



DEPARTMENT OF NATURAL RESOURCES

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General Assembly
State Capital
Denver, CO 80203

In compliance with Colorado Revised Statutes, Section 34-60-104 (III) (A), the Colorado Oil and Gas Conservation Commission is submitting its quarterly report to the General Assembly concerning the number of complaints received by the Commission. During this period, the Commission received a total of 59 complaints involving 59 issues.

The report is sorted by the type of complaint and provides information on the complainant's identity and the commission's response.



COGCC Complaint Report January 1, 2009 - March 31, 2009

ACCESS

Type: ACCESS

Date: 03/05/2009

Complainant: Robert Fields

WCR 52

Milliken

CO

Description of Complaint:

Mr. Fields complains that he is not getting paid for right of way across field to new well. Indicates the operator attempted to work a contract and settlement but he was not satisfied and felt he should be paid more for the right of way.

COGCC Response:

There is an existing land use contract for the easement. They have attempted to give the surface owner a reasonable offer but he wants to get more for the access that is partially on his property. The operator is willing to make a reasonable settlement but the landowner has hired a lawyer and they have to work through legal means to reach settlement at this time.

Type: ACCESS

Date: 03/11/2009

Complainant: Jack Bouriague

Ignacio

CO

81137

Description of Complaint:

Complainant called to discuss Maralex's proposed use of subdivision road for future access to new drilling location. Complainant would rather Maralex not use this road and requested historical information regarding Maralex's response to previous complaints for personal use in dealing with this access situation.

COGCC Response:

COGCC staff had phone call with complainant regarding issues. Complainant requested historical documentation of prior complaints against operator be mailed to him. All information was mailed the next day to Complainant (3/10/09).



COGCC Complaint Report

January 1, 2009 - March 31, 2009

BASELINE WATER REQUEST

Type: BASELINE WATER REQUEST

Date: 02/18/2009

Complainant: Clint Hazelbush

4784 CR 331

Silt

CO 80652

Description of Complaint:

Landowner is experiencing problems with his water well and requested COGCC assistance.

COGCC had well sampled on 2/23/09. Water well has been previously sampled by COGCC. COGCC water well sample number 704434.

COGCC Response:

Sampling shows no indications of oil and gas impacts to water well.

Type: BASELINE WATER REQUEST

Date: 02/23/2009

Complainant: Christine Herman

31799 WCR 10

Keenesburg

CO 80643

Description of Complaint:

Landowner would like to have water well sampled.

COGCC Response:

Sampling of water well shows no evidence of any oil and gas impact.

Type: BASELINE WATER REQUEST

Date: 02/27/2009

Complainant: Eric Royer

19399 WCR 14

Ft Lupton

CO 80621

Description of Complaint:

Water well owner requesting water sample from his water well.



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COGCC Response:

The COGCC collected samples from the water well on March 5, 2009. Sample results (water and gas) shows no impact from Oil and Gas activities. Letter sent on 4/21/09.

Type: BASELINE WATER REQUEST

Date: 03/20/2009

Complainant: Renee McClure

21000 HWY 52

Hudson

CO 80642

Description of Complaint:

Would like to have water well sampled. Can ignite gas from well.

COGCC Response:

COGCC sampled the McClure water well on 3/25/09. Sample results (water & gas) show naturally occurring biogenic methane gas in well and no impact from oil and gas operations.

Type: BASELINE WATER REQUEST

Date: 03/20/2009

Complainant: Terry Jayner

17666 Pinto St

Brighton

Co 80603

Description of Complaint:

Would like to have water well sampled. Well contains gas.

COGCC Response:

COGCC sampled water well. No indication of any impact from oil and gas operations. Well contains biogenic methane.

Type: BASELINE WATER REQUEST

Date: 03/20/2009

Complainant: Clark Sloan

20509 WCR 20

Ft Lupton

CO 80621

Description of Complaint:

Would like to have water well sampled.

COGCC Response:

Analytical sampling results show no evidence of any oil and gas impact to the water well.

Type: BASELINE WATER REQUEST

Date: 03/21/2009



COGCC Complaint Report January 1, 2009 - March 31, 2009

COGCC Response:

Analytical sample results show no evidence of any oil and gas impact to the water well.

