Volume 1 C-147 Registration Package for Buffalo 12 Containment & Recycling Facility Section 30, T26-S, R32-E, Lea County

- Transmittal Letter
- C-147
- Survey and Driving Directions
- AST Operations and Closure Plans
- Siting Criteria Demonstration
- Appendices



Prepared for: Chisholm Energy Operating, LLC Ft. Worth, Texas

Prepared by: R.T. Hicks Consultants, Ltd. 901 Rio Grande NW, Ste F-142 Albuquerque, New Mexico 87104

R. T. HICKS CONSULTANTS, LTD.

901 Rio Grande Blvd NW ▲ Suite F-142 ▲ Albuquerque, NM 87104 ▲ 505.266.5004 ▲ Since 1996

April 7, 2021

Mr. Mike BratcherMs. Victoria VenegasNMOCD - District 2, Supervisor811 S.NMOCD - District 2 811 S.First St.First St.Artesia, NM 88210Via E-MailArtesia, NM 88210Via E-Mail

RE: 1RF-464, Chisholm Energy Operating, LLC, Buffalo 12 AST Containment Section 30, T26-S, R32-E, Lea County, C-147 Volume 1 and Volume 2

Dear Mr. Bratcher and Ms. Venegas:

On behalf of Chisholm Energy Operating, LLC, R.T. Hicks Consultants is pleased submit a permit for the above-referenced project that consists of one (1) AST Containment. We appreciate your timely review and have modified the original submission to meet your comments and answer your questions. Both documents will be transmitted to OCD via the OCD.Online portal.

Volume 1 contains:

- C-147 form signed by the operator,
- Survey showing the location of the AST Containment pad and driving directions,
- AST Operations and Closure Plans (verbatim from the approved Zia Hills AST Containments),
- Siting Criteria Demonstration.

Hicks Consultants affirms that:

- The location meets all siting criteria in the Rule and the location meets thespecified setback criteria,
- An auger boring to 80 feet for a conductor pipe of an oil well on the same pad asthe proposed containment was a dry hole,
- We conducted a foot survey to check that all setback criteria are met,
- The Operation and Maintenance Plan and Closure Plan are consistent with theRule and previously approved by OCD.

Volume 2 contains information specific to the design and construction of the proposed AST and variance requests to cause the AST to conform to Rule 34. Specifically, you will find:

- Engineering drawings for the proposed 40,000 bbl. AST Containment (RockwaterTank) are fully consistent with plans previously approved by OCD,
- The Design/Construction Plan verbatim from the approved Zia Hills ASTContainment
- The manual for AST set up from Select Energy Services
- Variances for AST Storage Containments all of which have been approved by OCD previously.

In compliance with 19.15.34.10 of the Rule, the original submission was copied to BLM

April 7, 2021 Page 2

Carlsbad who is the representative of the owner of the surface upon which the containments will be constructed (i.e., the United States). In order to avoid clogging the BLM email, we will alert Mr. Robert Gomez of BLM that the document and communications with OCD will be available on line.

If you have any questions or concerns regarding this registration or the attached C-147, please contact me. As always, we appreciate your work ethic and attention to detail.

Sincerely, R.T. Hicks Consultants

Randall T. Hicks PGPrincipal

Copy: Chisholm Energy Operating, LLC



Recycling Facility and/or Recycling Containment
Type of Facility: Recycling Facility Recycling Containment* Type of action: Permit Registration Modification Extension Closure Other (explain)
* At the time C-147 is submitted to the division for a Recycling Containment, a copy shall be provided to the surface owner.
Be advised that approval of this request does not relieve the operator of liability should operations result in pollution of surface water, ground water or the environment. Nor does approval relieve the operator of its responsibility to comply with any other applicable governmental authority's rules, regulations or ordinances.
Operator: : Chisholm Energy Operating LLC OGRID #:372137_
Address: 801 Cherry St Suite 1200 Unit 20 Fort Worth TX, 76102 Facility or well name (include API# if associated with a well): Buffalo 12 Recycling Facility and Containment
OCD Permit Number:
U/L or Qtr/QtrOSection12Township19SRange33ECounty:Lea
Surface Owner: Section State Private Tribal Trust or Indian Allotment
2. Recycling Facility:
Location of (if applicable): Latitude <u>32.66860</u> Longitude <u>-103.612516</u> NAD83 (Approximate)
Proposed Use: Drilling* Completion* Production* Plugging *
*The re-use of produced water may NOT be used until fresh water zones are cased and cemented
Other, requires permit for other uses. Describe use, process, testing, volume of produced water and ensure there will be no adverse impact on
groundwater or surface water.
⊠ Fluid Storage
Above ground tanks 🛛 Recycling containment 🗋 Activity permitted under 19.15.17 NMAC explain type
Activity permitted under 19.15.36 NMAC explain type: Other explain
For multiple or additional recycling containments, attach design and location information of each containment
Closure Report (required within 60 days of closure completion): Recycling Facility Closure Completion Date:
Recycling Containment: Annual Enterprise of the initial formation of monthly half detertion interaction for multiplication for antipication of the initial formation of the initial f
Annual Extension after initial 5 years (attach summary of monthly leak detection inspections for previous year)
Center of Recycling See Attachment (<i>adjacent</i>): (if applicable) Latitude <u>32.66860</u> Longitude <u>103.612516</u> NAD83 (Approximate)
For multiple or additional recycling containments, attach design and location information of each containment:
Lined Liner type: Thickness See Attachment: <u>HDPE</u> LLDPE HDPE Other
Primary liner <u>2 x 30 mil LLDPE</u> ; Secondary liner <u>40 mil LLDPE</u> . <u>SEE DESIGN DRAWINGS</u> String-Reinforced
Liner Seams: Welded Factory Other Volume: <u>SEE DESIGN DRAWINGS</u> bbl Dimensions: (Inside dimensions) <u>SEE DESIGN</u>
Recycling Containment Closure Completion Date:

Bonding:

4.

Covered under bonding pursuant to 19.15.8 NMAC per 19.15.34.15(A)(2) NMAC (These containments are limited to only the wells owned or

operated by the owners of the containment.)

Bonding in accordance with 19.15.34.15(A)(1). Amount of bond <u></u>(work on these facilities cannot commence until bonding

amounts are approved)

Attach closure cost estimate and documentation on how the closure cost was calculated.

5. Fencing:

Four foot height, four strands of barbed wire evenly spaced between one and four feet

Alternate. Please specify____

6. <u>Signs</u>:

12"x 24", 2" lettering, providing Operator's name, site location, and emergency telephone numbers

Signed in compliance with 19.15.16.8 NMAC

7. Variances:

Justifications and/or demonstrations that the proposed variance will afford reasonable protection against contamination of fresh water, human health, and the environment.

Check the below box only if a variance is requested:

 \square Variance(s): Requests must be submitted to the appropriate division district for consideration of approval. If a Variance is requested, include the variance information on a separate page and attach it to the C-147 as part of the application.

If a Variance is requested, it must be approved prior to implementation. See Volume 2

8. Siting Criteria for Recycling Containment

Instructions: The applicant must provide attachments that demonstrate compliance for each siting criteria below as part of the application. Potential examples of the siting attachment source material are provided below under each criteria

General siting	
Ground water is less than 50 feet below the bottom of the Recycling Containment. NM Office of the State Engineer - iWATERS database search; USGS; Data obtained from nearby wells FIGURES 1-2	☐ Yes ⊠ No ☐ NA
 Within incorporated municipal boundaries or within a defined municipal fresh water well field covered under a municipal ordinance adopted pursuant to NMSA 1978, Section 3-27-3, as amended. Written confirmation or verification from the municipality; written approval obtained from the municipality FIGURE 3 	☐ Yes ⊠ No ☐ NA
 Within the area overlying a subsurface mine. Written confirmation or verification or map from the NM EMNRD-Mining and Minerals Division FIGURE 4 	🗌 Yes 🛛 No
 Within an unstable area. Engineering measures incorporated into the design; NM Bureau of Geology & Mineral Resources; USGS; NM Geological Society; topographic map FIGURES 5a-e 	🗌 Yes 🛛 No
Within a 100-year floodplain. FEMA map FIGURE 6	🗌 Yes 🛛 No
 Within 300 feet of a continuously flowing watercourse, or 200 feet of any other significant watercourse, or lakebed, sinkhole, or playa lake (measured from the ordinary high-water mark). Topographic map; visual inspection (certification) of the proposed site FIGURE 7 	🗌 Yes 🛛 No
 Within 1000 feet from a permanent residence, school, hospital, institution, or church in existence at the time of initial application. Visual inspection (certification) of the proposed site; aerial photo; satellite image FIGURE 8 	🗌 Yes 🛛 No
 Within 500 horizontal feet of a spring or a fresh water well used for domestic or stock watering purposes, in existence at the time of initial application. FIGURES 1 and 7 NM Office of the State Engineer - iWATERS database search; visual inspection (certification) of the proposed site 	🗌 Yes 🛛 No
Within 500 feet of a wetland. FIGURE 9 US Fish and Wildlife Wetland Identification map; topographic map; visual inspection (certification) of the proposed site	🗌 Yes 🛛 No

Instructions: Each of the following items must be attached to the application. Indicate, by a check mark in the box, that the documents are attached.

Design Plan - based upon the appropriate requirements.
 Operating and Maintenance Plan - based upon the appro
 Closure Plan - based upon the appro

Operating and Maintenance Plan - based upon the appropriate requirements.

Closure Plan - based upon the appropriate requirements.

9.

10.

Site Specific Groundwater Data Siting Criteria Compliance Demonstrations –

Certify that notice of the C-147 (only) has been sent to the surface owner(s)

Operator Application Certification:

I hereby certify that the information and attachments submitted with this application are true, accurate and complete to the best of my knowledge and belief.

