Compacted areas have been cross ripped? _____

1003d. Drilling pit closed? _____ Subsidence over on drill pit? _____

Cuttings management: _____

1003e. Areas no longer needed for drilling or subsequent operations for have been re-vegetated to 80% of pre-existing? _____

Production areas have been stabilized? _____ Segregated soils have been replaced? _____

RESTORATION AND REVEGETATION

Cropland

Top soil replaced _____ Recontoured _____ Perennial forage re-established _____

Non-Cropland

Top soil replaced _____ Recontoured _____ 80% Revegetation _____

1003 f. Weeds Noxious weeds? _____

Comment: _____

Overall Interim Reclamation

Final Reclamation/ Abandoned Location:

Date Final Reclamation Started: _____ Date Final Reclamation Completed: _____

Final Land Use: _____

Reminder: _____

Comment: _____

Well plugged _____ Pit mouse/rat holes, cellars backfilled _____

Debris removed _____ No disturbance /Location never built _____

Access Roads Regraded _____ Contoured _____ Culverts removed _____

Gravel removed _____

Location and associated production facilities reclaimed _____ Locations, facilities, roads, recontoured _____

Compaction alleviation _____ Dust and erosion control _____

Non cropland: Revegetated 80% _____ Cropland: perennial forage _____

Weeds present _____ Subsidence _____

Comment: _____

Corrective Action: _____ Date _____

Overall Final Reclamation _____ Well Release on Active Location Multi-Well Location

Storm Water:						
Loc Erosion BMPs	BMP Maintenance	Lease Road Erosion BMPs	Lease BMP Maintenance	Chemical BMPs	Chemical BMP Maintenance	Comment
Other	Fail	Other	Fail			
S/A/V:	ACTION REQUIRED		Corrective Date:	06/30/2015		
Comment:	Corrective action date referenced in Doc. # 678200181, "no later than June 30, 2015" has expired.					
CA:	Fill ruts and eroded areas, grade and maintain lease location and lease road. Utilize BMP's for stormwater runoff erosion control and maintenance. Install appropriate BMP's.					
Pits:	<input type="checkbox"/> NO SURFACE INDICATION OF PIT					

Attached Documents

You can go to COGCC Images (<https://cogcc.state.co.us/weblink/>) and search by document number:

Document Num	Description	URL
680300119	Lease road erosion / access from County Road	http://ogccweblink.state.co.us/DownloadDocumentPDF.aspx?DocumentId=3650146
680300121	Lease road erosion	http://ogccweblink.state.co.us/DownloadDocumentPDF.aspx?DocumentId=3650147
680300122	Lease road erosion	http://ogccweblink.state.co.us/DownloadDocumentPDF.aspx?DocumentId=3650148
680300123	Land-owner equipment in PW spill area	http://ogccweblink.state.co.us/DownloadDocumentPDF.aspx?DocumentId=3650149
680300124	Surface eruption point	http://ogccweblink.state.co.us/DownloadDocumentPDF.aspx?DocumentId=3650150
680300125	Origin of release	http://ogccweblink.state.co.us/DownloadDocumentPDF.aspx?DocumentId=3650151
680300126	Pathway: viewed in southernly direction from wellhead	http://ogccweblink.state.co.us/DownloadDocumentPDF.aspx?DocumentId=3650152
680300127	Release pathway, splitting along furrow	http://ogccweblink.state.co.us/DownloadDocumentPDF.aspx?DocumentId=3650153
680300128	Northern branch of pathway following a south by south-west direction	http://ogccweblink.state.co.us/DownloadDocumentPDF.aspx?DocumentId=3650154
680300129	Erosion scouring and recent PW pathway, east by south east of wellhead	http://ogccweblink.state.co.us/DownloadDocumentPDF.aspx?DocumentId=3650155
680300130	Area from foreground surrounding farm equipment wet/muddy.	http://ogccweblink.state.co.us/DownloadDocumentPDF.aspx?DocumentId=3650156
680300131	Second pathway.	http://ogccweblink.state.co.us/DownloadDocumentPDF.aspx?DocumentId=3650157
680300132	Southernly extent of PW surface area	http://ogccweblink.state.co.us/DownloadDocumentPDF.aspx?DocumentId=3650158
680300133	Surface wet	http://ogccweblink.state.co.us/DownloadDocumentPDF.aspx?DocumentId=3650159
680300134	Signage at wellhead	http://ogccweblink.state.co.us/DownloadDocumentPDF.aspx?DocumentId=3650160
680300135	Release point in reference to wellhead/signage.	http://ogccweblink.state.co.us/DownloadDocumentPDF.aspx?DocumentId=3650161

ACTION REQUIRED

ANY ACTION REQUIRED items listed on this report indicate that the oil and gas facility or the oil and gas operations listed on the report may be in violation of the rules and regulations of the Colorado Oil and Conservation Commission (“COGCC”) and corrective action is required.

There is reasonable cause to believe that a violation of the Oil and Gas Conservation Act, or of any rule, regulation, or order of the Commission, or of any permit issued by the Commission, has occurred. The Operator’s compliance with this Inspection Report is required to resolve these alleged violations. This document requires the Operator to timely respond to the COGCC and to comply with directives as listed by the **Corrective Action Deadline Date**. Failure to do so will result in the issuance of a Notice of Alleged Violation and initiation of enforcement proceedings in which COGCC will seek monetary penalties for the alleged violations pursuant to § 34-60-121, C.R.S. and Rule 523, COGCC Rules of Practice and Procedure, 2 CCR 404-1. (Please note that the COGCC's penalty authority was recently increased to a maximum of \$15,000 per day and penalties are no longer capped at a maximum of \$10,000 per violation.)



07.24.2015

Exhibit 34-A

07-24-2015

Exhibit 34-B





07.24.2015

Exhibit 34-C



07.24.2015

Exhibit 34-D



07.24.2015

Exhibit 34-E



07.24.2015

Exhibit 34-F



07.24.2015

Exhibit 34-G



07.24.2015

Exhibit 34-H

Benchmark Energy LLC
Operator # 10380
NW GRAYLIN
#20
NE NE SEC. 12-8N-54W 6PM
EMERGENCY CONTACT
877-865-0834



07.24.2015

Exhibit 34-I

State of Colorado
Oil and Gas Conservation Commission

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



Document Number:

400882859

Date Received:

08/11/2015

Spill report taken by:

YOUNG, ROB

Spill/Release Point ID:

442803

SPILL/RELEASE REPORT (INITIAL)

This form is to be submitted by the party responsible for the oil and gas spill or release. Any spill or release which may impact waters of the State must be reported as soon as practicable; any spill over 20 bbls must be reported within 24 hours and all spills over five bbls must be reported within ten days. Submit a Site Investigation and Remediation Workplan (Form 27) when requested by the Director.

OPERATOR INFORMATION

Name of Operator: <u>BENCHMARK ENERGY LLC</u>	Operator No: <u>10380</u>	Phone Numbers
Address: <u>PO BOX 8747</u>		Phone: <u>(620) 672-1114</u>
City: <u>PRATT</u> State: <u>KS</u> Zip: <u>67124</u>		Mobile: <u>(316) 617-1147</u>
Contact Person: <u>Jerry Nash</u>		Email: <u>jerry@benchmarkenergy.us</u>

INITIAL SPILL/RELEASE REPORT

Initial Spill/Release Report Doc# 400882859

Initial Report Date: 08/11/2015 Date of Discovery: 08/10/2015 Spill Type: Recent Spill

Spill/Release Point Location:

Location of Spill/Release: QTRQTR NENE SEC 12 TWP 8N RNG 54W MERIDIAN 6

Latitude: 40.679168 Longitude: -103.356829

Municipality (if within municipal boundaries): _____ County: LOGAN

Reference Location:

Facility Type: WELL Facility/Location ID No _____
 No Existing Facility or Location ID No.
 Well API No. (Only if the reference facility is well) 05-075-05972

Fluid(s) Spilled/Released (please answer Yes/No):

Was one (1) barrel or more spilled outside of berms or secondary containment? Yes
Secondary containment, including walls & floor regardless of construction material, must be sufficiently impervious to contain any discharge from primary containment until cleanup occurs.

Were Five (5) barrels or more spilled? Yes

Estimated Total Spill Volume: use same ranges as others for values

Estimated Oil Spill Volume(bbl): <u>0</u>	Estimated Condensate Spill Volume(bbl): <u>0</u>
Estimated Flow Back Fluid Spill Volume(bbl): <u>0</u>	Estimated Produced Water Spill Volume(bbl): <u>0</u>
Estimated Other E&P Waste Spill Volume(bbl): <u>0</u>	Estimated Drilling Fluid Spill Volume(bbl): <u>>=5 and <100</u>

Specify: _____

Land Use:

Current Land Use: OTHER Other(Specify): Pasture/non growing crop land
 Weather Condition: Sunny 83 degrees wet ground
 Surface Owner: OTHER (SPECIFY) Other(Specify): Russel Adels

Check if impacted or threatened by spill/Release (please answer Yes/No to all that apply):

Waters of the State Residence/Occupied Structure Livestock Public Byway Surface Water Supply Area
 As defined in COGCC 100-Series Rules

Describe what is known about the spill/release event (what happened -- including how it was stopped, contained, and recovered):

Unknown spill, shut injection pump off to stop, spill was already done.

List Agencies and Other Parties Notified:

OTHER NOTIFICATIONS

<u>Date</u>	<u>Agency/Party</u>	<u>Contact</u>	<u>Phone</u>	<u>Response</u>
			-	

OPERATOR COMMENTS:

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

Signed: _____ Print Name: Monica Hamilton

Title: Bookkeeper Date: 08/11/2015 Email: mhamilton@profsecservices.com

COA Type

Description

	Scrape up the impacted soil resulting from this spill and collect confirmation soil samples for pH, EC and SAR analysis. Submit the soil sample analytical results on a supplemental eForm 19. Dispose of the existing soil mixed with cement that has been documented on previous field inspections along with the material from this spill and provide disposal documentation on a supplemental eForm 19.
--	---

Attachment Check List

Att Doc Num

Name

400882859	FORM 19 SUBMITTED
-----------	-------------------

Total Attach: 1 Files

General Comments

User Group

Comment

Comment Date

--	--	--

Total: 0 comment(s)

FORM INSP
Rev 05/11

**State of Colorado
Oil and Gas Conservation Commission**

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



DE	ET	OE	ES
----	----	----	----

Inspection Date:
08/10/2015

Document Number:
680300177

Overall Inspection:

ACTION REQUIRED

FIELD INSPECTION FORM

Location Identifier	Facility ID	Loc ID	Inspector Name:	On-Site Inspection	2A Doc Num:
	<u>219143</u>	<u>312158</u>	<u>SCHURE, KYM</u>	<input type="checkbox"/>	

Operator Information:

OGCC Operator Number:	<u>10380</u>
Name of Operator:	<u>BENCHMARK ENERGY LLC</u>
Address:	<u>PO BOX 8747</u>
City:	<u>PRATT</u> State: <u>KS</u> Zip: <u>67124</u>

- THIS IS A FOLLOW UP INSPECTION
- FOLLOW UP INSPECTION REQUIRED
- NO FOLLOW UP INSPECTION REQUIRED
- INSPECTOR REQUESTS FORM 42 WHEN CORRECTIVE ACTIONS ARE COMPLETED

Contact Information:

Contact Name	Phone	Email	Comment
Burn, Diana		diana.burn@state.co.us	
Axelson, John		john.axelson@state.co.us	
Kulmann, Dave		dave.kulmann@state.co.us	
Nash, Jerry	620-672-9700	jerry@benchmarkenergy.us	All Inspections
Beckstead, Britta		britta.k.beckstead@state.co.us	
Young, Rob		rob.young@state.co.us	
Quint, Craig		craig.quint@state.co.us	
Leonard, Mike		mike.leonard@state.co.us	

Compliance Summary:

QtrQtr:	<u>NENE</u>	Sec:	<u>12</u>	Twp:	<u>8N</u>	Range:	<u>54W</u>
Insp. Date	Doc Num	Insp. Type	Insp Status	Satisfactory /Action Required	PA P/F/I	Pas/Fail (P/F)	Violation (Y/N)
07/30/2015	680300169	IJ	SI	ACTION REQUIRED			No
07/24/2015	680300118	IJ	SI	ACTION REQUIRED			No
05/29/2015	678200181	IJ	EI	ACTION REQUIRED			No
11/06/2014	667200638	SI	SI	ACTION REQUIRED			No
10/17/2014	667200576	SI	SI	ACTION REQUIRED			No
10/14/2014	667200574	SI	SI	SATISFACTORY			No
10/13/2014	667200572	SI	SI	ACTION REQUIRED			No
10/06/2014	667200567	SI	SI	ACTION REQUIRED			No
09/16/2014	667200469	SI	SI	ACTION REQUIRED			No
09/16/2014	667200518	SI	SI	ALLEGED VIOLATION			Yes
08/12/2014	667200364	SI	SI	ALLEGED VIOLATION			Yes
07/23/2014	667200231	SI	SI	ALLEGED VIOLATION			Yes
08/08/2013	664001188	SI	SI	SATISFACTORY			No

07/09/2012	663300290	IJ	IJ	ACTION REQUIRED	I		No
11/21/2011	664000148	IJ	AC	SATISFACTORY	P		No
10/11/2011	200324950	MI	SI	ACTION REQUIRED			Yes
06/16/2011	200312771	MI	AC	ACTION REQUIRED			Yes
07/26/2010	200263867	RT	TA	SATISFACTORY			No
07/19/2010	200264964	SR	AC	SATISFACTORY	I		No
01/27/2010	200229253	MI	SI	SATISFACTORY			No
12/21/2009	200225699	MI	SI	ACTION REQUIRED			Yes
07/23/2009	200215464	MI	SI	ACTION REQUIRED			Yes
07/22/2009	200215463	MI	SI	ACTION REQUIRED			Yes
04/17/2008	200130595	MI	AC	ACTION REQUIRED			Yes
06/20/2007	200115791	MI	AC	SATISFACTORY		Pass	No
06/08/2006	200091673	RT	AC	SATISFACTORY		Pass	No
07/05/2005	200074145	RT	AC	SATISFACTORY		Pass	No
06/15/2004	200055914	RT		SATISFACTORY		Pass	No
04/02/2003	200037008	RT	AC	SATISFACTORY		Pass	No
08/02/2002	200029314	MI	SI	SATISFACTORY		Pass	No
07/17/2002	200028858	MI	AC	ACTION REQUIRED		Fail	Yes
08/23/2001	200019591	RT	AC	SATISFACTORY		Pass	No
08/04/2000	200008426	RT	AC	SATISFACTORY		Pass	No

Inspector Comment:

Follow-up Inspection. COGCC Inspector (Schure) arrived on-site for compliance status update following Doc# 680300118, 678200181, 680300169 & 667200638. Upon arrival at approximately 10:30 am MST (Schure) discovered an active PW release originating at the wellhead. Inspector Schure called the emergency contact no. for the Operator 1-877-865-0340 at approximately 10:38 am MST and received a live attendant. Inspector Schure received a return call from Mr. Jerry Nash at approximately 10:42 am MST, notifying Mr. Nash of the release. Mr. Nash stated that he would contact his field representative and shut down the release. Inspector Schure notified Mr. Russell Adels (land-owner) and Mr. Rob Yound (COGCC Environmental Group Inspector) at approximately 10:55 am MST. See attached photographs. Note to Operator: Well is to remain in SI Status - Contact COGCC Environmental Group and COGCC Engineering Group for directives. - Operator is required to perform flow line integrity tests and provide COGCC with documentation of results prior to use of well for any purposes. Corrective Action dates for compliance issues referenced from Doc#680300118, 678200181, 680300169 & 667200638 have not been performed and related corrective action dates have expired.

Related Facilities:

Facility ID	Type	Status	Status Date	Well Class	API Num	Facility Name	Insp Status	
219143	WELL	IJ	02/05/2015	SI	075-05972	NW GRAYLIN D-SAND UNIT 20-W	SI	<input checked="" type="checkbox"/>

Equipment:

Location Inventory

Special Purpose Pits: _____	Drilling Pits: _____	Wells: _____	Production Pits: _____
Condensate Tanks: _____	Water Tanks: _____	Separators: _____	Electric Motors: _____
Gas or Diesel Mortors: _____	Cavity Pumps: _____	LACT Unit: _____	Pump Jacks: _____
Electric Generators: _____	Gas Pipeline: _____	Oil Pipeline: _____	Water Pipeline: _____
Gas Compressors: _____	VOC Combustor: _____	Oil Tanks: _____	Dehydrator Units: _____
Multi-Well Pits: _____	Pigging Station: _____	Flare: _____	Fuel Tanks: _____

Location

Lease Road:				
Type	Satisfactory/Action Required	comment	Corrective Action	Date
Access	ACTION REQUIRED	Reference Doc# 678200181, 680300118 & 680300169.	Repair and maintain lease road. Previous corrective action dates have expired without compliance performed.	06/30/2015

Signs/Marker:				
Type	Satisfactory/Action Required	Comment	Corrective Action	CA Date
WELLHEAD	SATISFACTORY			

Emergency Contact Number (S/A/V): SATISFACTORY Corrective Date: _____

Comment: _____

Corrective Action: _____

Good Housekeeping:				
Type	Satisfactory/Action Required	Comment	Corrective Action	CA Date
DEBRIS	ACTION REQUIRED		Remove/remediate cement scraped from previous work-over remaining on-site.	06/30/2015

Spills:				
Type	Area	Volume	Corrective action	CA Date
Produced Water	WELLHEAD	> 5 bbls	Shut down release. Well is required to remain SI. Follow all COGCC protocols, rules and regulations. Contact COGCC Environmental Group and COGCC Engineering Group for directives.	08/11/2015

Multiple Spills and Releases?

Fencing/:				
Type	Satisfactory/Action Required	Comment	Corrective Action	CA Date
	SATISFACTORY			

Equipment:					
Type	#	Satisfactory/Action Required	Comment	Corrective Action	CA Date
Other	0	SATISFACTORY	No change in equipment		

Venting:	
Yes/No	Comment

Flaring:				
Type	Satisfactory/Action Required	Comment	Corrective Action	CA Date

Predrill

Location ID: 219143

Site Preparation:

Lease Road Adeq.: _____ Pads: _____ Soil Stockpile: _____

S/AV: _____

Corrective Action: _____ Date: _____ CDP Num.: _____

Form 2A COAs:

S/AV: _____ **Comment:** _____

CA: _____ **Date:** _____

Wildlife BMPs:

S/AV: _____ **Comment:** _____

CA: _____ **Date:** _____

Stormwater:

Comment: _____

Staking:

On Site Inspection (305):

Surface Owner Contact Information:

Name: _____ Address: _____

Phone Number: _____ Cell Phone: _____

Operator Rep. Contact Information:

Landman Name: _____ Phone Number: _____

Date Onsite Request Received: _____ Date of Rule 306 Consultation: _____

Request LGD Attendance: _____

LGD Contact Information:

Name: _____ Phone Number: _____ Agreed to Attend: _____

Summary of Landowner Issues:

Summary of Operator Response to Landowner Issues:

Onsite Inspection Memorandum Summarizing Discussions at Inspection as Attachment:

Facility

Facility ID: 219143 Type: WELL API Number: 075-05972 Status: IJ Insp. Status: SI

Complaint

Comment: Follow-up Inspection from land-owner complaint (Mr. Russell Adels). Upon arrival at location for follow-up Inspection, COGCC Inspector (Schure) discovered a current spill/release. See entire Inspection Report Document for details. See attached photographs.

Idle Well

Purpose: Shut In Temporarily Abandoned Reminder: _____

S/A/V: ACTION CA Date: 06/30/2015

CA: Comply with corrective actions and related corrective action dates from Doc# 680300118, 678200181, 680300169 & 667200638.

Comment: Compliance directives and corrective action dates from previous Inspection Reports have not been performed at the time/date of this inspection Doc# 680300177. Contact COGCC Environmental Group, COGCC Engineering Group and COGCC Field Inspection Group for directives.

Environmental

Spills/Releases:

Type of Spill: WATER Description: PW release at wellhead Estimated Spill Volume: 5

Comment: Contact COGCC Environmental Group and COGCC Engineering Group for directives.

