

**CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD
COLORADO RIVER BASIN REGION**

MONITORING AND REPORTING PROGRAM R7-2011-0038

FOR

CE OBSIDIAN ENERGY, LLC., OWNER
BLACK ROCK 1, 2 AND 3 GEOTHERMAL POWER PROJECT
WELLFIELD MUD SUMPS/CONTAINMENT BASINS
Salton Sea Known Geothermal Resource Area (KGRA) - Imperial County

Location of Discharge: Well field associated with Black Rock Salton Sea KGRA

A. GENERAL MONITORING

1. The reporting responsibilities of the discharger are specified in the California Water Code. This self-monitoring program is issued in accordance with Specification No. A.15 of Regional Board Order R7-2011-0038. The principal purpose of this Monitoring Program is:
 - a. To document compliance with the Waste Discharge Requirements adopted by the California Regional Water Quality Control Board.
 - b. To facilitate self-policing by the Discharger (CE Obsidian Energy, LLC) in the prevention and abatement of pollution arising from the discharge.
 - c. To conduct soil analyses.
2. All sampling methods not specified below or in the Monitoring and Reporting Program shall be conducted in accordance with United States Environmental Protection Agency approved procedures. Analyses shall be conducted by a laboratory certified by the California Department of Public Health to perform the required analyses, unless a field analysis is specified.
3. The California Energy Commission, Compliance Project Manager (CPM), in consultation with the Regional Board Executive Officer, may alter the monitoring parameters and/or the monitoring frequency during the course of this monitoring program.
4. The Discharger shall arrange the data in tabular form so that the specified information is readily discernible. The data shall be summarized in such a manner as to clearly illustrate whether the facility is operating in compliance with Waste Discharge Requirements.
5. Each report shall contain this statement; "I declare under the penalty of law that I have personally examined and am familiar with the information submitted in this document, and that based on my inquiry of those individuals immediately responsible for obtaining the information, I believe that the information is true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of a fine and imprisonment for knowing violations."

6. A duly authorized representative of the CE OBSIDIAN ENERGY, LLC, may sign the documents if:
 - a. The authorization is made in writing by the Discharger;
 - b. The authorization specifies an individual or person responsible for the overall operation of the regulated disposal system; and
 - c. The written authorization is submitted to the CPM, with copies to the Regional Board Executive Officer.

B. MONITORING REPORTS AND OBSERVATION SCHEDULE

“Reporting Period” means the duration separating the submittal of a given type of monitoring report from the time the next iteration of that report is scheduled for submittal. The reporting period is quarterly. An annual report, which is a summary of all monitoring collected during the previous year, shall also be submitted to both the CPM and the Region Board. The submittal dates for each reporting period shall be as follows:

1. Quarterly Monitoring Reports
 - a. 1st Quarter (January 1 through March 31)..... report due April 15
 - b. 2nd Quarter (April 1 through June 30)..... report due July 15
 - c. 3rd Quarter (July 1 through September 30)..... report due October 15
 - d. 4th Quarter (October 1 through December 31).... report due January 15
2. Annual Summary Report
January 1 through December 31 – report due March 15 of the following year.

C. REPORTS TO BE FILED WITH THE BOARD

Written Quarterly Reports shall be submitted four times per year, in addition to an Annual Summary Report. The reports shall be submitted by the above-specified dates. The following information/data shall be included in each report:

1. Quarterly Report Requirements
 - a. General Information
 1. Letter of Transmittal – A letter transmitting the essential points shall accompany each report. Such a letter shall include a discussion of any violation found since the last such report was submitted, and shall describe actions taken or planned for correcting those violations. If the discharger has previously submitted a detailed time schedule for correcting violations, a reference to the correspondence transmitting the schedule will be satisfactory. If no violations have occurred since the last submittal, this shall be stated in the letter of transmittal. Monitoring reports and the letter transmitting the monitoring reports shall be signed by a principal executive officer, at the level of vice-president or above, or by his/her duly authorized representative, if such representative is

responsible for the overall operation of the facility from which the discharge originates. The letter shall contain a statement by the official, under penalty of perjury, that to the best of the signer's knowledge the report is true, complete, and correct.

2. For all occurrences of spills/leaks of reportable quantities during the reporting period, a summary of each incident detailing the essential points of the cause of the spill/leak shall be transmitted in the Quarterly report. The summary shall include estimated volumes of liquid or solids that have spilled outside containment, and a description of the management practices addressing each spill or leak occurring during the reporting period. The reportable quantity for liquid is 150 gallons, or more, of geothermal brine, or cooling tower condensate.

b. Monitoring of Mud Sumps/Containment Basins

1. Volume of solids discharged into each mud sump/containment basin during reporting period.
2. Volume of waste from all mud sumps/containment basins shipped to an offsite waste management facility during reporting period. Name and location of waste management facility.
3. Description of sampling equipment and methods implemented during monitoring.
4. For each mud sump/containment basin receiving solids during reporting period, collect one discrete sample of discharged solids, and analyze for:

<u>Constituent</u>	<u>Unit</u>	<u>Sample Type</u>
Heavy Metals (Title 22)	mg/kg	Grab
Total Petroleum Hydrocarbons (TPH)	mg/kg	Grab

5. Description of general conditions of mud sumps/containment basins including any observation of erosion or plant growth.
6. Description of any construction or maintenance done to mud sumps/containment basins.