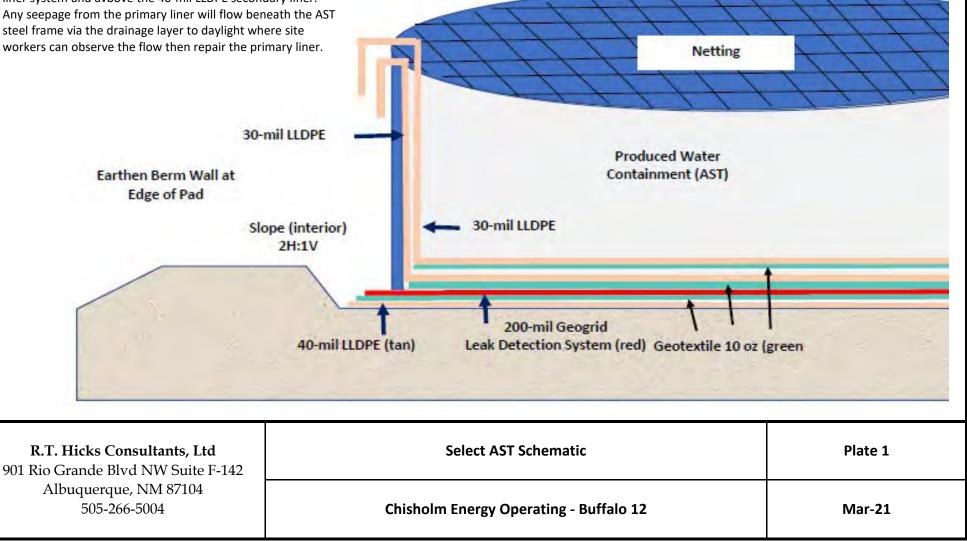
Name (Print):Jennifer Elrod	Title: _ Regulatory	
Signature: <u>Jennifer Elrod</u>	Date: _04/07/2021	_
e-mail address jelrod@chisholmenergy.com	Telephone: 817 953 3728	
11. OCD Representative Signature:	Approval Date:	
	Approval Date: OCD Permit Number:	

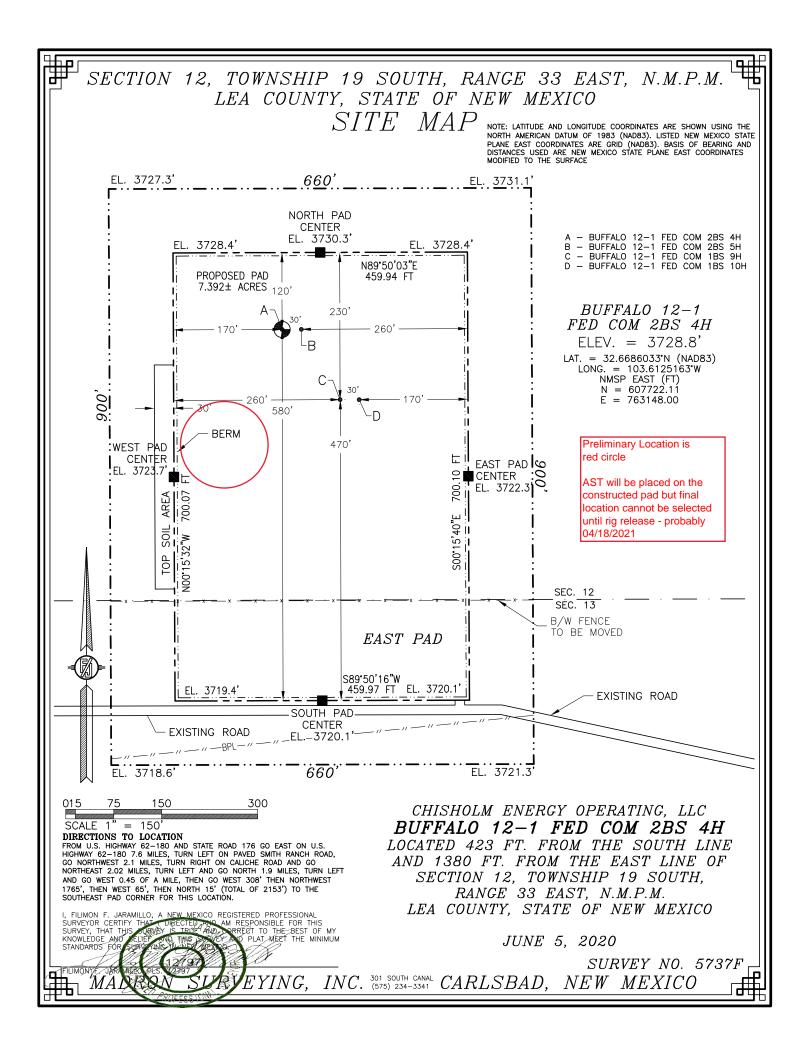
Additional OCD Conditions on Attachment

Leak Detection Systems

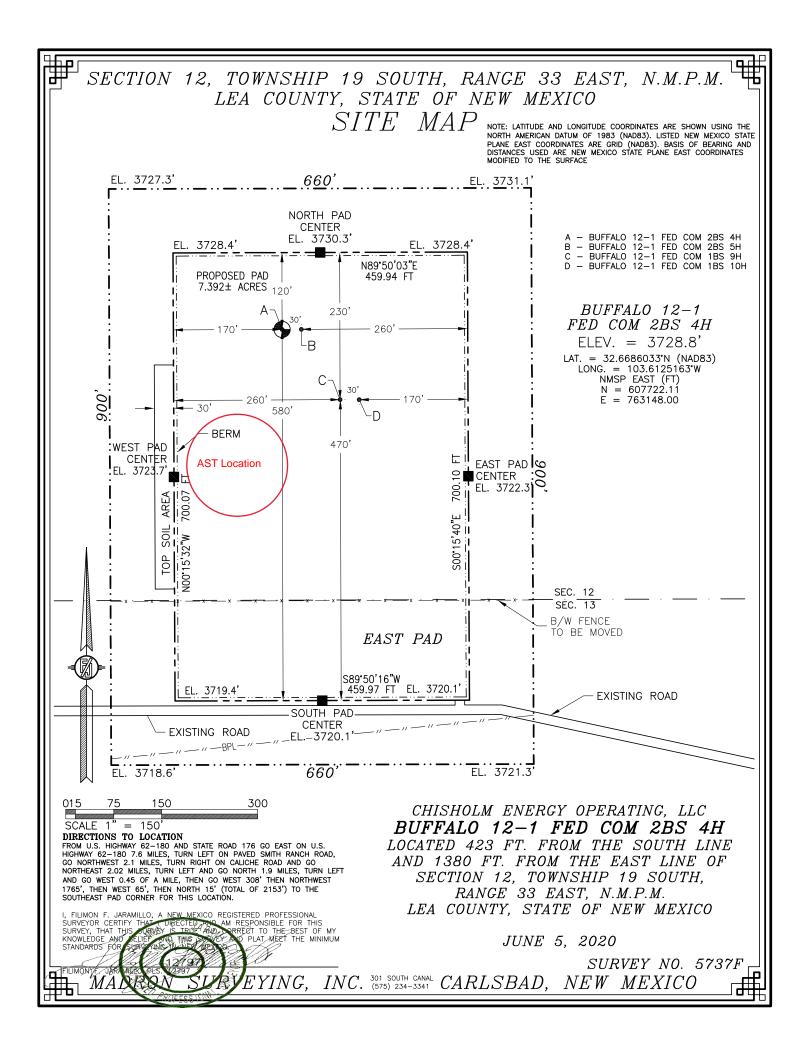
Select Energy employs a proprietary leak detection system between the two 30-mil LLDPE that comprise the primary liner. This system monitors seepage from the uppermost 30mil LLDPE liner.

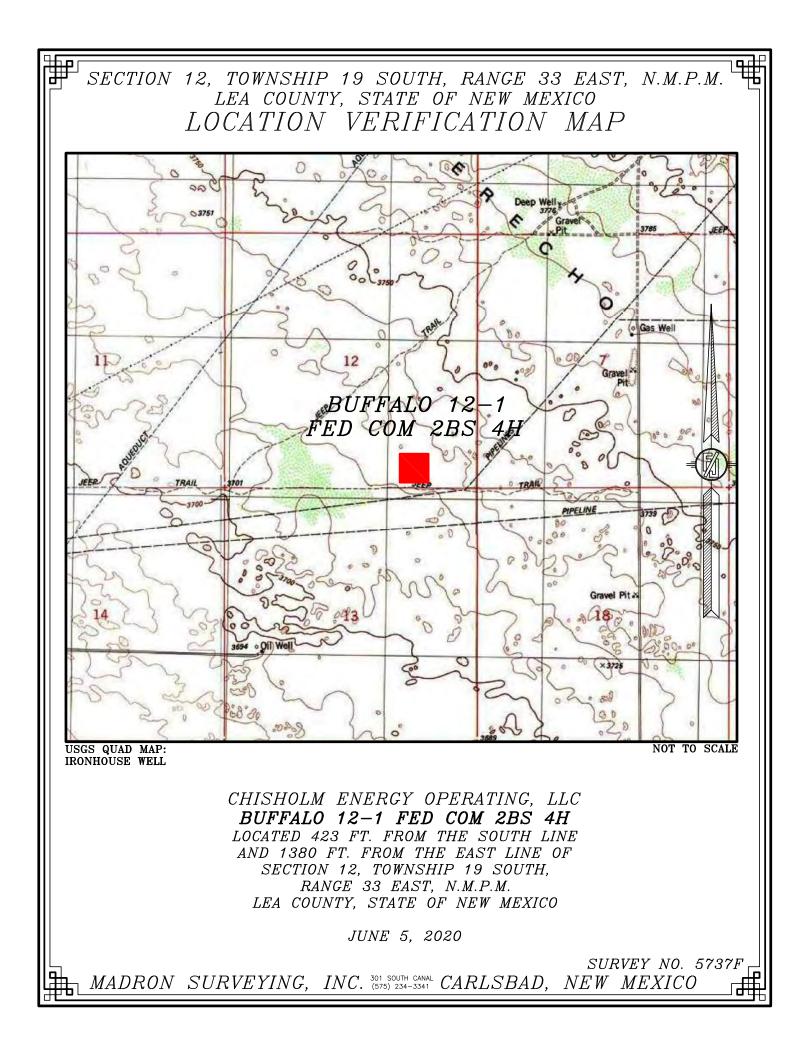
The leak detection system that complies with Rule 34 is the 200-mil geogrid drainage layer placed beneath the primary liner system and avbove the 40-mil LLDPE secondary liner. Any seepage from the primary liner will flow beneath the AST steel frame via the drainage layer to daylight where site workers can observe the flow then repair the primary liner.