Corrective Action: Remove/remediate affected soils, follow all COGCC protocols, rules and regulations. Date: 08/11/2015

Reportable: YES GPS: Lat _____ Long _____

Proximity to Surface Water: _____ Depth to Ground Water: _____

Water Well:

DWR Receipt Num: _____ Owner Name: _____ GPS : _____ Lat _____ Long _____

Field Parameters:

Sample Location: _____

Complaint:

Tracking Num	Category	Assigned To	Description	Incident Date
200414337	AESTHETIC S	Young, Rob	Landowner alleges that wheel ruts, cement and oily water from recent workover operations have been left at the location.	10/17/2014
200431389	PROPERTY DAMAGE	Young, Rob	I filed a complaint last fall when Benchmark Energy Jerry Nash had a Work over rig on an injection well in my wheat field. I have made two written attempts to have the cement that was spilled cleaned up. Once in January and one more time 2 weeks ago with a deadline of May 1. I need to plant a polinatar in that area for NRCS and USDA Conservation program. Cement is high in PH this does not promote plant growth. What am I going to do when I am not able to get the plants to grow because you have allowed this mess to be here as long as it has? I hope this is not the case. Hopefully it will clean right up.	05/05/2015
200431389	SPILLS	Young, Rob	See above	05/05/2015

Emission Control Burner (ECB): _____

Comment: _____

Pilot: _____ Wildlife Protection Devices (fired vessels): _____

Reclamation - Storm Water - Pit

Interim Reclamation:

Date Interim Reclamation Started: _____ Date Interim Reclamation Completed: _____

Land Use: _____

Comment: _____

1003a. Debris removed? _____ CM _____
 CA _____ CA Date _____
 Waste Material Onsite? _____ CM _____
 CA _____ CA Date _____
 Unused or unneeded equipment onsite? _____ CM _____
 CA _____ CA Date _____
 Pit, cellars, rat holes and other bores closed? _____ CM _____
 CA _____ CA Date _____
 Guy line anchors removed? _____ CM _____
 CA _____ CA Date _____
 Guy line anchors marked? _____ CM _____
 CA _____ CA Date _____

1003b. Area no longer in use? _____ Production areas stabilized ? _____
 1003c. Compacted areas have been cross ripped? _____
 1003d. Drilling pit closed? _____ Subsidence over on drill pit? _____
 Cuttings management: _____
 1003e. Areas no longer needed for drilling or subsequent operations for have been re-vegetated to 80% of pre-existing? _____
 Production areas have been stabilized? _____ Segregated soils have been replaced? _____

RESTORATION AND REVEGETATION

Cropland

Top soil replaced _____ Recontoured _____ Perennial forage re-established _____

Non-Cropland

Top soil replaced _____ Recontoured _____ 80% Revegetation _____

1003 f. Weeds Noxious weeds? _____
 Comment: _____

Overall Interim Reclamation _____

Final Reclamation/ Abandoned Location:

Date Final Reclamation Started: _____ Date Final Reclamation Completed: _____

Final Land Use: _____

Reminder: _____

Comment: _____

Well plugged _____ Pit mouse/rat holes, cellars backfilled _____

Debris removed _____ No disturbance /Location never built _____

Access Roads Regraded _____ Contoured _____ Culverts removed _____

Gravel removed _____

Location and associated production facilities reclaimed _____ Locations, facilities, roads, recontoured _____

Compaction alleviation _____ Dust and erosion control _____

Non cropland: Revegetated 80% _____ Cropland: perennial forage _____

Weeds present _____ Subsidence _____

Comment: _____

Corrective Action: _____	Date _____
Overall Final Reclamation _____	Well Release on Active Location <input type="checkbox"/>
	Multi-Well Location <input type="checkbox"/>

Storm Water:						
Loc Erosion BMPs	BMP Maintenance	Lease Road Erosion BMPs	Lease BMP Maintenance	Chemical BMPs	Chemical BMP Maintenance	Comment
Other	Fail	Other	Fail			

S/A/V: ACTION REQUIRED Corrective Date: 06/30/2015

Comment: No stormwater runoff erosion control BMP's in use.

CA: Implement BMP's for stormwater erosion control and maintenance. Repair and maintain lease road exhibiting stormwater runoff erosion and wellhead location site exhibiting stormwater runoff erosion.

Pits: NO SURFACE INDICATION OF PIT

COGCC Comments

Comment	User	Date
See full document for details. Reference Doc# 680300118, 678200181, 680300169 & 667200638 for related Inspection Reports.	schureky	08/10/2015

Attached Documents

You can go to COGCC Images (<https://cogcc.state.co.us/weblink/>) and search by document number:

Document Num	Description	URL
680300178	Lease Road erosion - north/south	http://ogccweblink.state.co.us/DownloadDocumentPDF.aspx?DocumentId=3659366
680300179	Lease Road erosion - east/west	http://ogccweblink.state.co.us/DownloadDocumentPDF.aspx?DocumentId=3659367
680300180	Wellhead/location - viewing from north to south	http://ogccweblink.state.co.us/DownloadDocumentPDF.aspx?DocumentId=3659368
680300181	Spill pathway from wellhead	http://ogccweblink.state.co.us/DownloadDocumentPDF.aspx?DocumentId=3659369
680300182	Suspected origin of recent spill @ wellhead	http://ogccweblink.state.co.us/DownloadDocumentPDF.aspx?DocumentId=3659370
680300183	Signage and suspected origin of recent spill	http://ogccweblink.state.co.us/DownloadDocumentPDF.aspx?DocumentId=3659371
680300184	Wellhead and eruption site	http://ogccweblink.state.co.us/DownloadDocumentPDF.aspx?DocumentId=3659372
680300185	Origin of spill between cycles	http://ogccweblink.state.co.us/DownloadDocumentPDF.aspx?DocumentId=3659373
680300186	Suspected origin/eruption site of previous release	http://ogccweblink.state.co.us/DownloadDocumentPDF.aspx?DocumentId=3659374
680300187	Suspected origin/eruption site of previous release	http://ogccweblink.state.co.us/DownloadDocumentPDF.aspx?DocumentId=3659375
680300188	Spill/Release pathway following previous pathway	http://ogccweblink.state.co.us/DownloadDocumentPDF.aspx?DocumentId=3659376
680300189	Wellhead/Signage	http://ogccweblink.state.co.us/DownloadDocumentPDF.aspx?DocumentId=3659377
680300190	Active release observed during cycling pressure	http://ogccweblink.state.co.us/DownloadDocumentPDF.aspx?DocumentId=3659378

ACTION REQUIRED

ANY ACTION REQUIRED items listed on this report indicate that the oil and gas facility or the oil and gas operations listed on the report may be in violation of the rules and regulations of the Colorado Oil and Conservation Commission (“COGCC”) and corrective action is required.

There is reasonable cause to believe that a violation of the Oil and Gas Conservation Act, or of any rule, regulation, or order of the Commission, or of any permit issued by the Commission, has occurred. The Operator’s compliance with this Inspection Report is required to resolve these alleged violations. This document requires the Operator to timely respond to the COGCC and to comply with directives as listed by the **Corrective Action Deadline Date**. Failure to do so will result in the issuance of a Notice of Alleged Violation and initiation of enforcement proceedings in which COGCC will seek monetary penalties for the alleged violations pursuant to § 34-60-121, C.R.S. and Rule 523, COGCC Rules of Practice and Procedure, 2 CCR 404-1. (Please note that the COGCC's penalty authority was recently increased to a maximum of \$15,000 per day and penalties are no longer capped at a maximum of \$10,000 per violation.)



08.10.2015

Exhibit 36-A



08.10.2015

Exhibit 36-B



08.10.2015

Exhibit 36-C

Benchmark Energy LLC
Operator # 10380
NW GRAYLIN
#20
NE NE SEC. 12-8N-54W 6PM
EMERGENCY CONTACT
877-865-0834

08.10.2015

Exhibit 36-D



08.10.2015

Exhibit 36-E



08.10.2015

Exhibit 36-F



08.10.2015

Exhibit 36-G



08.10.2015

Exhibit 36-H



[Click here to open page in a new tab/window](#)

COGIS - Monthly Well Production

PRODUCTION DATA REPORT -- [GIS](#)

API #:	05-075-05972	Location:	NENE 12 8N 54W 6
Field:	GRAYLIN NW	Field Code:	31880
Facility Name:	NW GRAYLIN D-SAND UNIT	Facility #:	20-W
Operator Name:	BENCHMARK ENERGY LLC	Operator #:	10380

PRODUCTION YEAR: All

Year	Month	Formation	Sidetrack	Well Status	Days Prod	Product	OIL						Water Prod	Water(psig)	
							BOM	Produced	Sold	Adj.	EOM	Gravity		Tbg.	Csg.
							GAS						Prod	Flared	Used
Tbg.	Csg.														
1999	Jan	D SAND	00	IJ	31	Oil -> Gas ->							37,298	0	0
1999	Feb	D SAND	00	IJ	28	Oil -> Gas ->							6,528	0	0
1999	Mar	D SAND	00	IJ	31	Oil -> Gas ->							6,994	600	0
1999	Apr	D SAND	00	IJ	30	Oil -> Gas ->							6,805	600	0
1999	May	D SAND	00	IJ	31	Oil -> Gas ->							6,358	600	0
1999	Jun	D SAND	00	IJ	30	Oil -> Gas ->							6,796	600	0
1999	Jul	D SAND	00	IJ	31	Oil -> Gas ->							7,181	600	0
1999	Aug	D SAND	00	IJ	31	Oil -> Gas ->							6,154	600	0
1999	Sep	D SAND	00	IJ	30	Oil -> Gas ->							6,655	600	0
1999	Oct	D SAND	00	IJ	31	Oil -> Gas ->							6,877	600	0
1999	Nov	D SAND	00	IJ	30	Oil -> Gas ->							6,995	600	0
1999	Dec	D SAND	00	IJ	30	Oil -> Gas ->							1,721	600	0
2000	Jan	D SAND	00	IJ	30	Oil -> Gas ->							1,721	600	0
2000	Feb	D SAND	00	IJ	29	Oil -> Gas ->							1,721	600	0
2000	Mar	D SAND	00	IJ	31	Oil -> Gas ->							1,721	600	0

2008	Jan	D SAND	00	SI		Oil -> Gas ->												0	0	
2008	Feb	D SAND	00	IJ	29	Oil -> Gas ->												3,661	150	0
2008	Mar	D SAND	00	IJ	29	Oil -> Gas ->												3,661	150	0
2008	Apr	D SAND	00	IJ	22	Oil -> Gas ->												2,795	150	0
2008	May	D SAND	00	IJ	8	Oil -> Gas ->												1,069	150	0
2008	Jun	D SAND	00	IJ	21	Oil -> Gas ->												2,674	150	0
2008	Jul	D SAND	00	IJ	31	Oil -> Gas ->												8,680	250	250
2008	Aug	D SAND	00	IJ	31	Oil -> Gas ->												8,680	250	250
2008	Sep	D SAND	00	IJ	30	Oil -> Gas ->												8,400	250	250
2008	Oct	D SAND	00	IJ	31	Oil -> Gas ->												8,680	250	250
2008	Nov	D SAND	00	IJ	30	Oil -> Gas ->												8,400	250	250
2008	Dec	D SAND	00	SI		Oil -> Gas ->														
2009	Jan	D SAND	00	IJ	31	Oil -> Gas ->												8,680	250	250
2009	Feb	D SAND	00	IJ	28	Oil -> Gas ->												7,840	250	250
2009	Mar	D SAND	00	IJ	31	Oil -> Gas ->												8,680	250	250
2009	Apr	D SAND	00	IJ	30	Oil -> Gas ->												8,400	250	250
2009	May	D SAND	00	IJ	31	Oil -> Gas ->												8,680	250	250
2009	Jun	D SAND	00	IJ	30	Oil -> Gas ->												8,400	250	250
2009	Jul	D SAND	00	IJ	31	Oil -> Gas ->												8,680	250	250
2009	Aug	D SAND	00	IJ	31	Oil -> Gas ->												8,680	250	250
2009	Sep	D SAND	00	IJ	30	Oil -> Gas ->												8,400	250	250
2009	Oct	D SAND	00	IJ	31	Oil -> Gas ->												8,680	250	250
2009	Nov	D SAND	00	SI		Oil -> Gas ->														
2009	Dec	D SAND	00	SI		Oil -> Gas ->														
2010	Jan	D SAND	00	IJ	31	Oil -> Gas ->												8,680	250	250
2010	Feb	D SAND	00	IJ	28	Oil -> Gas ->												7,840	250	250
2010	Mar	D SAND	00	IJ	31	Oil -> Gas ->												8,680	250	250
2010	Apr	D SAND	00	IJ	30	Oil -> Gas ->												8,400	250	250
2010	May	D SAND	00	IJ	31	Oil -> Gas ->												8,680	250	250
2010	Jun	D SAND	00	IJ	30	Oil -> Gas ->												8,400	250	250
2010	Jul	D SAND	00	IJ	31	Oil -> Gas ->												8,680	250	250

2010	Aug	D SAND	00	IJ	31	Oil -> Gas ->												8,680	250	250	
2010	Sep	D SAND	00	IJ	30	Oil -> Gas ->													8,400	250	250
2010	Oct	D SAND	00	IJ	31	Oil -> Gas ->													8,680	250	250
2010	Nov	D SAND	00	IJ	30	Oil -> Gas ->													8,400	250	250
2010	Dec	D SAND	00	IJ	31	Oil -> Gas ->													8,680	250	250
2011	Jan	D SAND	00	IJ	31	Oil -> Gas ->													8,680	250	250
2011	Feb	D SAND	00	IJ	28	Oil -> Gas ->													7,840	250	250
2011	Mar	D SAND	00	IJ	31	Oil -> Gas ->													8,680	250	250
2011	Apr	D SAND	00	IJ	30	Oil -> Gas ->													8,400	250	250
2011	May	D SAND	00	IJ	31	Oil -> Gas ->													8,680	250	250
2011	Jun	D SAND	00	IJ	15	Oil -> Gas ->													4,200	250	250
2011	Jul	D SAND	00	SI		Oil -> Gas ->														250	250
2011	Aug	D SAND	00	SI		Oil -> Gas ->															0
2011	Sep	D SAND	00	SI		Oil -> Gas ->															0
2011	Oct	D SAND	00	IJ	15	Oil -> Gas ->													4,641	0	0
2011	Nov	D SAND	00	IJ	29	Oil -> Gas ->													15,960	0	0
2011	Dec	D SAND	00	IJ	31	Oil -> Gas ->													21,328	0	0
2012	Jan	D SAND	00	IJ	30	Oil -> Gas ->													20,968	0	0
2012	Feb	D SAND	00	IJ	28	Oil -> Gas ->													15,920	0	0
2012	Mar	D SAND	00	IJ	31	Oil -> Gas ->													21,328	0	0
2012	Apr	D SAND	00	IJ	30	Oil -> Gas ->													20,336	0	0
2012	May	D SAND	00	IJ	31	Oil -> Gas ->													21,328	0	0
2012	Jun	D SAND	00	IJ	28	Oil -> Gas ->													20,640	0	0
2012	Jul	D SAND	00	IJ	30	Oil -> Gas ->													21,328	0	0
2012	Aug	D SAND	00	IJ	30	Oil -> Gas ->													33,208	0	0
2012	Sep	D SAND	00	IJ	29	Oil -> Gas ->													33,400	0	0
2012	Oct	D SAND	00	IJ	30	Oil -> Gas ->													34,056	0	0
2012	Nov	D SAND	00	IJ	30	Oil -> Gas ->													26,124	0	0
2012	Dec	D SAND	00	IJ	31	Oil -> Gas ->													30,824	0	0
2013	Jan	D SAND	00	IJ	30	Oil -> Gas ->													33,368	0	0
2013	Feb	D SAND	00	IJ	28	Oil -> Gas ->													37,824	0	0

Exhibit 37 - Page 6

2013	Mar	D SAND	00	IJ	31	Oil -> Gas ->												44,088	0	0	
2013	Apr	D SAND	00	IJ	30	Oil -> Gas ->													16,304	0	0
2013	May	D SAND	00	IJ	31	Oil -> Gas ->													23,344	0	0
2013	Jun	D SAND	00	IJ	30	Oil -> Gas ->													31,424	0	0
2013	Jul	D SAND	00	IJ	31	Oil -> Gas ->													30,880	0	0
2013	Aug	D SAND	00	IJ	30	Oil -> Gas ->													10,168	0	0
2013	Sep	D SAND	00	IJ	30	Oil -> Gas ->													9,840	0	0
2013	Oct	D SAND	00	IJ	29	Oil -> Gas ->													10,880	0	0
2013	Nov	D SAND	00	IJ	30	Oil -> Gas ->													32,640	0	0
2013	Dec	D SAND	00	IJ	31	Oil -> Gas ->													33,424	0	0
2014	Jan	D SAND	00	IJ	31	Oil -> Gas ->													20,048	0	0
2014	Feb	D SAND	00	IJ	27	Oil -> Gas ->													20,624	0	0
2014	Mar	D SAND	00	IJ	31	Oil -> Gas ->													26,568	0	0
2014	Apr	D SAND	00	IJ	29	Oil -> Gas ->													23,560	0	0
2014	May	D SAND	00	IJ	30	Oil -> Gas ->													25,040	0	0
2014	Jun	D SAND	00	IJ	30	Oil -> Gas ->													25,520	0	0
2014	Jul	D SAND	00	IJ	25	Oil -> Gas ->													5,760	0	0
2014	Aug	D SAND	00	IJ	5	Oil -> Gas ->													2,141	0	0
2014	Sep	D SAND	00	SI		Oil -> Gas ->															0
2014	Oct	D SAND	00	SI		Oil -> Gas ->															0
2014	Nov	D SAND	00	IJ	30	Oil -> Gas ->													25,100	0	0
2014	Dec	D SAND	00	IJ	31	Oil -> Gas ->													39,190	0	0

FORM INSP
Rev 05/11

**State of Colorado
Oil and Gas Conservation Commission**

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



DE	ET	OE	ES
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Inspection Date:
09/16/2014

Document Number:
667200518

Overall Inspection:

ALLEGED VIOLATION

FIELD INSPECTION FORM

Location Identifier	Facility ID	Loc ID	Inspector Name:	On-Site Inspection	2A Doc Num:
	<u>219143</u>	<u>312158</u>	<u>SCHURE, KYM</u>	<input type="checkbox"/>	

Operator Information:

OGCC Operator Number:	<u>10380</u>
Name of Operator:	<u>BENCHMARK ENERGY LLC</u>
Address:	<u>PO BOX 8747</u>
City:	<u>PRATT</u> State: <u>KS</u> Zip: <u>67124</u>

- THIS IS A FOLLOW UP INSPECTION
- FOLLOW UP INSPECTION REQUIRED
- NO FOLLOW UP INSPECTION REQUIRED
- INSPECTOR REQUESTS FORM 42 WHEN CORRECTIVE ACTIONS ARE COMPLETED

Contact Information:

Contact Name	Phone	Email	Comment
Quint, Craig		craig.quint@state.co.us	
Burn, Diana		diana.burn@state.co.us	
Nash, Jerry	(316) 218-8184	jerry@benchmarkenergy.us	All Inspections
Ferrell, LaDawn	(620) 672-3800	lferrell@profsecservices.com	All Inspections
Koehler, Bob		bob.koehler@state.co.us	

Compliance Summary:

QtrQtr: NENE Sec: 12 Twp: 8N Range: 54W

Insp. Date	Doc Num	Insp. Type	Insp Status	Satisfactory /Action Required	PA P/F/I	Pas/Fail (P/F)	Violation (Y/N)
08/12/2014	667200364			ALLEGED VIOLATION			Yes
07/23/2014	667200231	SI	SI	ALLEGED VIOLATION			Yes
08/08/2013	664001188	SI	SI	SATISFACTORY			No
07/09/2012	663300290	IJ	IJ	ACTION REQUIRED	I		No
11/21/2011	664000148	IJ	AC	SATISFACTORY	P		No
10/11/2011	200324950	MI	SI	ACTION REQUIRED			Yes
06/16/2011	200312771	MI	AC	ACTION REQUIRED			Yes
07/26/2010	200263867	RT	TA	SATISFACTORY			No
07/19/2010	200264964	SR	AC	SATISFACTORY	I		No
01/27/2010	200229253	MI	SI	SATISFACTORY			No
12/21/2009	200225699	MI	SI	ACTION REQUIRED			Yes
07/23/2009	200215464	MI	SI	ACTION REQUIRED			Yes
07/22/2009	200215463	MI	SI	ACTION REQUIRED			Yes
04/17/2008	200130595	MI	AC	ACTION REQUIRED			Yes
06/20/2007	200115791	MI	AC	SATISFACTORY		Pass	No
06/08/2006	200091673	RT	AC	SATISFACTORY		Pass	No
07/05/2005	200074145	RT	AC	SATISFACTORY		Pass	No

Inspector Name: SCHURE, KYM

06/15/2004	200055914	RT		SATISFACTORY		Pass	No
04/02/2003	200037008	RT	AC	SATISFACTORY		Pass	No
08/02/2002	200029314	MI	SI	SATISFACTORY		Pass	No
07/17/2002	200028858	MI	AC	ACTION REQUIRED		Fail	Yes
08/23/2001	200019591	RT	AC	SATISFACTORY		Pass	No
08/04/2000	200008426	RT	AC	SATISFACTORY		Pass	No

Inspector Comment:

Inspection Report submitted for clarification of Doc.#667200469. UIC/MIT FAILED WELL IS TO REMAIN SHUT- DOWN-OUT OF SERVICE until witnessed MIT passes 15 min. test. No Form 21 necessary on this inspection, MIT failure requires no Form 21 submitted. Operator must have completed Form 21 and pre-test well prior to UIC/MIT being performed. Surface (Environmental) compliance issues remain as described in Doc.#667200469. Operator is required to contact COGCC Engineering and Bob Koehler for compliance directives regarding UIC/MIT.

Related Facilities:

Facility ID	Type	Status	Status Date	Well Class	API Num	Facility Name	Insp Status	
219143	WELL	SI	04/26/2013	ERIW	075-05972	NW GRAYLIN D-SAND UNIT 20-W	SI	<input checked="" type="checkbox"/>

Equipment:

Location Inventory

Special Purpose Pits: _____	Drilling Pits: _____	Wells: _____	Production Pits: _____
Condensate Tanks: _____	Water Tanks: _____	Separators: _____	Electric Motors: _____
Gas or Diesel Mortors: _____	Cavity Pumps: _____	LACT Unit: _____	Pump Jacks: _____
Electric Generators: _____	Gas Pipeline: _____	Oil Pipeline: _____	Water Pipeline: _____
Gas Compressors: _____	VOC Combustor: _____	Oil Tanks: _____	Dehydrator Units: _____
Multi-Well Pits: _____	Pigging Station: _____	Flare: _____	Fuel Tanks: _____

Location

Emergency Contact Number (S/A/V): _____ Corrective Date: _____

Comment: _____

Corrective Action: _____

Spills:

Type	Area	Volume	Corrective action	CA Date
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Multiple Spills and Releases?

