



DEPARTMENT OF NATURAL RESOURCES

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July 21, 2010

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 37 complaints involving 45 issues.

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

DEPARTMENT OF NATURAL RESOURCES: Mike King, Executive Director

COGCC COMMISSION: Richard Alward – Thomas L. Compton – DeAnn Craig – Mark Cutright – Michael Dowling – Joshua B. Epel – Trésé Houpt – Mike King – Martha Rudolph  
COGCC STAFF: David Neslin, Director – Margaret Ash, Field Inspection Manager – Debbie Baldwin, Environmental Manager – Carol Harmon, Hearings Manager – Mark Weems, Engineering Manager



## COGCC Complaint Report April 1, 2010 - June 30, 2010

### ACCESS

**Type:** ACCESS

**Date:** 04/30/2010

**Complainant:** Clint and Janet Sheridan

Rifle

81650

#### **Description of Complaint:**

Rifle office received a complaint from Clint and Janet Sheridan (surface/land owners) regarding poor interim reclamation of unused areas on the G33NW Pad, located in the Grass Mesa Subdivision. Issues of concern include insufficient top soil, unsuccessful seeding, and poor surface land contouring. According to the Sheridans, Encana did respond to their complaint, and have re-assigned a different contractor to rework surface contouring and other reclamation activities as assigned. According to Mrs. Sheridan, recent reclaim activities appear to be adequate. However, they are requesting for COGCC to inspect the subject pad and monitor progress, so that interim reclamation work is not neglected.

#### **COGCC Response:**

Based on the inspection, it appears that EnCana is in compliance with COGCC interim reclamation and stormwater requirements. Additional items were inspected and no violations of COGCC rules were identified. Based on these results the COGCC will close this complaint and no enforcement actions are planned. The COGCC will continue to monitor the progress of reclamation at the G33NW. COGCC's response letter to the complainants dated May 21, 2010 was issued.



## COGCC Complaint Report April 1, 2010 - June 30, 2010

### AESTHETICS

**Type:** AESTHETICS

**Date:** 04/23/2010

**Complainant:** Andrea Dunlap

2703 Treasure Cove

Fort Collins

CO

**Description of Complaint:**

Work tank parked on location is unsightly.

**COGCC Response:**

Field visit with operator rep found the well site clean and clear of work equipment and tanks. Visited with adjacent homeowner and found no complaints. Homeowner indicated that Ms. Dunlop was a realtor trying to sell the house facing the well site

**Type:** AESTHETICS

**Date:** 06/25/2010

**Complainant:** Dirk Belfork

**Description of Complaint:**

Complainant complained that a well located in proximity to his property had not produced in some time and he wanted it removed as it detracted from everyone's property. The well equipment was a pumpjack-electric motor-high density fence-sign. The area was now high density and property owners had disregarded all setbacks. There was encroachment on the wellsite by the surrounding property owners with fences, buildings, equipment.

**COGCC Response:**

There are no rules broken or problems to resolve with the producer. The question appears to be one that should be discussed with the producer and the property owners who may not want a well operating around their houses. It cannot be resolved at this time with the COGCC rules.



# COGCC Complaint Report

## April 1, 2010 - June 30, 2010

### AIR QUALITY

**Type:** AIR QUALITY

**Date:** 06/25/2010

**Complainant:** Norm Steiner

Co

**Description of Complaint:**

Alex Fisher received a complaint from Norm Steiner regarding concerns he had about a four well pad scheduled to be drilled on the adjoining property west of his house. Alex referred the complaint to me.

**COGCC Response:**

Staff did an inspection on the wells associated with Mr. Norm Steiner's property and found a small gas release at the surface/production casing hammer nut seal on the Deason GU 1, Oil saturated soil inside the battery berm, no sign on the Deason GU1 and no battery sign on the Deason 32-35. The horizontal separator needed paint. Staff noted that there were 6 wells staked to be drilled west of his property line. Staff also noted that the 6 wells were not observing the 150 foot setback from Mr. Steiner's property line. Staff contacted Encana and met with Mr. Coppersmith to discuss the release and wellsite problems. Staff found the surface use agreement between Mr. Steiner and Encana. Staff noted that on the Form 2 that there were COA's in violation with the permit. The surface had yet to be recovered, the separator had not been painted , there were no bushes planted around the battery site on the south and east, the surface use agreement was specific to a separator for only 2 wells. The emissions burner was functional and it appeared that the volatiles were being handled properly off of the battery tanks



## COGCC Complaint Report April 1, 2010 - June 30, 2010

### BASELINE WATER REQUEST

**Type:** BASELINE WATER REQUEST

**Date:** 04/01/2010

**Complainant:** Lori Miller

21252 CR 40.2

Trinidad

CO

81082

**Description of Complaint:**

Mrs. Miller requested continued baseline sampling of water produced by their domestic well.