Type: BASELINE WATER REQUEST

Date: 03/24/2009

Complainant: Stacy Harris

20520 WCR 20

Ft. Lupton

CO

80621

Description of Complaint:

Would like to have water well sampled.

COGCC Response:

Sampling results show no indication of any impact from oil and gas operation to the water well.

Type: BASELINE WATER REQUEST

Date: 03/27/2009

Complainant: Joe Harmon

20992 WCR 22

Hudson

CO

80642

Description of Complaint:

Would like to have water well sampled.

COGCC Response:

Sampling results show no indication of any impact from oil and gas operation to the water well.

Type: BASELINE WATER REQUEST

Date: 03/29/2009

Complainant: Nellie Morgan

26731 WCR 18

Keensburg

CO

80643

Description of Complaint:

Would like to water well sampled. Gas in water well.

COGCC Response:

COGCC to do baseline water sampling.

Type: BASELINE WATER REQUEST

Date: 03/30/2009

Complainant: Tony Dowdy

22071 WCR 22

Hudson

CO

80642



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Description of Complaint:

Would like to have water well sampled.

COGCC Response:

Letter and sample results sent to Mr Dowdy on 5/21/09. No oil and gas impact. Gas in water well is biogenic.

Type: BASELINE WATER REQUEST

Date: 03/30/2009

Complainant: Gordon Weichel

22460 WCR 22

Hudson

CO

80642

Description of Complaint:

Would like to have water well sampled.

COGCC Response:

Analytical sample results show no evidence of any oil and gas impact to the water well.

Type: BASELINE WATER REQUEST

Date: 03/31/2009

Complainant: Nelly Morgan

26731 WCR 18

Keensburg

CO

80643

Description of Complaint:

Would like to have water well sampled.

COGCC Response:

Letter and sample results sent to Ms. Morgan on 5/21/09. Sample results show no oil and gas impact to well. Gas in water well is biogenic.

Type: BASELINE WATER REQUEST

Date: 03/31/2009

Complainant: Grace Campbell

9517 WCR 41

Ft Lupton

CO

80621

Description of Complaint:

Would like to have water well sampled.



COGCC Complaint Report January 1, 2009 - March 31, 2009

COGCC Response:

Letter and sample results sent to Ms Campbell on 5/21/09. No oil and gas impact. Gas in water well is biogenic.

Type: BASELINE WATER REQUEST

Date: 03/31/2009

Complainant: Bill Sarchet

8627 WCR 41

Ft Lupton

CO

80621

Description of Complaint:

Would like to have water well sampled.

COGCC Response:

Letter and sample results sent to Mr. Sarchet on 5/21/09. Sampling of water well shows no oil and gas impact. Gas in water well is biogenic methane.

Type: BASELINE WATER REQUEST

Date: 03/31/2009

Complainant: Ken Bollers

3017 WCR 47

Hudson

Co

80642

Description of Complaint:

Would like to have water well sample. Well contains gas.

COGCC Response:

COGCC sampling shows no indication of impact from oil and gas operations. Well contains biogenic methane.



COGCC Complaint Report January 1, 2009 - March 31, 2009

DUST

Type: DUST

Date: 03/05/2009

Complainant: Steven Kloepfer

wcr 16.5

Fredrick

CO

Description of Complaint:

Trucks traveling on WCR 16.5 creating dust problem.

COGCC Response:

Operator will spray roads for dust control.



COGCC Complaint Report January 1, 2009 - March 31, 2009

GROUND WATER

Type: GROUND WATER **Date:** 02/23/2009
Complainant: Marcia Dasko 15301 Logging Canyon Rd. Weston CO 81091

Description of Complaint:
 Ms. Dasko is concerned that impacts to groundwater quality seen in nearby monitoring well may be impacting water quality in water produced by her domestic water well. In particular methane and benzene were reported at levels above safety threshold for dissolved methane and above the WQCD groundwater standard for benzene. Monitoring well is less than one-fourth of a mile distant from the domestic well.

COGCC Response:
 Staff contacted Mr. Jacob of Pioneer after reviewing 6-month summary report on monitoring activities in the NFR area conducted by Pioneer Natural Resources. Pioneer was requested to develop a sampling and analysis plan to help understand the sudden increase in methane dissolved in water samples collected from the Niagara monitoring well.