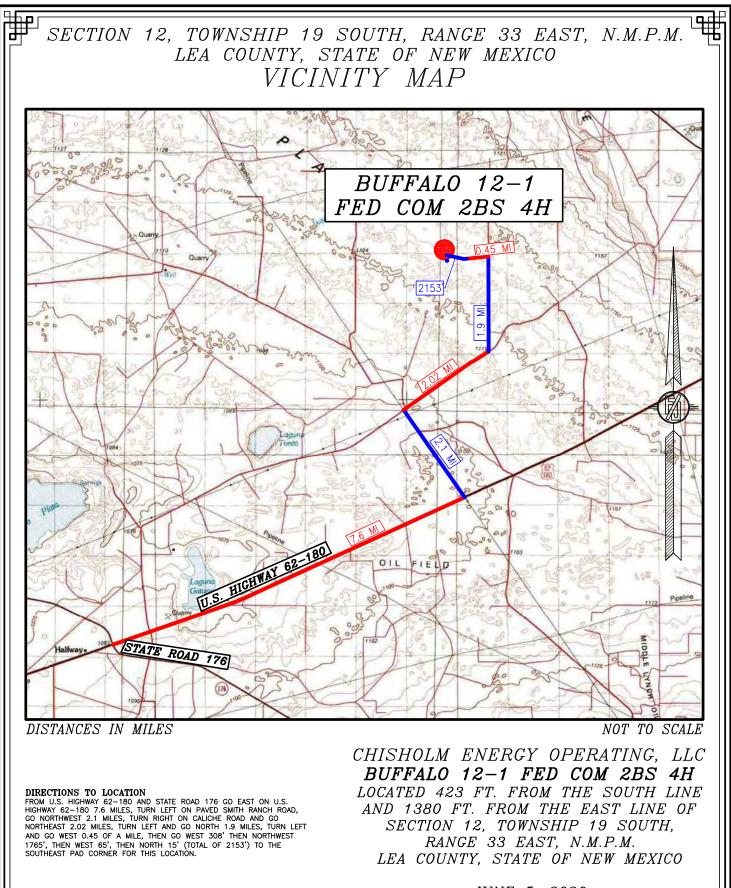




SURVEY FOR CONTAINMENT AND RECYCLING FACILITY

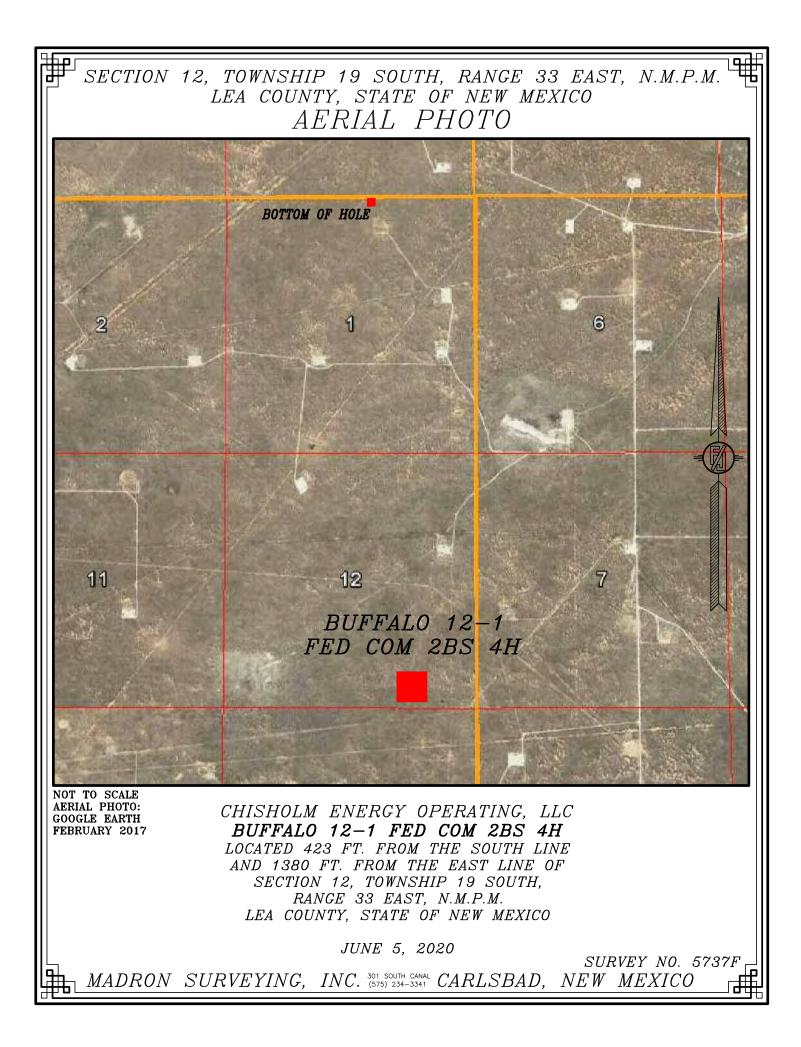


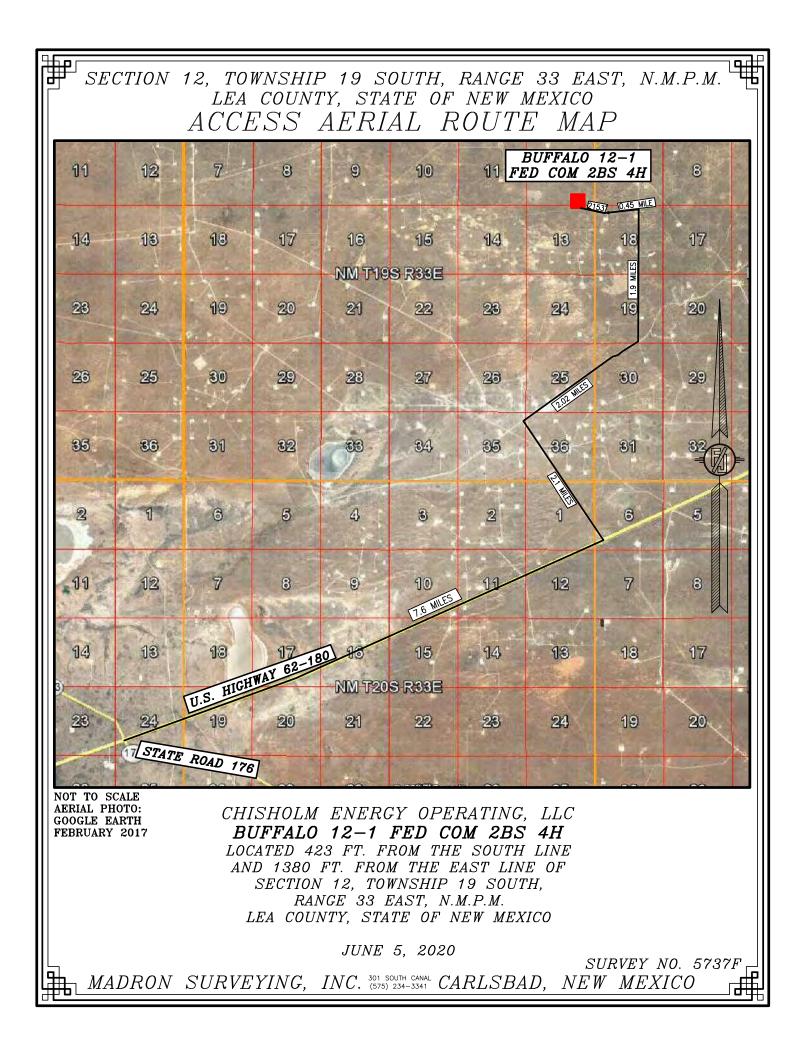




JUNE 5, 2020

SURVEY NO. 5737F MADRON SURVEYING, INC. 301 SOUTH CANAL CARLSBAD, NEW MEXICO





AST OPERATIONS AND CLOSURE PLANS

General Specifications

This plan provides additional protocols to cause the proposed recycling containments (AST Containments) to conform to NMOCD Rules.

The operator will maintain and operate the recycling containments and facility in accordance with the following plan to contain liquids and maintain the integrity of the liner to prevent contamination of fresh water and protect public health and the environment.

- The operator will use the treated produced water in the containments for drilling, completion (stimulation), producing or processing oil or gas or both. If other uses are planned, the operator will notify the OCD though the submission of a modified C-147.
- For all exploration and production operations that use produced water, the operator will conduct these activities in a manner consistent with hydrogen sulfide gas provisions in 19.15.11 NMAC or NORM provisions in 19.15.35 NMAC, as applicable.
- The operator will address all releases from the recycling and re-use of produced water in accordance with 19.15.29 NMAC.
- The operator will not discharge into or store any hazardous waste in the recycling containments, but they may hold fluids such was freshwater, brackish water, recycled and treated water, water generated by oil or gas processing facilities, or other waters that are gathered for well drilling or completion. The recycling facility will not be used for the disposal of produced water. The operator will maintain the containments free of miscellaneous solid waste or debris.
- The operator will verify that no oil is on the surface of the contained fluid. If oil is observed, the oil shall be removed using an absorbent boom or other device and properly disposed at an approved facility. An absorbent boom or other device will be maintained on site.
- The operator will install and use a header and diverter described in the design/construction plan in

19.15.34.10 B

Recycling containments may hold produced water for use in connection with drilling, completion, producing or processing oil or gas or both.

19.15.34.8 A

(5) All operations in which produced water is used shall be conducted in a manner consistent with hydrogen sulfide gas provisions in 19.15.11 NMAC or NORM provisions in 19.15.35 NMAC, as applicable.

19.15.34.8 A

(6) All releases from the recycling and re-use of produced water shall be handled in accordance with 19.15.29 NMAC.

19.15.34.10 B

Recycling containments may hold produced water for use in connection with drilling, completion, producing or processing oil or gas or both. Such fluids may include fresh water, brackish water, recycled and treated water, fluids added to water to facilitate well drilling or completion, water produced with oil and gas, flowback from operations, water generated by an oil or gas processing facility or other waters that are gathered for well drilling or completion but may not include any hazardous waste.

19.15.34.9 G

Recycling facilities may not be used for the disposal of produced water.

19.15.34.13 B

(1) The operator shall remove any visible layer of oil from the surface of the recycling containment
(7) The operator shall install, or maintain on site, an oil absorbent boom or other device to contain an unanticipated release.

19.15.34.13 B

(3) The injection or withdrawal of fluids from the containment shall be accomplished through a header, diverter or other hardware that prevents

order to prevent damage to the liner by erosion, fluid jets or impact from installation and removal of hoses or pipes during injection or withdrawal of liquids.

- *Pursuant to a variance*, the operator will maintain at least 2-feet of freeboard in each AST containment. Under extenuating circumstances, which will be noted on the inspection log as described below, the operator may temporarily exceed the freeboard mandate.
- If the liner develops a leak or if any penetration of the liner occurs above the liquid's surface, then the operator will repair the damage or initiate replacement of the liner within 48 hours of discovery (and immediately notify BLM) or will seek a variance from the division district office within this time period.
- If visible inspection suggests that the liner developed a leak or if any penetration of the liner occurs below the liquid's surface, then the operator will remove all liquid above the damage or leak line within 48 hours of discovery. The operator will also notify the district division office within this same 48 hours (and immediately notify BLM) of the discovery and repair the damage or replace the liner.
- In the event of a leak due to a hole in the liner, the following steps will be followed:
 - 1. If the source of the fluid is uncertain, comparative field tests may need to be performed on both the water in the containment and that which may have been released (e.g. pH, conductance, and chloride).
 - 2. If the fluid is found to be coming from the containment, determine the location from which the leak is originating.
 - 3. Mark the point where the water is coming out of the tank.
 - 4. Locate the puncture or hole in the liner.
 - 5. Empty the containment to the point of damage in liner.
 - 6. Clean area of liner that needs to be repaired.

damage to the liner by erosion, fluid jets or impact from installation and removal of hoses or pipes.