**COGCC Response:**

Summary letter mailed to Mrs. Miller. No impacts to groundwater quality observed in samples collected from the Miller domestic well system.

**Type:** BASELINE WATER REQUEST

**Date:** 04/01/2010

**Complainant:** Angie Lizardy

20601 CR 53.6

Trinidad

CO

81082

**Description of Complaint:**

Mrs. Lizardy requested a followup sampling to previous samples collected in 2002 and 2007.

**COGCC Response:**

Letter summarizing results of most recent sampling of water quality from the domestic well at the Lizardy property was mailed to Mrs. Lizardy. No impacts to water quality from nearby CBM operations were present at this time.

**Type:** BASELINE WATER REQUEST

**Date:** 04/06/2010

**Complainant:** Lloyd Lambertson

35481 CR 124

Grover

CO

807299636

**Description of Complaint:**



# COGCC Complaint Report April 1, 2010 - June 30, 2010

Surface owner contacted J. Axelson and D. Baldwin to express concern about potential impacts to water quality and water rights from O&G development in the area. Follow up contact between S. Lindblom and surface owner determined that collecting pre-development water samples from springs, domestic well and irrigation wells would be appropriate.

**COGCC Response:**

Additional samples were collected in June and staff is waiting on a report from a contractor before proceeding with a letter summarizing results.

**Type:** BASELINE WATER REQUEST

**Date:** 05/03/2010

**Complainant:** Jim Fairley

17011 CR 18

Cortez

CO

**Description of Complaint:**

Requests a baseline water testing for his well in advance of drilling the Chappel 15S-15-37-17 and new Gray wells.

**COGCC Response:**

No plans by BBC to drill in the area any time soon. BBC will sample in advance of drilling when that occurs. No further action at this time.

**Type:** BASELINE WATER REQUEST

**Date:** 05/05/2010

**Complainant:** Bill Thompson

27953 County Road 40.2

Trinidad

CO 81082

**Description of Complaint:**

Mr. Thompson is concerned about possible impacts to water quality in his domestic well from nearby CBM operations. He requested a baseline water quality sample be collected.



## COGCC Complaint Report April 1, 2010 - June 30, 2010

**COGCC Response:**

Letter summarizing results mailed to Mr. Thompson. The results of the baseline testing of water from his domestic well indicate his water is not similar in general inorganic water quality to produced water from CBM operations in the Raton Basin. Bacterial activity is relatively high in his well and the owner was advised to consult with a water well professional regarding shock chlorination options.

**Type:** BASELINE WATER REQUEST

**Date:** 06/07/2010

**Complainant:** Anonymous

7201-300 Road

Battlement Mesa

CO

81635

**Description of Complaint:**

Request to sample domestic water well at the Historic Battlement Mesa Schoolhouse.

**COGCC Response:**

A COGCC contractor collected water samples from the subject well on 5/17/2010.

Laboratory analysis did not indicate any impacts to the subject water well from natural gas drilling and production activities.



## COGCC Complaint Report April 1, 2010 - June 30, 2010

### FENCING

**Type:** FENCING

**Date:** 06/25/2010

**Complainant:** Greg Robinson

**Description of Complaint:**

Complainant has a property with livestock sharing the wellsite. Complainant complained that the Operator did some remedial work on the well and removed the stock fence. He also complained about damage to an access gate on his property fence. Complainant mentioned that operator was working on the tank battery and damaged some of his property with tire ruts. He mentioned that KP did not use porta pots. Complainant wanted to know if the operator was going to sell the wells as he has never seen the wells and battery in such good condition. He wants the stock fence replaced, the access gate repaired, and the tire ruts leveled.

**COGCC Response:**

All complaints have been handled. No additional complaints have been received concerning this matter from the complainant.