Type: GROUND WATER **Date:** 02/24/2009
Complainant: Tracy Dahl 14218 Switchback Rd Weston CO 81091

Description of Complaint:
 Groundwater Quality

COGCC Response:
 Water samples taken in March were lost in transit by UPS. Arrangements were made with Complainant to take more samples in April.

Type: GROUND WATER **Date:** 02/26/2009
Complainant: Chad Pulsifer Tract 40 North Fork Ranch Weston CO 81091



COGCC Complaint Report January 1, 2009 - March 31, 2009

Description of Complaint:

Groundwater quality

COGCC Response:

Original water samples were lost by UPS. Water samples from the Van Alestyn well re-collected by Whetstone Associates on behalf of the COGCC. The gas from Raton Fm. wells, as summarized in the monitoring well report, appears to be from thermally immature coals with isotopic composition similar to the methane in the Pulsifer water well.

Type: GROUND WATER

Date: 02/26/2009

Complainant: Dale VanAlestyn

14200 CR 21.6

Weston

CO

81091

Description of Complaint:

Groundwater quality

COGCC Response:

Original water samples were lost by UPS. Water samples from the Van Alestyn well re-collected by Whetstone Associates on behalf of the COGCC.

Type: GROUND WATER

Date: 03/02/2009

Complainant: Jerry Angely

PO Box 1080

Walsenburg

CO

81089

Description of Complaint:

Concern regarding changes to major ion chemistry of water from domestic well as detected in previous sampling in Dec 2008.



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COGCC Response:

Operator and COGCC staff collected samples from the Recovery 1, 3 and 4 wells for analysis of isotopic composition. Samples submitted to lab. COGCC staff met Christa Whitmore of Whetstone Associates at the Angely residence. Mr. Angely turned on power to the pump and samples were collected at two times. Samples were submitted to laboratory for analysis of general inorganic parameters and several organic analytical procedures.

Isotope ratio for C and H in dissolved methane from the three recovery wells shows considerable variation among the three recovery wells and between ratios for methane present in nearby water wells.

Discussed results with Mr. Angely at meeting in Walsenburg.

Type: GROUND WATER

Date: 03/02/2009

Complainant: TJ Gordon-Ross

15200 Logging Canyon Rd

Weston

CO

81091

Description of Complaint:

TJ Gordon-Ross is concerned about possible impacts to groundwater in his domestic well from nearby CBM activities.

COGCC Response:

Letter summarizing results of water quality testing sent to Mr. Gordon-Ross. All parameters tested were within the Colorado groundwater standards. No impacts from nearby CBM operations were observed in water produced from the Gordon-Ross domestic well.

Type: GROUND WATER

Date: 03/04/2009

Complainant: North Fork Ranch Landowners /

14218 Switchback Rd

Weston

CO

81091

Description of Complaint:

The North Fork Ranch Landowners Association stated that environmental damage to groundwater resources has occurred due to activities of Pioneer Natural Resources and that public health has been endangered by the impacts to groundwater.



COGCC Complaint Report January 1, 2009 - March 31, 2009

COGCC Response:

Operator representative replied that communications would need to take place by counsel for Pioneer and that he would not directly respond to the concerns of the North Fork Ranch property owners

Type: GROUND WATER

Date: 03/09/2009

Complainant: Robert Kosslyn

13260 CR 21.6

Weston

CO

81091

Description of Complaint:

Mr. Kosslyn is concerned that water quality in his domestic well has been impacted by nearby CBM activities.

COGCC Response:

Letter summarizing results of recent water quality testing sent to Mr. Kosslyn. All parameters tested were within the Colorado groundwater standards and overall water quality at the Kosslyn domestic well is good. No impacts from nearby CBM operations were observed at this time in groundwater at the domestic well.

Type: GROUND WATER

Date: 03/17/2009

Complainant: Frank Sciacca

31101 CR 44

Trinidad

CO

81082

Description of Complaint:

Mr. Sciacca suspects that the quantity and quality of water reaching his well in a shallow alluvial aquifer sitting on top of the Pierre Shale has been impacted by CBM activities approximately 6 miles to the west of his home. Water flow from an old coal mine opening may be a source of water in the alluvial aquifer.