19.15.34.13 B (2) The operator shall maintain at least three feet of freeboard at each containment.

19.5.34.13 B

(4) If the containment's primary liner is compromised above the fluid's surface, the operator shall repair the damage or initiate replacement of the primary liner within 48 hours of discovery or seek an extension of time from the division district office.

(5) If the primary liner is compromised below the fluid's surface, the operator shall remove all fluid above the damage or leak within 48 hours of discovery, notify the division district office and repair the damage or replace the primary liner.

- 7. Cut out piece of material (patch or tape) to overlay liner.
- 8. Either weld the patch to the injured area in the liner or apply tape over the rupture.
- 9. Make sure rupture is completely covered.
- 10. Monitor as needed.

Water should NEVER go below 12 inches at the lowest level of the tank to prevent impact from high winds.

If the tank is drained, it should be secured from wind impacts and the liner inspected and reposition (to provide sufficient slack during filling) prior to refilling, per direction of SOP.

The operator will report releases of fluid in a manner consistent with NMAC 19.15.29, as well as immediately notify BLM.

The operator will inspect and remove, as necessary, surface water run-on accumulated in the secondary containment

Monitoring, Inspections, and Reporting Inspections are to routinely be performed, as well as when the ASTs are emptied and prior to refilling. An "Inspection Form" meeting requirements according to NMAC 19.15.34, as well as BLM COA, is to be filled out during these routine inspections and is included at the end of this section.

Weekly inspections consist of

- reading and recording the fluid height of staff gauges, freeboard
- recording any evidence that the AST Containment surface shows visible oil,
- visually inspecting the containment's exposed liners
- checking the leak detection system for any evidence of a loss of integrity of the primary liner.
- inspect any diversion ditches and berms around the containment to check for erosion and collection of surface water run-on.

- inspect the leak detection system for evidence of damage or malfunction and monitor for leakage.
- Inspect the containment for dead migratory birds and other wildlife. Within 30 days of discovery (24 hours if federally protected), report the discovery of dead migratory birds or other wildlife to the appropriate wildlife agency and to the division district office in order to facilitate assessment and implementation of measures to prevent incidents from reoccurring.

As stated above, if a liner's integrity is compromised, or if any penetration of the liner occurs, then the operator will take appropriate action within 48 hours as noted above, including immediate notification of BLM.

Monthly, the operator will:

- Report to the division the total volume of water received for recycling, with the amount of fresh water received listed separately, and the total volume of water leaving the facility for disposition by use on form C-148.
- Record sources and disposition of all recycled water.

Additional monitoring to identify hazards that may have developed, changes in site conditions, tank use and to enable early detection of structural issues such as uneven tank panel settlement, soil settlement, liner damage, insufficient liner slack, or leaks. If changes are noted, they should be communicated to the AST contractor (WWS Manager/Field Supervisor)

The operator will maintain a log of all inspections and make the log available for the appropriate Division district office's review upon request.

Cessation of Operations

If less than 20% of the total fluid capacity is utilized

19.15.34.12 E

Netting. The operator shall ensure that a recycling containment is screened, netted or otherwise protective of wildlife, including migratory birds. The operator shall on a monthly basis inspect for and, within 30 days of discovery, report the discovery of dead migratory birds or other wildlife to the appropriate wildlife agency and to the division district office in order to facilitate assessment and implementation of measures to prevent incidents from reoccurring.

every six months, beginning from the first withdraw, operation of the facility has ceased and the division district office will be notified. The division district may grant an extension not to exceed six months to determine the cessation of operations and the operator may request a variance from this mandate to close for good cause and has been included in Volume 3.

The operator will remove all fluids from the recycling facility within 60 days of cessation of operations. An extension, not to exceed 2 months, may be granted by the district division for the removal of fluids from the facility.

The breakdown of the containments follows the reverse order of the setup steps presented in the set-up manual

19.15.34.13 C

A recycling containment shall be deemed to have ceased operations if less than 20% of the total fluid capacity is used every six months following the first withdrawal of produced water for use. The operator must report cessation of operations to the appropriate division district office. The appropriate division district office may grant an extension to this determination of cessation of operations not to exceed six months.

19.15.34.14 A

Once the operator has ceased operations, the operator shall remove all fluids within 60 days and close the containment within six months from the date the operator ceases operations from the containment for use. The division district office may grant an extension for the removal of all fluids not to exceed two months.

Inspection Form

Date:

Chisholm Energy Buffalo 12 AST Containment

Weekly inspection/Fluid level must be maintained > 1 foot

Fluid Level:			Tank contents:
			г
Inspection Task	Results		Remarks, Observations, and/or Remedial Actions
Visible Oil on Surface	□ None Observed	Yes, Describe Action	
		An absorbent boo surface.	om or similar device is located on site to remove visible oil from
At least 2 ft of freeboard	🗌 Yes	No, Measure Freeboard	
Evidence of surface water run-on	None Observed	Yes, Describe	
		Check for excess	sive erosion of perimeter berms.
Birds or wildlife in net or screen	None Observed	Yes, Describe	
			overy (immediately if federally protected species, report dead birds or riate agency (USFWS, NMDGF) and to NMOCD district division office.
Damage to netting or screen	None Observed	Yes, Describe	
Rupture of Liner	None Observed	Yes, Describe	
			el, repair within 48 hours. If below fluid level, remove fluid above within strict division office, and repair. Immediately notify BLM of any leak
Clips or clamps properly securing liner	Yes	No, Describe	
If low level, enough liner slack on panel wall	🗌 Yes	No, Describe	
Uneven gaps between panels	□ None Observed	Yes, Describe	
Signs of tank settlement	None Observed	Yes, Describe	

Tank ID:

ConocoPhillips

Erosion of soil surrounding tank (10 ft radius)		None Observed		Yes, Describe	
Running water on the ground		None Observed		Yes, Describe	
Unusual ponding of fluid inside berm		None Observed		Yes, Describe	
	•	deter	mine	d as the sourc	ctance, etc.) ponded fluid and compare to fluid in tank. If tank is e, locate and repair rupture within 48 hours. Notify NMOCD district r. Immediately notify BLM.
Rust or corrosion on panels, stairs, or hardware		None Observed		Yes, Describe	
Damage to any hardware		None Observed		Yes, Describe	
Additional Observations or Actions:					

Inspected by:

Closure Plan Above Ground Tank Containment (AST)

Closure Plan

After operations cease, the operator will remove all fluids and commence reclamation efforts immediately. Final reclamation to be completed within 3 months from the date the operator ceases operations from the containment for use.

The surface owner will impose a closure design that conforms to their needs for the site. The operator understands that a variance will be submitted to OCD to allow for any alternative closure protocol (BLM requirements will supersede OCD rules if equal or better for protection of freshwater, human health and the environment).

The containments are expected to contain a small volume of solids, the majority of which will be windblown sand and dust with some mineral precipitates from the water.

The operator will notify the division district and BLM (phone or email) before initiating closure of the containments and/or facility.

Excavation and Removal Closure Plan – Protocols and Procedures

- 1. Residual fluids in the containments will be sent to disposal at a division-approved facility.
- The operator will remove all solid contents and transfer those materials to the following division-approved facility: Disposal Facility Name: R360 Permit Number NM 01-0006
- 3. If possible, geomembrane textiles and liners that exhibit good integrity may be recycled for use as an under liner of tank batteries or other use as approved by OCD.
- 4. Disassemble the recycling containment infrastructure according to manufacturer's recommendations
- 5. After the disassemble of the containments and removal of the contents and liners, soils beneath the tanks will be tested as follows
 - a. Collect a five-point (minimum) composite from beneath the liner to include any obviously stained or wet soils, or any other evidence of impact from the containments for laboratory analyses for the constituents listed in Table I of 19.15.34.14 NMAC.
 - b. If any concentration is higher than the parameters listed in Table I, additional delineation may be required, and closure activities will not proceed without Division

19.15.34.14 B

The operator shall close a recycling containment by first removing all fluids, contents and synthetic liners and transferring these materials to a division approved facility.

19.15.34.14 C

The operator shall test the soils beneath the containment for contamination with a five-point composite sample which includes stained or wet soils, if any, and that sample shall be analyzed for the constituents listed in Table I below. (1) If any contaminant concentration is higher than the parameters listed in Table I, the division may require additional delineation upon review of the results and the operator must

Closure Plan Above Ground Tank Containment (AST)

approval.

c. If all constituents' concentrations are less than or equal to the parameters listed in Table I, then the operator will backfill the facility as necessary using non-waste containing, uncontaminated, earthen material and proceed to reclaim the surface to pre-existing conditions.

Reclamation and Re-vegetation

The operator will reclaim the surface to safe and stable pre-existing conditions that blends with the surrounding undisturbed area. "Pre-existing conditions" may include a caliche well pad that existed prior to the construction of the recycling containment and that supports active oil and gas operations.

Areas not reclaimed as described herein due to their use in production or drilling operations will be stabilized and maintained to minimize dust and erosion.

For all areas disturbed by the closure process that will not be used for production operations or future drilling:

- <u>a.</u> The operator will reclaim the containment's location to a safe and stable condition that blends with the surrounding undisturbed area.
- <u>b.</u> Topsoils and subsoils shall be replaced to their original relative positions and contoured so as to achieve erosion control, long-term stability and preservation of surface water flow patterns.
- <u>c.</u> The disturbed area shall then be reseeded with BLM defined seed mixture within the first 3 months following closure of a recycling containment in accordance with BLM requirements.

Federal, state trust land, or tribal lands may impose alternate reclamation and re-vegetation obligations that provide equal or better protection of fresh water, human health, and the environment. Re-vegetation and reclamation plans imposed by the surface owner will be outlined in communications with the OCD.

The operator will notify the division when the site meets the surface owner's requirements or exhibits a uniform vegetative cover that reflects a life-form ratio of plus or minus fifty percent (50%) of predisturbance levels and a total percent plant cover of at least seventy receive approval before proceeding with closure.

(2) If all contaminant concentrations are less than or equal to the parameters listed in Table I, then the operator can proceed to backfill with non-waste containing, uncontaminated, earthen material.

19.15.34.14 E

Once the operator has closed the recycling containment, the operator shall reclaim the containment's location to a safe and stable condition that blends with the surrounding undisturbed area. Topsoils and subsoils shall be replaced to their original relative positions and contoured so as to achieve erosion control, long-term stability and preservation of surface water flow patterns. The disturbed area shall then be reseeded in the first favorable growing season following closure of a recycling containment. The operator shall substantially restore the impacted surface area to the condition that existed prior to the construction of the recycling containment.