Venting:

Yes/No	Comment

Flaring:

Type	Satisfactory/Action Required	Comment	Corrective Action	CA Date

Predrill

Location ID: 219143

Site Preparation:

Lease Road Adeq.: _____ Pads: _____ Soil Stockpile: _____

S/AV: _____

Corrective Action: _____ Date: _____ CDP Num.: _____

Form 2A COAs:

S/AV: _____ **Comment:**

CA: **Date:** _____

Wildlife BMPs:

S/AV: _____ **Comment:**

CA: **Date:** _____

Stormwater:

Comment: _____

Staking:

On Site Inspection (305):

Surface Owner Contact Information:

Name: _____ Address: _____

Phone Number: _____ Cell Phone: _____

Operator Rep. Contact Information:

Landman Name: _____ Phone Number: _____

Date Onsite Request Received: _____ Date of Rule 306 Consultation: _____

Request LGD Attendance: _____

LGD Contact Information:

Name: _____ Phone Number: _____ Agreed to Attend: _____

Summary of Landowner Issues:

Summary of Operator Response to Landowner Issues:

Onsite Inspection Memorandum Summarizing Discussions at Inspection as Attachment:

Facility

Facility ID: 219143 Type: WELL API Number: 075-05972 Status: SI Insp. Status: SI

Underground Injection Control

UIC Violation: Failed MIT

Maximum Injection Pressure: _____

UIC Routine

Inj./Tube: Pressure or inches of Hg _____
(e.g. 30 psig or -30" Hg)

Previous Test Pressure _____

MPP _____

Inj Zone: DSND

TC: Pressure or inches of Hg _____

Previous Test Pressure _____

Last MIT: 11/21/2011

Brhd: Pressure or inches of Hg _____

Previous Test Pressure _____

AnnMTReq: _____

Comment: _____

Method of Injection: _____

Test Type: 5 Year

Tbg psi: _____

Csg psi: _____

BH psi: _____

Insp. Status: Fail

Leak Type: _____

Comment: UIC/MIT FAILED LOSS -40 psi. within (10) min.

Idle Well

Purpose: Shut In

Temporarily Abandoned

Reminder: _____

S/A/V: _____

CA Date: 03/16/2015

CA: FAILED UIC/MIT WELL MUST REMAIN OUT OF SERVICE UNTIL SUCCESSFUL MIT IS PERFORMED RULE 326

Comment: _____

Environmental

Spills/Releases:

Type of Spill: _____ Description: _____ Estimated Spill Volume: _____

Comment: _____

Corrective Action: _____ Date: _____

Reportable: _____ GPS: Lat _____ Long _____

Proximity to Surface Water: _____ Depth to Ground Water: _____

Water Well:

DWR Receipt Num: _____ Owner Name: _____ GPS: _____ Lat _____ Long _____

Field Parameters:

Sample Location: _____

Emission Control Burner (ECB): _____

Comment: _____

Pilot: _____ Wildlife Protection Devices (fired vessels): _____

Reclamation - Storm Water - Pit

Interim Reclamation:

Date Interim Reclamation Started: _____ Date Interim Reclamation Completed: _____

Land Use: _____

Comment: _____

1003a. Debris removed? _____ CM _____

CA _____ CA Date _____

Waste Material Onsite? _____ CM _____

CA _____ CA Date _____

Unused or unneeded equipment onsite? _____ CM _____

CA _____ CA Date _____

Pit, cellars, rat holes and other bores closed? _____ CM _____

CA _____ CA Date _____

Guy line anchors removed? _____ CM _____

CA _____ CA Date _____

Guy line anchors marked? _____ CM _____

CA _____ CA Date _____

1003b. Area no longer in use? _____ Production areas stabilized ? _____

1003c. Compacted areas have been cross ripped? _____

1003d. Drilling pit closed? _____ Subsidence over on drill pit? _____

Cuttings management: _____

1003e. Areas no longer needed for drilling or subsequent operations for have been re-vegetated to 80% of pre-existing? _____

Production areas have been stabilized? _____ Segregated soils have been replaced? _____

RESTORATION AND REVEGETATION

Cropland

Top soil replaced _____ Recontoured _____ Perennial forage re-established _____

Non-Cropland

Top soil replaced _____ Recontoured _____ 80% Revegetation _____

1003 f. Weeds Noxious weeds? _____

Comment: _____

Overall Interim Reclamation

Final Reclamation/ Abandoned Location:

Date Final Reclamation Started: _____ Date Final Reclamation Completed: _____

Final Land Use: _____

Reminder: _____

Comment: _____

Well plugged _____ Pit mouse/rat holes, cellars backfilled _____

Debris removed _____ No disturbance /Location never built _____

Access Roads Regraded _____ Contoured _____ Culverts removed _____

Gravel removed _____

Location and associated production facilities reclaimed _____ Locations, facilities, roads, recontoured _____

Compaction alleviation _____ Dust and erosion control _____

Non cropland: Revegetated 80% _____ Cropland: perennial forage _____

Weeds present _____ Subsidence _____

Comment: _____

Corrective Action: _____ Date _____

Overall Final Reclamation _____ Well Release on Active Location Multi-Well Location

Storm Water:						
Loc Erosion BMPs	BMP Maintenance	Lease Road Erosion BMPs	Lease BMP Maintenance	Chemical BMPs	Chemical BMP Maintenance	Comment

S/A/V: _____ Corrective Date: _____

Comment: _____

CA: _____

Pits: NO SURFACE INDICATION OF PIT

FORM INSP
Rev 05/11

State of Colorado
Oil and Gas Conservation Commission

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



DE	ET	OE	ES
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Inspection Date:
10/13/2014

Document Number:
667200572

Overall Inspection:

ACTION REQUIRED

FIELD INSPECTION FORM

Location Identifier	Facility ID	Loc ID	Inspector Name:	On-Site Inspection	2A Doc Num:
	<u>219143</u>	<u>312158</u>	<u>SCHURE, KYM</u>	<input type="checkbox"/>	

Operator Information:

OGCC Operator Number:	<u>10380</u>
Name of Operator:	<u>BENCHMARK ENERGY LLC</u>
Address:	<u>PO BOX 8747</u>
City:	<u>PRATT</u> State: <u>KS</u> Zip: <u>67124</u>

- THIS IS A FOLLOW UP INSPECTION
- FOLLOW UP INSPECTION REQUIRED
- NO FOLLOW UP INSPECTION REQUIRED
- INSPECTOR REQUESTS FORM 42 WHEN CORRECTIVE ACTIONS ARE COMPLETED

Contact Information:

Contact Name	Phone	Email	Comment
Koehler, Bob		bob.koehler@state.co.us	
Nash, Jerry	(316) 218-8184	jerry@benchmarkenergy.us	All Inspections
Nash, Jerry	(620) 672-9700	lferrell@profsecservices.com	

Compliance Summary:

Insp. Date	Doc Num	Insp. Type	Insp Status	Satisfactory /Action Required	PA P/F/I	Pas/Fail (P/F)	Violation (Y/N)
10/06/2014	667200567	SI	SI	ACTION REQUIRED			No
09/16/2014	667200518	SI	SI	ALLEGED VIOLATION			Yes
09/16/2014	667200469			ACTION REQUIRED			No
08/12/2014	667200364			ALLEGED VIOLATION			Yes
07/23/2014	667200231	SI	SI	ALLEGED VIOLATION			Yes
08/08/2013	664001188	SI	SI	SATISFACTORY			No
07/09/2012	663300290	IJ	IJ	ACTION REQUIRED	I		No
11/21/2011	664000148	IJ	AC	SATISFACTORY	P		No
10/11/2011	200324950	MI	SI	ACTION REQUIRED			Yes
06/16/2011	200312771	MI	AC	ACTION REQUIRED			Yes
07/26/2010	200263867	RT	TA	SATISFACTORY			No
07/19/2010	200264964	SR	AC	SATISFACTORY	I		No
01/27/2010	200229253	MI	SI	SATISFACTORY			No
12/21/2009	200225699	MI	SI	ACTION REQUIRED			Yes
07/23/2009	200215464	MI	SI	ACTION REQUIRED			Yes
07/22/2009	200215463	MI	SI	ACTION REQUIRED			Yes
04/17/2008	200130595	MI	AC	ACTION REQUIRED			Yes
06/20/2007	200115791	MI	AC	SATISFACTORY		Pass	No
06/08/2006	200091673	RT	AC	SATISFACTORY		Pass	No

Inspector Name: SCHURE, KYM

07/05/2005	200074145	RT	AC	SATISFACTORY	Pass	No
06/15/2004	200055914	RT		SATISFACTORY	Pass	No
04/02/2003	200037008	RT	AC	SATISFACTORY	Pass	No
08/02/2002	200029314	MI	SI	SATISFACTORY	Pass	No
07/17/2002	200028858	MI	AC	ACTION REQUIRED	Fail	Yes
08/23/2001	200019591	RT	AC	SATISFACTORY	Pass	No
08/04/2000	200008426	RT	AC	SATISFACTORY	Pass	No

Inspector Comment:

Workover Inspection

Related Facilities:

Facility ID	Type	Status	Status Date	Well Class	API Num	Facility Name	Insp Status	
219143	WELL	SI	04/26/2013	ERIW	075-05972	NW GRAYLIN D-SAND UNIT 20-W	SI	<input checked="" type="checkbox"/>

Equipment:

Location Inventory

Special Purpose Pits: _____	Drilling Pits: _____	Wells: _____	Production Pits: _____
Condensate Tanks: _____	Water Tanks: _____	Separators: _____	Electric Motors: _____
Gas or Diesel Mortors: _____	Cavity Pumps: _____	LACT Unit: _____	Pump Jacks: _____
Electric Generators: _____	Gas Pipeline: _____	Oil Pipeline: _____	Water Pipeline: _____
Gas Compressors: _____	VOC Combustor: _____	Oil Tanks: _____	Dehydrator Units: _____
Multi-Well Pits: _____	Pigging Station: _____	Flare: _____	Fuel Tanks: _____

Location

Signs/Marker:

Type	Satisfactory/Action Required	Comment	Corrective Action	CA Date
WELLHEAD	SATISFACTORY			

Emergency Contact Number (S/A/V): SATISFACTORY

Corrective Date: _____

Comment: _____

Corrective Action: _____

Spills:

Type	Area	Volume	Corrective action	CA Date
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Multiple Spills and Releases?

Fencing/:

Type	Satisfactory/Action Required	Comment	Corrective Action	CA Date
LOCATION	SATISFACTORY			

Equipment:

Type	#	Satisfactory/Action Required	Comment	Corrective Action	CA Date
Other	0	SATISFACTORY			

Venting:	
Yes/No	Comment

Flaring:				
Type	Satisfactory/Action Required	Comment	Corrective Action	CA Date

Predrill

Location ID: 219143

Site Preparation:

Lease Road Adeq.: _____ Pads: _____ Soil Stockpile: _____

S/A/V: _____

Corrective Action: _____ Date: _____ CDP Num.: _____

Form 2A COAs:

S/A/V: _____ **Comment:** _____

CA: _____ **Date:** _____

Wildlife BMPs:

S/A/V: _____ **Comment:** _____

CA: _____ **Date:** _____

Stormwater:

Comment: _____

Staking:

On Site Inspection (305):

Surface Owner Contact Information:

Name: _____ Address: _____

Phone Number: _____ Cell Phone: _____

Operator Rep. Contact Information:

Landman Name: _____ Phone Number: _____

Date Onsite Request Received: _____ Date of Rule 306 Consultation: _____

Request LGD Attendance: _____

LGD Contact Information:

Name: _____ Phone Number: _____ Agreed to Attend: _____

Summary of Landowner Issues:

Summary of Operator Response to Landowner Issues:

Onsite Inspection Memorandum Summarizing Discussions at Inspection as Attachment:

Facility

Facility ID: 219143 Type: WELL API Number: 075-05972 Status: SI Insp. Status: SI

Workover

Comment: Workover rig on-site. Operator indicated that pressure was not holding and resetting the packer was planned for repair. Inspector Schure requested to Operator that COGCC Environmental be notified for directives and COGCC witnessed UIC/MIT must be performed satisfactorily and COGCC Engineering approval must be gain prior to returning well to service.

Environmental

Spills/Releases:

Type of Spill: _____ Description: _____ Estimated Spill Volume: _____
Comment: _____
Corrective Action: _____ Date: _____
Reportable: _____ GPS: Lat _____ Long _____
Proximity to Surface Water: _____ Depth to Ground Water: _____

Water Well:

Lat _____ Long _____
DWR Receipt Num: _____ Owner Name: _____ GPS : _____

Field Parameters:

Sample Location: _____

Emission Control Burner (ECB): _____
Comment: _____
Pilot: _____ Wildlife Protection Devices (fired vessels): _____

Reclamation - Storm Water - Pit

Interim Reclamation:

Date Interim Reclamation Started: _____ Date Interim Reclamation Completed: _____
Land Use: _____
Comment: _____
1003a. Debris removed? _____ CM _____
CA _____ CA Date _____
Waste Material Onsite? _____ CM _____
CA _____ CA Date _____
Unused or unneeded equipment onsite? _____ CM _____
CA _____ CA Date _____
Pit, cellars, rat holes and other bores closed? _____ CM _____
CA _____ CA Date _____
Guy line anchors removed? _____ CM _____
CA _____ CA Date _____
Guy line anchors marked? _____ CM _____
CA _____ CA Date _____
1003b. Area no longer in use? _____ Production areas stabilized ? _____
1003c. Compacted areas have been cross ripped? _____

Inspector Name: SCHURE, KYM

1003d. Drilling pit closed? _____ Subsidence over on drill pit? _____
Cuttings management: _____
1003e. Areas no longer needed for drilling or subsequent operations for have been re-vegetated to 80% of pre-existing? _____
Production areas have been stabilized? _____ Segregated soils have been replaced? _____

RESTORATION AND REVEGETATION

Cropland

Top soil replaced _____ Recontoured _____ Perennial forage re-established _____

Non-Cropland

Top soil replaced _____ Recontoured _____ 80% Revegetation _____

1003 f. Weeds Noxious weeds? _____

Comment: _____

Overall Interim Reclamation

Final Reclamation/ Abandoned Location:

Date Final Reclamation Started: _____ Date Final Reclamation Completed: _____

Final Land Use: _____

Reminder: _____

Comment: _____

Well plugged _____ Pit mouse/rat holes, cellars backfilled _____

Debris removed _____ No disturbance /Location never built _____

Access Roads Regraded _____ Contoured _____ Culverts removed _____

Gravel removed _____

Location and associated production facilities reclaimed _____ Locations, facilities, roads, recontoured _____

Compaction alleviation _____ Dust and erosion control _____

Non cropland: Revegetated 80% _____ Cropland: perennial forage _____

Weeds present _____ Subsidence _____

Comment: _____

Corrective Action: _____ Date _____

Overall Final Reclamation _____ Well Release on Active Location Multi-Well Location

Storm Water:

Loc Erosion BMPs	BMP Maintenance	Lease Road Erosion BMPs	Lease BMP Maintenance	Chemical BMPs	Chemical BMP Maintenance	Comment
Other						

S/A/V: SATISFACTOR Corrective Date: _____

Y

Comment: Workover rig on-site. Surface disruption from workover apparent, disruption has not exceeded previous vegetation kills cited on previous inspections. Implement and maintain stormwater BMP's.

CA: _____

Pits: NO SURFACE INDICATION OF PIT

COGCC Comments

Comment	User	Date
Action Required status is placed due to procedural notifications/approvals required by COGCC N.E. Field Inspector.	schureky	10/15/2014

ACTION REQUIRED

ANY ACTION REQUIRED items listed on this report indicate that the oil and gas facility or the oil and gas operations listed on the report may be in violation of the rules and regulations of the Colorado Oil and Conservation Commission (“COGCC”) and corrective action is required.

There is reasonable cause to believe that a violation of the Oil and Gas Conservation Act, or of any rule, regulation, or order of the Commission, or of any permit issued by the Commission, has occurred. The Operator’s compliance with this Inspection Report is required to resolve these alleged violations. This document requires the Operator to timely respond to the COGCC and to comply with directives as listed by the **Corrective Action Deadline Date**. Failure to do so will result in the issuance of a Notice of Alleged Violation and initiation of enforcement proceedings in which COGCC will seek monetary penalties for the alleged violations pursuant to § 34-60-121, C.R.S. and Rule 523, COGCC Rules of Practice and Procedure, 2 CCR 404-1. (Please note that the COGCC's penalty authority was recently increased to a maximum of \$15,000 per day and penalties are no longer capped at a maximum of \$10,000 per violation.)

FORM INSP <small>Rev 05/11</small>	State of Colorado Oil and Gas Conservation Commission <small>1120 Lincoln Street, Suite 801, Denver, Colorado 80203 Phone: (303) 894-2100 Fax: (303) 894-2109</small>		DE	ET	OE	ES
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Inspection Date:
10/14/2014

Document Number:
667200574

Overall Inspection:
SATISFACTORY

FIELD INSPECTION FORM

Location Identifier	Facility ID	Loc ID	Inspector Name:	On-Site Inspection	<input type="checkbox"/>
	<u>219143</u>	<u>312158</u>	<u>SCHURE, KYM</u>	2A Doc Num:	

Operator Information:

OGCC Operator Number: 10380

Name of Operator: BENCHMARK ENERGY LLC

Address: PO BOX 8747

City: PRATT State: KS Zip: 67124

- THIS IS A FOLLOW UP INSPECTION
- FOLLOW UP INSPECTION REQUIRED
- NO FOLLOW UP INSPECTION REQUIRED
- INSPECTOR REQUESTS FORM 42 WHEN CORRECTIVE ACTIONS ARE COMPLETED

Contact Information:

Contact Name	Phone	Email	Comment
Burn, Diana		diana.burn@state.co.us	
Nash, Jerry	(316) 218-8184	jerry@benchmarkenergy.us	All Inspections
Ferrell, LaDawn	(620) 672-3800	lferrell@profsecservices.com	All Inspections
Koehler, Bob		bob.koehler@state.co.us	
Quint, Craig		craig.quint@state.co.us	

Compliance Summary:

QtrQtr: NENE Sec: 12 Twp: 8N Range: 54W

Insp. Date	Doc Num	Insp. Type	Insp Status	Satisfactory /Action Required	PA P/F/I	Pas/Fail (P/F)	Violation (Y/N)
10/06/2014	667200567	SI	SI	ACTION REQUIRED			No
09/16/2014	667200518	SI	SI	ALLEGED VIOLATION			Yes
09/16/2014	667200469			ACTION REQUIRED			No
08/12/2014	667200364			ALLEGED VIOLATION			Yes
07/23/2014	667200231	SI	SI	ALLEGED VIOLATION			Yes
08/08/2013	664001188	SI	SI	SATISFACTORY			No
07/09/2012	663300290	IJ	IJ	ACTION REQUIRED	I		No
11/21/2011	664000148	IJ	AC	SATISFACTORY	P		No
10/11/2011	200324950	MI	SI	ACTION REQUIRED			Yes
06/16/2011	200312771	MI	AC	ACTION REQUIRED			Yes
07/26/2010	200263867	RT	TA	SATISFACTORY			No
07/19/2010	200264964	SR	AC	SATISFACTORY	I		No
01/27/2010	200229253	MI	SI	SATISFACTORY			No
12/21/2009	200225699	MI	SI	ACTION REQUIRED			Yes
07/23/2009	200215464	MI	SI	ACTION REQUIRED			Yes
07/22/2009	200215463	MI	SI	ACTION REQUIRED			Yes
04/17/2008	200130595	MI	AC	ACTION REQUIRED			Yes

Inspector Name: SCHURE, KYM

06/20/2007	200115791	MI	AC	SATISFACTORY		Pass	No
06/08/2006	200091673	RT	AC	SATISFACTORY		Pass	No
07/05/2005	200074145	RT	AC	SATISFACTORY		Pass	No
06/15/2004	200055914	RT		SATISFACTORY		Pass	No
04/02/2003	200037008	RT	AC	SATISFACTORY		Pass	No
08/02/2002	200029314	MI	SI	SATISFACTORY		Pass	No
07/17/2002	200028858	MI	AC	ACTION REQUIRED		Fail	Yes
08/23/2001	200019591	RT	AC	SATISFACTORY		Pass	No
08/04/2000	200008426	RT	AC	SATISFACTORY		Pass	No

Inspector Comment:

UIC/MIT performed SATISFACTORY Field Inspector Schure notified Operator that well was not to return to service without prior approval from COGCC Engineering regarding placement of packer approval. Operator notified COGCC Inspector Schure stating COGCC Engineer (Dirk Suthphin) had granted a verbal approval for returning well to service. NOTICE TO OPERATOR: ALL requests for UIC/MIT witnessing must include written notification allowing (10) days for scheduling by COGCC staff. Telephone communications requesting UIC/MIT witnessing will not be accepted. Form 21 attached.

Related Facilities:

Facility ID	Type	Status	Status Date	Well Class	API Num	Facility Name	Insp Status	
219143	WELL	SI	04/26/2013	ERIW	075-05972	NW GRAYLIN D-SAND UNIT 20-W	SI	<input checked="" type="checkbox"/>

Equipment:

Location Inventory

Special Purpose Pits: _____	Drilling Pits: _____	Wells: _____	Production Pits: _____
Condensate Tanks: _____	Water Tanks: _____	Separators: _____	Electric Motors: _____
Gas or Diesel Mortors: _____	Cavity Pumps: _____	LACT Unit: _____	Pump Jacks: _____
Electric Generators: _____	Gas Pipeline: _____	Oil Pipeline: _____	Water Pipeline: _____
Gas Compressors: _____	VOC Combustor: _____	Oil Tanks: _____	Dehydrator Units: _____
Multi-Well Pits: _____	Pigging Station: _____	Flare: _____	Fuel Tanks: _____

Location

Signs/Marker:

Type	Satisfactory/Action Required	Comment	Corrective Action	CA Date
WELLHEAD	SATISFACTORY			

Emergency Contact Number (S/A/V): SATISFACTORY

Corrective Date: _____

Comment: _____

Corrective Action: _____

Spills:

Type	Area	Volume	Corrective action	CA Date
<input type="checkbox"/> Multiple Spills and Releases?				

