

From: Patterson, Heather, EMNRD
To: "[Kyle Norman](#)"
Cc: "[Baker, Larry](#)"; "[Hack Conder](#)"; "[Jacob Kamplain](#)"; "[Lara Weinheimer](#)"; "[Laura Flores](#)"; [Bratcher, Mike, EMNRD](#); "[Robertson, Jeffery](#)"
Subject: RE: Addendum to Path Forward for the Apache Crow Federal Mega Battery (2RP-2715)
Date: Friday, May 01, 2015 1:32:00 PM

RE: Apache * Crow Federal Mega Battery * 30-015-34126 * 2RP-2715

Kyle,

Your proposed addendum is approved with the following stipulations:

Disposition of fluids and/or solids resulting from the soil washing operation will require OCD review and approval.

Please notify the District 2 office prior to commencement of operations.

OCD approval does not relieve the operator of liability should their operations fail to adequately investigate and remediate contamination that may pose a threat to ground water, surface water, human health or the environment. In addition, OCD approval does not relieve the operator of responsibility for compliance with any other federal, state, local laws and/or regulations.

If you have any questions or concerns, and for notification, please contact me.

Heather Patterson
Environmental Specialist
NMOCD District II
Office (575)748-1283 ext.101
Cell (575)703-0228

From: Kyle Norman [mailto:knorman@rice-ecs.com]
Sent: Tuesday, April 28, 2015 1:13 PM
To: Patterson, Heather, EMNRD; 'Robertson, Jeffery'
Cc: 'Baker, Larry'; 'Hack Conder'; 'Jacob Kamplain'; 'Lara Weinheimer'; 'Laura Flores'
Subject: Addendum to Path Forward for the Apache Crow Federal Mega Battery (2RP-2715)

Addendum to Path Forward

Apache Crow Federal Mega Battery (2RP-2715)

UL/A sec. 9 T17S R31E

The Path Forward for the Apache Crow Federal Mega Battery was submitted to NMOCD and BLM on February 6th, 2015. NMOCD approved the Path Forward on February 10th, 2015.

We request the following change to this Path Forward. The portion in red will be removed from the

last paragraph of the Path Forward:

~~All excavated soil will be taken to a NMOC approved facility for disposal. Clean caliche will be imported to the site to backfill the lease road, and clean top soil will be imported to the site to backfill the pasture areas.~~ Once the site has been backfilled, the disturbed areas in the pasture will be seeded with a blend of native vegetation.

The removed portion in red will be replaced with the following changes in blue:

All excavated soil will be washed to be used as backfill. Discrete samples of the washed soil will be field tested for chlorides and organic vapors. The discrete samples will then be taken to a commercial laboratory to confirm that the washed soil returns laboratory chloride readings below 1,000 mg/kg, TPH readings below 5,000 mg/kg and BTEX readings below 50 mg/kg. The washed soil will be used to backfill the site and contour the backfilled area to the surrounding location. Once the site has been backfilled, the disturbed areas in the pasture will be seeded with a blend of native vegetation.

Kyle Norman
Project Lead
419 W. Cain
Hobbs NM 88240
Cell # (575)942-8542
Fax # (575)393-0293