## COGCC Complaint Report April 1, 2010 - June 30, 2010

### GROUND WATER

**Type:** GROUND WATER

**Date:** 04/23/2010

**Complainant:** Lisa Bracken

Co

**Description of Complaint:**

Lisa contacted EPA regarding concerns relative to the recent impacts to the Moon and Miller water wells and their possible relation to her property and water well. Lisa lives between these two land owners and has had impacts previously on her property. On 4/23/2010 Lisa took EPA, Garfield County and COGCC representatives on a driving tour from Dry Hollow Road and 6500 Road intersection to the eastern edge of West Divide Creek on her property. Lisa reported that several water wells in the area were ruined when the Arbaney kick occurred on the P3 pad on March 9, 2004 (referred to below as the Arbaney event) and that multiple stock ponds had bubbles coming up in them. Lisa thinks the Arbaney event possibly exasperated or increased the fracture network subsurface as residents felt an the earth moving when that event occurred. Lisa reports that the ridgeline between the Sherowski's property and the Thompson's property dropped in elevation as a result of the Arbaney event. Lisa reports that the water well and surface water impacts follow basically a linear path from P3 to the West Divide creek seep area from 2004 and 2008. Lisa expressed frustration that all timelines she's seen begin in April 2004 and go forward, and do not include this significant kick at the Arbaney well which occurred on March 9, 2004. Lisa feels that COGCC always compartmentalizes, minimizes, and isolates events from each other, rather than looking at the big picture. She feels the Arbaney event precipitated or set the stage for all the other events and that they are interrelated, not isolated from each other and should be investigated as a whole.



## COGCC Complaint Report April 1, 2010 - June 30, 2010

**COGCC Response:**

Staff will be meeting with complainant to discuss the issues.

**Type:** GROUND WATER

**Date:** 06/23/2010

**Complainant:** Roland Tehibeault

46510 CR 27

Pierce

CO

80650

**Description of Complaint:**

Complainant is worried that surrounding oil & gas development could impact his water well. Requested baseline groundwater sampling.

**COGCC Response:**

Terracon collected a baseline sample from the well in June. There is no oil & gas activity in the area yet, the well owner is basically worried that future development will impact his water so staff took a baseline sample. There will be no additional action taken in regard to this complaint.

**Type:** GROUND WATER

**Date:** 06/30/2010

**Complainant:** Tracy & Amy Dahl

14218 Switchback Rd

Weston

CO

81082

**Description of Complaint:**

The Dahls noticed abnormal particulates present in water pumped from their domestic water well during or shortly after several stages of fracture stimulation in the Alibi 23-2 CBM well near their home and domestic well.

**COGCC Response:**

Staff spoke with operator to aid in arranging sampling of the nearby CBM well water and gas.



## COGCC Complaint Report April 1, 2010 - June 30, 2010

### INACTIVE WELL

**Type:** INACTIVE WELL

**Date:** 05/07/2010

**Complainant:** Farrell Rutherford

Walsh

**Description of Complaint:**

Landowner wants well removed if not in use.

**COGCC Response:**

Operator is in compliance due to valid mechanical integrity test.



# COGCC Complaint Report

## April 1, 2010 - June 30, 2010

### LAND USE CONFLICT

**Type:** LAND USE CONFLICT

**Date:** 06/04/2010

**Complainant:** Teresa Montoya

304 E. White St.

Trinidad

CO

81082

#### Description of Complaint:

At 5:15 pm on (03/29/10) , I was contacted by Teresa Montoya. She had several complaints about two well sites and a road on her property. We agreed to meet at 10:00 am at her home on (04/07/10) the following week.

#### COGCC Response:

Staff met with Mrs. Montoya and her cousin, Gilbert Bowman. Staff provided Mrs. Montoya with documentation that showed the Sayulita 14-33 well pad was supposed to be 150 ft. X 200 ft. Staff measurements showed the well pad to be 146 ft. X 200 ft. The lease road was to have a length of 1359 ft. Staff measurement showed the lease road to have a length of 1023 ft. The posts that Mrs. Montoya wanted were the cut cedar trees, that were cut into 12" lengths for firewood. Staff gave her a copy of the document that she signed saying she wanted the trees cut into 12" lengths for firewood. Staff gave her a photo of the cut wood and told her, there was no evidence of violations at the Sayulita 14-33. Staff explained to Mrs. Montoya that the COGCC only had jurisdiction on lease road, not ranch or county roads, and hers was a ranch road that was not used by Pioneer. Finally Mrs. Montoya was given photos of the Doctor 32-31 well site and showed her vegetation growing through the coconut matting and in the area where a pit used to be. Staff informed Mrs. Montoya that there was no violations at either well site.