Fencing/:

Type	Satisfactory/Action Required	Comment	Corrective Action	CA Date
LOCATION	SATISFACTORY			

Equipment:					
Type	#	Satisfactory/Action Required	Comment	Corrective Action	CA Date
Other	0	SATISFACTORY			

Venting:	
Yes/No	Comment

Flaring:				
Type	Satisfactory/Action Required	Comment	Corrective Action	CA Date

Predrill

Location ID: 219143

Site Preparation:

Lease Road Adeq.: _____ Pads: _____ Soil Stockpile: _____

S/A/V: _____

Corrective Action: _____ Date: _____ CDP Num.: _____

Form 2A COAs:

S/A/V: _____ **Comment:**

CA: **Date:** _____

Wildlife BMPs:

S/A/V: _____ **Comment:**

CA: **Date:** _____

Stormwater:

Comment: _____

Staking:

On Site Inspection (305):

Surface Owner Contact Information:

Name: _____ Address: _____

Phone Number: _____ Cell Phone: _____

Operator Rep. Contact Information:

Landman Name: _____ Phone Number: _____

Date Onsite Request Received: _____ Date of Rule 306 Consultation: _____

Request LGD Attendance: _____

LGD Contact Information:

Name: _____ Phone Number: _____ Agreed to Attend: _____

Summary of Landowner Issues:

Summary of Operator Response to Landowner Issues:

Onsite Inspection Memorandum Summarizing Discussions at Inspection as Attachment:

Facility

Underground Injection Control

UIC Violation: _____ Maximum Injection Pressure: _____

UIC Routine

Inj./Tube: Pressure or inches of Hg _____ Previous Test Pressure _____ MPP _____
 (e.g. 30 psig or -30" Hg) Inj Zone: DSND

TC: Pressure or inches of Hg _____ Previous Test Pressure _____ Last MIT: 11/21/2011

Brhd: Pressure or inches of Hg _____ Previous Test Pressure _____ AnnMTReq: _____

Comment: _____

Method of Injection: _____

Test Type: Verification of Repairs Tbg psi: _____ Csg psi: 610 BH psi: _____

Insp. Status: Pass

Comment: **Reset packer. Casing held 610psi. through last (10) minutes of (15) min. test duration. Loss or Gain during test - 10psi.**

Environmental

Spills/Releases:

Type of Spill: _____ Description: _____ Estimated Spill Volume: _____

Comment: _____

Corrective Action: _____ Date: _____

Reportable: _____ GPS: Lat _____ Long _____

Proximity to Surface Water: _____ Depth to Ground Water: _____

Water Well:

DWR Receipt Num: _____ Owner Name: _____ GPS: _____ Lat _____ Long _____

Field Parameters:

Sample Location: _____

Emission Control Burner (ECB): _____

Comment: _____

Pilot: _____ Wildlife Protection Devices (fired vessels): _____

Reclamation - Storm Water - Pit

Interim Reclamation:

Date Interim Reclamation Started: _____ Date Interim Reclamation Completed: _____

Land Use: _____

Comment: _____

1003a. Debris removed? _____ CM _____

CA _____ CA Date _____

Waste Material Onsite? _____ CM _____

CA _____ CA Date _____

Unused or unneeded equipment onsite? _____ CM _____

CA _____ CA Date _____

Pit, cellars, rat holes and other bores closed? _____ CM _____

CA _____ CA Date _____

Guy line anchors removed? _____ CM _____

CA _____ CA Date _____

Guy line anchors marked? _____ CM _____

CA _____ CA Date _____

1003b. Area no longer in use? _____ Production areas stabilized ? _____

1003c. Compacted areas have been cross ripped? _____

1003d. Drilling pit closed? _____ Subsidence over on drill pit? _____

Cuttings management: _____

1003e. Areas no longer needed for drilling or subsequent operations for have been re-vegetated to 80% of pre-existing? _____

Production areas have been stabilized? _____ Segregated soils have been replaced? _____

RESTORATION AND REVEGETATION

Cropland

Top soil replaced _____ Recontoured _____ Perennial forage re-established _____

Non-Cropland

Top soil replaced _____ Recontoured _____ 80% Revegetation _____

1003 f. Weeds Noxious weeds? _____

Comment: _____

Overall Interim Reclamation _____

Final Reclamation/ Abandoned Location:

Date Final Reclamation Started: _____ Date Final Reclamation Completed: _____

Final Land Use: _____

Reminder: _____

Comment: _____

Well plugged _____ Pit mouse/rat holes, cellars backfilled _____

Debris removed _____ No disturbance /Location never built _____

Access Roads Regraded _____ Contoured _____ Culverts removed _____

Gravel removed _____

Location and associated production facilities reclaimed _____ Locations, facilities, roads, recontoured _____

Compaction alleviation _____ Dust and erosion control _____

Non cropland: Revegetated 80% _____ Cropland: perennial forage _____

Weeds present _____ Subsidence _____

Comment: _____

Corrective Action: _____ Date _____

Overall Final Reclamation _____ Well Release on Active Location Multi-Well Location

Storm Water:						
Loc Erosion BMPs	BMP Maintenance	Lease Road Erosion BMPs	Lease BMP Maintenance	Chemical BMPs	Chemical BMP Maintenance	Comment
Other						
S/A/V: SATISFACTOR		Corrective Date: _____				
Y						
Comment: Install and maintain BMP's for appropriate control.						
CA: _____						

Pits: NO SURFACE INDICATION OF PIT

COGCC Comments

Comment	User	Date
SATISFACTORY status of this Inspection Report is "ONLY" in regard to UIC/MIT results. ALL other/remaining corrective actions from previous Inspection Reports remain in effect.	schureky	10/15/2014

Attached Documents

You can go to COGCC Images (<https://cogcc.state.co.us/weblink/>) and search by document number:

Document Num	Description	URL
667200575	Form 21	http://ogccweblink.state.co.us/DownloadDocumentPDF.aspx?DocumentId=3458428

FORM 21 Rev 3/13

State of Colorado
Oil and Gas Conservation Commission



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

FOR OGCC USE ONLY

MECHANICAL INTEGRITY TEST

Fill out Part II of this form if well tested is a permitted or pending injection well. Send original plus one copy.

1. Duration of the pressure test must be a minimum of 15 minutes.
2. A pressure chart must accompany this report if this test was not witnessed by a OGCC representative.
3. For production wells, test pressures must be at a minimum of 300 psig.
4. Injection well tests must be witnessed by an OGCC representative.
5. New injection wells must be tested to maximum requested injection pressure.
6. For injection wells, test pressures must be at least 300 psig or average injection pressure, whichever is greater.
7. A minimum 300 psi differential pressure must be maintained between the tubing and tubing/casing annulus pressure.
8. Do not use this form if submitting under provisions of Rule 326.a.(1) B. or C.
9. OGCC notification must be provided 10 days prior to the test via Form 42.
10. Packers or bridge plugs, etc., must be set within 100 feet of the perforated interval to be considered a valid test.

Complete the Attachment Checklist

OGCC Operator Number: <u>10380</u>		Contact Name and Telephone		Oper	OGCC
Name of Operator: <u>Benchmark Energy LLC</u>		<u>Jerry Nash</u>			
Address: <u>PO Box 8747</u>		No: <u>(316) 617-1147</u>		Pressure Chart	
City: <u>Pratt</u> State: <u>KS</u> Zip: <u>67124</u>		Email: <u>jerry@benchmarkenergy.us</u>		Cement Bond Log	
API Number: <u>05-075-05972-00-00</u> Field Name: <u>Graylin NW</u> Field Number: _____				Tracer Survey	
Well Name: <u>NW Graylin D-Sand Unit</u> Number: <u>20-W</u>				Temperature Survey	
Location (QtrQtr, Sec, Twp, Rng, Meridian): <u>NENE 12-8N-54W</u>				Other Report 1	
				Other Report 2	

SHUT-IN PRODUCTION WELL INJECTION WELL Facility No.: 219143

Part I. Pressure Test

- 5-Year UIC Test Test to Maintain SI/TA Status Reset Packer
 Verification of Repairs Tubing/Packer Leak Casing Leak Other (Describe): _____

Describe Repairs: _____

NA - Not Applicable	Wellbore Data at Time of Test		Casing Test <input type="checkbox"/> NA
Injection/Producing Zone(s)	Perforated Interval: <input type="checkbox"/> NA	Open Hole Interval: <input checked="" type="checkbox"/> NA	Use when perforations or open hole is isolated by bridge plug or cement plug
D-Sand	4944-4948		Bridge Plug or Cement Plug Depth

Tubing Casing/Annulus Test <input type="checkbox"/> NA			
Tubing Size:	Tubing Depth:	Top Packer Depth:	Multiple Packers?
2.875	4948	4948	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No

Test Data					
Test Date	Well Status During Test	Date of Last Approved MIT	Casing Pressure Before Test	Initial Tubing Pressure	Final Tubing Pressure
10-14-14	TA		0		
Starting Casing Test Pressure	Casing Pressure - 5 Min.	Casing Pressure - 10 Min.	Final Casing Pressure	Pressure Loss or Gain During Test	
620 psi	610	610	610	-10 psi	
Test Witnessed by State Representative?			OGCC Field Representative (Print Name):		
<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No			Kym Schure		

Part II. Wellbore Channel Test

Complete only if well is or will be an injection well.

Indicate method used for cement integrity test, attach appropriate records, charts, or logs unless previously submitted.

<input type="checkbox"/> Tracer Survey	<input type="checkbox"/> CBL or Equivalent	<input type="checkbox"/> Temperature Survey
Run Date: _____	Run Date: _____	Run Date: _____

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

Print Name: Jerry Nash

Signed: _____ Title: Managing Member Date: _____

OGCC Approval: [Signature] Title: COGCC Date: 10-14-2014

Conditions of Approval, if any:

COGIS - Inspection/Incident Inquiry

You requested :	Mechanical Integrity Test Information
API:	05-075-05972

Search Results - 5 record(s) returned.

Document #	Facility ID #	API Number	Well Name & Number	Test Date	Test Type	Company Name	Operator #
2021120	150164	05-075-05972	NW GRAYLIN D-SAND UNIT -20-W	11/21/2011	RESET PACKER	BENCHMARK ENERGY LLC	10380
200326853	150164	05-075-05972	NW GRAYLIN D-SAND UNIT -20-W	10/12/2011	VERIFICATION OF REPAIRS	BENCHMARK ENERGY LLC	10380
2001047	150164	05-075-05972	NW GRAYLIN D-SAND UNIT -20-W	1/20/2010	VERIFICATION OF REPAIRS	LEGADO DJ, LLC	200039
1237517	150164	05-075-05972	NW GRAYLIN D-SAND UNIT -20-W	6/20/2007	ANNUAL UIC TEST	RAMPART ENERGY COMPANY	5685
200036713	150164	05-075-05972	NW GRAYLIN D-SAND UNIT -20-W	8/2/2002	5-YEAR UIC TEST	RAMPART ENERGY COMPANY	5685



COLORADO

Oil & Gas Conservation
Commission

Department of Natural Resources

1120 Lincoln Street, Suite 801
Denver, CO 80203

August 19, 2015

BENCHMARK ENERGY LLC - 10380
ATTN: JERRY NASH
PO BOX 8747
PRATT KS 67124

RE: NW GRAYLIN D-SAND UNIT #20-W, 075-05972

Dear Mr. Nash:

Colorado Oil and Gas Conservation Commission (COGCC) Staff is issuing the attached Notice of Alleged Violation (NOAV) for the above-referenced well.

When your corrective action is completed, fill out the "TO BE COMPLETED BY OPERATOR" section on the NOAV and return it to my attention.

Please note that the COGCC's penalty authority was recently increased to a maximum of \$15,000 per day and penalties are no longer capped at a maximum of \$10,000 per violation.

Please contact me if you have any questions, and thank you for your prompt attention to this matter.

Sincerely,

Dirk Sutphin, PE
East Region Engineer

P 303.894.2100 F 303.894.2109 www.colorado.gov/cogcc

Commissioners: Thomas L. Compton - Chairman, Richard Alward, John H. Benton, DeAnn Craig,
James W. Hawkins, Tommy Holton, Andrew L. Spielman, Mike King, Dr. Larry Wolk
John W. Hickentoober, Governor | Mike King, Executive Director, DNR | Matthew J. Lepore, Director



State of Colorado
Oil and Gas Conservation Commission

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



FOR OGCC USE ONLY
8/19/2015
200436808

*** NOTICE OF ALLEGED VIOLATION ***

OGCC Operator Number: 10380
Name of Operator: BENCHMARK ENERGY LLC
Address: PO BOX 8747
City: PRATT State: KS Zip: 67124
Company Representative: JERRY NASH

Date Notice Issued:

Well Name: NW GRAYLIN D-SAND UNIT Well Number: 20-W Facility Number: 219143
Location (QtrQtr, Sec, Twp, Rng, Meridian): NENE 12 8N 54W 6 County: LOGAN
API Number: 05 075 05972 00 Lease Number:

COGCC Representative: Sutphin Dirk Phone Number: 303 894-2100 X5107

THE FOLLOWING ALLEGED VIOLATION WAS FOUND BY THE COGCC REPRESENTATIVE FOR THE SITE LISTED

Date of Alleged Violation: 8/19/2015 Approximate Time of Violation:
Description of Alleged Violation:
Well failed a MIT on 9/16/14. Operator returned well to injection after performing a well repair and resetting the packer without passing an MIT. Operator did not submit documentation of the casing repair performed October 2014, as required by Sundry Notice #400703604. Spills of produced water July-August 2015 occurred around the wellhead indicating a loss of mechanical integrity. Production reporting is out of date. Last production report is December 2014 (IJ).

Act, Order, Regulation, Permit Conditions Cited:
Rule 326, Conditions of Approval on Sundry Notice doc#400703604, Section 34-6-121(1) C.R.S., 324A, 309.

Abatement or Corrective Action Required to be Performed by Operator:*
1) Set a plug (CIBP + 2 sx cement) over the D-Sand perms within 50-100' of the top perf. It is our understanding this has already been done based on verbal communications with the operator 8/18/15. Submit documentation. Form 5A and 3rd party field job summary. Within 30 days.
2) Submit Form 4 - report of work done, describing the casing repair performed October 2014. Provide copy of the CBL, 3rd party field job summaries of repair (cement squeeze and packer setting). Within 30 days.
3) Update production reporting. Within 30 days.
4) Repair well and pass MIT, or plug and abandon. Any repairs must receive prior approval via a Form 4 Sundry Notice. If the well is to be abandoned file a Form 6-Notice of Intent to Abandon. Within 6 months.
Abatement or Corrective Action to be Completed by (date): 2/19/2015

* Proper and timely abatement does not necessarily preclude the assessment of penalties and an Order Finding Violation.

TO BE COMPLETED BY OPERATOR - When alleged violation is corrected, sign this notice and return to above address:
Company Representative Name: _____ Title: _____
Signature: _____ Date: _____
Company Comments:

*** THIS NOTICE CONSTITUTES A SEPARATE NOTICE OF ALLEGED VIOLATION FOR EACH VIOLATION LISTED ***

Penalty

Penalties for violations alleged in this NOAV will be calculated pursuant to Rule 523, with daily penalties accruing pursuant to Section 34-60-121(1) C.R.S.

ANSWER

Pursuant to Rule 522.d.(2), the operator must file an Answer to this NOAV within 28 days of its receipt, or a default judgment may be entered against the operator. Answers may be filed electronically at dnr_CogccEnforcement@state.co.us. Hard copies must be filed with the Commission's Denver office.

Signature of COGCC Representative: _____ Date: _____ Time: _____
Resolution Approved by: _____ Date: _____



02193024

7008 0150 0001 7352 0263

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CERTIFIED MAIL RECEIPT
(Domestic Mail Only; No Insurance Coverage Provided)

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Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$

Postmark
Here

Sent To	Benchmark Energy LLC
Street, Apt. No., or PO Box No.	P.O. Box 8747
City, State, ZIP+4	Pratt, KS 67124

PS Form 3800, August 2006

See Reverse for Instructions



02193025

UNITED STATES POSTAL SERVICE



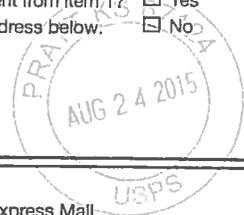
First-Class Mail
Postage & Fees Paid
USPS
Permit No. G-10

• Sender: Please print your name, address, and ZIP+4 in this box •

Colorado Oil & Gas Conservation
Commission - Attn: Darin Sutphin
1120 Lincoln St., Suite 801
Denver, CO 80203

RECEIVED
AUG 28 2015
COGCC

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
<ul style="list-style-type: none"> Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. Print your name and address on the reverse so that we can return the card to you. Attach this card to the back of the mailpiece, or on the front if space permits. 	<p>A. Signature <i>Jennifer Prosser</i> <input type="checkbox"/> Agent <input type="checkbox"/> Addressee</p> <p>B. Received by (Printed Name) <i>Jennifer Prosser</i></p> <p>C. Date of Delivery</p>
<p>1. Article Addressed to:</p> <p><i>Benchmark Energy LLC</i> <i>Attn: Jerry Nash</i> <i>P.O. Box 8747</i> <i>Pratt, KS 67124</i></p>	<p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input checked="" type="checkbox"/> No</p> <p>3. Service Type <input checked="" type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail <input type="checkbox"/> Registered <input type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.</p> <p>4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes</p>
<p>2. Article Number (Transfer from service label)</p>	<p>7008 0150 0001 7352 0263</p>







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[Click here to open page in a new tab/window](#)

COGIS - Complaint Reports

Form 18/18A

[_Related](#) [Doc](#)

Date Rec'd: 10/17/2014 **Method Received:**
DocNum: 200414337 **Routed to Agency:**
Complaint Type: **API number:** 05-075-05972

Complainant Information

Name: Russell Adell
Address: ,
Date Received: 10/17/2014
Connection to Incident:

Description of Complaint:

Operator: BENCHMARK ENERGY LLC
Oper. No. 10380
Date of Incident: 10/17/2014
Type of Facility: WELL
Well Name/No.
County Name: LOGAN
Operator contact:
qtrqtr: NENE **section:** 12 **township:** 8N **range:** 54W **meridian:** 1

Complaint Issue

Issue: AESTHETICS **Assigned To:** John Axelson **Status:** Resolved 9/30/2015
Description: Landowner alleges that wheel ruts, cement and oily water from recent workover operations have been left at the location.
Resolution: See Complaint #200437200 for details.
Letter Sent?: Y **Report Links:** | [NOAV](#) |

Monday, December 14, 2015

Exhibit 44

FORM INSP
Rev 05/11

**State of Colorado
Oil and Gas Conservation Commission**

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



DE	ET	OE	ES
----	----	----	----

Inspection Date:
10/17/2014

Document Number:
667200576

Overall Inspection:

ACTION REQUIRED

FIELD INSPECTION FORM

Location Identifier	Facility ID	Loc ID	Inspector Name:	On-Site Inspection	2A Doc Num:
	<u>219143</u>	<u>312158</u>	<u>SCHURE, KYM</u>	<input type="checkbox"/>	

Operator Information:

OGCC Operator Number:	<u>10380</u>
Name of Operator:	<u>BENCHMARK ENERGY LLC</u>
Address:	<u>PO BOX 8747</u>
City:	<u>PRATT</u> State: <u>KS</u> Zip: <u>67124</u>

- THIS IS A FOLLOW UP INSPECTION
- FOLLOW UP INSPECTION REQUIRED
- NO FOLLOW UP INSPECTION REQUIRED
- INSPECTOR REQUESTS FORM 42 WHEN CORRECTIVE ACTIONS ARE COMPLETED

Contact Information:

Contact Name	Phone	Email	Comment
Young, Rob		rob.young@state.co.us	
Ferrell, LaDawn	(620) 672-3800	lferrell@profsecservices.com	All Inspections
Quint, Craig		craig.quint@state.co.us	
Nash, Jerry	(316) 218-8184	jerry@benchmarkenergy.us	All Inspections
Axelson, John		john.axelson@state.co.us	

Compliance Summary:

QtrQtr: NENE Sec: 12 Twp: 8N Range: 54W

Insp. Date	Doc Num	Insp. Type	Insp Status	Satisfactory /Action Required	PA P/F/I	Pas/Fail (P/F)	Violation (Y/N)
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09/16/2014	667200518	SI	SI	ALLEGED VIOLATION			Yes
08/12/2014	667200364			ALLEGED VIOLATION			Yes
07/23/2014	667200231	SI	SI	ALLEGED VIOLATION			Yes
08/08/2013	664001188	SI	SI	SATISFACTORY			No
07/09/2012	663300290	IJ	IJ	ACTION REQUIRED	I		No
11/21/2011	664000148	IJ	AC	SATISFACTORY	P		No
10/11/2011	200324950	MI	SI	ACTION REQUIRED			Yes
06/16/2011	200312771	MI	AC	ACTION REQUIRED			Yes
07/26/2010	200263867	RT	TA	SATISFACTORY			No
07/19/2010	200264964	SR	AC	SATISFACTORY	I		No
01/27/2010	200229253	MI	SI	SATISFACTORY			No
12/21/2009	200225699	MI	SI	ACTION REQUIRED			Yes
07/23/2009	200215464	MI	SI	ACTION REQUIRED			Yes
07/22/2009	200215463	MI	SI	ACTION REQUIRED			Yes
04/17/2008	200130595	MI	AC	ACTION REQUIRED			Yes

Inspector Name: SCHURE, KYM

06/20/2007	200115791	MI	AC	SATISFACTORY		Pass	No
06/08/2006	200091673	RT	AC	SATISFACTORY		Pass	No
07/05/2005	200074145	RT	AC	SATISFACTORY		Pass	No
06/15/2004	200055914	RT		SATISFACTORY		Pass	No
04/02/2003	200037008	RT	AC	SATISFACTORY		Pass	No
08/02/2002	200029314	MI	SI	SATISFACTORY		Pass	No
07/17/2002	200028858	MI	AC	ACTION REQUIRED		Fail	Yes
08/23/2001	200019591	RT	AC	SATISFACTORY		Pass	No
08/04/2000	200008426	RT	AC	SATISFACTORY		Pass	No

Inspector Comment:

COGCC N.E. Field Office received communication from COGCC Environmental Specialist (Rob Young) regarding a formal complaint filed by the surface/land owner (Russell Adele) about surface disruption and water runoff created from workover procedure. Standing water, runoff and cement debris documented in attached photographs on-site from workover procedure. COGCC Field Inspector (Schure) contacted the Operator (Jerry Nash) inquiring about the conditions at the well and the Operator's intentions/plans to correct the issue. Mr. Nash stated that the water runoff was a result of fresh water displacement during the workover involving a perf and squeeze procedure and loading the well. Contents of fluid on surface are undefined at time of this inspection, no hydrocarbons were observed and fresh water tank/container was present on site during workover inspection performed by Inspector Schure on 10-13-2014. A review of the workover process required the use of imported fresh water for loading the well and the cementing procedure. Mr. Nash stated he intends on cleaning up the site when it dries out. mixing cement.