19.15.34.14 G

The re-vegetation and reclamation obligations imposed by federal, state trust land or tribal agencies on lands managed by those agencies shall supersede these provisions and govern the obligations of any operator subject to those provisions, provided that the other requirements provide equal or better protection of fresh water, human health and the environment.

19.15.34.14 F

Reclamation of all disturbed areas no longer in use shall be considered complete when all ground surface disturbing activities at the site have been completed, and a uniform vegetative cover has been established

Closure Plan Above Ground Tank Containment (AST)

percent (70%) of pre-disturbance levels, excluding noxious weeds. (As surface owner, BLM will determine satisfactory completion of reclamation).

Closure Documentation

Within 60 days of closure completion, the operator will submit a closure report (Form C-147) to the District Division, with necessary attachments to document all closure activities are complete, including sampling results and details regarding backfilling and capping as necessary.

In the closure report, the operator will certify that all information in the report and attachments is correct and that the operator has complied with all applicable closure requirements and conditions specified in the closure plan. that reflects a life-form ratio of plus or minus fifty percent (50%) of predisturbance levels and a total percent plant cover of at least seventy percent (70%) of pre-disturbance levels, excluding noxious weeds.

19.15.34.14 D

Within 60 days of closure completion, the operator shall submit a closure report on form C-147, including required attachments, to document all closure activities including sampling results and the details on any backfilling, capping or covering, where applicable. The closure report shall certify that all information in the report and attachments is correct and that the operator has complied with all applicable closure requirements and conditions specified in division rules or directives.

SITING CRITERIA DEMONSTRATION

Discussion Figures

Siting Criteria (19.15.34.11 NMAC Chisholm Energy Operating LLC, Buffalo 12 AST Containment

Distance to Groundwater

Figure 1a, 1b and 2, their associated legends, and the discussion presented below demonstrate that groundwater (fresh water, as defined by NMOCD Rules) at the location is greater than the required 50 feet below the proposed Buffalo 12 Above-Ground Storage Tank Containment (Buffalo 12 AST). Specifically, the estimated depth to water is greater than 80 feet.

Geology of Buffalo 12 AST Containment

The proposed site for the Buffalo 12 AST is located approximately 29 miles due west of Hobbs, New Mexico and 5 miles north of 62/180. The area near the proposed AST containment is relatively flat with a surface covering of low sand dunes stabilized with vegetation consisting of native grasses, mesquite, and yucca. According to the New Mexico State Geologic Map (Figures 1 and 2), the Buffalo 12 AST is in an area where the surface unit is Quaternary age piedmont deposits overlain by Quaternary age eolian deposits (Qe/Qp).

The Ogallala Formation is present northeast of the AST location and erosion has either removed or reworked the Ogallala from beneath the site. The USGS reports that wells nearest to the AST location are completed in Alluvium/Bolson deposits (i.e., piedmont) or the underlying Chinle/Santa Rosa Sandstone, according to their database. In the southwest corner of Figures 1a and 1b is a small outcrop of the upper Chinle Formation (T(r)cu).

According to Ground Water Report #6¹, the elevation of the contact between the alluvial deposits and underlying Chinle (red beds) at the AST site is approximately 3660 feet ASL, as shown in Figure 1b. Because the elevation of the AST site is 3729 feet ASL, the base of the alluvial deposits would be about 70 feet below surface. We examined well log data from the NM OSE database for wells near the location, and identified two well logs of interest:

- CP-1672, about 6 miles southeast, which indicates the red bed/alluvial contact is 68 feet below the surface (3715 ASL) resulting in an elevation of the contact of 3647 and
- CP-677, about 8 miles northwest, suggesting the red bed/alluvium contact is about 116 feet below surface (3770 feet AST surface), which calculates to an elevation of the top of the red beds of 3654.

Figure 1b shows the elevation of the red bed contact at Well CP-1672 as 3675 ft ASL and at CP-677, the elevation of the contact is about 3650. The 1961 report is obviously not perfect, but it remains an excellent source of reasonable data. In addition to the two referenced OSE well logs, Ready Drill provided us with data from the 80-foot auger boring from an oil well at the location that suggests alluvial material is at least 80-feet deep at the location.

¹ <u>https://geoinfo.nmt.edu/publications/water/gw/6/GW6.pdf</u>

Depth to Water Data and Nearby Wells

Figure 1 is a topographic map overlain by transparent geologic map of the state of New Mexico and associated legends that displays the following:

- A green circle with a call out showing the location of the Buffalo 12 AST.
- Water wells from the USGS database as green, cyan, and purple triangles. The colors indicate the principal water-bearing unit for each well: Alluvium/Bolsom, Ogallala, and Chinle, respectively. The well number as defined in the database, recorded depth to water value, and the date the water level measurement was recorded is displayed next to the corresponding well point.
- Miscellaneous water wells from public and non-public databases were identified by field inspection or other published documents are represented by yellow, cyan, and green squares with black dots in the center. The colors correspond to the depth to water and date the depth to water value was recorded are also displayed.
- Water wells from the Office of the State Engineer WATERS database as light blue, green, dark blue, and beige circles with colored triangles in the center. These symbols indicate the depth to water measured in the well. Well ID and documented in the OSE Waters database, depth to water value, and the date the value was recorded is displayed next to the corresponding well point.

Depth to groundwater in wells nearest to the Buffalo 12 AST in wells that were measured by professionals during static condition range from 177 to 231 feet in Chinle wells (northwest and southeast along the elevation contour) and about 90 feet in alluvial wells located about 4 miles south (and downhill). The on-site auger boring was a dry hole, thus depth to water at the site is at least 80 feet below surface.

Figure 2 is a topographic map overlain by a transparent geologic map of the state of New Mexico and associated legend the displays the following:

- The Buffalo 12 Site is represented by the green circle and call out.
- Water wells from the USGS database as green, cyan, and purple triangles. The colors indicate the principal water-bearing unit for each well: Alluvium/Bolsom, Ogallala, and Chinle, respectively. The well number as defined in the database, recorded depth to water value, and the date the groundwater elevation was recorded is displayed next to the corresponding well point.
- Miscellaneous water wells from public and non-public databases were identified by field inspection or other published documents are represented by yellow, cyan, and green squares with black dots in the center. The colors correspond to the depth to water and date the depth to water value was recorded are also displayed.

In the area of the Buffalo 12 AST, two groundwater zones are present. Wells completed in the alluvial deposits occur about 4 miles south of the location and wells that draw groundwater from the underlying Chinle or Santa Rosa occur throughout the mapped area, exclusive of the northeastern quadrant (Ogallala Aquifer). Mixing data from these two groundwater units results in a somewhat puzzling map. Therefore, we elected to avoid

drawing a potentiometric surface. With a high degree of certainty, based upon the data, we conclude:

- Depth to groundwater is at least 80 feet based upon the site-specific drilling record.
- The elevation of the groundwater surface of the Chinle/Santa Rosa zone is about 3530 feet ASL, plus or minus 50 feet.
- Data from well logs and Ground Water Report #6 (Figure 1b) demonstrate the contact between the alluvial material and underlying red beds (Chinle) is about 3660.
- The alluvial material beneath the Buffalo 12 AST is dry
- The depth to the shallowest groundwater zone (Chinle) is about (3729-3530=) 199 feet, plus or minus 50 feet.

Distance to Municipal Boundaries and Freshwater Fields

Figure 3 demonstrates that the area of interest is not within incorporated municipal boundaries or within defined municipal freshwater well fields covered under a municipal ordinance adopted pursuant to NMSA 1978, Section 3-27-3, as amended.

- The nearest freshwater well field is 12.1 miles to the northwest and is owned by the Continental Oil (L-2770) and probably supplies one or more natural gas processing plants.
- The nearest municipality is the City of Hobbs, which is about 25 miles due east.

Distance to Subsurface Mines

Figure 4 and our general reconnaissance of the area demonstrate the absence of subsurface mines in the area.

- The Buffalo 12 site is not in an area where subsurface mines exist.
- The nearest surface mines identified in the MILS database are 0.9 miles to the northeast and southeast.

Distance to High or Critical Karst Areas

Figure 5 illustrates the Buffalo 12 site absence of mapped areas of high or critical karst potential.

- The Buffalo 12 site is not located within high or critical karst potential areas.
- Our field investigation saw no evidence of karst features such as sinkholes.

Distance to 100-Year Floodplain

Figure 6 demonstrates the absence of 100-year flood plains with respect to the proposed location for the Buffalo 12 AST site.

- The nearest 100- year flood plain is in and around the City of Hobbs.
- Our field investigation found no evidence of flooding potential.

Siting Criteria (19.15.34.11 NMAC Chisholm Energy Operating LLC, Buffalo 12 AST Containment

Distance to Surface Water

Figure 7 and the site visit demonstrate the that the Buffalo 12 AST site is outside of the setback distances for a continuously flowing watercourse or the next lower order tributary, lakebed, sinkhole, playa lake (measured from the ordinary high-water mark) or spring.

- The nearest surface water feature is Laguna Tonto, a lake/pond about 2.39 miles to the southeast.
- No watercourses or springs were mapped or observed near the site.

Distance to Permanent Residences or Structures

Figure 8 demonstrates that the proposed site for the Buffalo 12 AST is not within the setback distances of an occupied permanent residence, school, hospital, institution, church, or other structure at the time of the initial application.

- The only structures near the proposed site are the well pads and pipelines.
- The site foot survey identified new oilfield structures not shown on Figure 8.

Distance to Non-Public Water Supply

Figures 1 and 7 demonstrate the Buffalo 12 location is not within the setback distances of a spring or freshwater well used for domestic or stock watering purposes, in existence at the time of initial application.

