

State of Colorado
Oil and Gas Conservation Commission

1120 Lincoln Street, Suite 801, Denver, Colorado 80203
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Document Number:

403349655

Date Received:

04/16/2023

FIR RESOLUTION FORM

Overall Status: CAC

CA Summary:

9 of 9 CAs from the FIR responded to on this Form

9 CA Completed
0 Factual Review Request

OPERATOR INFORMATION

OGCC Operator Number: 10701

Name of Operator: UPLAND EXPLORATION LLC

Address: 424 S MAIN ST

City: BOERNE State: TX Zip: 78006

Contact Name and Telephone:

Name: _____

Phone: () _____ Fax: () _____

Email: _____

Additional Operator Contact:

Contact Name	Phone	Email
.		dnr_cogccenforcement@state.co.us
Adamczyk, Megan		megan.adamczyk@state.co.us
Larry Jenkins		larry@uplandexploration.com
Trujillo, Aaron		aaron.trujillo@state.co.us
David Watts		david@uplandexploration.com
Wold, Reed		reed.wold@state.co.us
Arthur, Denise		denise.arthur@state.co.us
Allison, Rick		rick.allison@state.co.us

COGCC INSPECTION SUMMARY:

FIR Document Number: 697504498

Inspection Date: 02/10/2023

FIR Submit Date: 02/15/2023

FIR Status: _____

Inspected Operator Information:

Company Name: UPLAND EXPLORATION LLC

Company Number: 10701

Address: 424 S MAIN ST

City: BOERNE State: TX Zip: 78006

LOCATION - Location ID: 456651

Location Name: Salt Ranch Fee Number: 18 East County: _____

Qtrqr: SESE Sec: 18 Twp: 11N Range: 64W Meridian: 6

Latitude: 40.914603 Longitude: -104.584484

FACILITY - API Number: 05-123-00 Facility ID: 456651

Facility Name: Salt Ranch Fee Number: 18 East

Qtrqr: SESE Sec: 18 Twp: 11N Range: 64W Meridian: 6

Latitude: 40.914603 Longitude: -104.584484

CORRECTIVE ACTIONS:

1  CA# 167471

Corrective Action: Comply with Rule 603.h.

Date: 02/10/2023

The corrective action date is the date the location was observed out of compliance.

Response: CA COMPLETED

Date of Completion: 02/10/2023

Operator Comment: Gate closed and locked manually 2/10/2023 and all vendors instructed to open and close gate behind them; on 2/11/23 Upland had LS Pumping provide a gate guard at the gate 24 hrs a day to open and close the gate manually while waiting on parts to come repair the gate. The automated gate was repaired on 2/23/23 and back to normal operations; the property access is secure. See attached invoice.

COGCC Decision: Approved

COGCC Representative: COGCC staff passed this corrective action on a follow up inspection conducted on 2/28/2023- refer to Field Inspection Report Doc.# 697504537.

2  CA# 167472

Corrective Action: Comply with Rule 606.c.

Date: 02/10/2023

The corrective action date is the date the location was observed out of compliance.

Response: CA COMPLETED

Date of Completion: 03/01/2023

Operator Comment: Location was all sprayed last year by CCR before Upland took over the lease, weeds were dormant, this was discussed with Chris Binschus 2/28/2023. Crews conducted pulling weeds by hand (3/2/23 - 3/31/23); Precision Industrial Applications will be conducting weed spraying at the location and along lease road when approved by Landowner. See attached invoice.

COGCC Decision: **Not Approved**

COGCC Representative: COGCC staff appreciates the update; however, COGCC has left this as an unresolved corrective action on a follow up inspection conducted on 4/7/2023- refer to Field Inspection Report Doc.# 697504595.

3  CA# 167473

Corrective Action: Comply with Rule 606.d.

Date: 02/10/2023

The corrective action date is the date the location was observed out of compliance.

Response: CA COMPLETED

Date of Completion: 02/12/2023

Operator Comment: All trash has been picked up on the location and along the lease road; the road is driven daily and monitored for any new trash to be picked up when identified. The open top dumpster was removed and replaced with an enclosed trash trailer 2/12/2023; See invoice.

COGCC Decision: **Not Approved**

COGCC Representative: COGCC staff appreciates the update; however, COGCC has left this as an unresolved corrective action on a follow up inspection conducted on 4/7/2023- refer to Field Inspection Report Doc.# 697504595.

4  CA# 167474

Corrective Action: Comply with Rule 912.a. and 912.b. to submit a Form 19 immediately for spills around the frac tanks.

Date: 02/10/2023

Response: CA COMPLETED

Date of Completion: 03/08/2023

Operator Comment: Initial Form 19 Document # 403339809 was submitted on 3/8/2023 and has been approved. Supplemental Form 19 Doc # 403354382 was submitted 3/24/2023 requesting to continue remediation activities under Initial Form 19 for 90 days to complete analysis and request No Further Action (NFA) prior to moving to a Form 27. Site was cleaned up and sampled per the approved Form 19. Upland has the frac tanks removed along with any impacted material. No Further Action was approved 4/7/2023 Doc # 403367962 attached.

COGCC Decision: Approved

COGCC Representative: COGCC staff agrees and confirmed that a Form 19 Supplement has been approved.

5  CA# 167475

Corrective Action: Comply with Rule 913.c.(8). to submit a Form 27 for the pit.