Related Facilities:

Facility ID	Type	Status	Status Date	Well Class	API Num	Facility Name	Insp Status	
219143	WELL	SI	04/26/2013	ERIW	075-05972	NW GRAYLIN D-SAND UNIT 20-W	SI	<input checked="" type="checkbox"/>

Equipment:

Location Inventory

Special Purpose Pits: _____	Drilling Pits: _____	Wells: _____	Production Pits: _____
Condensate Tanks: _____	Water Tanks: _____	Separators: _____	Electric Motors: _____
Gas or Diesel Mortors: _____	Cavity Pumps: _____	LACT Unit: _____	Pump Jacks: _____
Electric Generators: _____	Gas Pipeline: _____	Oil Pipeline: _____	Water Pipeline: _____
Gas Compressors: _____	VOC Combustor: _____	Oil Tanks: _____	Dehydrator Units: _____
Multi-Well Pits: _____	Pigging Station: _____	Flare: _____	Fuel Tanks: _____

Location

Signs/Marker:

Type	Satisfactory/Action Required	Comment	Corrective Action	CA Date
WELLHEAD	SATISFACTORY			

Emergency Contact Number (S/A/V): SATISFACTORY

Corrective Date: _____

Comment: _____

Corrective Action: _____

Good Housekeeping:

Type	Satisfactory/Action Required	Comment	Corrective Action	CA Date
DEBRIS	ACTION REQUIRED	Cement from workover on-site	Remove debris from location	10/24/2014

Spills:				
Type	Area	Volume	Corrective action	CA Date
Other	WELLHEAD	> 5 bbls	Analysis of fluid was not performed. Sequence of procedural events indicates imported fresh water displaced during workover. Perform BMP's on site.	10/24/2014

Multiple Spills and Releases?

Equipment:					
Type	#	Satisfactory/Action Required	Comment	Corrective Action	CA Date
Other	0	SATISFACTORY			

Venting:	
Yes/No	Comment

Flaring:				
Type	Satisfactory/Action Required	Comment	Corrective Action	CA Date

Predrill

Location ID: 219143

Site Preparation:

Lease Road Adeq.: _____ Pads: _____ Soil Stockpile: _____

S/AV: _____

Corrective Action: _____ Date: _____ CDP Num.: _____

Form 2A COAs:

S/AV: _____ **Comment:** _____

CA: _____ **Date:** _____

Wildlife BMPs:

S/AV: _____ **Comment:** _____

CA: _____ **Date:** _____

Stormwater:

Comment: _____

Staking:

On Site Inspection (305):

Surface Owner Contact Information:

Name: _____ Address: _____

Phone Number: _____ Cell Phone: _____

Operator Rep. Contact Information:

Landman Name: _____ Phone Number: _____

Date Onsite Request Received: _____ Date of Rule 306 Consultation: _____

Request LGD Attendance: _____

LGD Contact Information:

Name: _____ Phone Number: _____ Agreed to Attend: _____

Summary of Landowner Issues:

Summary of Operator Response to Landowner Issues:

Onsite Inspection Memorandum Summarizing Discussions at Inspection as Attachment:

Facility

Facility ID: 219143 Type: WELL API Number: 075-05972 Status: SI Insp. Status: SI

Complaint

Comment: Land owner filed complaint with COGCC Environmental group (Rob Young) regarding concerns of surface spill and surface disruption. COGCC Field Inspector (Schure) performed cursory inspection, observations offered within this Inspection Report Doc# 667200576. Inspection status is "Action Required" based on observations, sequence of workover events and no fluid analysis available.

Idle Well

Purpose: Shut In Temporarily Abandoned Reminder: _____
S/A/V: **ACTION** CA Date: **10/24/2014**
CA: **Clean-up surface, remove debris as soon as area dries up for equipment use upon surface.**
Comment: _____

Workover

Comment: **114 jts @ 3630.39 - Squeeze holes @ 3230'-3524' Cement retainer @ 3432.82 Wireline set plug @ 3610' Imported fresh water tank used for circulation, cementing and loading.**

Environmental

Spills/Releases:

Type of Spill: WATER Description: _____ Estimated Spill Volume: _____
Comment: **No analysis of fluid performed. Imported fresh water used during workover process. Fluid displacement occurred during loading of well, cementing, rollover during procedure. Contact COGCC Environmental for directives.**
Corrective Action: **Clean-up area affected by workover procedure.** Date: **10/24/2014**
Reportable: _____ GPS: Lat _____ Long _____
Proximity to Surface Water: _____ Depth to Ground Water: _____

Water Well:

Lat _____ Long _____
DWR Receipt Num: _____ Owner Name: _____ GPS : _____

Field Parameters:

Sample Location: _____

Emission Control Burner (ECB): _____

Comment: _____

Pilot: _____ Wildlife Protection Devices (fired vessels): _____

Reclamation - Storm Water - Pit

Interim Reclamation:

Date Interim Reclamation Started: _____ Date Interim Reclamation Completed: _____

Land Use: _____

Comment: _____

1003a. Debris removed? _____ CM _____

CA _____ CA Date _____

Waste Material Onsite? _____ CM _____

CA _____ CA Date _____

Unused or unneeded equipment onsite? _____ CM _____

CA _____ CA Date _____

Pit, cellars, rat holes and other bores closed? _____ CM _____

CA _____ CA Date _____

Guy line anchors removed? _____ CM _____

CA _____ CA Date _____

Guy line anchors marked? _____ CM _____
 CA _____ CA Date _____

1003b. Area no longer in use? _____ Production areas stabilized? _____
 1003c. Compacted areas have been cross ripped? _____
 1003d. Drilling pit closed? _____ Subsidence over on drill pit? _____
 Cuttings management: _____
 1003e. Areas no longer needed for drilling or subsequent operations for have been re-vegetated to 80% of pre-existing? _____
 Production areas have been stabilized? _____ Segregated soils have been replaced? _____

RESTORATION AND REVEGETATION

Cropland

Top soil replaced _____ Recontoured _____ Perennial forage re-established _____

Non-Cropland

Top soil replaced _____ Recontoured _____ 80% Revegetation _____

1003 f. Weeds Noxious weeds? _____
 Comment: _____

Overall Interim Reclamation

Final Reclamation/ Abandoned Location:

Date Final Reclamation Started: _____ Date Final Reclamation Completed: _____

Final Land Use: _____

Reminder: _____

Comment: _____

Well plugged _____ Pit mouse/rat holes, cellars backfilled _____

Debris removed _____ No disturbance /Location never built _____

Access Roads Regraded _____ Contoured _____ Culverts removed _____

Gravel removed _____

Location and associated production facilities reclaimed _____ Locations, facilities, roads, recontoured _____

Compaction alleviation _____ Dust and erosion control _____

Non cropland: Revegetated 80% _____ Cropland: perennial forage _____

Weeds present _____ Subsidence _____

Comment: _____

Corrective Action: _____ Date _____

Overall Final Reclamation _____ Well Release on Active Location Multi-Well Location

Storm Water:

Loc Erosion BMPs	BMP Maintenance	Lease Road Erosion BMPs	Lease BMP Maintenance	Chemical BMPs	Chemical BMP Maintenance	Comment
Other						

S/A/V: SATISFACTOR Corrective Date: _____
 Y _____

Comment: Implement and maintain Stormwater BMP's for control and maintenance. Standing water at southern boundary of well-site remains from recent natural rainfall.

CA: _____

Pits: NO SURFACE INDICATION OF PIT

COGCC Comments

Comment	User	Date
Operator is required to contact COGCC Environmental (Rob Young) for compliance directives. Inspector Schure spoke to Mr. Russell Adele @ 11:59am 10-17-2014 regarding issues, land-owner confirmed that standing water on southern boundary of well-site is naturally occurring rain water from recent storms which accumulates in that area. Tire tracking in this area is recent. Surface disruption is cumulative from previous vegetation kills (PW) documented in previous inspections, recent workover procedures and historical activity. No analysis of fluid content or soil content available at time of inspection.	schureky	10/17/2014

Attached Documents

You can go to COGCC Images (<https://cogcc.state.co.us/weblink/>) and search by document number:

Document Num	Description	URL
667200577	Pathway from wellhead - southern flow direction	http://ogccweblink.state.co.us/DownloadDocumentPDF.aspx?DocumentId=3460574
667200578	Water on surface at lease road entrance	http://ogccweblink.state.co.us/DownloadDocumentPDF.aspx?DocumentId=3460575
667200579	Water on surface (static), tire tracks	http://ogccweblink.state.co.us/DownloadDocumentPDF.aspx?DocumentId=3460576
667200580	Water on surface (static), tire tracks	http://ogccweblink.state.co.us/DownloadDocumentPDF.aspx?DocumentId=3460577
667200581	Water on surface (static), southern boundary of water	http://ogccweblink.state.co.us/DownloadDocumentPDF.aspx?DocumentId=3460578
667200582	Cement wash and tubing south of wellhead	http://ogccweblink.state.co.us/DownloadDocumentPDF.aspx?DocumentId=3460579
667200583	Excavation for valve replacement, excavation dry.	http://ogccweblink.state.co.us/DownloadDocumentPDF.aspx?DocumentId=3460580
667200584	Wellhead area	http://ogccweblink.state.co.us/DownloadDocumentPDF.aspx?DocumentId=3460581
667200585	Sign at wellhead	http://ogccweblink.state.co.us/DownloadDocumentPDF.aspx?DocumentId=3460582
667200586	Valve removed	http://ogccweblink.state.co.us/DownloadDocumentPDF.aspx?DocumentId=3460583
667200587	Concrete pile	http://ogccweblink.state.co.us/DownloadDocumentPDF.aspx?DocumentId=3460584

ACTION REQUIRED

ANY ACTION REQUIRED items listed on this report indicate that the oil and gas facility or the oil and gas operations listed on the report may be in violation of the rules and regulations of the Colorado Oil and Conservation Commission (“COGCC”) and corrective action is required.

There is reasonable cause to believe that a violation of the Oil and Gas Conservation Act, or of any rule, regulation, or order of the Commission, or of any permit issued by the Commission, has occurred. The Operator’s compliance with this Inspection Report is required to resolve these alleged violations. This document requires the Operator to timely respond to the COGCC and to comply with directives as listed by the **Corrective Action Deadline Date**. Failure to do so will result in the issuance of a Notice of Alleged Violation and initiation of enforcement proceedings in which COGCC will seek monetary penalties for the alleged violations pursuant to § 34-60-121, C.R.S. and Rule 523, COGCC Rules of Practice and Procedure, 2 CCR 404-1. (Please note that the COGCC's penalty authority was recently increased to a maximum of \$15,000 per day and penalties are no longer capped at a maximum of \$10,000 per violation.)



10.17.2014

Exhibit 45-A



10.17.2014

Exhibit 45-B



10.17.2014

Exhibit 45-C



10.17.2014

Exhibit 45-D



10.17.2014

Exhibit 45-E





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[Click here to open page in a new tab/window](#)

COGIS - Complaint Reports

Form 18/18A

[_Related](#) [Doc](#)

Date Rec'd: 5/5/2015 **Method Received:** Online Tool
DocNum: 200431389 **Routed to Agency:**
Complaint Type: **API number:** 05-075-05972

Complainant Information

Name: Russell Adels
Address: 11122 CR 36 Sterling , CO 80751
Date Received: 5/5/2015
Connection to Incident: Surface Owner

Description of Complaint:

Operator: BENCHMARK ENERGY LLC
Oper. No. 10380
Date of Incident: 5/5/2015
Type of Facility: WELL
Well Name/No.
County Name: LOGAN
Operator contact:
qtrqtr: NENE **section:** 12 **township:** 8N **range:** 54W **meridian:** 1

Complaint Issue

Issue: PROPERTY DAMAGE **Assigned To:** John Axelson **Status:** Resolved 9/30/2015

Description: I filed a complaint last fall when Benchmark Energy Jerry Nash had a Work over rig on an injection well in my wheat field. I have made two written attempts to have the cement that was spilled cleaned up. Once in January and one more time 2 weeks ago with a deadline of May 1. I need to plant a polinator in that area for NRCS and USDA Conservation program. Cement is high in PH this does not promote plant growth. What am I going to do when I am not able to get the plants to grow because you have allowed this mess to be here as long as it has? I hope this is not the case. Hopefully it will clean right up.

Resolution: See Complaint #200437200 for details.

Letter Sent?: Y **Report Links:** | [NOAV](#) |

Issue: SPILLS **Assigned To:** John Axelson **Status:** Resolved 9/30/2015

Description: See above

Resolution:

Letter Sent?: Y **Report Links:** | [NOAV](#) |

Exhibit 46 - Page 1

Other Notifications

Date:	5/5/2015	Agency:	Benchmark	Contact:	Benchmark
--------------	----------	----------------	-----------	-----------------	-----------

Response or Details

Benchmark. contact by phone in December onece by Text 2-2-15 the next time by text 4-24-15. I was told that they would get on it by the 1st.

Date:	5/5/2015	Agency:	Benchmark Energy LLC	Contact:	Jerry Nash
--------------	----------	----------------	----------------------	-----------------	------------

Response or Details

Monday, December 14, 2015

FORM INSP
Rev 05/11

**State of Colorado
Oil and Gas Conservation Commission**

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



DE	ET	OE	ES
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Inspection Date:
05/29/2015

Document Number:
678200181

Overall Inspection:

ACTION REQUIRED

FIELD INSPECTION FORM

Location Identifier	Facility ID	Loc ID	Inspector Name:	On-Site Inspection	2A Doc Num:
	<u>219143</u>	<u>312158</u>	<u>YOUNG, ROB</u>	<input type="checkbox"/>	

Operator Information:

OGCC Operator Number:	<u>10380</u>
Name of Operator:	<u>BENCHMARK ENERGY LLC</u>
Address:	<u>PO BOX 8747</u>
City:	<u>PRATT</u> State: <u>KS</u> Zip: <u>67124</u>

- THIS IS A FOLLOW UP INSPECTION
- FOLLOW UP INSPECTION REQUIRED
- NO FOLLOW UP INSPECTION REQUIRED
- INSPECTOR REQUESTS FORM 42 WHEN CORRECTIVE ACTIONS ARE COMPLETED

Contact Information:

Contact Name	Phone	Email	Comment
Nash, Jerry	(316) 218-8184	jerry@benchmarkenergy.us	All Inspections
Axelson, John		john.axelson@state.co.us	

Compliance Summary:

Insp. Date	Doc Num	Insp. Type	Insp Status	Satisfactory /Action Required	PA P/F/I	Pas/Fail (P/F)	Violation (Y/N)
11/06/2014	667200638	SI	SI	ACTION REQUIRED			No
10/17/2014	667200576	SI	SI	ACTION REQUIRED			No
10/14/2014	667200574	SI	SI	SATISFACTORY			No
10/13/2014	667200572	SI	SI	ACTION REQUIRED			No
10/06/2014	667200567	SI	SI	ACTION REQUIRED			No
09/16/2014	667200518	SI	SI	ALLEGED VIOLATION			Yes
09/16/2014	667200469			ACTION REQUIRED			No
08/12/2014	667200364			ALLEGED VIOLATION			Yes
07/23/2014	667200231	SI	SI	ALLEGED VIOLATION			Yes
08/08/2013	664001188	SI	SI	SATISFACTORY			No
07/09/2012	663300290	IJ	IJ	ACTION REQUIRED	I		No
11/21/2011	664000148	IJ	AC	SATISFACTORY	P		No
10/11/2011	200324950	MI	SI	ACTION REQUIRED			Yes
06/16/2011	200312771	MI	AC	ACTION REQUIRED			Yes
07/26/2010	200263867	RT	TA	SATISFACTORY			No
07/19/2010	200264964	SR	AC	SATISFACTORY	I		No
01/27/2010	200229253	MI	SI	SATISFACTORY			No
12/21/2009	200225699	MI	SI	ACTION REQUIRED			Yes
07/23/2009	200215464	MI	SI	ACTION REQUIRED			Yes
07/22/2009	200215463	MI	SI	ACTION REQUIRED			Yes

Inspector Name: YOUNG, ROB

04/17/2008	200130595	MI	AC	ACTION REQUIRED		Pass	Yes
06/20/2007	200115791	MI	AC	SATISFACTORY		Pass	No
06/08/2006	200091673	RT	AC	SATISFACTORY		Pass	No
07/05/2005	200074145	RT	AC	SATISFACTORY		Pass	No
06/15/2004	200055914	RT		SATISFACTORY		Pass	No
04/02/2003	200037008	RT	AC	SATISFACTORY		Pass	No
08/02/2002	200029314	MI	SI	SATISFACTORY		Pass	No
07/17/2002	200028858	MI	AC	ACTION REQUIRED		Fail	Yes
08/23/2001	200019591	RT	AC	SATISFACTORY		Pass	No
08/04/2000	200008426	RT	AC	SATISFACTORY		Pass	No

Inspector Comment:

This location has a linear pile of soil on the southern portion of the location that contains some quantity of cement. The soil pile needs to be removed from the location and properly disposed. The landowner is under time pressure to have a pollinator crop planted at the location. The soil pile should be removed no later than June 30, 2015 and if possible, sooner than that. The lease road is significantly washed out, eroded and generally in poor condition. Fill soil should be imported to repair the severely washed out portion of the road and the entire lease road should be maintained where necessary to prevent additional degradation. There are some areas along the flowline to the north of the wellhead that have settled and topsoil should be brought to the location to bring these low areas up to grade. Sufficient topsoil should be brought to the location to allow for reclamation of associated salt impacted areas.

Related Facilities:

Facility ID	Type	Status	Status Date	Well Class	API Num	Facility Name	Insp Status	
219143	WELL	IJ	02/05/2015	SI	075-05972	NW GRAYLIN D-SAND UNIT 20-W	EI	<input checked="" type="checkbox"/>

Equipment:

Location Inventory

Special Purpose Pits: _____	Drilling Pits: _____	Wells: _____	Production Pits: _____
Condensate Tanks: _____	Water Tanks: _____	Separators: _____	Electric Motors: _____
Gas or Diesel Mortors: _____	Cavity Pumps: _____	LACT Unit: _____	Pump Jacks: _____
Electric Generators: _____	Gas Pipeline: _____	Oil Pipeline: _____	Water Pipeline: _____
Gas Compressors: _____	VOC Combustor: _____	Oil Tanks: _____	Dehydrator Units: _____
Multi-Well Pits: _____	Pigging Station: _____	Flare: _____	Fuel Tanks: _____

Location

Emergency Contact Number (S/A/V): _____ Corrective Date: _____

Comment: _____

Corrective Action: _____

Spills:

Type	Area	Volume	Corrective action	CA Date
<input type="checkbox"/> Multiple Spills and Releases?				

Venting:

Yes/No	Comment

Flaring:				
Type	Satisfactory/Action Required	Comment	Corrective Action	CA Date

Predrill

Location ID: 219143

Site Preparation:

Lease Road Adeq.: _____ Pads: _____ Soil Stockpile: _____

S/A/V: _____

Corrective Action: _____ Date: _____ CDP Num.: _____

Form 2A COAs:

S/A/V: _____ **Comment:** _____

CA: _____ **Date:** _____

Wildlife BMPs:

S/A/V: _____ **Comment:** _____

CA: _____ **Date:** _____

Stormwater:

Comment: _____

Staking:

On Site Inspection (305):

Surface Owner Contact Information:

Name: _____ Address: _____
 Phone Number: _____ Cell Phone: _____

Operator Rep. Contact Information:

Landman Name: _____ Phone Number: _____
 Date Onsite Request Received: _____ Date of Rule 306 Consultation: _____

Request LGD Attendance: _____

LGD Contact Information:

Name: _____ Phone Number: _____ Agreed to Attend: _____

Summary of Landowner Issues:

Summary of Operator Response to Landowner Issues:

Onsite Inspection Memorandum Summarizing Discussions at Inspection as Attachment:

Facility

Facility ID: 219143 Type: WELL API Number: 075-05972 Status: IJ Insp. Status: EI

Complaint

Comment: Landowner plans to plant a pollinator crop on the edge of this location. There is a E-W pile of soil/cement remnants on the south side of the location. The pile of soil should be removed and properly disposed of. Stormwater control BMPs should be employed at the location to minimize offsite migration of E&P waste impacted soil onto the surrounding crop land.