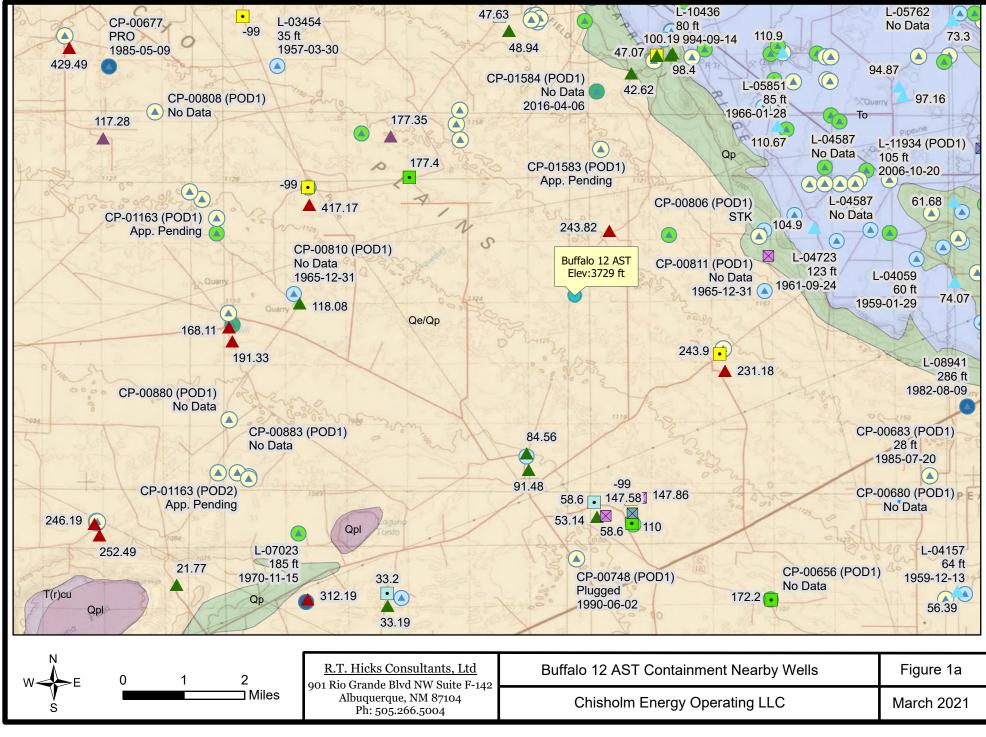
- Figure 1 shows the location of all area water wells. The nearest well, C-02313, is located approximately 1.37 miles to the west of the proposed site.
- No domestic water wells are located within 1,000 feet of the recycling area.
- No springs were identified in the area.
- The facility is not within 500 feet of a spring or freshwater well used for domestic or stock watering purposes, in existence at the time of initial application.

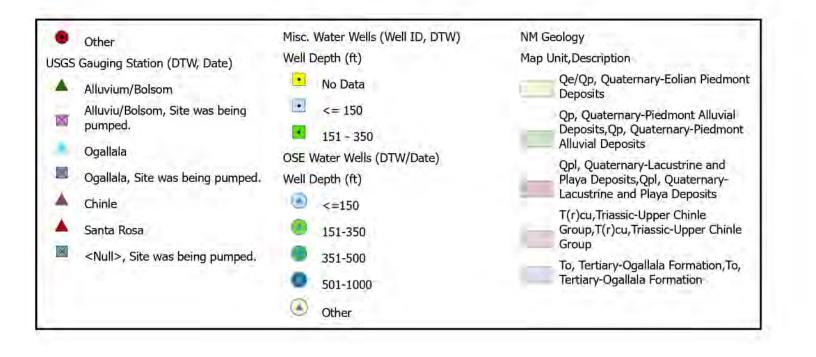
Distance to Wetlands

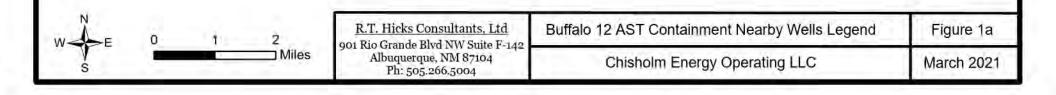
Figure 9 demonstrates that the proposed site of the Buffalo 12 site is not within the 300-foot setback distance of a wetland.

- The nearest mapped wetland is Laguna Tonto, freshwater pond that is about 5 miles to the southwest.
- The site foot survey found no evidence of wetlands.

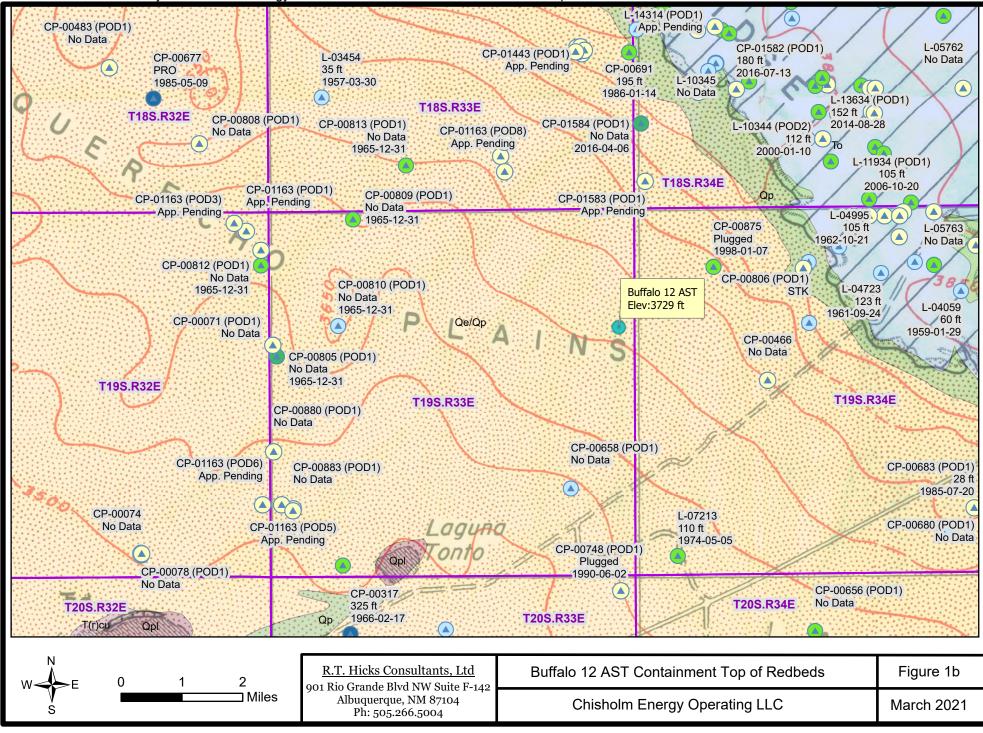
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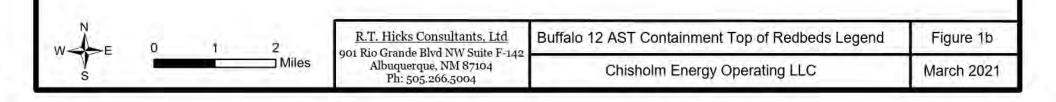




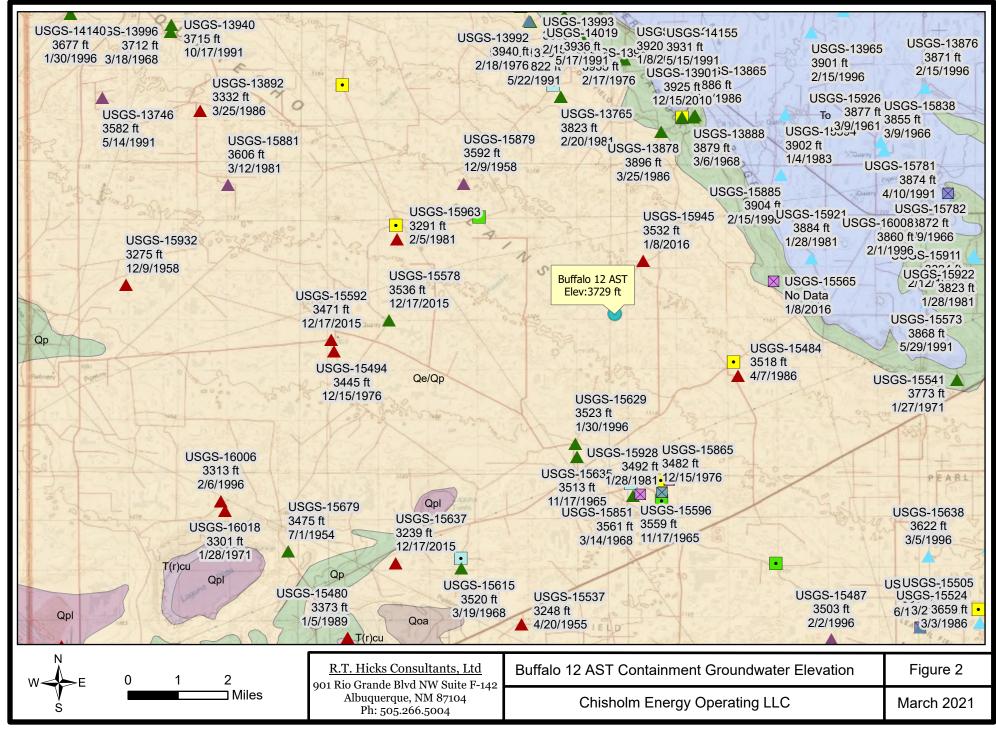
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Other	Misc. Water Wells (Well ID, DTW)	NM Geology		
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 Chinle Santa Rosa <null>, Site was being pumped.</null> 	Well Depth (ft) <=150 151-350 351-500 501-1000 Other 	Lacustrine and Playa Deposits T(r)cu, Triassic-Upper Chinle Group, T(r)cu, Triassic-Upper Chinle Group To, Tertiary-Ogallala Formation, To Tertiary-Ogallala Formation		