## COGCC Complaint Report April 1, 2010 - June 30, 2010

### NOISE

**Type:** NOISE **Date:** 04/23/2010  
**Complainant:** Kathy Williams 1037 County Road 326 Silt CO

**Description of Complaint:** Truck traffic and noise associated with activity in the area. Trucks are using Jake brakes on the county road.

**COGCC Response:** No violations were found, referred traffic issues to Garfield County, and ask operator to place requirements on contractors working in the area.

**Type:** NOISE **Date:** 04/23/2010  
**Complainant:** Patrica Smith 795 Cty Rd 326 Silt CO

**Description of Complaint:** Noise that is associated with the oil and gas work in the area.

**COGCC Response:** Staff requested that BBC require that all contractors not use Jake brakes, and drive under the speed limit on County Rd 326. Staff also asked that operator consider placing signs on Chipper Field Lane stating speed limit and restricting the use of Jake brakes.

**Type:** NOISE **Date:** 05/13/2010  
**Complainant:** Cynthia Burkhart 9309 WCR 104 Nunn CO

**Description of Complaint:** The drilling rig has not disturbed us until this morning at 3 am when pipe handling caused us to wake up and not be able to sleep. Complaint was voiced to operator and the COGCC via Stuart.



## COGCC Complaint Report April 1, 2010 - June 30, 2010

**COGCC Response:**

On initial visit to complainant, noise issue was discovered to be pipe handling and banging. Staff talked with operator about options and operator installed hay bales to buffer sound. Complainant then said noise level was acceptable the next few nights. Later the next week, the complainants said noise level was too high. Plan to install hay bales was put back in play. Next day noise reading at complainant's house were within COGCC rules. Hay bales installed and staff continues to monitor situation.

**Type:** NOISE

**Date:** 06/14/2010

**Complainant:** DARYL BURKHART

PO BOX 976

WELLINGTON

CO

80549

**Description of Complaint:**



## **COGCC Complaint Report April 1, 2010 - June 30, 2010**

Dear Oil and Gas Commission

This is another formal written complaint about the noise from Rubicon Oil. The noise is once again above the levels for agricultural areas and is once again loud enough to affect our sleep--even with ear plugs, foam, and a white noise machine. This is also another complaint against COGCC for not complying with the rules you are to follow enforcing noise limits! And once again, if the industrial limits "supersede" the paragraphs that come after it--why include those paragraphs and the noise limits at all. Why not just state that they can operate at whatever noise level they want? COGCC is playing games and does not have anyone's interests in mind but the industry's!

Rubicon was suppose to be gone a week ago and they are STILL here! They always decide to wait until we go to bed to crank up all their engines!

Cynthia Burkhart

--

Meadowlark Ranch and Cattle Company, LLC.

P.O. Box 976

Wellington, CO 80549

970-223-1045



## COGCC Complaint Report April 1, 2010 - June 30, 2010

**COGCC Response:**

No violations observed.

**Type:** NOISE

**Date:** 06/25/2010

**Complainant:** Richard Williams

Chipperfield Lane

Silt

CO

**Description of Complaint:**

Message on Rifle office complaint line: from Richard & Cathy Williams (live on Chipperfield Lane), 10:27 AM  
6/25/2010 : There is a workover on the pad "behind Smith's" which has been blowing a diesel horn every  
minute or so. Do they have to do that? 876-0350.

**COGCC Response:**

No source of air horn was found.





## COGCC Complaint Report April 1, 2010 - June 30, 2010

### NOTIFICATION

**Type:** NOTIFICATION

**Date:** 04/19/2010

**Complainant:** Bob Hooker

**Description of Complaint:**

Step test performed on well that operator want to make an UIC well. Complainant was upset that he or no one else in the area was informed of testing being performed. He also raised concerns of a green poly line that was run thru his property as weither it had been tested or not.