Environmental

Spills/Releases:
 Type of Spill: _____ Description: _____ Estimated Spill Volume: _____
 Comment: _____
 Corrective Action: _____ Date: _____
 Reportable: _____ GPS: Lat _____ Long _____
 Proximity to Surface Water: _____ Depth to Ground Water: _____

Water Well:
 DWR Receipt Num: _____ Owner Name: _____ GPS : _____
 Lat _____ Long _____

Field Parameters:

 Sample Location: _____

Complaint:

Tracking Num	Category	Assigned To	Description	Incident Date
200431389	PROPERTY DAMAGE	Young, Rob	I filed a complaint last fall when Benchmark Energy Jerry Nash had a Work over rig on an injection well in my wheat field. I have made two written attempts to have the cement that was spilled cleaned up. Once in January and one more time 2 weeks ago with a deadline of May 1. I need to plant a polinatar in that area for NRCS and USDA Conservation program. Cement is high in PH this does not promote plant growth. What am I going to do when I am not able to get the plants to grow because you have allowed this mess to be here as long as it has? I hope this is not the case. Hopefully it will clean right up.	05/05/2015
200431389	SPILLS	Young, Rob	See above	05/05/2015
200414337	AESTHETIC S	Young, Rob	Landowner alleges that wheel ruts, cement and oily water from recent workover operations have been left at the location.	10/17/2014

Emission Control Burner (ECB): _____
 Comment: _____
 Pilot: _____ Wildlife Protection Devices (fired vessels): _____

Reclamation - Storm Water - Pit

Interim Reclamation:
 Date Interim Reclamation Started: _____ Date Interim Reclamation Completed: _____
 Land Use: _____
 Comment: _____

1003a. Debris removed? _____ CM _____
 CA _____ CA Date _____
 Waste Material Onsite? _____ CM _____
 CA _____ CA Date _____
 Unused or unneeded equipment onsite? _____ CM _____
 CA _____ CA Date _____
 Pit, cellars, rat holes and other bores closed? _____ CM _____
 CA _____ CA Date _____

Guy line anchors removed? _____ CM _____
 CA _____ CA Date _____
 Guy line anchors marked? _____ CM _____
 CA _____ CA Date _____

1003b. Area no longer in use? _____ Production areas stabilized? _____
 1003c. Compacted areas have been cross ripped? _____
 1003d. Drilling pit closed? _____ Subsidence over on drill pit? _____
 Cuttings management: _____
 1003e. Areas no longer needed for drilling or subsequent operations for have been re-vegetated to 80% of pre-existing? _____
 Production areas have been stabilized? _____ Segregated soils have been replaced? _____

RESTORATION AND REVEGETATION

Cropland

Top soil replaced _____ Recontoured _____ Perennial forage re-established _____

Non-Cropland

Top soil replaced _____ Recontoured _____ 80% Revegetation _____

1003 f. Weeds Noxious weeds? _____
 Comment: _____

Overall Interim Reclamation _____

Final Reclamation/ Abandoned Location:

Date Final Reclamation Started: _____ Date Final Reclamation Completed: _____

Final Land Use: _____

Reminder: _____

Comment: _____

Well plugged _____ Pit mouse/rat holes, cellars backfilled _____

Debris removed _____ No disturbance /Location never built _____

Access Roads Regraded _____ Contoured _____ Culverts removed _____

Gravel removed _____

Location and associated production facilities reclaimed _____ Locations, facilities, roads, recontoured _____

Compaction alleviation _____ Dust and erosion control _____

Non cropland: Revegetated 80% _____ Cropland: perennial forage _____

Weeds present _____ Subsidence _____

Comment: _____

Corrective Action: _____ Date _____

Overall Final Reclamation _____ Well Release on Active Location Multi-Well Location

Storm Water:

Loc Erosion BMPs	BMP Maintenance	Lease Road Erosion BMPs	Lease BMP Maintenance	Chemical BMPs	Chemical BMP Maintenance	Comment

S/A/V: _____ Corrective Date: _____

Comment: _____

CA: _____

Pits: NO SURFACE INDICATION OF PIT

Attached Documents

You can go to COGCC Images (<https://cogcc.state.co.us/weblink/>) and search by document number:

Document Num	Description	URL
678200182	View E along soil pile containing cement remnants	http://ogccweblink.state.co.us/DownloadDocumentPDF.aspx?DocumentId=3631530
678200183	Hoses and tank remaining on location	http://ogccweblink.state.co.us/DownloadDocumentPDF.aspx?DocumentId=3631531
678200184	View S from wellhead toward soil pile.	http://ogccweblink.state.co.us/DownloadDocumentPDF.aspx?DocumentId=3631532
678200185	Small chips of cement near soil pile	http://ogccweblink.state.co.us/DownloadDocumentPDF.aspx?DocumentId=3631533

ACTION REQUIRED

ANY ACTION REQUIRED items listed on this report indicate that the oil and gas facility or the oil and gas operations listed on the report may be in violation of the rules and regulations of the Colorado Oil and Conservation Commission (“COGCC”) and corrective action is required.

There is reasonable cause to believe that a violation of the Oil and Gas Conservation Act, or of any rule, regulation, or order of the Commission, or of any permit issued by the Commission, has occurred. The Operator’s compliance with this Inspection Report is required to resolve these alleged violations. This document requires the Operator to timely respond to the COGCC and to comply with directives as listed by the **Corrective Action Deadline Date**. Failure to do so will result in the issuance of a Notice of Alleged Violation and initiation of enforcement proceedings in which COGCC will seek monetary penalties for the alleged violations pursuant to § 34-60-121, C.R.S. and Rule 523, COGCC Rules of Practice and Procedure, 2 CCR 404-1. (Please note that the COGCC's penalty authority was recently increased to a maximum of \$15,000 per day and penalties are no longer capped at a maximum of \$10,000 per violation.)



Exhibit 47-A

Exhibit 47-B

FORM INSP
Rev 05/11

**State of Colorado
Oil and Gas Conservation Commission**

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



DE	ET	OE	ES
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Inspection Date:
08/19/2015

Document Number:
678200258

Overall Inspection:

ACTION REQUIRED

FIELD INSPECTION FORM

Location Identifier	Facility ID	Loc ID	Inspector Name:	On-Site Inspection <input type="checkbox"/>	2A Doc Num:
	<u>219143</u>	<u>312158</u>	<u>YOUNG, ROB</u>		

Operator Information:

OGCC Operator Number:	<u>10380</u>
Name of Operator:	<u>BENCHMARK ENERGY LLC</u>
Address:	<u>PO BOX 8747</u>
City:	<u>PRATT</u> State: <u>KS</u> Zip: <u>67124</u>

- THIS IS A FOLLOW UP INSPECTION
- FOLLOW UP INSPECTION REQUIRED
- NO FOLLOW UP INSPECTION REQUIRED
- INSPECTOR REQUESTS FORM 42 WHEN CORRECTIVE ACTIONS ARE COMPLETED

Contact Information:

Contact Name	Phone	Email	Comment
Nash, Jerry	(316) 218-8184	jerry@benchmarkenergy.us	All Inspections
Ferrell, LaDawn	(620) 672-3800	lferrell@profsecservices.com	All Inspections
Axelson, John		john.axelson@state.co.us	

Compliance Summary:

QtrQtr: NENE Sec: 12 Twp: 8N Range: 54W

Insp. Date	Doc Num	Insp. Type	Insp Status	Satisfactory /Action Required	PA P/F/I	Pas/Fail (P/F)	Violation (Y/N)
11/06/2014	667200638	SI	SI	ACTION REQUIRED			No
10/17/2014	667200576	SI	SI	ACTION REQUIRED			No
10/14/2014	667200574	SI	SI	SATISFACTORY			No
10/13/2014	667200572	SI	SI	ACTION REQUIRED			No
10/06/2014	667200567	SI	SI	ACTION REQUIRED			No
09/16/2014	667200469			ACTION REQUIRED			No
09/16/2014	667200518	SI	SI	ALLEGED VIOLATION			Yes
08/12/2014	667200364			ALLEGED VIOLATION			Yes
07/23/2014	667200231	SI	SI	ALLEGED VIOLATION			Yes
08/08/2013	664001188	SI	SI	SATISFACTORY			No
07/09/2012	663300290	IJ	IJ	ACTION REQUIRED	I		No
11/21/2011	664000148	IJ	AC	SATISFACTORY	P		No
10/11/2011	200324950	MI	SI	ACTION REQUIRED			Yes
06/16/2011	200312771	MI	AC	ACTION REQUIRED			Yes
07/26/2010	200263867	RT	TA	SATISFACTORY			No
07/19/2010	200264964	SR	AC	SATISFACTORY	I		No
01/27/2010	200229253	MI	SI	SATISFACTORY			No
12/21/2009	200225699	MI	SI	ACTION REQUIRED			Yes
07/23/2009	200215464	MI	SI	ACTION REQUIRED			Yes

Inspector Name: YOUNG, ROB

07/22/2009	200215463	MI	SI	ACTION REQUIRED			Yes
04/17/2008	200130595	MI	AC	ACTION REQUIRED			Yes
06/20/2007	200115791	MI	AC	SATISFACTORY		Pass	No
06/08/2006	200091673	RT	AC	SATISFACTORY		Pass	No
07/05/2005	200074145	RT	AC	SATISFACTORY		Pass	No
06/15/2004	200055914	RT		SATISFACTORY		Pass	No
04/02/2003	200037008	RT	AC	SATISFACTORY		Pass	No
08/02/2002	200029314	MI	SI	SATISFACTORY		Pass	No
07/17/2002	200028858	MI	AC	ACTION REQUIRED		Fail	Yes
08/23/2001	200019591	RT	AC	SATISFACTORY		Pass	No
08/04/2000	200008426	RT	AC	SATISFACTORY		Pass	No

Inspector Comment:

Environmental Inspection related to spills 442803, 442770 and complaints 200414337, 200431389. Submit a Form 27 to NE EPS (rob.young@state.co.us) for prior approval of a remediation plan for the spills at this location.

Related Facilities:

Facility ID	Type	Status	Status Date	Well Class	API Num	Facility Name	Insp Status	
219143	WELL	IJ	02/05/2015	SI	075-05972	NW GRAYLIN D-SAND UNIT 20-W	EI	<input checked="" type="checkbox"/>

Equipment:

Location Inventory

Special Purpose Pits: _____ Drilling Pits: _____ Wells: _____ Production Pits: _____
 Condensate Tanks: _____ Water Tanks: _____ Separators: _____ Electric Motors: _____
 Gas or Diesel Mortors: _____ Cavity Pumps: _____ LACT Unit: _____ Pump Jacks: _____
 Electric Generators: _____ Gas Pipeline: _____ Oil Pipeline: _____ Water Pipeline: _____
 Gas Compressors: _____ VOC Combustor: _____ Oil Tanks: _____ Dehydrator Units: _____
 Multi-Well Pits: _____ Pigging Station: _____ Flare: _____ Fuel Tanks: _____

Location

Emergency Contact Number (S/A/V): _____ Corrective Date: _____
 Comment: _____
 Corrective Action: _____

Spills:

Type	Area	Volume	Corrective action	CA Date
------	------	--------	-------------------	---------

Multiple Spills and Releases?

Venting:

Yes/No	Comment

Flaring:

Type	Satisfactory/Action Required	Comment	Corrective Action	CA Date

Predrill

Location ID: 219143

Site Preparation:

Lease Road Adeq.: _____ Pads: _____ Soil Stockpile: _____

S/AV: _____

Corrective Action: _____ Date: _____ CDP Num.: _____

Form 2A COAs:

S/AV: _____ **Comment:** _____

CA: _____ **Date:** _____

Wildlife BMPs:

S/AV: _____ **Comment:** _____

CA: _____ **Date:** _____

Stormwater:

Comment: _____

Staking:

On Site Inspection (305):

Surface Owner Contact Information:

Name: _____ Address: _____

Phone Number: _____ Cell Phone: _____

Operator Rep. Contact Information:

Landman Name: _____ Phone Number: _____

Date Onsite Request Received: _____ Date of Rule 306 Consultation: _____

Request LGD Attendance: _____

LGD Contact Information:

Name: _____ Phone Number: _____ Agreed to Attend: _____

Summary of Landowner Issues:

Summary of Operator Response to Landowner Issues:

Onsite Inspection Memorandum Summarizing Discussions at Inspection as Attachment:

Facility

Facility ID: 219143 Type: WELL API Number: 075-05972 Status: IJ Insp. Status: EI

Environmental

Spills/Releases:

Type of Spill: WATER Description: _____ Estimated Spill Volume: _____

Comment: The Form 27 should detail the removal of cement impacted soil documented on prior field inspections on the southern edge of the location, the investigation of the extent of produced water impacts to the location along with removal and disposal plans for all of the impacted soil related to the spills and recent workover activities.

Corrective Action: Submit a Form 27 to NE EPS (rob.young@state.co.us) Date: 08/31/2015

Reportable: _____ GPS: Lat _____ Long _____

Proximity to Surface Water: _____ Depth to Ground Water: _____

Water Well: _____ Lat _____ Long _____
 DWR Receipt Num: _____ Owner Name: _____ GPS : _____

Field Parameters:

Sample Location: _____

Complaint:

Tracking Num	Category	Assigned To	Description	Incident Date
200414337	AESTHETIC S	Young, Rob	Landowner alleges that wheel ruts, cement and oily water from recent workover operations have been left at the location.	10/17/2014
200431389	PROPERTY DAMAGE	Young, Rob	I filed a complaint last fall when Benchmark Energy Jerry Nash had a Work over rig on an injection well in my wheat field. I have made two written attempts to have the cement that was spilled cleaned up. Once in January and one more time 2 weeks ago with a deadline of May 1. I need to plant a polinatar in that area for NRCS and USDA Conservation program. Cement is high in PH this does not promote plant growth. What am I going to do when I am not able to get the plants to grow because you have allowed this mess to be here as long as it has? I hope this is not the case. Hopefully it will clean right up.	05/05/2015
200431389	SPILLS	Young, Rob	See above	05/05/2015

Emission Control Burner (ECB): _____
 Comment: _____
 Pilot: _____ Wildlife Protection Devices (fired vessels): _____

Reclamation - Storm Water - Pit

Interim Reclamation:

Date Interim Reclamation Started: _____ Date Interim Reclamation Completed: _____
 Land Use: _____
 Comment: _____

1003a. Debris removed? _____ CM _____
 CA _____ CA Date _____
 Waste Material Onsite? _____ CM _____
 CA _____ CA Date _____
 Unused or unneeded equipment onsite? _____ CM _____
 CA _____ CA Date _____
 Pit, cellars, rat holes and other bores closed? _____ CM _____
 CA _____ CA Date _____
 Guy line anchors removed? _____ CM _____
 CA _____ CA Date _____
 Guy line anchors marked? _____ CM _____
 CA _____ CA Date _____

1003b. Area no longer in use? _____ Production areas stabilized ? _____

Inspector Name: YOUNG, ROB

1003c. Compacted areas have been cross ripped? _____
1003d. Drilling pit closed? _____ Subsidence over on drill pit? _____
Cuttings management: _____
1003e. Areas no longer needed for drilling or subsequent operations for have been re-vegetated to 80% of pre-existing? _____
Production areas have been stabilized? _____ Segregated soils have been replaced? _____

RESTORATION AND REVEGETATION

Cropland

Top soil replaced _____ Recontoured _____ Perennial forage re-established _____

Non-Cropland

Top soil replaced _____ Recontoured _____ 80% Revegetation _____

1003 f. Weeds Noxious weeds? _____

Comment: _____

Overall Interim Reclamation _____

Final Reclamation/ Abandoned Location:

Date Final Reclamation Started: _____ Date Final Reclamation Completed: _____

Final Land Use: _____

Reminder: _____

Comment: _____

Well plugged _____ Pit mouse/rat holes, cellars backfilled _____

Debris removed _____ No disturbance /Location never built _____

Access Roads Regraded _____ Contoured _____ Culverts removed _____

Gravel removed _____

Location and associated production facilities reclaimed _____ Locations, facilities, roads, recontoured _____

Compaction alleviation _____ Dust and erosion control _____

Non cropland: Revegetated 80% _____ Cropland: perennial forage _____

Weeds present _____ Subsidence _____

Comment: _____

Corrective Action: _____ Date _____

Overall Final Reclamation _____ Well Release on Active Location Multi-Well Location

Storm Water:

Loc Erosion BMPs	BMP Maintenance	Lease Road Erosion BMPs	Lease BMP Maintenance	Chemical BMPs	Chemical BMP Maintenance	Comment

S/A/V: _____ Corrective Date: _____

Comment: _____

CA: _____

Pits: NO SURFACE INDICATION OF PIT

Attached Documents

You can go to COGCC Images (<https://cogcc.state.co.us/weblink/>) and search by document number:

Document Num	Description	URL
678200259	View S across location from just W of the wellhead.	http://ogccweblink.state.co.us/DownloadDocumentPDF.aspx?DocumentId=3666594
678200260	Blowout from recent produced water spill.	http://ogccweblink.state.co.us/DownloadDocumentPDF.aspx?DocumentId=3666595
678200261	View W along soil berm containing dilute cement with recent workover mud (dark grey).	http://ogccweblink.state.co.us/DownloadDocumentPDF.aspx?DocumentId=3666596
678200262	View N across location.	http://ogccweblink.state.co.us/DownloadDocumentPDF.aspx?DocumentId=3666597
678200263	View S across wellhead, recent workover mud.	http://ogccweblink.state.co.us/DownloadDocumentPDF.aspx?DocumentId=3666598
678200264	View E across soil berm with dilute cement and recent workover mud.	http://ogccweblink.state.co.us/DownloadDocumentPDF.aspx?DocumentId=3666599

ACTION REQUIRED

ANY ACTION REQUIRED items listed on this report indicate that the oil and gas facility or the oil and gas operations listed on the report may be in violation of the rules and regulations of the Colorado Oil and Conservation Commission (“COGCC”) and corrective action is required.

There is reasonable cause to believe that a violation of the Oil and Gas Conservation Act, or of any rule, regulation, or order of the Commission, or of any permit issued by the Commission, has occurred. The Operator’s compliance with this Inspection Report is required to resolve these alleged violations. This document requires the Operator to timely respond to the COGCC and to comply with directives as listed by the **Corrective Action Deadline Date**. Failure to do so will result in the issuance of a Notice of Alleged Violation and initiation of enforcement proceedings in which COGCC will seek monetary penalties for the alleged violations pursuant to § 34-60-121, C.R.S. and Rule 523, COGCC Rules of Practice and Procedure, 2 CCR 404-1. (Please note that the COGCC's penalty authority was recently increased to a maximum of \$15,000 per day and penalties are no longer capped at a maximum of \$10,000 per violation.)



Exhibit 48-A



Exhibit 48-B



Exhibit 48-C



Exhibit 48-D



Exhibit 48-E



Exhibit 48-F



[Click here to open page in a new tab/window](#)

COGIS - Complaint Reports

Form 18/18A

[_Related](#) [Doc](#)

Date Rec'd: 9/14/2015 **Method Received:** Online Tool
DocNum: 200437200 **Routed to Agency:**
Complaint Type: **API number:** 05-075-05972

Complainant Information

Name: Russell Adels
Address: 11122 CR 36 Sterling , CO 80751
Date Received: 9/14/2015
Connection to Incident:

Description of Complaint:

Operator: BENCHMARK ENERGY LLC
Oper. No. 10380
Date of Incident: 9/14/2015
Type of Facility: WELL
Well Name/No.
County Name: LOGAN
Operator contact:
qtrqtr: NENE **section:** 12 **township:** 8N **range:** 54W **meridian:** 1

Complaint Issue

Issue: PROPERTY DAMAGE **Assigned To:** John Axelson **Status:** Resolved 9/30/2015

Description: A hole was washed out and the operator took dirt from the area and filled it in. the road is Eroded away lower that the surface of the land around it. the road is not maintained and is causing more erosion. this has caused operator and others support people to drive off of the road on to farm ground and growing crops.

Resolution: Mr. Adels filed two previous complaints on the same location with similar issues (reference complaint doc #s 200414337 & 200431389). Since October 2014, COGCC staff have inspected the location nine times. In those inspections corrective actions were required to address the complaint issues and other issues. A failure by the operator to comply with the corrective actions resulted in a Notice of Alleged Violation #200437037 being issued on 8/31/15. The NOAV requires several corrective actions including submittal of a Form 27 Site Investigation and Remediation Plan to address the cleanup of recent spills and to perform surface reclamation. These corrective actions are required to be completed by 11/30/2015 and also require consultation with the surface owner regarding surface reclamation.

Letter Sent?: Y **Report Links:** | [NOAV](#) |

Issue: SPILLS **Assigned To:** John Axelson **Status:** Resolved 9/30/2015

Description: There was a cement spill last fall. it was piled in a row and never hauled away. The operator has had several chances to remove it. He also asked if it would be ok to put it in a hole washed out in a lease road. I said no. the operator had a backhoe out smoothing up the lease road and pushed the cement pile in to a larger pile with drilling mud that has been spilled from the well. There is pieces of cement that i noticed out by the county road on the lease road.

Resolution: Mr. Adels filed two previous complaints on the same location with similar issues (reference complaint doc #s 200414337 & 200431389). Since October 2014, COGCC staff have inspected the location nine times. In those inspections corrective actions were required to address the complaint issues and other issues. A failure by the operator to comply with the corrective actions resulted in a Notice of Alleged Violation #200437037 being issued on 8/31/15. The NOAV requires several corrective actions including submittal of a Form 27 Site Investigation and Remediation Plan to address the cleanup of recent spills and to perform surface reclamation. These corrective actions are required to be completed by 11/30/2015 and also require consultation with the surface owner regarding surface reclamation.

Letter Sent?: Y **Report Links:** | [NOAV](#) |

Other Notifications

Date:	Agency:	Contact:
9/22/2015	Benchmark	Jerry Nash

Response or Details

Spoke to Mr. Nash with Benchmark. Discussed recent NOAVs issued and corrective actions required to comply. Mr. Nash said he would submit a Form 27 to address recent spills and past surface damage at the NW Graylin D Sand Unit 20-W.

Wednesday, December 30, 2015



***** NOTICE OF ALLEGED VIOLATION *****

OGCC Operator Number: 10380
Name of Operator: BENCHMARK ENERGY LLC
Address: PO BOX 8747 ATTN: JERRY NASH
City: PRATT State: KS Zip: 67124
Company Representative: JERRY NASH

Date Notice Issued:
08/31/2015

Well Name: **NW GRAYLIN D-SAND UNIT** Well Number: **20-W** Facility Number: 219143
Location (QtrQtr, Sec, Twp, Rng, Meridian): **NENE 12 8N 54W 6** County: LOGAN
API Number: **05 075 05972 00** Lease Number:

COGCC Representative: **Axelson John** Phone Number: 303 894-2100

THE FOLLOWING ALLEGED VIOLATION WAS FOUND BY THE COGCC REPRESENTATIVE FOR THE SITE LISTED

Date of Alleged Violation: **10/24/2014** Approximate Time of Violation: **12:00PM**
Description of Alleged Violation:
The Colorado Oil & Gas Conservation Commission (COGCC) received a landowner complaint on October 14, 2014, (Complaint Document #200414337) alleging surface damage from recent workover operations. COGCC performed a field inspection (Document #667200576) on October 17, 2014, documenting surface damage in the form of wheel ruts, residual cement and debris related to the workover. The inspection required removal of the cement and debris and surface restoration with a corrective action date of October 24, 2014. COGCC performed a follow up inspection on November 6, 2014 (Document #667200638). The inspection documented that some debris had been removed and surface restoration was in progress although additional corrective actions were still required. On May 5, 2015, COGCC received another complaint from the same landowner (Complaint Document #200431389). The complaint alleged that cement from the previous workover was never cleaned up. On May 29, 2015, COGCC performed an inspection (Document #678200181) and documented a soil pile with residual cement on location and areas of surface damage. A corrective action date of June 30, 2015, was assigned for removal of the cement. COGCC performed several additional inspections (Document #s 680300118, 680300169, 680300177, 680300192).

