

State of Colorado  
Energy & Carbon Management Commission



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

Document Number:  
403763781

Date Received:  
04/22/2024

## FIR RESOLUTION FORM

### Overall Status:

#### CA Summary:

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

9 CA Completed  
0 Factual Review Request

### OPERATOR INFORMATION

ECMC 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

Rollins, Dustin

dustin@uplandexploration.com

\*

dnr\_cogccenforcement@state.co.us

Adamczyk, Megan

aaron.trujillo@state.co.us

megan.adamczyk@state.co.us

david@uplandexploration.com

### ECMC INSPECTION SUMMARY:

FIR Document Number: 697504595

Inspection Date: 04/07/2023

FIR Submit Date: 04/13/2023

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: \_\_\_\_\_

Qtrqtr: 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

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

Latitude: 40.914603 Longitude: -104.584484

### CORRECTIVE ACTIONS:

1 CA# 169445

Corrective Action: Comply with Rule 606.d.

Date: 02/10/2023

The prior Corrective Action remains in effect and remains out of compliance.

Response: CA COMPLETED

Date of Completion: 02/10/2023

Operator Comment: Upland placed an enclosed dumpster on location - trash being discovered is not a direct result of Upland operations; field personnel are maintaining good housekeeping measures. The access road is utilized by multiple contractors and the landowner. The location and access road is driven and maintained daily, if trash is observed it is picked up and properly disposed of; this area experiences significant winds; trash observed by the inspector is not the result of Upland activities. Operator continues to work with Subcontractors to keep trash properly picked up.

ECMC Decision: \_\_\_\_\_

ECMC Representative: \_\_\_\_\_

**2** CA# 169446

Corrective Action: Comply with Rule 427.b

Date: 02/28/2023

The prior Corrective Action remains in effect and remains out of compliance.

Response: CA COMPLETED

Date of Completion: 02/28/2023

Operator Comment: The contractor represented in the complaint filed October 11, 2023 document # 403557225 works for CCRP & Upland. Upland contacted CCRP and Standard Resources regarding the complaint filed against Upland and had then spoke to their contractors that utilize the shared lease road to access their location and remind them to comply with all posted and communicated rules of the road re. speed, trash and traveling on accurate access points. Upland has contacted all of its subcontractors to work with them to make sure their employees comply with the speed restrictions. If one of their employees are caught speeding, the subcontractor will ensure that the employee will not longer be on location.

ECMC Decision: \_\_\_\_\_

ECMC Representative: \_\_\_\_\_

**3** CA# 169447

Corrective Action: Comply with Rule 902.b to install wildlife protection equipment, and properly dispose fluids from within the bucket.

Date: 04/07/2023

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

Response: CA COMPLETED

Date of Completion: 04/07/2023

Operator Comment: This container was cleaned out, wiped down and the bucket was disposed of on the same day as the inspection.

ECMC Decision: \_\_\_\_\_

ECMC Representative: \_\_\_\_\_

**4** CA# 169448

Corrective Action: Comply with Rule 606.

Date: 04/07/2023

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

Response: CA COMPLETED

Date of Completion: 04/07/2023

Operator Comment: This hose was left behind by Fuzion after getting their first load of the day and coming back for their next load. Operator has discussed with them that they are to unhook all hoses and out them back on their trucks, we have had no further issue with this happening.

ECMC Decision: \_\_\_\_\_

ECMC Representative: \_\_\_\_\_

5 CA# 169449

Corrective Action: Comply with Rule 606.c.

Date: 02/10/2023

The prior Corrective Action remains in effect and remains out of compliance.

Response: CA COMPLETED

Date of Completion: 02/10/2023

Operator Comment: 10/04/2023: 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 is conducting weed spraying at the location and along lease road .Upland has continued to spray and remove weeds. Colorado had seen an unprecedented amount of precipitation. Russian Thistle was present along the road and adjacent lands prior to Upland operations as represented in historical aerial photos. Weed mitigation/spraying and removal is ongoing. Weed Management Plan was approved per Inspection Document #697504884.

ECMC Decision: \_\_\_\_\_

ECMC Representative:

6 CA# 169450

Corrective Action: The prior Corrective Action remains in effect and remains out of compliance.

Date: 02/10/2023

Response: CA COMPLETED

Date of Completion: 05/12/0023

Operator Comment: Original FIRR 403414217 approved CA pending re-inspection. See document # 697504676. Non-reportable spill to either ECMC or CDPHE; Material spilled was hydraulic fluid less than 3 gallons.

ECMC Decision: \_\_\_\_\_

ECMC Representative:

7 CA# 169451

Corrective Action: Comply with Rule 1002.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: 02/10/2023

Operator Comment: Per Inspection Document #697504785, ECMC acknowledges that "Operator has reseeded the topsoil stockpile since the previous inspection". Topsoil stockpiles have been sprayed and reseeded as well as crimped and stabilized to address the excessive rainfall and wind storm events; Upland continues to conduct weed and sediment erosion mitigation as necessary along the topsoil stockpiles and along the access road. Inspection Document 697504884 acknowledges the proper weed management plan is in place.

ECMC Decision: \_\_\_\_\_

ECMC Representative:

8 CA# 169452

Corrective Action: The prior Corrective Action remains in effect and remains out of compliance.

Date: 02/10/2023

Response: CA COMPLETED

Date of Completion: 08/31/2023

Operator Comment: Upland is maintaining its SW BMPs at the location to control stormwater runoff in a manner that minimizes erosion, transport of sediment offsite, and site degradation. Ongoing maintenance of SW controls has been being maintained and sediment controls, rock checks and/or waddles have been routinely replaced. Stormwater controls will be managed and maintain until the location is fully reclaimed. FIRR Document #403572538 stated that this CA was approved pending re-inspection. SW BMPS were addressed at the location, access road and Geary Creek areas see attached photos. FIRR Document #403533083 says CA was approved pending re-inspection.

ECMC Decision: \_\_\_\_\_

|                      |  |                     |                  |
|----------------------|--|---------------------|------------------|
| ECMC Representative: |  |                     |                  |
| 9                    | CA# 169453   |                     |                  |
| Corrective Action:   | The prior Corrective Action remains in effect and remains out of compliance.   |                     | Date: 02/10/2023 |
| Response:            | CA COMPLETED   | Date of Completion: | 08/31/2023       |
| Operator Comment:    | Upland is maintaining its SW BMPs at the location to control stormwater runoff in a manner that minimizes erosion, transport of sediment offsite, and site degradation. Ongoing maintenance of SW controls have been maintained and sediment controls, rock checks and/or waddles have been routinely replaced. Stormwater controls will be managed and maintain until the location is fully reclaimed. FIRR Document #403572538 stated that this CA was approved pending re-inspection. SW BMPS were addressed at the location, access road and Geary Creek areas see attached photos. FIRR Document #403533083 says CA was approved pending re-inspection. Operator is working with contractor to conduct Topsoil sampling. Reseeding along the approximate 1.5 mile access road and any other identified locations is planned to commence in mid May. A Form 4 will be submitted once reseeding has been Completed. |                     |                  |
| ECMC Decision:       |  |                     |                  |
| ECMC Representative: |  |                     |                  |

|   |                            |
|---|----------------------------|
| <b>OPERATOR COMMENT AND SUBMITTAL</b>   |                            |
| Comment:  |                            |
| 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: 4/22/2024 1:34:42 PM |

### ATTACHMENT LIST

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

| <u>Document Number</u> | <u>Description</u> |
|------------------------|--------------------|
|                        |                    |

Total Attach: 0 Files