**COGCC Response:**

Notice will be published in public paper. Poly line has not been used as of yet will be tested when needed.



## COGCC Complaint Report April 1, 2010 - June 30, 2010

### OTHER

**Type:** OTHER

**Date:** 04/05/2010

**Complainant:** Kimberly & Kevin Lanyon

15016 County Road 16

Cahone

CO

81320

**Description of Complaint:**

Complainant is concerned that Kinder Morgan's Doe Canyon CO2 Plant is producing excessive vibration which is traveling east to their residence and causing their house to vibrate.

**COGCC Response:**

SW Field Inspector made a visit to the Lanyon residence and met with Mr. Lanyon. DbC sound measurements were taken 25' from the NW corner of the Lanyon residence. Time: 10:15 AM. Wind was intermittent. Measurements were taken at points where wind died down to below 5 mph. Three sets of measurements were recorded as follows: 1st-55.9-60.4 dbC, 2nd-53.3-58.9 dbC, 3rd-53.9-60.4 dbC. All measurements are within COGCC prescribed limit of 65 dbC under Rule 802.c. DbA measurements were also recorded at the same location as follows: 32.2-36.2 dbA. Complaint requested that measurements also be taken off the NE corner of the facility. Sound measurements taken 350' NE of facility were recorded as follows: 41.9-43.2 dbA and 61.0-66.8 dbC.

**Type:** OTHER

**Date:** 05/10/2010

**Complainant:** Diana Brown

20199 Hwy 12

Weston

CO

81091

**Description of Complaint:**

Mrs. Brown reported that combustible gas detectors in two areas of her home alarmed within 30 minutes of one another in the past week. Home is near the Primero school along Hwy. 12 in Las Animas county. Alarm system was installed in 2007 during the Raton Basin Baseline Phase II investigation.



## COGCC Complaint Report April 1, 2010 - June 30, 2010

**COGCC Response:**

Review of draft report completed and comments sent to Vista Geoscience. Preliminary results for soil gas and interior survey for combustible gases indicate continued seepage of methane from ground near home (soil gas up to 5% or equal to LEL and presence of combustible gases inside home at concentrations between 500-4700ppm (1-9.4% of LEL).

**Type:** OTHER

**Date:** 05/19/2010

**Complainant:** Daryl Burkhart

9309 WCR 104

Nunn

CO

**Description of Complaint:**

Daryl Burkhart called and requested information on how to make a formal complaint against the COGCC for non enforcement of rules.

**COGCC Response:**

Email sent to complainant with information on how to file request for administrative hearing on enforcement of COGCC rules. Email also included information on Rule 802.

**Type:** OTHER

**Date:** 06/01/2010

**Complainant:** John Lindell

50849 WCR 17

Wellington

CO

80549

**Description of Complaint:**

Complainant observed Halliburton semi-truck with two tank trailer dumping fluids on County Road 17 in front of his house. Truck had come from new well location being drilled by Rubicon Oil & Gas - Pawnee #2-16-1. Other Halliburton vehicles had also pulled over. As complainant approached the vehicles he said Halliburton employees turned off flow and re-entered vehicle to leave. He took a picture of truck and talked to one employee who said it was just water and they were washing off their boots. Complainant described it as dumping with strong flow from a 4" outlet. He didn't observe anybody trying to wash their boots.



## COGCC Complaint Report April 1, 2010 - June 30, 2010

### COGCC Response:

Visited location on May 27, 2010 and observed area where dumping had occurred. Center of spill are located at N40.73658, W104.90599 approx 1300-ft south on CR 17 from CR 104. Area on the county road was saturated approximately 50-ft long and fluids ran off both shoulders of the road. Collected one grab soil sample from area on west shoulder where oily residue, staining and hydrocarbon odor was noted. Sample location was believed to represent most impacted area. Sample results were non-detect for VOCs, semi-volatiles and TPH-gasoline range organics. Sample had 262 mg/kg TPH-diesel range organics and pH was elevated at 9.22. Operator was issued failed inspection with corrective actions requiring compliance with E&P Waste Management regulations and no additional dumping of any kind on county roads. Because subcontractor scraped up and removed oily soil from the road, no additional remediation was required.