Act, Order, Regulation, Permit Conditions Cited:
Rule 603.f.; Rule 907.a.(1); Rule 1003.a

Abatement or Corrective Action Required to be Performed by Operator:
Submit a Form 27 Site Investigation and Remediation Workplan to COGCC no later than August 31, 2015. The Form 27 shall include a detailed plan to properly characterize and remediate impacts from Spill Nos. 442770 and 442803. The plan must also include a detailed surface reclamation plan to restore the surface damage from the 2014 workover, Spill Nos. 442770 and 442803, and workover currently planned or performed in 2015. Benchmark is required to consult with the landowner to develop a reasonable schedule and plan to complete surface reclamation. Benchmark must provide the proposed seed mixture for revegetation to the landowner for their prior approval. Benchmark shall install appropriate stormwater controls and control weeds throughout the duration of the remediation and surface reclamation work.
Abatement or Corrective Action to be Completed by (date): **11/30/2015**
* Proper and timely abatement does not necessarily preclude the assessment of penalties and an Order Finding Violation.

TO BE COMPLETED BY OPERATOR - When alleged violation is corrected, sign this notice and return to above address:
Company Representative Name: _____ Title: _____
Signature: _____ Date: _____
Company Comments:

*** THIS NOTICE CONSTITUTES A SEPARATE NOTICE OF ALLEGED VIOLATION FOR EACH VIOLATION LISTED ***

PENALTY

Penalties for violations alleged in this NOAV will be calculated pursuant to Rule 523, with daily penalties accruing pursuant to Section 34-60-121(1), C.R.S.

ANSWER

Pursuant to Rule 522.d.(2), the operator must file an Answer to this NOAV within 28 days of its receipt, or a default judgment may be entered. Hard-copy answers are filed with the Commission Secretary at the Commission's Denver office and should also be emailed to dnr_cogccenforcement@state.co.us.

Signature of COGCC Representative:  Date: **8/31/15** Time: **11:15**
Resolution Approved by: _____ Date: _____

**Benchmark Energy LLC – Operator #10380
NW Graylin D-Sand Unit 20-W, API #075-05972
NENE Section 12, T-8-N, R-54-W
Logan County**

Date Notice Issued: 08/24/15

Date of Alleged Violations: October 24, 2014

Description of Alleged Violation:

The Colorado Oil & Gas Conservation Commission (COGCC) received a landowner complaint on October 14, 2014, (Complaint Document #200414337) alleging surface damage from recent workover operations. COGCC performed a field inspection (Document #667200576) on October 17, 2014, documenting surface damage in the form of wheel ruts, residual cement and debris related to the workover. The inspection required removal of the cement and debris and surface restoration with a corrective action date of October 24, 2014. COGCC performed a follow up inspection on November 6, 2014 (Document #667200638). The inspection documented that some debris had been removed and surface restoration was in progress although additional corrective actions were still required. On May 5, 2015, COGCC received another complaint from the same landowner (Complaint Document #200431389). The complaint alleged that cement from the previous workover was never cleaned up. On May 29, 2015, COGCC performed an inspection (Document #678200181) and documented a soil pile with residual cement on location and areas of surface damage. A corrective action date of June 30, 2015, was assigned for removal of the cement. COGCC performed several additional inspections (Document #s 680300118, 680300169, 680300177, 680300192 and 680300243) to determine the status of corrective actions and two spills (Spill Document #400874775 on July 24, 2015 and Spill Document #400882859 on August 10, 2015, Facility ID #442770 and 442803, respectively). Both spills contributed E&P waste and additional surface damage to the location. On August 19, 2015, COGCC performed an inspection to check on conditions related to the two recent spills and to the original surface damage claims. The inspection verified that residual cement from the workover in 2014 had never been properly cleaned up and additional surface damage related to the spills was documented.

Act, Order, Regulation, Permit Conditions Cited:

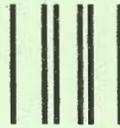
Rule 603.f.; Rule 907.a.(1); Rule 1003.a.

Abatement or Corrective Action Required to be Performed by Operator:

Submit a Form 27 Site Investigation and Remediation Workplan to COGCC no later than August 31, 2015. The Form 27 shall include a detailed plan to properly characterize and remediate impacts from Spill Nos. 442770 and 442803. The plan must also include a detailed surface reclamation plan to restore the surface damage from the 2014 workover, Spill Nos. 442770 and 442803, and workover currently planned or performed in 2015. Benchmark is required to consult with the landowner to develop a reasonable schedule and plan to complete surface reclamation. Benchmark must provide the proposed seed mixture for revegetation to the landowner for their prior approval. Benchmark shall install appropriate stormwater controls and control weeds throughout the duration of the remediation and surface reclamation work.

Abatement or Corrective Action Required to be Completed by: November 30, 2015

UNITED STATES POSTAL SERVICE



First-Class Mail
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USPS
Permit No. G-10

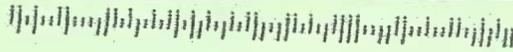
NOAV 200437036 &
200437037
Document 2315534

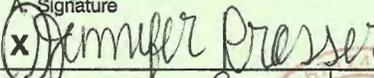
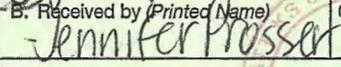
15 670
08 SEP '15

• Sender: Please print your name, address, and ZIP+4® in this box•

John Axelson
COGCC
1120 Lincoln St., Ste. 801
Denver, CO 80203-2136

RECEIVED
SEP 15 2015
COGCC



SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
<ul style="list-style-type: none"> ■ Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. ■ Print your name and address on the reverse so that we can return the card to you. ■ Attach this card to the back of the mailpiece, or on the front if space permits. 	<p>A. Signature  <input type="checkbox"/> Agent <input checked="" type="checkbox"/> Addressee</p> <p>B. Received by (Printed Name) <input type="checkbox"/> C. Date of Delivery </p>
<p>1. Article Addressed to: Benchmark Energy LLC Attn: Jerry Nash P.O. Box 8747 Pratt, KS 67124</p>	<p>D. Is delivery address different from item 1? <input checked="" type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No</p> <p>3. Service Type <input checked="" type="checkbox"/> Certified Mail® <input type="checkbox"/> Priority Mail Express™ <input type="checkbox"/> Registered <input type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Insured Mail <input type="checkbox"/> Collect on Delivery</p> <p>4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes</p>
<p>2. Article Number (Transfer from service label)</p>	<p>7014 0510 0002 0093 4499</p>
<p>PS Form 3811, July 2013 Domestic Return Receipt</p>	



[Click here to open page in a new tab/window](#)

COGIS - TANK BATTERY Information

[_Related](#) [Insp](#) [GIS](#) [Doc](#)

NW Graylin Pump Station ID #1 - #437485 Information

Status: AC

Facility ID:	437485	Facility Name/No:	NW Graylin Pump Station ID #1 /
Facility Status:	AC	Status Date:	6/6/2014
Operator Name:	BENCHMARK ENERGY LLC	Operator Number:	10380
County:	LOGAN - #075	Location:	NESE 1 8N 54W
		Lat/Long:	40.687777/-103.356648 <small>Source: ACTUAL based on GIS Online</small>
Comment:	COGCC created Facility # for Tank Battery. Updated the Facility Name to match the current name of the facility as indicated on location sign. John Axelson 11/3/15.		



[Click here to open page in a new tab/window](#)

COGIS - WELL Information

[Scout Card](#)
[Related](#) [Insp.](#) [MIT](#) [GIS](#) [Doc](#) [COA](#) [Wellbore](#) [Orders](#)

Surface Location Data for API # 05-075-05971 Status: IJ 2/5/2015

Well Name/No: [NW GRAYLIN D-SAND UNIT #5-W](#) (click well name for production)
Operator: BENCHMARK ENERGY LLC - 10380
Status Date: 2/5/2015 **Federal or State Lease #:**
County: LOGAN #075 **Location:** NENW 12 8N 54W 6 PM
Field: GRAYLIN NW - #31880 **Elevation:** Unknown ft.
Planned Location 990 FNL 1650 FWL **Lat/Long:** 40.679228/-103.36631 **Lat/Long Calculated From Footages**
As Drilled Location Footages Not Available **Lat/Long:** 40.679328/-103.3663 **Lat/Long Source:** Field Measured

Wellbore Data for Sidetrack #00 Status: IJ 2/5/2015

Spud Date: 10/31/1953 **Spud Date is:** ACTUAL

Wellbore Permit

Permit #: 19530000 **Expiration Date:** 2/26/1954
Prop Depth/Form: **Surface Mineral Owner Same:**
Mineral Owner: FEE **Surface Owner:**
Unit: NW GRAYLIN DSAND UNIT **Unit Number:**
Formation and Spacing: Code: JSND , Formation: J SAND , Order: 0 , Unit Acreage: 0, Drill Unit:

Wellbore Completed

Completion Date: 11/7/1953
Measured TD: 5121 **Measured PB depth:** 5113
True Vertical TD: 0 **True Vertical PB depth:**
Log Types: ELECTRICAL
Casing: String Type: SURF , Hole Size: , Size: 9.625, Top: 0, Depth: 213, Weight: 25.4
Cement: Sacks: 160, Top: 0, Bottom: , Method Grade:
Casing: String Type: 1ST , Hole Size: , Size: 5.5, Top: 0, Depth: 5120, Weight: 15.5
Cement: Sacks: 250, Top: 0, Bottom: , Method Grade:

Formation	Log Top	Log Bottom	Cored	DSTs
NIOBRARA	4140			
FORT HAYS	4438			
GREENHORN	4693			
J SAND	5033			

Completed information for formation DSND Status: IJ 2/5/2015

1st Production Date: N/A **Choke Size:**
Status Date: 2/5/2015 **Open Hole Completion:**
Commingled: **Production Method:**
Formation Name: D SAND **Status:** IJ
Tubing Size: **Tubing Setting Depth:**
Tubing Packer Depth: **Tubing Multiple Packer:**
Open Hole Top: **Open Hole Bottom:**

No Initial Test Data was found for formation DSND .

Perforation Data:

Interval Bottom: 4920

Interval Top:

4915

of Holes:

Hole Size:



[Click here to open page in a new tab/window](#)

COGIS - WELL Information

[Scout Card](#)

[Related](#)

[Insp.](#)

[MIT](#)

[GIS](#)

[Doc](#)

[COA](#)

[Wellbore](#)

[Orders](#)

Surface Location Data for API # 05-075-05972

Status: IJ

2/5/2015

[Well Name/No:](#) [NW GRAYLIN D-SAND UNIT #20-W](#) (click well name for production)

[Operator:](#) BENCHMARK ENERGY LLC - 10380

[Status Date:](#) 2/5/2015

[Federal or State Lease #:](#)

[County:](#) LOGAN #075

[Location:](#)

NENE 12 8N 54W 6 PM

[Field:](#) GRAYLIN NW - #31880

[Elevation:](#)

Unknown ft.

[Planned Location](#) 990 FNL 990 FEL

[Lat/Long:](#) 40.679168/-103.356829

[Lat/Long Calculated From Footages](#)

[As Drilled Location](#) Footages Not Available

[Lat/Long:](#) 40.679268/-103.356829

[Lat/Long Source:](#) Field Measured

Wellbore Data for Sidetrack #00

Status: IJ

2/5/2015

[Spud Date:](#) 11/29/1953

[Spud Date is:](#)

ACTUAL

Wellbore Permit

[Permit #:](#) 19530000

[Expiration Date:](#)

3/18/1954

[Prop Depth/Form:](#)

[Surface Mineral Owner Same:](#)

[Mineral Owner:](#) FEE

[Surface Owner:](#)

[Unit:](#) NW GRAYLIN DSAND

[Unit Number:](#)

[Formation and Spacing:](#) Code: JSND , Formation: J SAND , Order: 0 , Unit Acreage: 0, Drill Unit:

Wellbore Completed

[Completion Date:](#) 12/7/1953

[Measured TD:](#) 5150

[Measured PB depth:](#)

5132

[True Vertical TD:](#)

[True Vertical PB depth:](#)

[Log Types:](#) ELECTRICAL

[Casing:](#) String Type: SURF , Hole Size: , Size: 9.625, Top: 0, Depth: 217, Weight: 25.4

[Cement:](#) Sacks: 160, Top: 0, Bottom: , Method Grade:

[Casing:](#) String Type: 1ST , Hole Size: , Size: 5.5, Top: 0, Depth: 5149, Weight: 15.5

[Cement:](#) Sacks: 250, Top: 0, Bottom: , Method Grade:

Formation	Log Top	Log Bottom	Cored	DSTs
Completed information for formation DSND				
			Status: IJ	2/5/2015

[1st Production Date:](#) N/A

[Choke Size:](#)

[Status Date:](#) 2/5/2015

[Open Hole Completion:](#)

[Commingled:](#)

[Production Method:](#)

[Formation Name:](#) D SAND

[Status:](#)

IJ

[Tubing Size:](#)

[Tubing Setting Depth:](#)

[Tubing Packer Depth:](#)

[Tubing Multiple Packer:](#)

[Open Hole Top:](#)

[Open Hole Bottom:](#)

No Initial Test Data was found for formation DSND .

[Perforation Data:](#)

[Interval Bottom:](#) 4948

[Interval Top:](#)

4944

[# of Holes:](#)

[Hole Size:](#)

Exhibit 53



[Click here to open page in a new tab/window](#)

COGIS - WELL Information

Scout Card [Related](#) [Insp.](#) [MIT](#) [GIS](#) [Doc](#) [COA](#) [Wellbore](#) [Orders](#)

Surface Location Data for API # 05-075-05908 Status: SI 12/14/2014

Well Name/No: [NW GRAYLIN D SAND UNIT #33](#) (click well name for production)
Operator: BENCHMARK ENERGY LLC - 10380
Status Date: 12/14/2014 Federal or State Lease #:
County: LOGAN #075 Location: SWSW 7 8N 53W 6 PM
Field: GRAYLIN NW - #31880 Elevation: 4,208 ft.
Planned Location 658 FSL 648 FWL Lat/Long: 40.669268/-103.351059 Lat/Long Calculated From Footages
As Drilled Location Footages Not Available Lat/Long: 40.669268/-103.351059 Lat/Long Source: Field Measured

Wellbore Data for Sidetrack #00 Status: SI 12/14/2014

Spud Date: 10/1/1955 Spud Date is: ACTUAL

Wellbore Permit

Permit #: 19550000 Expiration Date: 9/28/1956
 Prop Depth/Form: Surface Mineral Owner Same:
 Mineral Owner: FEE Surface Owner: FEE
 Unit: Unit Number:
 Formation and Spacing: Code: JSND , Formation: J SAND , Order: , Unit Acreage: , Drill Unit:

Wellbore Completed

Completion Date: 10/7/1955
 Measured TD: 5085 Measured PB depth:
 True Vertical TD: True Vertical PB depth:
 Log Types: ELECTRICAL, TIME DRILLING, STRAIGHT HOLE
 Casing: String Type: SURF , Hole Size: , Size: 9.625, Top: , Depth: 214, Weight: 25.4
 Cement: Sacks: 160, Top: , Bottom: , Method Grade:
 Casing: String Type: 1ST , Hole Size: , Size: 5.5, Top: , Depth: 5084, Weight: 15.5
 Cement: Sacks: 150, Top: , Bottom: , Method Grade:

Formation	Log Top	Log Bottom	Cored	DSTs
GREENHORN	4622			
BENTONITE	4777			
D SAND	4870			
J SAND	4978			
SKULL CREEK	5072			

Completed information for formation DSND Status: SI 12/14/2014

1st Production Date: 10/24/1955 Choke Size:
 Status Date: 12/14/2014 Open Hole Completion:
 Commingled: N Production Method: CASING SWAB
 Formation Name: D SAND Status: SI
Formation Treatment
 Treatment Date: 10/7/1955

Treatment summary: SWABBED THRU CASING

Tubing Size:

Tubing Setting Depth:

Tubing Packer Depth:

Tubing Multiple Packer:

Open Hole Top:

Open Hole Bottom:

Initial Test Data:

Test Date:	10/24/1955	Test Method:	CASING SWAB
Hours Tested:	24	Gas Type:	
Gas Disposal:			

Test Type	Measure
BBLS_OIL	94
CALC_GOR	1035
CASING_PRESS	40
GRAVITY_OIL	38
MCF_GAS	79.7
TUBING_PRESS	40

Perforation Data:

Interval Bottom:	4880	Interval Top:	4876
# of Holes:	16	Hole Size:	

Britta K. Beckstead

From: Mah - DNR, Steven <steven.mah@state.co.us>
Sent: Friday, December 11, 2015 12:18 PM
To: jerry@benchmarkenergy.us
Cc: Peter Gowen - DNR; Britta K. Beckstead; Jeremy Ferrin - DNR
Subject: Re: Notice of Alleged Violation #400939440 Issued
Attachments: NOAV 400939440.pdf; NOTICE OF HEARING DOCKET #160100074.pdf

Mr. Nash,

Please find PDF copies of the Notice of Alleged Violation and the Notice of Application for Mandatory OFV Hearing attached. These documents were issued to Benchmark Energy LLC in hard copy via US Mail today.

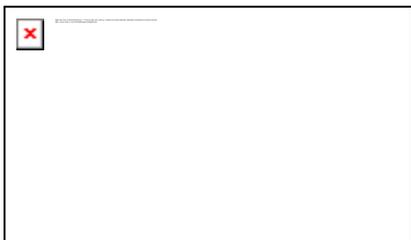
Very truly yours,
Steven Mah

Steven Mah
NOAV Specialist, Enforcement Team



P 303.894.2100 x5172 | F 303.894.2109
1120 Lincoln Street, Suite 801, Denver, CO 80203
steven.mah@state.co.us | www.colorado.gov/cogcc

On Fri, Dec 11, 2015 at 11:59 AM, <dnr_eforms.helpdesk@state.co.us> wrote:



Colorado
Oil & Gas Conservation
Commission
Department of Natural Resources

1120 Lincoln St. Suite 801
Denver, CO 80203

Phone: [\(303\) 894-2100](tel:(303)894-2100)

FAX: [\(303\) 894-2109](tel:(303)894-2109)

cogcc.state.co.us

Notice of Decision

Notice of Alleged Violation Document # 400939440 has been issued. Please see attachment.

Pursuant to Rule 522.d.(2), the operator must file an Answer to this NOAV within 28 days of

its receipt, or a default judgement may be entered. Hard copy answers are filed with the Commission Secretary at the Commission's Denver office and should also be emailed to dnr_cogccenforcement@state.co.us.

BEFORE THE OIL AND GAS CONSERVATION COMMISSION
OF THE STATE OF COLORADO

IN THE MATTER OF ALLEGED VIOLATIONS OF) CAUSE NO. 1V
THE RULES AND REGULATIONS OF THE)
COLORADO OIL AND GAS CONSERVATION) DOCKET NO. 160100074
COMMISSION BY **BENCHMARK ENERGY LLC,**)
LOGAN COUNTY, COLORADO) TYPE: ENFORCEMENT

NOTICE AND APPLICATION FOR MANDATORY OFV HEARING

TO ALL INTERESTED PARTIES AND TO WHOM IT MAY CONCERN:

Pursuant to Rule 522.e., the Colorado Oil and Gas Conservation Commission (“Commission” or “COGCC”) Staff hereby applies to the Commission for an Order Finding Violation (“OFV”) against **Benchmark Energy LLC** (“Benchmark”) (Operator No. 10380) at its January 26-27, 2016 hearing. This Notice and Application for Mandatory OFV Hearing is being served to adjudicate the allegations made in the below-described Notices of Alleged Violation (“NOAVs”), the allegations of which are incorporated herein; determine whether Benchmark has engaged in a pattern of violations; and impose other relief as authorized by law.

The Commission has issued four prior orders finding Benchmark in violation of Commission rules over the last two years: Order 1V-408, Order 1V-421, Order 1V-496, and Order 1V-501. Staff recently issued four additional NOAVs to Benchmark for violations in Logan County.

NOAV No. 200437036: Order 1V-496 (entered on April 13, 2015) required Benchmark to remove and sample E&P waste from a spill site at the Sec 1 8N54W Tank Battery Facility (“Facility”) (Facility No. 437485) by May 13, 2015. Benchmark has not completed the required corrective actions. On August 31, 2015, COGCC Staff issued NOAV No. 200437036 to Benchmark for a violation of Section 34-60-121(1) of the Oil and Gas Conservation Act (Violation of an Order).

NOAV No. 200436808: On September 16, 2014, the NW Graylin D-Sand Unit 20-W Well (API No. 05-075-05972) failed a Mechanical Integrity Test (“MIT”). COGCC Staff required Benchmark to shut-in the Well until it passed an MIT (Doc. No. 667200469). In November 2014, Benchmark returned the Well to service without a valid, successful MIT. Benchmark has not submitted Form 7, Monthly Report of Operations, to the COGCC for this Well since December 2014. On August 19, 2015, COGCC Staff issued NOAV No. 200436808 to Benchmark for violations of the following COGCC Rules of Practice and Procedure, 2 CCR 404-1 (“Rule” or “Rules”), at the Well: Rule 326 (Mechanical Integrity) and Rule 309 (Operator’s Monthly Report of Operations).

NOAV No. 200437037: On October 14, 2014, COGCC Staff received a landowner complaint (Doc. No. 200414337) regarding surface damage from workover operations at the NW Graylin D-Sand Unit 20-W Well. From October 17, 2014 to August 19, 2015, COGCC Staff inspected the Well, observed wheel ruts, residual cement, and debris related to the workover, and required corrective actions (Doc. Nos. 667200576, 667200638, 678200181, 680300118, 680300169, 680300177, 680300192, 680300243). On July 24, 2015, Staff received a landowner complaint regarding a produced water spill at the Well, which was confirmed by Staff as the result of a ruptured flowline (Doc. No. 680300118). On August 10, 2015, Staff inspected the

Well and discovered a new produced water release (Doc. No. 680300177). Neither of the spill sites have been remediated (Doc. Nos. 400874775 & 400882859). On August 31, 2015, COGCC Staff issued NOAV No. 200437037 to Benchmark for violations of Rule 603.f. (Statewide Equipment, Weeds, Waste, and Trash Requirements); Rule 907.a.(1) (Management of E&P Waste); and Rule 1003.a. (Interim Reclamation) at the Well.