COGCC Response:

Domestic well results comparable to results of previous sampling events at the Sciacca well. Both water samples are of a sodium-bicarbonate-sulfate character. Results of isotopic analysis of Victor water received by staff. Dissolved methane was not high enough concentration to obtain isotopic information on methane.

Type: GROUND WATER

Date: 03/23/2009

Complainant: Gopa Ross

11111 Box Canyon Rd.

Weston

CO

81091



COGCC Complaint Report January 1, 2009 - March 31, 2009

Description of Complaint:

Ms. Ross reported that recent analysis of groundwater from her domestic well contained 5.4/mg/L dissolved methane. She is concerned about possible public health impacts and environmental damage from nearby CBM operations.

COGCC Response:

Provided analytical results from ALS to Ms. Ross via e-mail. Compared general inorganic water quality results to groundwater standards. No analyte exceeds the groundwater standard. Dissolved methane greater than 1.1mg/l which could result in buildup of methane in an enclosed space to levels above the LEL. Ms. Ross told me she is not using the water from her domestic well at present so the risk of buildup is minimized. Reviewed isotopic data from samples collected in March 2009. Isotopic composition of methane is similar to data from a previous sampling. Isotopic composition of methane tends to indicate a non-thermogenic source or a mixed thermogenic/biogenic source of the methane. Results and plot of the isotopic composition provided to Ms. Ross via email.

Type: GROUND WATER

Date: 03/26/2009

Complainant: Jennifer Damelil

Bon Carbo

CO

Description of Complaint:

Land owner requested follow up water well sampling.

COGCC Response:

Letter sent June 15, 2009 with lab reports. Water quality is consistent with 4 previous sampling events going back to 2004. There is no indication of impact from oil and gas activity.



COGCC Complaint Report January 1, 2009 - March 31, 2009

INACTIVE WELL

Type: INACTIVE WELL

Date: 02/11/2009

Complainant: Roy Secord

4302 CR 523

Bayfield

CO 81122

Description of Complaint:

The landowner, Roy Secord, is dissatisfied with the wells not producing and would like them plugged if they are not going to be produced. He is also unhappy with a fence in poor shape, pipes sticking up, messy equipment, and road management. Please contact Mr. Secord, assess the situation and provide me with your findings and plans.

COGCC Response:

BP-Production Supervisor, reported that the legal paperwork went through and BP has plans to put the well on production by 9-1-09. The operator assured the COGCC that they would they would contact and set up a meeting with Mr. Secord ASAP. A calendar reminder has been set to follow up by 9-1-09 for progress report.



COGCC Complaint Report January 1, 2009 - March 31, 2009

LAND USE CONFLICT

Type: LAND USE CONFLICT

Date: 02/11/2009

Complainant: Brian & Pat Myers

296 Florida Meadows Lane

Durango

CO

81303

Description of Complaint:

Received a certified return receipt letter from the Complainant dated 2-3-09; did not read until 2-10-09; has requested not to allow another well not be added to the existing well pad on their 7.5 acres of land; current pad is 1.6 ac; BP is asking for another acre for a total of 2.6 ac or taking up 1/3 of their land; Complainant pays property taxes apply to all 7.5 acres; feel pressured or rushed to sign SUA; presented with 3 different set of site plans that have changed every time; not exactly sure of what BP is going to do; feel that the landman is less than honest; landman told them not to sign so they could just bond onto the site.

COGCC Response:

Spoke by telephone with the Complainant. The Complainant feels that the operator consultation was not in good faith. They were given the informational brochure published by the COGCC on the third visit which was before Thanksgiving. The Complainant has contacted COGCC permitting and EPS about issues that deals with pre-permit onsite inspections. They have requested an inspection and were informed by EPS that the permit must be submitted by BP to trigger the on sight inspection.



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NOISE

Type: NOISE

Date: 01/06/2009

Complainant: Elena Lozano

Durango

Description of Complaint:

Complainant says that noise levels coming from a compressor associated with this well are very loud and are bothering her and her husband. She says this has been going on for years and wants operator to take further measures to reduce noise levels.