**Type:** OTHER

**Date:** 06/14/2010

**Complainant:** DARYL BURKHART

Nunn

**Description of Complaint:**



## **COGCC Complaint Report April 1, 2010 - June 30, 2010**

Dear Oil and Gas Commission

This is another formal written complaint about the noise from Rubicon Oil. The noise is once again above the levels for agricultural areas and is once again loud enough to affect our sleep--even with ear plugs, foam, and a white noise machine. This is also another complaint against COGCC for not complying with the rules you are to follow enforcing noise limits! And once again, if the industrial limits "supersede" the paragraphs that come after it--why include those paragraphs and the noise limits at all. Why not just state that they can operate at whatever noise level they want? COGCC is playing games and does not have anyone's interests in mind but the industry's!

Rubicon was suppose to be gone a week ago and they are STILL here! They always decide to wait until we go to bed to crank up all their engines!

Cynthia Burkhart

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Meadowlark Ranch and Cattle Company, LLC.

P.O. Box 976

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970-223-1045



## **COGCC Complaint Report April 1, 2010 - June 30, 2010**

### **COGCC Response:**

Contact made with operators to find out status. Email update provided to Burkharts. Information about filing complaint on staff enforcement was provided to the Burkharts on May 19, 2010 in response to previous complaint.



## COGCC Complaint Report April 1, 2010 - June 30, 2010

### PIPELINE

**Type:** PIPELINE

**Date:** 06/25/2010

**Complainant:** Katherine Meyer

**Description of Complaint:**

Jim Precup was contacted by Katherine Meyer on 4/8/2010. She said she had a gathering line leak and it had damaged her wheat crop.

**COGCC Response:**

This complaint was due to a gathering line operated by Anadarko. Katherine Meyers dealt directly with the gatherer to resolve crop loss issues and to remediate her property. Any necessary required forms needed to be submitted to the COGCC by Anadarko as required by the rules have been submitted. The property has since been checked by staff and remediation appears to have taken place.



## COGCC Complaint Report April 1, 2010 - June 30, 2010

### PITS

**Type:** PITS

**Date:** 04/14/2010

**Complainant:** Mike Meschke 4082 Hwy 550 Durango CO 81303

**Description of Complaint:**

Complainant states there is an earthen pit contained produced water on the NE corner of facility which is overflowing and upgradient of his water well.

**COGCC Response:**

Petrogulf stopped the leak and upgraded the produced water tank secondary containment by installing a synthetic liner. No further action at this time.

**Type:** PITS

**Date:** 05/12/2010

**Complainant:** Virginia Biceks

**Description of Complaint:**

Well was drilling in June of 2009 and abandoned. Drilling Pits were never closed.

**COGCC Response:**

Pits was closed and reseeded.





## COGCC Complaint Report April 1, 2010 - June 30, 2010

### PROPERTY DAMAGE

**Type:** PROPERTY DAMAGE

**Date:** 04/20/2010

**Complainant:** James Tanner

WCR 38X29

Gilcrest

CO

**Description of Complaint:**

Property damage claimed by inadequately crowned and gravelled roads into leases. Snow removal caused loss of grass crop in areas around well sites. Weed control inadequate and is invasive into adjacent hay field from disturbed areas on wellsite during workover operations.

**COGCC Response:**

May 27 inspection found Noble negotiating with Mr. Tanner and the surface reclamation, road upgrade and weed control measures were being completed.



# COGCC Complaint Report

## April 1, 2010 - June 30, 2010

### RECLAMATION

**Type:** RECLAMATION

**Date:** 05/25/2010

**Complainant:** Nathan Bell, Bell Consulting, LL

PO Box 8

Rifle

CO

81650

**Description of Complaint:**

While conducting a field inspection for the Dolphin Energy Biscuit Ranch 10-31D pad, (COGCC Location #335714), I was approached by Mr. Nathan Bell, who manages and also leases the land which incorporates the referenced location for cultivation. The owners of the property are Bryce's Valley Holdings, based in Taos, New Mexico. He specified that little to no reclamation efforts have been performed by Dolphin Energy and that he has been unsuccessful in contacting and locating operator personnel. Hence, Mr. Bell has been left with the tasks of maintaining this well pad in addition to other pad locations which have been abandoned by Dolphin Energy.