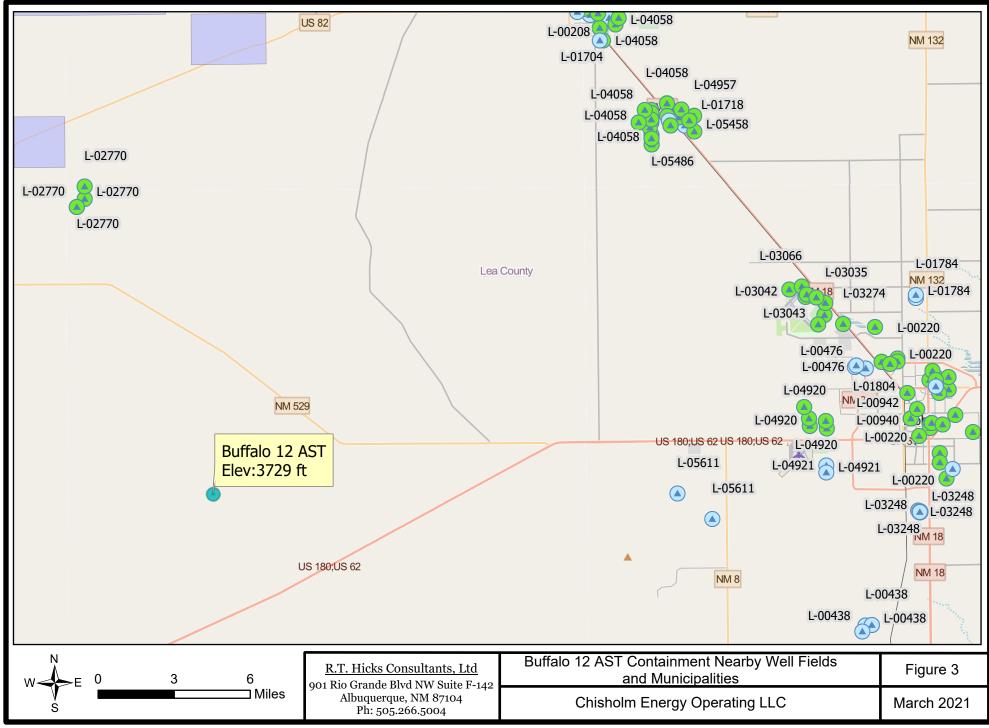


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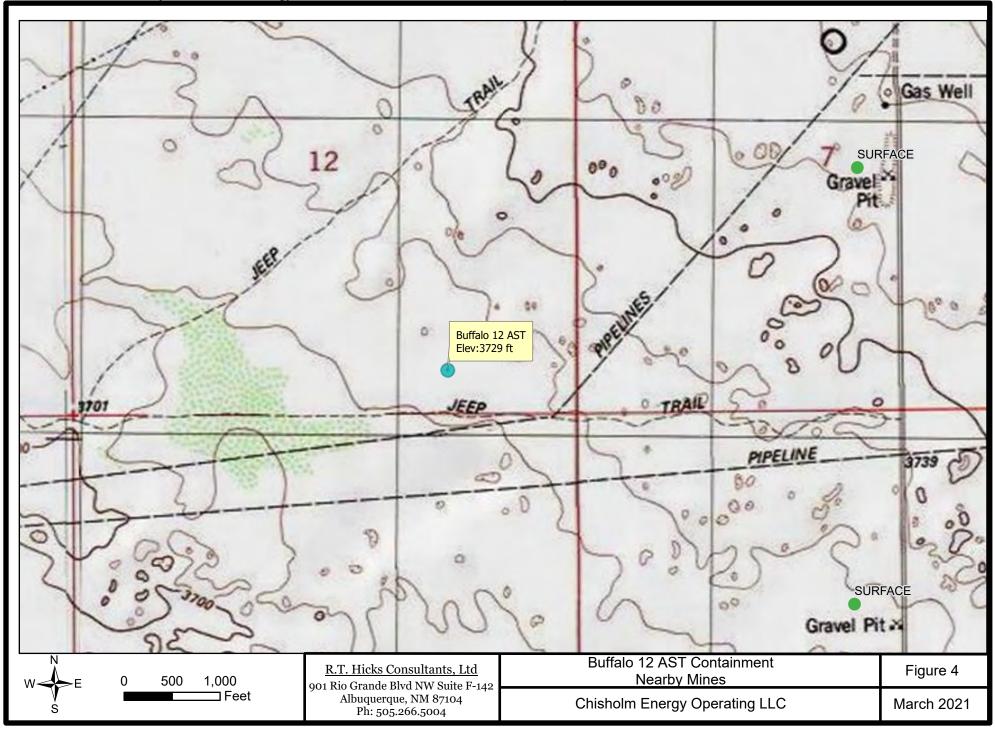


Other	Misc. Water Wells (GW Elev, Date	NM Geology	
 Other JSGS Gauging Station (GW Elev, Date) Alluvium/Bolsom 110AVMB, Nearby site that taps the same aquifer was being pumped. Alluviu/Bolsom, Site was being pumped. Ogalala Ogalala Ogalalla, Obstruction was encountered in the well (no water level was recorded). Ogallala, Site was being pumped. Chinle Santa Rosa Rustler Not Defined <null>, Site was being pumped.</null> 	Misc. Water Wells (GW Elev, Date Well Depth (ft) No Data <<= 150 151 - 350	 NM Geology Qe/Qp, Quaternary-Eolian Piedmont Deposits Qoa, Quaternary-Older Alluvial Deposits, Qoa, Quaternary-Older Alluvial Deposits Qp, Quaternary-Piedmont Alluvial Deposits, Qp, Quaternary-Piedmont Alluvial Deposits Qpl, Quaternary-Lacustrine and Playa Deposits, Qpl, Quaternary- Lacustrine and Playa Deposits T(r)cu, Triassic-Upper Chinle Group To, Tertiary-Ogallala Formation, To, Tertiary-Ogallala Formation 	
	s Consultants, Ltd	12 AST Containment Groundwater Elevation Legend	Figure
Miles Albuque	le Blvd NW Suite F-142 erque, NM 87104 505.266.5004	Chisholm Energy Operating LLC	March 20

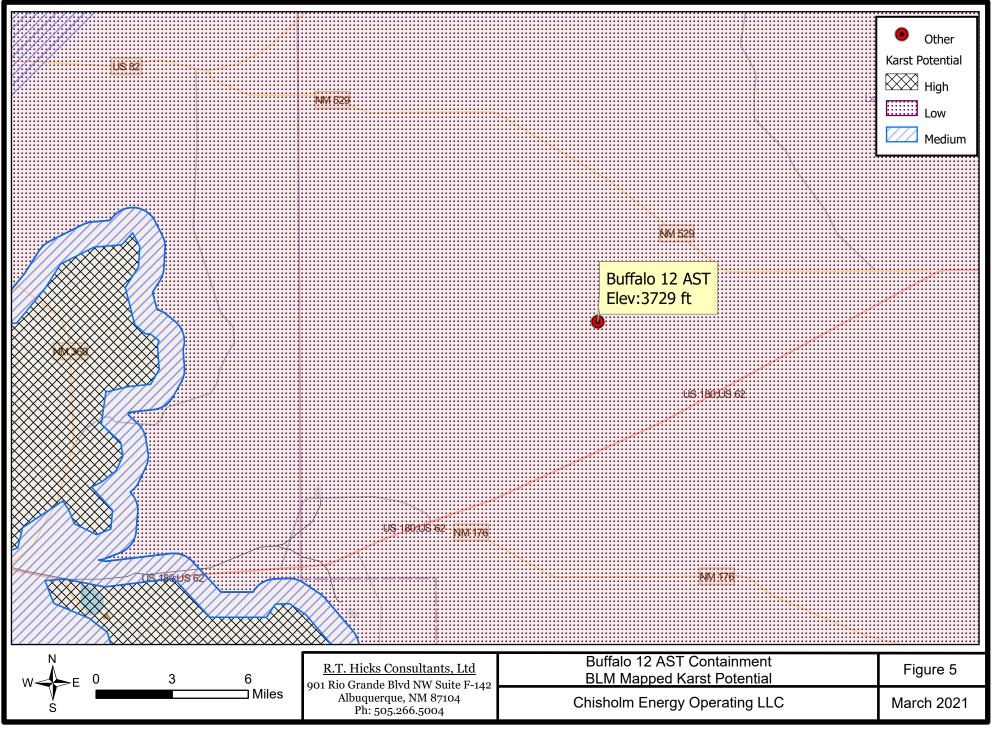
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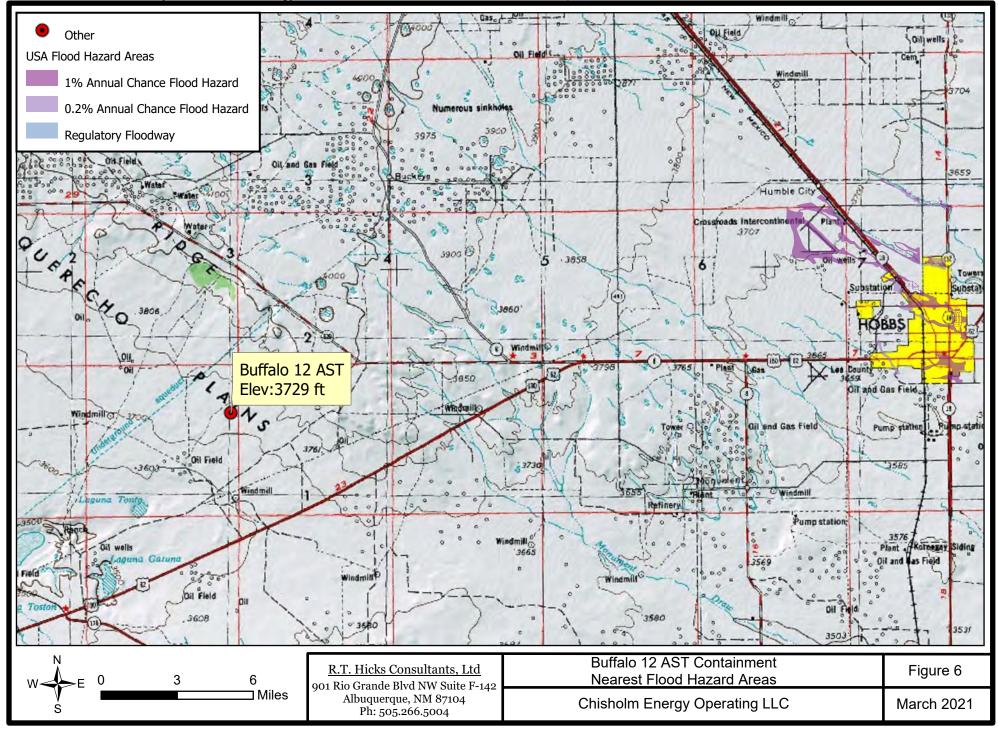
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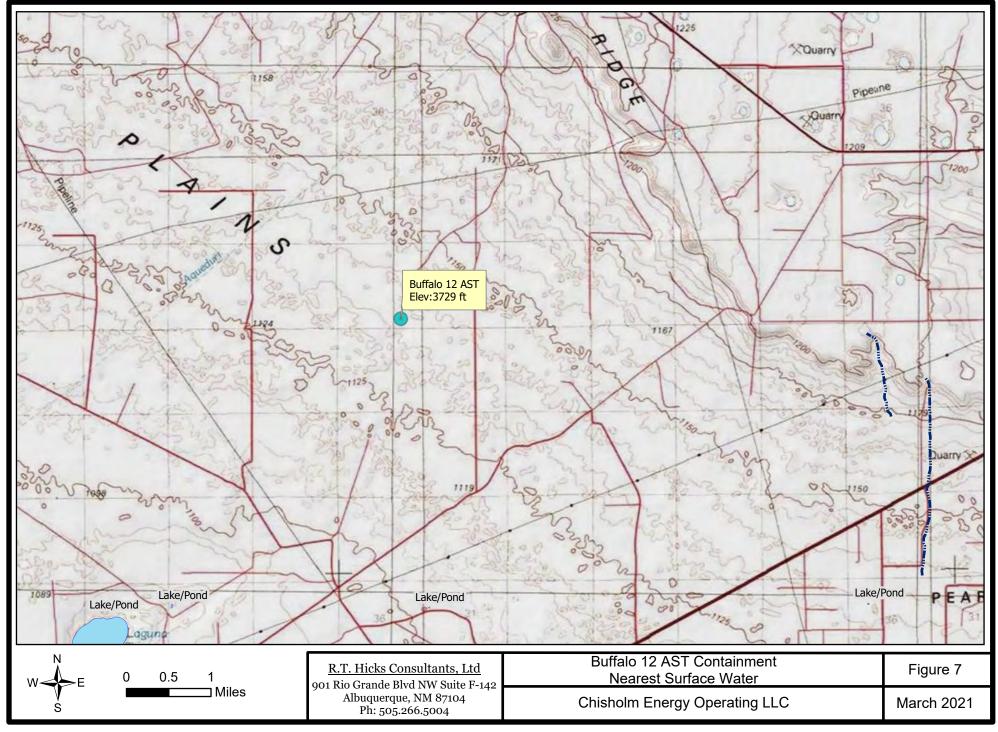
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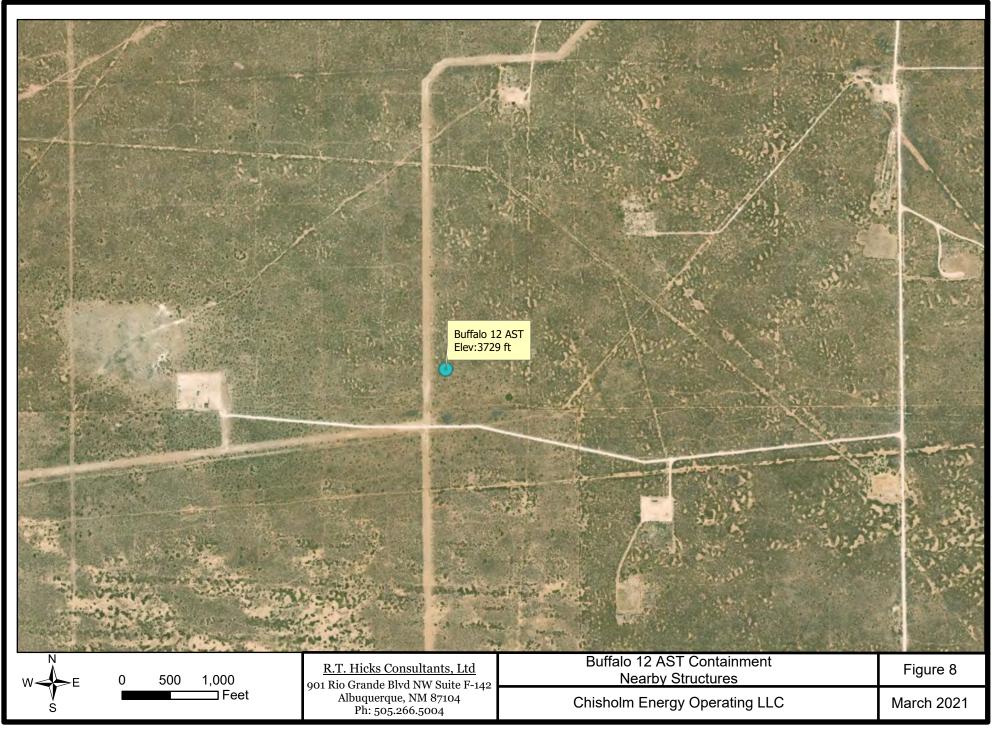
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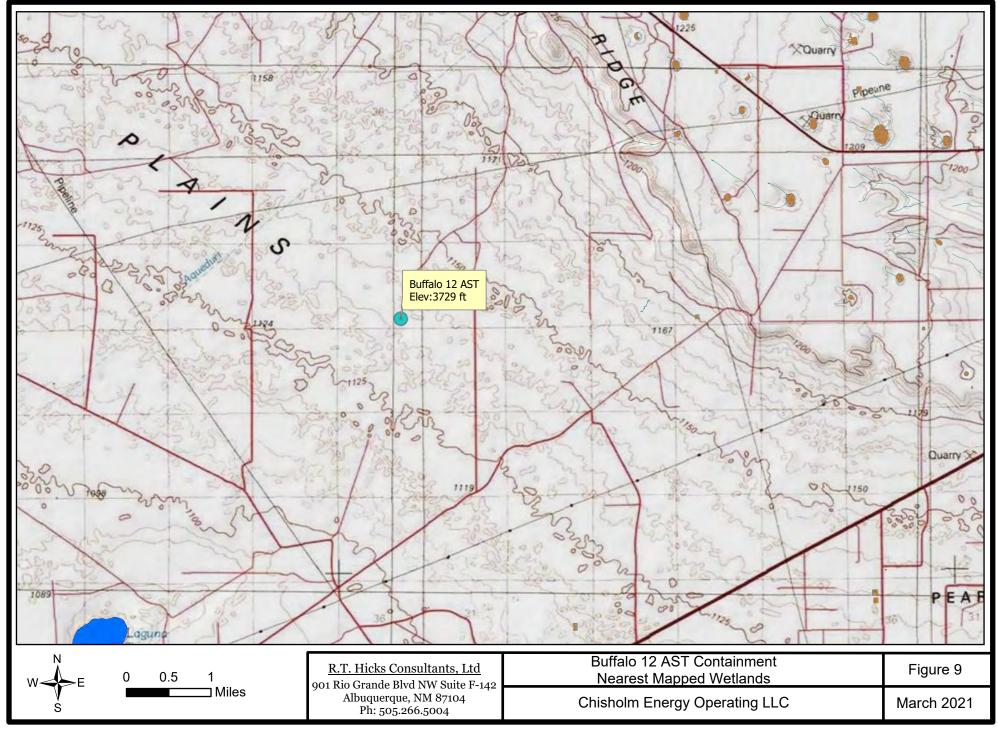
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APPENDIX WELL LOGS