COGCC Response:

SW Field Inspector has been working with Operator and Complainant to resolve this issue. Operator worked with third party to gather measurements. COGCC staff also took readings and readings are within COGCC prescribed limits under Rule 802.c. Complainant continues to request action and staff has responded with additional readings.

Type: NOISE

Date: 01/07/2009

Complainant: Ned Harper

Description of Complaint:

Noise from compressor facility is bothering complainant as well as several of his neighbors (Janis Nowlin, Dave and Renee Petillo, John Whitaker, Julianne Vambuskirk, Casey and Doug Lamunson, and Jack and Darlene Spence) who all live within one mile of facility.

COGCC Response:

Complaint is being closed out as it is out of COGCC jurisdiction and has been handed over to Montezuma County Planning Dept for resolution.

Type: NOISE

Date: 02/10/2009

Complainant: David Sapp

20 Dos Rios

Greeley

CO 80634



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Description of Complaint:

Separator equipment making noise during production

COGCC Response:

The pumper continues to work with separator equipment to reduce noise on cyclical production load on treater. Noise tested within rule guidelines.

Type: NOISE

Date: 02/10/2009

Complainant: Robert Helling

WCR 48

Kersey

CO

Description of Complaint:

Noise from separator keeping landowner awake.

COGCC Response:

The pumper and voc burner specialist are working to balance air flow and gas pressure on the separator and burner systems. A new well was placed online that is making the separator noise. Noble will attempt to adjust the well timer in order for the noise to produce during the day. The Complainant has been given the pumpers telephone number to call for any additional noise complaints.

Type: NOISE

Date: 02/10/2009

Complainant: Joe Thrutchle

21737 WCR 49

Kersey

CO

Description of Complaint:

Noise and fumes from drilling and completion are disturbing his family home. The house is 240 feet from new tank battery and well installation.

COGCC Response:

The well has been completed and the equipment has been moved off site. Well placed on production and noise level is reduced to minimal for operations.

Type: NOISE

Date: 03/05/2009

Complainant: Willie Semler

County Road 314

Ignacio

CO 81137



COGCC Complaint Report January 1, 2009 - March 31, 2009

Description of Complaint:

Complainant called and stated that noise associated with pumping unit on this facility is bothering him and his wife.

COGCC Response:

Sound levels have been reduced to below COGCC limits under Rule 802.c. Complainant is now happy and complaint is being closed out. Complainant will call back if noise levels get high again.

Type: NOISE

Date: 03/17/2009

Complainant: Aaron Mallett

250 Cow Canyon Road

Ignacio

CO

81137

Description of Complaint:

Complainant indicates that noise coming from compressor associated with this well is bothering him.

COGCC Response:

Complainant was contacted and notified of non-compliant sound levels. Inspector stated that an NOAV would be issued against Petrogulf and they would be given a stated period of time in which to lower these levels. Sound measurements taken were faxed to Complainant. Operator given to May 1, 2009 to comply.

Type: NOISE

Date: 03/23/2009

Complainant: Willie Semler

1799 CR 314

Ignacio

CO

Description of Complaint:

Adjacent landowner complains that noise levels coming from pumpjack on this well have increased again over the weekend and are bothering him

COGCC Response:

Field Inspector made a visit and took readings. All readings were below 45 dbA from 53 yards and consequently below COGCC limits.



COGCC Complaint Report January 1, 2009 - March 31, 2009

OTHER

Type: OTHER

Date: 03/25/2009

Complainant: Javernick Oil LLC

3040 Main St

Canon City

CO 81212

Description of Complaint:

Complainant states tha Pine Ridge Oil & Gas LLC does not have a valid lease to drill the proposed King 11-28VP Well. The dispute is to be settled as a civil matter.

COGCC Response:

Complainant withdrew his complaint stating that they would file legal action against Pine Ridge Oil & Gas LLC after approval of the APD but before spud of the King 11-28VP Well.

Type: OTHER

Date: 03/30/2009

Complainant: Gopa KA Ross

11111 Box Canyon Rd.

Weston

CO 81091

Description of Complaint:

Given reports from the Nothwest, and Peter Gintautas from monitoring wells, in my view (Complaintant), the health and welfare of residence on the North Fork Ranch is being threatened. Niagra, Keystone, Sanchinator, and Molokai need to be shut down due to explosive levels in all monitoring wells . Chemical and metal compound readings are indicating severe problems above the water supplies within the ranch. I request a cease and desist order for all CBM wells within a mile of our location.