Field observations and review of aerial photos and COGCC records indicate that the well pad and access road are within irrigated cropland, and that no vegetative reclamation has taken place. One wellhead exists on location and has been temporarily abandoned since July of 2008 (Document #1808248). In addition, the field inspection confirmed the existence of two additional oil and gas construction areas within a 1/4 mile northeast of the above-referenced location and consists of the following: a compacted and graded pad that has abandoned drilling equipment and associated materials, and to the north, the excavation site which appears to have been utilized as the earthen infill material for the construction of the Biscuit Ranch 10-31D pad. Refer to COGIS Field Inspection Report, Doc. #200247531, for further information.



## COGCC Complaint Report April 1, 2010 - June 30, 2010

**COGCC Response:**

Complainant was contacted to inform them that NOAV's for the Dolphin well pads have been issued and are in the initial step required for the bond claim process.

**Type:** RECLAMATION

**Date:** 06/21/2010

**Complainant:** Jim Smith

**Description of Complaint:**

Unreclaimed abandoned lease road.

**COGCC Response:**

Consulted with land owner to get road, will rip, recontour and reseed disturbed area, with landowner consent.



# COGCC Complaint Report April 1, 2010 - June 30, 2010

## ROADS

**Type:** ROADS **Date:** 04/28/2010  
**Complainant:** Isabel Vargo WCR 25.5 Platteville CO

**Description of Complaint:**  
 Lease and farm roads damaged when well was recompleted in wet weather conditions pulling workover rig into location.

**COGCC Response:**  
 Site visit indicates operator has installed gravel on south part of access and the location has been ripped. Merit plans to dump additional gravel on ROW to finish job when road moisture allows proper grading. North access is restricted to pumper traffic only by landowner because of irrigation ponds in close proximity of road.

Merit is in process for repairing and gravelling roads when weather permits proper grading.

**Type:** ROADS **Date:** 05/03/2010  
**Complainant:** ROBERT SWAN PO BOX 208 DEBEQUE CO 81630

**Description of Complaint:**  
 Road maintenance of Horsehoe Canyon Road.

**COGCC Response:**  
 COGCC inspected the road after work done by operator and concluded that road was in compliance with COGCC rules. Letter was sent to Robert Swan stating same.

**Type:** ROADS **Date:** 05/12/2010



## COGCC Complaint Report April 1, 2010 - June 30, 2010

**Complainant:** John Longacre

**Description of Complaint:**

Land owner is upset with the erosion of the lease road, and the operators use of a PA well lease road. He would like access restricted to one road (operator's choice), and for the abandoned road to be reclaimed.

**COGCC Response:**

Schneider Energy will resolve all issues addressed in NOAV (Doc # 2001070)



## COGCC Complaint Report April 1, 2010 - June 30, 2010

### SOIL CONTAMINATION

**Type:** SOIL CONTAMINATION

**Date:** 05/07/2010

**Complainant:** Farrell Rutherford

Walsh

**Description of Complaint:**

Alleged contamination of farm ground from previous salt water leaks at wellhead and salt water production tank.

**COGCC Response:**

Data from pad indicates likelihood of produced water releases to area inside berm (elevated SAR - 65 and boron present) in comparison to background samples. Second site visit needed after crops are well established to sample soils in possible crop loss area downhill of pad. Late July to mid-August sampling and to establish if crops are impacted is needed and planned.

**Type:** SOIL CONTAMINATION

**Date:** 06/02/2010

**Complainant:** Bill Dawson

2290 Vanreen Drive

Colorado Springs

CO

80919

**Description of Complaint:**

Mr. Dawson called on 5/27/2010 to report soil contamination from water gathering line leak in pasture. Also reported another area on same line that had had a leak, but repaired. No reclamation had been started.



## COGCC Complaint Report April 1, 2010 - June 30, 2010

### COGCC Response:

Staff performed field inspection on 5/28/2010. Found crew repairing leak in water gathering line. Found and GPS'd area of distressed grass downhill from leak site. Size of area indicates spill was greater than 5 bbl reportable limit. Also found two small piles of oily soil. Crew said they were instructed to load oily soil into barrels and remove from site. Immediate area around spill had been fenced off with single wire electric fencing. Found second area to south of current spill area. No immediate evidence of distressed grass. Repair ditch had been backfilled and area level. No evidence that area had been reseeded. Issued Notice of Alleged Violation for lack of reporting and require remediation plan.