r@rthicksconsult.com

From:	Jerid Hight <jhight@byrdoilfield.com></jhight@byrdoilfield.com>
Sent:	Thursday, March 11, 2021 8:48 AM
То:	Randall Hicks; Chad
Cc:	readydrill_chad@hotmail.com; 'Joel Hall'
Subject:	RE: Chisum - Buffalo 4h and 5H - Lea Co NM - need some data if you have it

The Buffalo 4h and 5h was a sand and clay mix. The hole was dry all the down to 80ft and no mud was used on this drill.

Let me know if anything else is needed

Thanks JERID HIGHT BYRD OILFIELD SERVICES OPERATIONS MANAGER JHIGHT@BYRDOILFIELD.COM (325) 669-4480 CELL (432) 385-7635 OFFICE

From: Randall Hicks <r@rthicksconsult.com>
Sent: Thursday, March 11, 2021 7:10 AM
To: Jerid Hight <jhight@byrdoilfield.com>; Chad <chad@readydrill.com>
Cc: readydrill_chad@hotmail.com; 'Joel Hall' <JHall@chisholmenergy.com>
Subject: Chisum - Buffalo 4h and 5H - Lea Co NM - need some data if you have it

Chad

Chisholm told me that Byrd drilled the 2 ratholes at the location shown in the attached maps – and I hope you may have had a hand in that project.

We are seeking some data that would help us determine that the depth to groundwater at/near this location is greater than 50 feet. I am hoping that a work ticket, invoice, penetration rate log, driller's notes or something else may help us in this effort.

In the past, we were able to use a work ticket that showed the depth of the boring and that drilling mud was not used in the rathole. The work ticket combined with an email from Ready Drill that said "we did not encounter water during the drilling of the rathole" may be all that we need.

Call me with any questions and thanks in advance.

I hope you are well and please stay safe.

Randall T. Hicks PG R.T.Hicks Consultants LTD 901 Rio Grande Blvd. NW F-142 Albuquerque, NM 87104

505-238-9515 (mobile and best contact) 505-266-5004 (office land line)





WELL RECORD & LOG

OFFICE OF THE STATE ENGINEER

2017 SEP -6 附 4:05

www.ose.state.nm.us

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	9	19		Sandy loam, fine grain sand, light brown, dry	Y ✓ N	
	19	20		Sand, very fine to fine grain sand, caliche streaks, brown, dry	Y ✓ N	
	20	20.5		Caliche, tan, dry	Y ✓N	
2	20.5	24		Sand, very fine to fine grain sand, caliche streaks, brown, dry	Y VN	
8	24	29		Sandy loam, fine to medium grain sand, light brown, dry	Y ✓ N	
	29	34		Sandy clay, fine grain sand, caliche streaks, brown, hard, dry	Y VN	
	34	44		Lean clay, brown, some black mottling, dry	Y 🖌 N	
	44	48		Clay, brown to red, hard, dry	Y VN	
	48	68		Sandy clay, coarse grain sand, 5-10mm rounded gravel, brown to red, hard, dry	Y VN	
	68	100.80		Clay, red to brown, hard, dry/*@ 88-93 ft bgs: some caliche streaks	Y VN	
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Plugging Method _ Date Well Plugged_ Plugging approved by 17, State Engineer Representative 4

FOR USE OF STATE ÈNGINEER ONLY May 15, 1985 Date Received FWL FSL Quad OWD CP-677 File No. Location No. 18.32.26.11143 Use

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		· · · · · · · · · · · ·	Section 6. LOG OF HOLE
	pth in Feet	Thickness in Feet	Color and Type of Material Encountered
From 0	To 12	12	sand-loose
12_	24	12	clay
24	47	23	caleche
47		11	sand
	84	26	sandy clay
84	102	18	red clay sticky
102	2 116	14	sand and gravel
	142	26	red clay sticky
42	315	173	brown clay
315	325	10	purple_clay
325	5378		red clay
378	408		pink_red_clay
408	3 440	32	brown shale and blue streaks
440	500	60	brown shale-grainey
500	530		sand rock -fine
530	545	15	brown shale
549	5 605	60	sand rock-medium
	5 616		brown shale
<u>- 61</u> (675		sand rock
	5 700	25	red_shale
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			REMARKS AND ADDITIONAL INFORMATION

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The undersigned hereby certifies that, to the best of his knowledge and belief, the foregoing is a true and correct record of the above described hole.

2 Griller l

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INSTRUCTIONS: This form should executed in triplicate, preferably typewritter is ubmitted to the appropriate district office of the State Engineer. All sections, bept Section 5, shall be answered as completed and accurately as possible when any well is drilled, repaired or deepened. When this form is used as a plugging record, only Section 1(a) and Section 5 need be completed. APPENDIX SITE PHOTOGRAPHS



Figure 1- View east from NW corner of pad showing 1-4 foot high stabilized dunes. North side of pad is in the "cut".



Figure 2- View south from NW corner of pad. Rig is drilling a Stetson well on south side of pad.



Figure 3 - View south to SW corner of pad showing lease road and in background stabilized dunes and buried pipeline. South side of pad is built in "fill".



Figure 4 - View northeast from SW corner of pad with lease road in foreground and built-up pad. Rig is drilling one of the Stetson wells on the south side of the pad.



Figure 5- View south near SW corner of pad showing stabilized low dunes. Buried pipeline shown in Figure 2 is in upper right corner of image.