2. Annual Summary Report

The discharger shall submit an annual report by March 15th of the following year to the CPM, with copies to the Regional Board covering the previous monitoring year. The reporting period ends December 31st of each year. This report shall contain:

- a. All monitoring data, presented in tabular form, obtained during the previous four Quarters.
- b. A comprehensive discussion of compliance, and the result of any corrective actions taken or planned, which may be needed to bring the discharge into full compliance with Waste Discharge Requirements.

- c. A written summary of solid waste analyses.

3. Contingency Reporting

- a. The discharger shall report to the CPM and the Regional Water Board by telephone any spill of reportable quantity within 48 hours after it is discovered. The reportable quantity for geothermal brine and cooling tower condensate at this facility is 150 gallons. Any other type of spill, regardless of type or size, is to be reported within 48 hours.

After reporting a spill, a written report shall be filed with the CPM, with copies to the Regional Board within seven days containing at least the following information:

1. A map showing the location(s) of the discharge.
 2. A description of the nature of the discharge (all pertinent observations and analyses including quantity, duration, etc.).
- b. If either the discharger or the CPM, in consultation with the Regional Board determines that there is significant physical evidence of a release, the discharger shall immediately notify the CPM and the Regional Board (or acknowledge the CPM/Regional Board's determination) and shall carry out the requirements of 3.c. below.
 - c. If the discharger concludes that a release has been discovered:
 1. The discharger shall, within 90 days of discovering the release, submit a Revised Report of Waste Discharge to both the CPM and the Regional Board proposing an Evaluation Monitoring Program.
 2. The discharger shall, within 180 days of discovering the release, submit a Preliminary Engineering Feasibility Study to both the CPM and the Regional Board detailing corrective action measures.
 - d. Any time the discharger concludes (or the CPM, in consultation with the Regional Board Executive Officer, concludes) that a solid and/or liquid release has proceeded beyond the facility boundary, the discharger shall so notify all affected persons who either own or reside upon the land impacted.
 1. Initial notification to affected persons shall be accomplished within seven days of making this conclusion and shall include a description of the discharger's current knowledge of the lateral and vertical extent of the release.
 2. Subsequent to initial notification, the discharger shall provide updates to all affected persons within seven days of concluding there has been any material change in the lateral or vertical extent of the release.

D. RECORDS TO BE MAINTAINED

Written reports shall be maintained by the discharger or laboratory, and shall be retained for a minimum of five years. The period of retention shall be extended during the course of any unresolved litigation regarding this discharge or when requested by the CPM, in consultation with the Regional Board. Such records shall show the following for each sample.

1. Identity of sample and of the monitoring point from which it was taken, along with the identity of the individual who obtained the sample.
2. Date and time of sampling.
3. Date and time that analyses were started and completed, and the name of the personnel performing each analysis.
4. Complete procedure used, including method of preserving the sample, and the identity and volumes of reagent used.
5. Result of analysis (including calculations), and the Maximum Detection Limit (MDL) for each analysis.

SUMMARY OF MONITORING AND REPORTING REQUIREMENTS

1. The Discharger shall arrange data in tabular form so that the specified information is readily discernible. The data shall be summarized in such a manner as to clearly illustrate whether the facility is operating in compliance with Waste Discharge Requirements.
2. Each report shall contain the following statement:

"I declare under the penalty of law that I have personally examined and am familiar with the information submitted in this document, and that based on my inquiry of those individuals immediately responsible for obtaining the information, I believe that the information is true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of a fine and imprisonment for knowing violations."

3. A duly authorized representative of the Discharger may sign the documents if:
 - a. The authorization is made in writing by the person described above;
 - b. The authorization specified an individual or person having responsibility for the overall operation of the regulated disposal system; and
 - c. The written authorization is submitted to the Regional Board Executive Officer.

4. Quarterly Monitoring Reports

	<u>Unit</u>	<u>Sampling Frequency</u>	<u>Reporting Frequency</u>
a. General Information (C.1.a)			
1. Letter of Transmittal	----	-----	Quarterly
2. Summary of spills	----	-----	Quarterly

b. Monitoring of Mud Sumps/Containment Basins (C.1.b)

- | | | | |
|---|------|-----------|-----------|
| 1. Estimate volume of solids discharged to each mud sump/containment basin during quarter | tons | Quarterly | Quarterly |
| 2. Volume of material removed and shipped to waste facility during quarter | tons | Quarterly | Quarterly |

c. Sample solids discharged to basins receiving wastes during reporting period (C.1.b.4)

- | | | | |
|---|-------|-----------|-----------|
| 1. Analyze for Heavy Metals (Title 22 metals) | mg/kg | Quarterly | Quarterly |
| 2. Analyze for Total Petroleum Hydrocarbons (TPH) | mg/kg | Quarterly | Quarterly |

5. Annual Summary Reports (C.2) shall be submitted to the Regional Board by March 15th of the each year, covering the Reporting Period from January 1st through December 31st of the previous year.
6. Contingency Reports Notify immediately by telephone, and submit a written report pursuant to Part C.3.a of this Monitoring and Reporting Program.
7. Monitoring Reports Submit all monitoring reports to both the CPM and the Regional Board. Regional Board copies should be sent to:

California Regional Water Quality Control Board
Colorado River Basin Region
73-720 Fred Waring Drive, Suite 100
Palm Desert, CA 92260

Ordered by: _____
ROBERT PERDUE
Executive Officer

DRAFT - August 2, 2011