## COGCC Complaint Report April 1, 2010 - June 30, 2010

### SURFACE WATER

**Type:** SURFACE WATER

**Date:** 06/01/2010

**Complainant:** Tim Iverson

5011 F Street

Greeley

CO

80631

**Description of Complaint:**

Complainant says there is standing water at wellhead and tank battery that is dark in color and unusual compared to what he's seen in the past. Possible hydrocarbon sheen on water. He is concerned about possible leak.

**COGCC Response:**

Staff collected a sample of the surface water next to the treater in June. Results indicate that it was an accumulation of storm water and no impact or release associated with oil & gas was found. There was a water drip off a 2" ball valve at the wellhead that was recently replaced by Noble. Staff will do a follow up inspection to verify no more puddled water at the wellhead, then close out the complaint. Also, Noble performed a bradenhead test on the well and didn't find any problems.





## COGCC Complaint Report April 1, 2010 - June 30, 2010

### TANK BATTERY

**Type:** TANK BATTERY

**Date:** 06/02/2010

**Complainant:** Bill Dawson

2290 Vanreen Drive

Colorado Springs

CO

80919

**Description of Complaint:**

Mr. Dawson called on 5/28/2010 to report there was live oil in the berms at the Foster Tank Battery.

**COGCC Response:**

Inspected Tank Battery on same date as reported. Found undetermined amount of live oil in berms from tank overflow. Stains on berms indicate spill had occurred several days previously. Will issue Notice of Alleged Violation for non-reporting of spill and not removing oil within 24 hours of spill.



## COGCC Complaint Report April 1, 2010 - June 30, 2010

### WATER WELL

**Type:** WATER WELL

**Date:** 04/05/2010

**Complainant:** Tara Meixsell

5066 County Road 245

New Castle

Co

81647

**Description of Complaint:**

Domestic water wells contaminated.

**COGCC Response:**

COGCC staff told Ms. Meixsell that the COGCC was aware of two wells impacted on Divide Creek and that the impacts were being investigated to determine what had happened. She asked that she be kept informed on the progress. Staff told her that staff did not think staff could release much information about private water wells to parties who did not own the wells. She reported that she is friends with the owners so can find out information from them.

**Type:** WATER WELL

**Date:** 05/24/2010

**Complainant:** Amy Dahl

1428 Switchback Lane

weston

co

81091

**Description of Complaint:**

COGCC received communications beginning 5/14/10 from Amy Dahl, a surface owner with a nearby water well, regarding concerns about the surface casing cement job on the Alibi 23-2. Mrs. Dahl had heard that the surface casing cement job took longer than usual and that there may have been complications. She was interested in when the documents regarding the well completion would become available and to make sure COGCC had reviewed them prior to Pioneer (PNR) frac'ing the well.



## **COGCC Complaint Report April 1, 2010 - June 30, 2010**

### **COGCC Response:**

Staff contacted complainant and told them they had looked up the well construction records which would be up on the system within a few days, that Pioneer had been contacted for additional information, which was received. Staff opinion was that we did not think there was a problem and that staff would document the investigation with a Complaint - Form 18 and provide her with the record number.



## COGCC Complaint Report April 1, 2010 - June 30, 2010

### WEEDS

**Type:** WEEDS

**Date:** 04/07/2010

**Complainant:** Melinda Brenimer

P.O. Box 585

Fort Lupton

Co

80621

**Description of Complaint:**

On 6-11-2009 I was contacted by Melinda Brenimer about a weed problem she was trying to resolve on her property. She said that she had been trying to deal with it for years but was having no success resolving the issue. She said that the problem had been caused by a well being operated by Noble and was a result of Noble not dealing with weeds on their well and battery site. I told her I would have a look at the property and get back to her.

**COGCC Response:**

This complaint involves a a complicated practice of controlling weeds on 80 acres and will require additional time to be fully remedied

**Type:** WEEDS

**Date:** 06/21/2010

**Complainant:** Marsha Fiscus Clark

**Description of Complaint:**

Noxious weeds (Diffuse knapweed) identified by neighboring landowner.

**COGCC Response:**

Operator was contacted and agreed to reapply herbicides to untreated weeds. Weeds were sprayed again by third party contractor.