

State of Colorado
Energy & Carbon Management Commission



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Phone: (303) 894-2100 Fax: (303) 894-2109

Document Number:
404093665

Date Received:
02/13/2025

FIR RESOLUTION FORM

Overall Status:

CA Summary:

1 of 3 CAs from the FIR responded to on this Form

1 CA Completed
0 Factual Review Request

OPERATOR INFORMATION

ECMC Operator Number: 96850
Name of Operator: TEP ROCKY MOUNTAIN LLC
Address: 1058 COUNTY ROAD 215
City: PARACHUTE State: CO Zip: 81635

Contact Name and Telephone:
Name:
Phone: () Fax: ()
Email:

Additional Operator Contact:

Contact Name	Phone	Email
Smelser, Wayne		COGCCInspectionReports@terraep.com wayne.smelser@state.co.us

ECMC INSPECTION SUMMARY:

FIR Document Number: 718100195
Inspection Date: 01/17/2025 FIR Submit Date: 01/23/2025 FIR Status:

Inspected Operator Information:

Company Name: TEP ROCKY MOUNTAIN LLC Company Number: 96850
Address: 1058 COUNTY ROAD 215
City: PARACHUTE State: CO Zip: 81635

LOCATION - Location ID: 416774

Location Name: Burchfield Number: RWF 44-32 County:
Qtrqtr: SESE Sec: 32 Twp: 6S Range: 94W Meridian: 6
Latitude: 39.477439 Longitude: -107.905588

FACILITY - API Number: 05-045-00 Facility ID: 416774

Facility Name: Burchfield Number: RWF 44-32
Qtrqtr: SESE Sec: 32 Twp: 6S Range: 94W Meridian: 6
Latitude: 39.477439 Longitude: -107.905588

CORRECTIVE ACTIONS:

1 CA# 201964

Corrective Action: Comply with Rule 606- The storage or placement of equipment and supplies not necessary for use on location is prohibited. Date:

Response: CA COMPLETED Date of Completion: 02/11/2025

Operator Comment: The purpose of this FIRR is to submit written documentation to ECMC demonstrating TEPs repeated attempts to request that the equipment / materials stored by the surface owner at this location be removed. TEP (including our predecessors) has never given the landowner permission to place or store any equipment, materials, or other personal property on the subject well pad. Over the years, TEP has made several verbal requests to the landowner to remove the subject equipment from this location. The personal property noted in the inspection

report remains on the well pad despite TEP's repeated requests to remove these items. Note that TEP has no legal right to physically remove any equipment belonging to the landowner, therefore, we are reduced to seeking voluntary compliance from the landowner.

In an attempt to comply with the corrective actions identified in this inspection report regarding the equipment stored by the surface owner at this location, TEP has submitted a written notice to the landowner (see attached) requesting that all personal items be removed from the well pad within 30 days (or another reasonable time frame as proposed by the landowner). TEP believes that the area currently used by the surface owner does not interfere with the safe operations at this location, our ability to access to any of our equipment, and does not impede any emergency response efforts that may be needed for this site. The area being used by the surface owner is not causing adverse degradation of the site, and does not pose any threat to public health, safety, welfare, or result in any adverse impact upon environmental resources. Although it is not our preference, the area currently used by the surface owner at this location does not create any undue operational, safety, or logistical issues for TEP.

If the landowner refuses to comply with TEP's request to remove the equipment, TEP will proceed to prepare and submit a variance request pursuant to Rule 502, which would allow the surface owner to continue using that portion of the pad for the continued storage of existing personal property. At that point, it will be up to ECMC to approve or reject the use of this area by the landowner.

ECMC Decision: _____

ECMC
Representative:

OPERATOR COMMENT AND SUBMITTAL

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

Print Name: Michael Gardner Signed: _____

Title: TEP Environmental Lead Date: 2/13/2025 4:36:38 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>
404093665	FIR RESOLUTION SUBMITTED
404093675	Landowner Correspondence

Total Attach: 2 Files