

State of Colorado
Energy & Carbon Management Commission

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Document Number:

403683487

Date Received:

02/12/2024

FIR RESOLUTION FORM

Overall Status: FRQ

CA Summary:

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

0 CA Completed
2 Factual Review Request

OPERATOR INFORMATION

OGCC Operator Number: 10112

Name of Operator: FOUNDATION ENERGY MANAGEMENT LLC

Address: 5057 KELLER SPRINGS RD STE 650

City: ADDISON State: TX Zip: 75001

Contact Name and Telephone:

Name: _____

Phone: () _____ Fax: () _____

Email: _____

Additional Operator Contact:

Contact Name

Phone

Email

Sanchez, Chris

chris.sanchez@state.co.us

Foundation Energy

regulatory@foundationenergy.com

COGCC INSPECTION SUMMARY:

FIR Document Number: 713600722

Inspection Date: 02/07/2024

FIR Submit Date: 02/09/2024

FIR Status: _____

Inspected Operator Information:

Company Name: FOUNDATION ENERGY MANAGEMENT LLC

Company Number: 10112

Address: 5057 KELLER SPRINGS RD STE 650

City: ADDISON State: TX Zip: 75001

LOCATION - Location ID: 380428

Location Name: LAS ANIMAS MINERALS Number: 1-10 County: CHEYENNE

Qtrqtr: NESW Sec: 10 Twp: 13S Range: 50W Meridian: 6

Latitude: 38.928640 Longitude: -102.989910

FACILITY - API Number: 05-017-00 Facility ID: 207468

Facility Name: LAS ANIMAS MINERALS Number: 1-10

Qtrqtr: NESW Sec: 10 Twp: 13S Range: 50W Meridian: 6

Latitude: 38.928640 Longitude: -102.989910

CORRECTIVE ACTIONS:

1 CA# 191926

Corrective Action: Submit Form 19 to report historic spill of impacted material and Contact ECMC EPS staff per Rule 912.b.

Date: 02/13/2024

Response: FACTUAL REVIEW REQUEST

Basis for Review: Corrective action dates are not attainable

Operator Comment: Foundation inherited this PA well in a 2016 acquisition. Foundation never operated the well and does not have any field personnel in this area. Soil sampling will be completed by a third party consultant within the next 30 days. A Form 19 will be submitted if impacts are identified by the lab analytical results. There was no stained soil

shown in inspection photos to support the statement that there is evidence of a historical release on location.

COGCC Decision: **Not Approved**

COGCC Representative: Records show Foundation is the Operator of Record and therefore responsible for compliance of the ECMC rules. Per Rule 912b. (1) E. G., the Operator will submit a form 19 to report the discovery of impacted material or a suspected historical spill or release. The inspector observed impacted soils at the wellhead area and former tank battery by the detection of distressed vegetation and the lack of vegetation as an indicator of the historic releases. Reporting will not be contingent upon sampling and therefore the form 19 must be submitted by the Corrective Action Date. This Factual Review is Not Approved.

COGCC Supervisor: Records show Foundation is the Operator of Record and therefore responsible for compliance of the ECMC rules. Per Rule 912b. (1) E. G., the Operator will submit a form 19 to report the discovery of impacted material or a suspected historical spill or release. The inspector observed impacted soils at the wellhead area and former tank battery by the detection of distressed vegetation and the lack of vegetation as an indicator of the historic releases. Reporting will not be contingent upon sampling and therefore the form 19 must be submitted by the Corrective Action Date. This Factual Review is Not Approved.

2  CA# 191927

Corrective Action: Comply with 1004 Rules.

Date: 03/01/2024

Response: FACTUAL REVIEW REQUEST

Basis for Review: Corrective action dates are not attainable

Operator Comment: Once soil samples are collected, a determination will be made about the necessity of soil remediation. If remediation is required, it will be completed prior to additional reclamation work (dirt work/re-seeding). The equipment identified on location will be removed as soon as possible.

COGCC Decision: **Not Approved**

COGCC Representative: All reclamation and equipment debris removal must be completed by the corrective action date. Foundation acquired Ownership of the location and thus is liable and had more than sufficient time to monitor, manage, and achieve compliance with the 1004 Rules. If sampling identifies required remediation then compliance of 900 series rules must commence per the form 19 or a form 27. Reclamation per the 1004 Rules must follow directly after the completion of the remediation for the particular area. The corrective action will stand as written and the location will remain out of compliance until completed. This Factual Review is Not Approved.

COGCC Supervisor: All reclamation and equipment debris removal must be completed by the corrective action date. Foundation acquired Ownership of the location and thus is liable and had more than sufficient time to monitor, manage, and achieve compliance with the 1004 Rules. If sampling identifies required remediation then compliance of 900 series rules must commence per the form 19 or a form 27. Reclamation per the 1004 Rules must follow directly after the completion of the remediation for the particular area. The corrective action will stand as written and the location will remain out of compliance until completed. This Factual Review is Not Approved.

OPERATOR COMMENT AND SUBMITTAL

Comment:

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

Print Name: Afton Iiams

Signed: _____

Title: HSE/Regulatory Specialist

Date: 2/12/2024 9:33:28 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>
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403683487	FIR RESOLUTION SUBMITTED
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Total Attach: 1 Files