COGCC Response:

Combined with Complaint 200207106 which raises the same issues and filed by the same Complainant. Also see Complaint 200206880 which involves sampling and analysis of groundwater produced by the Ross domestic water well.

Type: OTHER

Date: 03/30/2009

Complainant: Gopa Ross

11111 Box Canyon Rd.

Weston

CO 81091



COGCC Complaint Report January 1, 2009 - March 31, 2009

Description of Complaint:

From Form 18 "North fork Monitoring wells as reported by P. Gintutas and per Norhtwest reports indicate a threat to public health and welfare. Pioneer N.R. is not responding to this issue. Residents need supervised water well sampling by the operator and a shutdown of operations until investigations and mitigation has been proven to maintain safety on the Norht Fork Ranch. I have tested my well with a private hydrologist. i believe methane, chemical and metal disruption threaten my safety and health."

COGCC Response:

Impacts to groundwater as a result of CBM operations were not properly reported to the COGCC. Four NOAV, one for each impacted monitoring well, were issued to Pioneer Natural Resources (200204204, 200215814, 200215817 and 200215833). Benzene was reported at a concentration greater than the groundwater standard at the Niagara and Sanchinator monitoring wells. Dissolved methane has increased significantly in four monitoring wells to greater than that concentration that could result in accumulation to potentially explosive levels in an enclosed space.

Type: OTHER

Date: 03/30/2009

Complainant: Marcia Dasko 15301 Logging Cny Rd. Weston CO 81091

Description of Complaint:

No response by operator regarding possible ground water contamination for water wells in the North Fork Ranch.

COGCC Response:

Combined with Complaint 200207108 from same complainant and same issues. Complaint 200204222 also filed with respect to water quality at the Dasko well. Sampling and analysis conducted as part of that complaint investigation showed no impacts from nearby CBM operations to the groundwater produced from the domestic well at the Dasko residence.

Type: OTHER

Date: 03/30/2009



COGCC Complaint Report January 1, 2009 - March 31, 2009

Complainant: Marcia Dasko

15301 Logging Cny Rd.

Weston

CO

81091

Description of Complaint:

Pioneer had taken water tests on the monitoring wells in the first part of Jan. 2009 They received the results of the tests that showed elevated levels of methane along with benzene, toluene and other chemicals.

Pioneer did not notify landowners on the Ranch nor the COGCC of these results as soon as they had knowledge of them. Peter Gintautas notified us when he was finally sent the test results on Feb. 25, 2009.

Pioneer was irresponsible in not addressing this matter. My water well is directly below the Niagara Monitoring Well. I feel they have jeopardized my health and safety.

COGCC Response:

Impacts to groundwater as a result of CBM operations were not properly reported to the COGCC. Four NOAV, one for each impacted monitoring well, were issued to Pioneer Natural Resources (200204204, 200215814, 200215817 and 200215833). Benzene was reported at a concentration greater than the groundwater standard at the Niagara and Sanchinator monitoring wells. Dissolved methane has increased significantly in four monitoring wells to greater than that concentration that could result in accumulation to potentially explosive levels in an enclosed space.



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PIPELINE

Type: PIPELINE

Date: 01/28/2009

Complainant: Tom Bair

3215 Cty Rd 315

Silt

CO

81652

Description of Complaint:

As a result of the installation of a gathering line through the Bair's property, Mr. Bair stated that his water line froze up during the winter. Mr. Bair also stated that tires and 55 gal. drums have been buried on his property during the installation of the pipeline

COGCC Response:

Operator contacted Mr. Bair in advance of the proposed meeting set up by the COGCC staff member and came to an agreement with Mr. Bair



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PROPERTY DAMAGE

Type: PROPERTY DAMAGE

Date: 01/22/2009

Complainant: Larry Gilliland

6300 Cattail Court

Fort Collins

CO

80525

Description of Complaint:

Complainant alleged crop damage to winter wheat. A well was drilled on his property over a year ago and no interim reclamation has been performed. Pits are still open and wind-blown dirt from stockpiles is damaging winter wheat.