NOAV No. 400939440: For each of eight Spills (Spill/Release Nos. 438043, 438744, 438746, 439362, 442501, 442770, 442803, and an un-numbered spill at Facility No. 437485 (collectively, the "Spills")), Benchmark has failed to: (1) file the initial Form 19, Spill/Release Report, within 72 hours of the Spill's discovery, and/or file a Form 19, Supplemental Spill/Release Report, within 10 days of the Spill, and/or notify the surface owner of the Spill; (2) control the Spills as soon as practicable; (3) remediate the release sites to achieve compliance with Table 910-1 standards; or (4) submit documentation that the E&P waste created by the Spills was properly treated, transported, or disposed of to the extent necessary to ensure compliance with Table 910-1. These Spills occurred at the NW Graylin D-Sand Unit 20-W Well (API No. 05-075-05972), NW Graylin D-Sand Unit #5-W (API No. 05-075-05971), and Facility No. 437485. On December 3, 2015, Staff issued NOAV No. 400939440 to Benchmark for violations of Rule 906.a. (Spills and Releases, General); Rule 906.b. (Spills and Releases, Reporting); 906.c. (Spill and Releases, Remediation); and Rule 907.a.(1) (Management of E&P Waste).

Relief Requested

COGCC Staff requests that the Commission find Benchmark in violation of the Rules cited above, order Benchmark to return to compliance, and assess a penalty pursuant to Rule 523.

COGCC Staff further requests that the Commission find that Benchmark has engaged in a pattern of violations and authorize the Director to immediately: suspend Benchmark's Form 10, Certification of Clearance, as to all of Benchmark's wells, and withhold the issuance of any new drilling or oil and gas location permits, until Benchmark demonstrates to the satisfaction of the Director that the operator has brought all violations into compliance and that any penalty assessed has been paid.

Additionally, if Benchmark fails to pay the penalty and/or return to compliance within 30 days, Staff requests that the Commission:

- a. Authorize Staff to terminate Benchmark's Operator Number (No. 10380), rescind Benchmark's Form 1 (Doc. No. 1663925), and revoke Benchmark's right to conduct oil and gas operations in Colorado, until Benchmark demonstrates at a Commission hearing that Benchmark has brought all violations into compliance, any penalty assessed has been paid, and that re-instating Benchmark's Form 1 will not threaten to or actually create significant adverse impacts to public welfare or the environment;
- b. Authorize Staff to foreclose Benchmark's existing financial assurance and claim both the principal and any accrued, but undisbursed, interest that may exist;
- c. Authorize Staff to use funds from the Oil and Gas Conservation and Environmental Response Fund to investigate, prevent, monitor, or mitigate conditions that threaten to cause, or that actually cause, significant adverse environmental impacts at oil and gas locations operated by Benchmark;

- d. Authorize Staff to claim all equipment, saleable product, and appurtenances related to Benchmark's operations, if any, as property of the Commission should COGCC Staff initiate any of the activities described in subpart (c) above, provided that any proceeds from the disposition of the assets will be applied to any work undertaken by the Commission;
- e. Require Benchmark, or its successors or assigns, to comply with the order entered by the Commission and repay any funds expended by the Commission from the Oil and Gas Conservation and Environmental Response Fund for any work undertaken by COGCC Staff; and
- f. Impose other relief as the Commission deems necessary and appropriate.

NOTICE IS HEREBY GIVEN, pursuant to: 1) the general jurisdiction of the Commission under the Oil and Gas Conservation Act ("Act"), § 34-60-105 C.R.S.; 2) specific powers granted pursuant to § 34-60-106 C.R.S.; 3) the Colorado Administrative Procedures Act at § 24-4-105 C.R.S.; and 4) the Commission's 500-Series Rules at 2CCR 404-1, that the Commission has scheduled this matter for hearing at the following date, time, and location:

Date: Tuesday, January 26, 2016
Tuesday, January 27, 2016

Time: 9:00 a.m.

Place: Colorado Oil and Gas Conservation Commission
1120 Lincoln St., Suite 801
Denver, CO 80203

Please contact Margaret Humecki at (303) 894-2100 ext. 5139 prior to the hearing if any party requires special accommodations as a result of a disability. Special accommodations will be provided in accordance with the Americans with Disabilities Act.

At the Commission's January 26-27, 2016 meeting, the Commission will enter orders as it deems appropriate to protect public health, safety, and welfare, including the environment and wildlife resources, and to carry out the purposes of the Act and Commission rules, orders, or permits.

A party meeting the requirements for a protestant or intervenor may file a written protest or intervention in accordance with Rule 509. One electronic, one original and two copies of any protest or intervention must be filed with the Commission no later than January 12, 2016. A party who files a protest or intervention must be able to participate in a prehearing conference during the week of January 12, 2016.

OIL AND GAS CONSERVATION COMMISSION
OF THE STATE OF COLORADO

By  _____
Julie Murphy, Secretary

Dated: December 11, 2015

Colorado Oil and Gas Conservation Commission
1120 Lincoln Street, Suite 801
Denver, Colorado 80203
Website: <http://cogcc.state.co.us>
Phone: (303) 894-2100
Fax: (303) 894-2109



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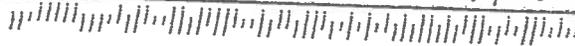
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• Sender: Please print your name, address, and ZIP+4® in this box•

State of Colorado – COGCC
Attn: Steven Mah
1120 Lincoln Street, Suite 801
Denver, CO 80203-2136

RECEIVED
DEC 18 2015
COGCC

NoAV # 400939440



SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:


 Benchmark Energy LLC
 Attn: Jerry Nash
 PO Box 8747
 Pratt, KS 67124

2. Article Number
(Transfer from service label)

7014 3490 0001 7107 9722

PS Form 3811, July 2013

Domestic Return Receipt

COMPLETE THIS SECTION ON DELIVERY

A. Signature

Jennifer Prosser Agent Addressee

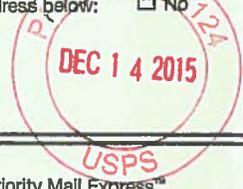
B. Received by (Printed Name)

Jennifer Prosser

C. Date of Delivery

12/14/2015

D. Is delivery address different from item 1? Yes
If YES, enter delivery address below: No



3. Service Type

- Certified Mail® Priority Mail Express™
- Registered Return Receipt for Merchandise
- Insured Mail Collect on Delivery

4. Restricted Delivery? (Extra Fee) Yes

AFFIDAVIT

Invoice #: A40000728
Account #: A30026954
Invoice Date: 12/18/2015
Inquiries to: Tel: 866-260-9240
Fax: 855-323-9871

BILL TO:

COLORADO OIL & GAS CONSERVATION
MARGARET HUMECKI
1120 LINCOLN ST STE 801
DENVER, CO 80203

ADVERTISER:

PUBLICATION: Denver Daily Journal Legal

STATE OF COLORADO
COUNTY OF DENVER

I, CHRISTINA L. DECKER, OF THE COUNTY OF MERCER, STATE OF NEW JERSEY, HAVING DULY BEEN SWORN, DEPOSES AND SAYS:
I AM NOW AND AT ALL TIMES HERINAFTER MENTIONED A CITIZEN OF THE UNITED STATES OF AMERICA, OVER TWENTY-ONE YEARS OF AGE, AND COMPETENT TO BE A WITNESS ON THE HEARING OF THE MATTERS MENTIONED IN THE ANNEXED PRINTED COPY NOTICE HERINAFTER SET FORTH; I HAVE NO INTEREST WHATSOEVER IN ANY OF THE SAID MATERS; I AM NOW AND DURING ALL TIMES EMBRACED IN THE PUBLICATION HERIN MENTIONED AS THE CHIEF CLERK OF THE NEWSPAPER, A NEWSPAPER OF GENERAL CIRCULATION PRINTED AND PUBLISHED IN SAID COUNTY; AS CHIEF CLERK DURING ALL TIMES METNTIONED IN THE AFFIDAVIT I HAVE HAD AND STILL HAVE CHARGE OF ALL ADVERTISEMENT AND NOTICES PUBLISHED IN SAID NEWSPAPER; THAT SAID LEGAL NOTICE OF WHICH THE ANNEXED IS A TRUE PRODUCTION COPY OF THE PRINTED PAGE IN WHICH THE ADVERTISEMENT WAS PUBLISHED IN THE ABOVE NAMED NEWSPAPER ON THE FOLLOWING DAYS TO WIT:

12/18/15; BEFORE OIL & GAS CONSERVATION COMMISSION OF THE STATE; DOCKET NO 1601000074

I CERTIFY (OR DECLARE) UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND CORRECT.

SIGNED,



CHIEF CLERK

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FIRST PUBLICATION

NOTICE TO PUBLIC 800

The following described merchandise has been in custody of the Denver Sheriff Department for 30 days and will be transferred to General Services for auction at a future date: unclaimed/abandoned miscellaneous items to include watches, rings, earrings, bracelets and necklaces.

All persons having claim of ownership or title to said property must file and establish claim to the satisfaction of the Denver Sheriff Department prior to Friday, December 25, 2015, at the Denver Sheriff Department Property Bureau 5150 York Street, Denver, Co 80216
Published: December 18, 2015
in The Daily Journal 800

NOTICE 801

Attention: The Denver Sheriff Department Property Bureau is planning on depositing money into the City Fund. This money has been turned into our bureau of "Found" money from various locations within the City and County of Denver. It has been held in the Denver Sheriff Department Property Bureau for the time specified by City Ordinance. If you believe some of these "Found" monies are yours, call the DSD Property Bureau at 720-865-0490, and be prepared to give us exact details as to your loss, including denominations and locations
Published: December 18, 2015
in The Daily Journal 801

NOTICE OF AUCTION 850

Notice is hereby given that the undersigned will sell at public auction on **December 30th 2015 at 11:00 a.m.** at:
12 BROADWAY SELF STORAGE
12 BROADWAY
DENVER, COLORADO 80203
the personal property heretofore stored with the undersigned by:
1. Unit A-22 - William Campbell, 2628 Vine St, Denver, CO 80205 - Boxes, Luggage, Music Equipment, Stereo Equipment, Dressers, Chair, Car Seat.
2. Unit A-44 - Eugene Bingham, 4170 Morning Sun Ave #5, CO Springs, CO 80918 - Boxes, Clothes.
3. Unit C-18 - Anita Romero, 2323 Curtis St, Denver, CO 80205 - Clothes, Luggage.
4. Unit C-63 - Oliver Campos, 10292 Central Ave #313, Montclair, CA 91763 - Boxes, Clothes
Publication Dates: Dec. 18 & 24, 2015
in The Daily Journal 850

BEFORE THE OIL AND GAS CONSERVATION COMMISSION OF THE STATE OF COLORADO
NOTICE AND APPLICATION FOR HEARING

DOCKET NO. 160100002
TYPE: ENFORCEMENT
TO ALL INTERESTED PARTIES AND TO WHOM IT MAY CONCERN:
Pursuant to Rule 522.e., the Colorado Oil and Gas Conservation Commission Staff has applied to the Commission for an Order Finding Violation against Diversified Energy, LLC (Operator No. 10428), to adjudicate allegations in the Notice of Alleged Violation No. 200437756.
NOTICE IS HEREBY GIVEN, pursuant to §§ 34-60-101 to -130, C.R.S. and the Commission's Rules of Practice and Procedure, 2 CCR 404-1, that the Commission has scheduled this matter for hearing on:
Date: January 26-27, 2016
Time: 9:00 a.m.
Place: Colorado Oil and Gas Conservation Commission
The Chancery Building
1120 Lincoln Street, Suite 801
Denver, CO 80203
The Notice and Application for Hearing and related information is available at <http://cogcc.state.co.us/reg.html#hearings> by scrolling to the appropriate Docket month and locate "Enf_Docket" link.
Publication Date: December 18, 2015
Published in The Daily Journal 894

BEFORE THE OIL AND GAS CONSERVATION COMMISSION OF THE STATE OF COLORADO
NOTICE AND APPLICATION FOR HEARING

DOCKET NO. 160100074
TYPE: ENFORCEMENT
TO ALL INTERESTED PARTIES AND TO WHOM IT MAY CONCERN:
Pursuant to Rule 522.e., the Colorado Oil and Gas Conservation Commission Staff has applied to the Commission for an Order Finding Violation against Benchmark Energy LLC (Operator No. 10380), to adjudicate allegations in the Notice of Alleged Violation Nos 200437036, 200438808, 200437037, 400939440.
NOTICE IS HEREBY GIVEN, pursuant to §§ 34-60-101 to -130, C.R.S. and the Commission's Rules of Practice and Procedure, 2 CCR 404-1, that the Commission has scheduled this matter for hearing on:
Date: January 26-27, 2016
Time: 9:00 a.m.
Place: Colorado Oil and Gas Conservation Commission
The Chancery Building
1120 Lincoln Street, Suite 801
Denver, CO 80203
The Notice and Application for Hearing and related information is available at <http://cogcc.state.co.us/reg.html#hearings> by scrolling to the appropriate Docket month and locate "Enf_Docket" link.
Publication Date: December 18, 2015
Published in The Daily Journal 895

BEFORE THE OIL AND GAS CONSERVATION COMMISSION OF THE STATE OF COLORADO
NOTICE AND APPLICATION FOR HEARING

DOCKET NO. 160100007
TYPE: ENFORCEMENT
TO ALL INTERESTED PARTIES AND TO WHOM IT MAY CONCERN:
Pursuant to Rule 522.e., the Colorado Oil and Gas Conservation Commission Staff has applied to the Commission for an Order Finding Violation against Bonanza Creek Energy Operating Company LLC (Operator No. 08960), to adjudicate allegations in the Notice of Alleged Violation No. 200437972.
NOTICE IS HEREBY GIVEN, pursuant to §§ 34-60-101 to -130, C.R.S. and the Commission's Rules of Practice and Procedure, 2 CCR 404-1, that the Commission has scheduled this matter for hearing on:
Date: January 26-27, 2016
Time: 9:00 a.m.
Place: Colorado Oil and Gas Conservation Commission
The Chancery Building
1120 Lincoln Street, Suite 801
Denver, CO 80203
The Notice and Application for Hearing and related information is available at <http://cogcc.state.co.us/reg.html#hearings> by scrolling to the appropriate Docket month and locate "Enf_Docket" link.
Publication Date: December 18, 2015
Published in The Daily Journal 896



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AFFIDAVIT OF PUBLICATION

STERLING JOURNAL ADVOCATE

State of Colorado
County of Logan

I, the undersigned agent, do solemnly swear that **THE STERLING JOURNAL ADVOCATE** is a daily newspaper printed, in whole or in part, and published in the City of Sterling, County of Logan, State of Colorado, and which has general circulation there in Logan county; that said newspaper has been continuously and uninterruptedly published for a period of more than six months next prior to the first publication of the annexed legal notice of advertisement, that said newspaper has been admitted to the United States mails as second-class matter under the provisions of the Act of March 3, 1879, or any, amendments thereof, and that said newspaper is a daily newspaper duly qualified for publishing legal notices and advertisements within the meaning of the laws of the State of Colorado; that a copy of each number of said newspaper, in which said notice of advertisement was published, was transmitted by mail or carrier to each of the subscribers of said newspaper, according to the accustomed mode of business in this office.

The annexed legal notice or advertisement was published in the regular and entire edition of said daily newspaper once; and that one publication of said notice was in the issue of said newspaper dated December 19, 2015.


Agent of Publisher

Subscribed and sworn to before me this 21ST day of December 2015 in the County of Logan, State of Colorado.


Notary Public

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Ad # 5662467
Fee \$23.65

RITA MARIE HANNER-WARD
NOTARY PUBLIC
STATE OF COLORADO
NOTARY ID 20144042768
MY COMMISSION EXPIRES NOVEMBER 4, 2018

BEFORE THE COLORADO OIL AND GAS CONSERVATION COMMISSION
NOTICE AND APPLICATION FOR HEARING
DOCKET NO. 160100074
TYPE: ENFORCEMENT
TO ALL INTERESTED PARTIES AND TO WHOM IT MAY CONCERN:
Pursuant to Rule 522.e., the Colorado Oil and Gas Conservation Commission Staff has applied to the Commission for an Order Finding Violation against Benchmark Energy LLC (Operator No. 10380), to adjudicate allegations in the Notice of Alleged Violation Nos. 200437036, 200436808, 200437037, 400939440.
NOTICE IS HEREBY GIVEN, pursuant to §§ 34-60-101 to -130, C.R.S. and the Commission's Rules of Practice and Procedure, 2 CCR 404-1, that the Commission has scheduled this matter for hearing on:
Dates: January 26-27, 2016
Time: 9:00 a.m.
Place: Colorado Oil and Gas Conservation Commission
The Chancery Building
1120 Lincoln Street, Suite 801
Denver, CO 80203
The Notice and Application for Hearing and related information is available at <http://cogcc.state.co.us/reg.html#/hearings> by scrolling to the appropriate Docket month and locate "Enf_Docket" link.
Published: Sterling Journal-Advocate Dec. 19, 2015-5662467

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FORM 1 Rev 6/99

State of Colorado Oil and Gas Conservation Commission

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



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REGISTRATION FOR OIL AND GAS OPERATIONS

Each company conducting oil-and-gas-related operations is required to submit a Form 1. Submit a separate registration for each regional/field office which will be an active reporter. A new registration is required to document change of address or addition/deletion of types of operations.

- Corporate Office (checked)
Regional/Field Office
New (checked)
Change in Information
Delete

OGCC Operator Number (if you have one):

10380

Corporate Office

Name of Company: Benchmark Energy LLC
Address: P O Box 8747
City: Pratt
State: KS
Zip: 67124
Country: USA
Phone No: (620) 672-3800
Fax No: (620) 672-5280
Contact Name(s): LaDawn Ferrell
Emergency Contact Name(s): Jerry Nash
Emergency Phone Number(s): 316-218-8184

CORPORATE OPERATIONS

Write A to Add or D to Delete operations from your OGCC record. Indicate all that apply.

- A Operator
Producer
Gatherer
Transporter
Levy Payor
Injection Well Oper.
Pit Operator
Driller
Seismic Operator
Financial Assurance Provider
Downstream Gas Facility
Insurance Agent
Domestic Well Operator

Regional/Field Office (if any)

Name of Company:
Address: Physical address found under Kansas and White pages of Jerry
City: Pratt
State: KS
Zip: 67124
Phone No:
Fax No:
Contact Name(s):
Emergency Contact Name(s):
Emergency Phone Number(s):

General Mailing

Hearing notices are mailed monthly. Please call OGCC for information.

Print Name: Jerry Nash

Signature:

[Handwritten Signature]

Title: Managing Member

Date: 8/9/11

Print Share Email

BENCHMARK ENERGY, LLC

This information is current as of April 28, 2012.

Company Name: BENCHMARK ENERGY, LLC
Status: Active And In Good Standing
Entity Type: Kansas LTD Liability Company
Filing State: Kansas (KS)
Company Age: 4 Years, 9 Months

Filing Date: 10/17/2008
File Number: 4250304

Mailing Address: 338 Lake Road
Pratt, KS 67124

Registered Agent: Jerry V. Nash
338 Lake Road
Pratt, KS 67124

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[Order Business Services For Benchmark Energy, LLC](#)

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Jerry V Nash

(620) 672-3846

338 Lake Rd

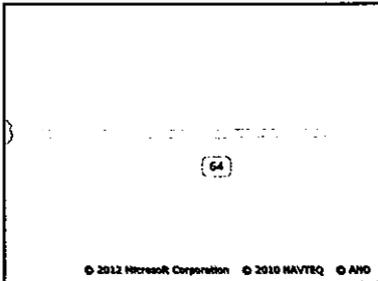
Pratt, KS 67124-8118

Age: 50-54

Associated: Nancy Nash, Cheryl L Nash, Chere D Nash

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Are you Jerry? Edit your info. Connect with your neighbors.

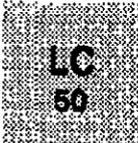


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**KANSAS SECRETARY OF STATE
Limited Liability Company
Annual Report**

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050 009	04-12-2012
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	FILE#: 4250304

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Kansas Office of the Secretary of State:

Memorial Hall, 1st Floor (785) 296-4564
 120 S. W. 10th Avenue kssos@sos.ks.gov
 Topeka, KS 66612-1594 www.sos.ks.gov

1. Business entity ID # This is not the Federal Employer ID Number (FEIN). 4250304

2. LLC name Must match name on record with Kansas Secretary of State. BENCHMARK ENERGY LLC

3. Mailing address
 Address will be used to send official mail from the Secretary of State's Office. Do not leave blank.

Attention Name	ROBERT D HOUSEHOLDER PA			Address	338 LAKE ROAD		
City	PRATT	State	KS	Zip	67124	Country	

Check this box if this is a new address. Our records will be updated only if this box is checked.

4. Tax closing date Month 12 Year 11 5. State of organization KS

6. Name and address of each member who owns 5% or more of capital (Kansas LLC only)
 If additional space is needed, please provide attachment.

Name 1	JERRY V NASH			Address	338 LAKE ROAD		
City	PRATT	State	KS	Zip	67124	Country	USA
Name 2	CHERYL L NASH			Address	338 LAKE ROAD		
City	PRATT	State	KS	Zip	67124	Country	USA
Name 3				Address			
City		State		Zip		Country	

7. Federal Employer Identification Number (FEIN) 26-3606928

8. I declare under penalty of perjury pursuant to the laws of the state of Kansas that the foregoing is true and correct and that I have remitted the required fee.

Signature of Member	Month	Day	Year
	03	27	2012
Name of Signer (printed or typed)	Phone Number		
JERRY V NASH	(620) 672-9700		

*Prof Secretary Services
#1 is Labaw*