

State of Colorado  
Oil and Gas Conservation Commission

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Document Number:  
403227353

Date Received:  
11/14/2022

## FIR RESOLUTION FORM

Overall Status: CAC

CA Summary:

6 of 6 CAs from the FIR responded to on this Form

6 CA Completed  
0 Factual Review Request

### OPERATOR INFORMATION

OGCC Operator Number: 10515

Name of Operator: GUNNISON ENERGY LLC

Address: 1801 BROADWAY #1150

City: DENVER State: CO Zip: 80202

Contact Name and Telephone:

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

Phone: ( ) \_\_\_\_\_ Fax: ( ) \_\_\_\_\_

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

Additional Operator Contact:

Contact Name

Phone

Email

Fischer, Alex

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### COGCC INSPECTION SUMMARY:

FIR Document Number: 696204280

Inspection Date: 11/01/2022

FIR Submit Date: 11/02/2022

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

### Inspected Operator Information:

Company Name: GUNNISON ENERGY LLC

Company Number: 10515

Address: 1801 BROADWAY #1150

City: DENVER State: CO Zip: 80202

### LOCATION - Location ID: 453805

Location Name: Trail Gulch Unit 1090 Number: 30 County: \_\_\_\_\_

Qtrqr: SWSE Sec: 30 Twp: 10S Range: 90W Meridian: 6

Latitude: 39.157036 Longitude: -107.477597

### FACILITY - API Number: 05-051- -00 Facility ID: 453805

Facility Name: Trail Gulch Unit 1090 Number: 30

Qtrqr: SWSE Sec: 30 Twp: 10S Range: 90W Meridian: 6

Latitude: 39.157036 Longitude: -107.477597

## CORRECTIVE ACTIONS:

1 ☒ CA# 165866Corrective Action: Install or repair wildlife protection equipment.Date: 11/07/2022Response: CA COMPLETEDDate of Completion: 11/04/2022Operator Comment: Chicken Wire installed around tank containment for wildlife protection. (See Photo)COGCC Decision: Approved pending re-inspectionCOGCC Representative: Based on photo documentation attach, corrective action appears to have been addressed. Approved pending re-inspection. A field inspection will be conducted at a future date to evaluate compliance with COGCC rules.2 ☒ CA# 165867Corrective Action: Comply with Rule 1002.f and install BMPs to minimize erosion/degradation/sediment transport, and to protect/stabilize the cut slopes of the Location.Date: 06/18/2021Response: CA COMPLETEDDate of Completion: 11/14/2022Operator Comment: As noted to reclamation specialists on field tour and in our NOAV response, when the USFS as surface owner directed no further action on topsoil and cut slope, GEC was unable to proceed with other slope stabilization as preferred by COGCC without meeting with the disagreeing parties. Being able to meet with COGCC reclamation specialists, the USFS and BLM on location was the key to GEC coming to an understanding with the USFS that additional actions were necessary by COGCC requirement. Now that GEC was afforded the time of the reclamation specialist to meet, we are on track to reseed the topsoil pile and cut slope with immediate stabilization using hydro mulch. These actions are scheduled for the week of 11/14.COGCC Decision: **Not Approved**COGCC Representative: OGCC Decision "Not Approved". Operator response of "Corrective Action Complete" is a notification to the State that the corrective action has been addressed in its entirety. Based on operator comments, work to address the corrective action appears to be "in process", though not complete at time the resolution form was submitted.3 ☒ CA# 165868Corrective Action: Comply with Rule 1002.f and Rule 1002.c.Date: 05/21/2021Response: CA COMPLETEDDate of Completion: 11/09/2022Operator Comment: Stormwater corrections including replacement and addition of straw waddles at base of topsoil pile reinstalled, bench cut to separate topsoil pile from cut slope added for further segregation. (See Pictures) As noted to reclamation specialists on field tour and in our NOAV response, when the USFS as surface owner directed no further action on topsoil and cut slope, GEC was unable to proceed with other slope stabilization as preferred by COGCC without meeting with the disagreeing parties. Being able to meet with COGCC reclamation specialists, the USFS and BLM on location was the key to GEC coming to an understanding with the USFS that additional actions were necessary by COGCC requirement. Now that GEC was afforded the time of the reclamation specialist to meet, we are on track to reseed the topsoil pile and cut slope with immediate stabilization using hydro mulch. These actions are scheduled for the week of 11/14.COGCC Decision: **Not Approved**COGCC Representative: OGCC Decision "Not Approved". Operator response of "Corrective Action Complete" is a notification to the State that the corrective action has been addressed in its entirety. Based on operator comments, work to address the corrective action appears to be "in process", though not complete at time the resolution form was submitted. Based on photo documentation provided, Operator left a vertical cut at the topsoil stockpile- this is not advisable and will become more difficult to stabilize.4 ☒ CA# 165869Corrective Action: Contact West Environmental Supervisor A. Fischer (alex.fischer@state.co.us) regarding possible closure and sampling requirements associated with the Minion tanks.Date: 11/04/2022Response: CA COMPLETEDDate of Completion: 11/01/2022Operator Comment: Minion Tanks were constructed 8/7/2021, first filled for completion operations 8/17/2021, emptied of all liquids 9/23/2021, removed tanks and liner for secondary containment 10/6/2021. No form 27 has been filed for reclamation as location is in process for variance to keep location open for secondary occupation. Location of Minion Tanks will be used again for same function upon further occupations. GEC will confirm with Mr. Fischer to ensure no further action is necessary at this time.