COGCC Response:

NOAV was issued to DJ Resources for failure to perform interim reclamation. DJ Resources has agreed to perform required corrective actions to properly dispose of wastes, close pits and reclaim pad by 2/22/09.



COGCC Complaint Report January 1, 2009 - March 31, 2009

SPILLS

Type: SPILLS **Date:** 01/27/2009
Complainant: Bob Hooker 8902 County Road 320 Rifle CO 816509689

Description of Complaint:
Complaint of a chemical spill on County Rd 320 @ approx 11:00 P.M. on 1/20/09.

COGCC Response:
Could not find the source of this spill, Laramie Energy cleaned up the condensate on the road, no oil left the surface of the roadway.

Type: SPILLS **Date:** 02/17/2009
Complainant: Mark Stonehocker 15431 Holly St Brighton CO 80602

Description of Complaint:
Line from separator of tank ruptured and leaked oil to subsurface and surface of property as shown on attached image. COGCC was contacted at time of accident but not sure if any reports were filed by operator.

COGCC Response:
Remediation No. 4036 closed. COGCC has found no violation of COGCC rules with regards to this spill and remediation. Spill was properly reported and removal/clean-up of E&P waste conducted under requirements of the COGCC.

Type: SPILLS **Date:** 02/26/2009
Complainant: Carlos Sandoval 44502 CR 12.5 Trinchera CO 810819709

Description of Complaint:
Ms. Sandoval called on behalf of her father, Mr. Carlos Sandoval concerning possible waste dumped on the site of a tank battery serving four wells.



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COGCC Response:

Staff conducted site visit. Discolored soils to the north of the gas storage tank extended for approximately 40 by 10 feet. Small area under tank with odor of hydrocarbons was also observed. Composite sample of soils from area impacted by release/spill was collected. Composite sample of soil on pad away from spill was also collected. Samples submitted to lab for analysis of TPH and basic inorganic parameters. Lab data received. TPH elevated in area of spill (both volatile and extractable) compared to background samples.

Type: SPILLS

Date: 03/03/2009

Complainant: D. A. Valentine

23085 CR 43.7

Aguilar

CO

81020

Description of Complaint:

CBM water pipeline failure on County Rd. Large hole in road. May have caused accident, vehicle tracks in hole. Water of unknown quality and quantity pumped into live tributary. Likely no permit to do so. Water should have been pumped into 'frac tank'. No law enforcement or fire dept. notified. County road administrator was not notified. Recalamation was very shoddy, leaving tire busting debris on county road. Valentine Ranch LLC requests chemical analysis of CBM water discharged into Frio Canyon Spring. Valentine Ranch LLC requests information on volume of water discharged into Frio Canyon Spring due to irrigation on ranch.

COGCC Response:

Follow-up site visit to spill 200204715. Road repairs appeared to be adequate. No large rocks or debris observed in or near the county road. Spill followed erosion control filtering BMP from site of pipeline rupture to the channel of the Frio Canyon. Sediment from the washout at the rupture was carried along with the produced water and into the channel of the Frio Canyon.



COGCC Complaint Report January 1, 2009 - March 31, 2009

SURFACE WATER

Type: SURFACE WATER **Date:** 01/08/2009
Complainant: Dan Valentine 23085 County Road 43.7 Aguilar CO 81020

Description of Complaint:

Vegetation in riparian area along Frio Canyon has patches of dead willows along stream. Concerned with possible effects of CBM discharges into drainage and possible impacts on vegetation and soil.

COGCC Response:

COGCC staff collected soil and plant samples from patch of dead vegetation near creek bed. Shipped samples to CSU Plant Pathology lab and to ALS Paragon for testing and analysis.

Could not determine cause of willow die-off in creek, but Plant Diagnostic Clinic data do not lead to conclusion that sodium levels in the soil are a causative factor.

Type: SURFACE WATER **Date:** 01/20/2009
Complainant: Mark Edwards 38753 CR 63 (PO Box 317) Galeton CO 80622

Description of Complaint:

Complainant was concerned that land application of drilling fluids on an adjacent property could migrate off site and impact surface water on his property used to water livestock. He also wanted to know if the land application was being done in accordance with COGCC rules.