Date: 02/10/2023

Response: CA COMPLETED

Date of Completion: 03/09/2023

Operator Comment: Initial Form 27 Doc # 403340134 was submitted on 3/9/2023. Initial Form 15 Doc # 403352150 was submitted on 3/23/2023.

The pit was excavated and samples were collected by Eagle Environmental Consulting on 3/7/2023. Initial analytical results were received on 3/21/2023 with additional impacted soil to be removed. Additional impacted soil removed and confirmation samples are below Table 915-1. Supplement Form 27 Doc # 403366585 was submitted requesting No Further Action on 4/6/2023.

COGCC Decision: Approved

COGCC Representative: Operator has complied with the corrective action to submit the required Form 27. COGCC staff, Chris Binschus, has been coordinating with COGCC staff, Rick Allison.

6  CA# 167476

Corrective Action: Comply with Rule 909.f.

Date: 02/10/2023

Response: CA COMPLETED

Date of Completion: 03/07/2023

Operator Comment: Pit was back filled by roustabout crew without direction from Upland. The pit was reopened and excavated impacted soils and samples were taken by Eagle. Safety fence installed around the pit area while assessment activities were being completed and will remain until NFA is approved.

COGCC Decision: Approved

COGCC Representative: COGCC staff agrees and confirmed fencing was installed on a follow up inspection conducted on 4/7/2023.

7  CA# 167477

Corrective Action: Comply with Rule 1002.c.

Date: 02/11/2023

The corrective action date is the date the location was observed out of compliance.

Response: CA COMPLETED

Date of Completion: 03/02/2023

Operator Comment: Location was all sprayed last year by CCR before Upland took over the lease, weeds were dormant, this was discussed with Chris Binschus. Crews conducted pulling weeds by hand (3/2/23 - 3/31/23); Precision Industrial Applications will be conducting weed spraying at the location and along lease road when approved by Landowner. See attached invoice. Dustin Rollins had an onsite meeting w/Chris Binschus to discuss weed management 2/28/23,

COGCC Decision: **Not Approved**

COGCC Representative: COGCC staff appreciates the update; however, COGCC has left this as an unresolved corrective action on a follow up inspection conducted on 4/7/2023- refer to Field Inspection Report Doc.# 697504595.

8  CA# 167478

Corrective Action: Comply with Rule 1002.e.(1) and 1002.e.(4)

Date: 02/10/2023

The corrective action date is the date the location was observed out of compliance.

Response: CA COMPLETED

Date of Completion: 03/06/2023

Operator Comment: Standard Resources conducted work on access road and sediment discharge issues, cattle guards were pulled to clean out the frozen snow buildup all gas cans have been moved into containment; gravel was picked out of the fields and raked up along the ditch. Porta-John was uprighted on 2/10/2023 (severe winds have been occurring regularly and blew the building over). Added another tie-down to T-post to secure the porta-john. Road work and landwork on-going; working with an adverse landowner limiting Uplands ability to conduct work. Landowner has been provided a scope of work for approval; no response or approval given to date. Landowner locked gate on 3/30/23 locking a Upland contractor onsite and prohibiting outside water trucks to access location. Upland had to call Weld county sheriff department in order to continue to pump wells and release contractor from site.

COGCC Decision: **Not Approved**

COGCC Representative: COGCC staff appreciates the update; however, COGCC has left this as an unresolved corrective action on a follow up inspection conducted on 4/7/2023- refer to Field Inspection Report Doc.# 697504595.

9  CA# 167479

Corrective Action: Comply with Rules 1002.f.(2) and 1002.f.(2)B

Date: 02/10/2023

The corrective action date is the date the location was observed out of compliance.

Response: CA COMPLETED

Date of Completion: 03/02/2023

Operator Comment: 02/14/23-3/16/2023 Standard Resources conducted work on access road and sediment discharge issues; cattle guards was pulled to clean out the frozen snow buildup, all gas cans have been moved into containment; See additional comments above and invoices attached for work completed by both Stand Resources and LS Pumping Services 3/2/2023-3/15/2023.

COGCC Decision: **Not Approved**

COGCC Representative: COGCC staff appreciates the update; however, COGCC has left this as an unresolved corrective action on a follow up inspection conducted on 4/7/2023- refer to Field Inspection Report Doc.# 697504595.

OPERATOR COMMENT AND SUBMITTAL

Comment: Upland has been contending with an adverse landowner making it difficult to conduct work. Currently, Upland due to landowner locking gate on 3/29/2023 restricting access and locking our contractor onsite and prohibiting water hauling trucks to enter almost creating a disaster. Upland has now retained counsel which provided a detailed scope of work for landowner approval. We have yet to receive a response from the landowner which has significantly restricted our ability to complete all work in a timely fashion.

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

Print Name: Dustin Rollins

Signed: _____

Title: Field Supervisor

Date: 4/16/2023 3:49:50 PM

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>
403349655	FIR RESOLUTION SUBMITTED
403374737	LS Pumping Services Gate Watch
403374739	LS Pumping Services Weed Pulling
403374741	LS Pumping Services Trash Removal & Dumpster
403374756	Spill & Release NFA Approved
403374761	LS Pumping Services & Standard Resources_Site/Road Clean up

Total Attach: 6 Files