COGCC Decision: **Not Approved**

COGCC Representative: CA required Operator to contact West Environmental Supervisor A. Fischer. Reclamation Staff confirmed with Environmental that GE has not contacted West Environmental Supervisor A. Fischer per the corrective action.

5  CA# 165870

Corrective Action: Comply with 1002.c and 1002.f; immediately remove soil stockpiles from the perimeter stormwater ditch and properly store. Implement BMPs in accordance with good engineering practices at all stockpiled soils to minimize erosion, degradation and sediment transport. Contact West Environmental Supervisor A. Fischer (alex.fischer@state.co.us) regarding possible additional Environmental requirements.

Date: 11/01/2022


Response: CA COMPLETED

Date of Completion: 11/03/2022

Operator Comment: Sample stockpiles removed and hauled to disposal facility. Awaiting sampling results and will consult with Mr. Fischer regarding any further actions upon receipt.

COGCC Decision: **Not Approved**

COGCC Representative: CA required Operator to contact West Environmental Supervisor A. Fischer. Reclamation Staff confirmed with Environmental that GE has not contacted West Environmental Supervisor A. Fischer per the corrective action.

6  CA# 165871

Corrective Action: Comply with 1002.f; implement BMPs at the excavated sample pits within ditch along east end of the Location, in order to prevent potential impacts to stormwater runoff.

Date: 11/01/2022

Response: CA COMPLETED

Date of Completion: 11/01/2022

Operator Comment: 10" sample holes were filled to remove hazard and prevent runoff into holes.

COGCC Decision: **Not Approved**

COGCC Representative: Though COGCC Staff appreciates the notice that Operator has taken steps to address the safety concerns regarding the observed "10" sample holes", this corrective action is regarding the excavated sample pits within the ditch along the east end of the Location, as stated within the corrective action and comment sections of the inspection reports.

#### OPERATOR COMMENT AND SUBMITTAL

Comment: Please call with any questions.

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

Print Name: Tyson Johnston

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

Title: Vice President

Date: 11/14/2022 10:05:02 AM

### ATTACHMENT LIST

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

<u>Document Number</u>	<u>Description</u>
403227353	FIR RESOLUTION SUBMITTED
403227419	Wildlife Barrier
403227420	Topsoil Segregation from cut slope
403227422	Topsoil Stormwater 1
403227423	Topsoil Stormwater 2

403227425	Topsoil Stormwater 3
403227428	Topsoil Stormwater 4
403227434	Topsoil Stormwater 5

Total Attach: 8 Files