COGCC Response:

Operator submitted written surface owner authorization for land application and also provided waste generator/transporter documentation. All bentonitic drilling fluids were reported by operator to have been properly incorporated into native soils. No drilling fluids were observed to have migrated off site or observed to have impacted any surface water.



COGCC Complaint Report January 1, 2009 - March 31, 2009

WATER WELL

Type: WATER WELL

Date: 01/13/2009

Complainant: AJ Wodack

38243 CR 15

Wray

CO 80758

Description of Complaint:

Complainant described black oily substance in his water and said there has been a lot of oil & gas drilling in close proximity to his property. He thinks the water well may have been impacted from oil & gas drilling in the area.

COGCC Response:

Mr. Wodack called to say that the water no longer had the black oily substance. He decided that it must have been associated with some plumbing that was recently done, and didn't think it would be worth sampling. A packet of information regarding water wells was mailed to him.

Type: WATER WELL

Date: 03/25/2009

Complainant: Ron Phillips

28999 Hwy 257

Greeley

CO 80634

Description of Complaint:

Tenant at property saw news report about people lighting their water. Water from well on property exhibits the same characteristic. Wanted to have water tested to check for oil & gas impacts.



COGCC Complaint Report January 1, 2009 - March 31, 2009

COGCC Response:

The water sample collected from the Phillips water well contained chloride and Total Dissolved Solids above the CDPHE secondary drinking water standards. None of the analyzed constituents exceeded the CDPHE primary drinking water standards.

The water sample did not contain the organic constituents benzene, toluene, ethyl benzene or xylenes, which are often associated with contamination from petroleum hydrocarbons.

Dissolved methane in the well water appears to be predominantly biogenic in origin and may originate from shale zones in the Pierre Shale. The gas exists in sufficiently high concentrations that an explosion hazard could exist if the methane were able to accumulate in a confined space and an ignition source was present. Care should be taken to ventilate confined spaces where well water is used. For more information regarding monitoring and abatement of flammable gas, please contact your local fire prevention authority.

Based on the available information gathered to date, there are no indications of oil & gas related impacts to the water well.

Type: WATER WELL

Date: 03/31/2009

Complainant: Gerrod Toepfer

5577 Hwy 151

Ignacio

CO 81137

Description of Complaint:



COGCC Complaint Report January 1, 2009 - March 31, 2009

Complainant states that after returning home from being out of town the water coming from his faucet was flammable due to gas. Complainant stated that his eyes are burning and his skin is irritated. Complainant also indicated that the gas detector (8800 meter) he owns spiked sharply to high levels immediately after being turned on. Complainant is concerned over health and safety issues associated with water well contamination. The well is new within the last 4 years and they started noticing a slight taste and smell about 1 year ago. It is very noticeable now at both the hot and cold taps throughout the house. The Complainant first contacted the Governor's Office, then left a message with the SW EPS about 3p.m., then contacted both Jennifer at OGAP and Josh Joswick of the San Juan Citizens Alliance who told him to call the County Office of Emergency Management, Mr. Butch Knowlton. COGCC SW EPS returned his call at 5 p.m. and the SW Field Inspector contacted him at 5:30 p.m. Sampling was scheduled for 9 a.m. the following day, 4/1/2009.



COGCC Complaint Report January 1, 2009 - March 31, 2009

COGCC Response:

Sampling data indicate no methane, H₂S or CO gases in or under the home. Analytical data did not identify any methane or H₂S gas in the water. Water quality is good and within both EPA and CDPHE drinking water standards. No VOCs or TPH identified. One SVOC, Di-n-octylphthalate (DnOP), was ID'd at very low concentrations. It is found in garden hoses and is attributed to field contamination since the sample was collected through a garden hose. According to BP records, no downhole frac activity has occurred in any of the 6 vicinity BP gas wells since the domestic well was installed in March 2005 and the nearby injection well has been shut-in since 2002. Moderately aggressive iron-reducing bacteria was ID'd in the water and is the likely source of the musty odor in the water. A CDPHE brochure on how to treat iron bacteria in well water was included in the package sent to the Complainant. See Document No. 1733319 for further details. No impacts attributable to area oil & gas activities were identified. No further action at this time. Copies sent to La Plata County Office of Emergency Management and San Juan Citizens Alliance for their records as they had also been contacted by the Complainant.