

Venegas, Victoria, EMNRD

From: Venegas, Victoria, EMNRD
Sent: Friday, July 24, 2020 9:03 AM
To: 'Bynum, Tom (Contract)'; Bratcher, Mike, EMNRD; Hamlet, Robert, EMNRD; Eads, Cristina, EMNRD
Cc: Mann, Ryan; 'Bob Allen'
Subject: RE: [EXTERNAL] NRM2003159278 THISTLE UNIT #44H @ 30-025-41032
NAB1905153070 THISTLE UNIT #044H @ 30-025-41032 1RP-5372

NRM2003159278 THISTLE UNIT #44H @ 30-025-41032 NAB1905153070 THISTLE UNIT #044H @ 30-025-41032 1RP-5372

Good morning Mr. Bynum,

If Devon determines that DTW > 50', a new remediation proposal must be submitted and a copy of the driller's log must be provided. In that case, please email the Division after the borehole has been drilled and let us know your final decision. If the borehole shows water at 50' nothing changes.

Thank you,

Victoria Venegas
State of New Mexico
Energy, Minerals, and Natural Resources
Oil Conservation Division
811 S. First St., Artesia NM 88210
(575) 748-1283
Victoria.Venegas@state.nm.us

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 groundwater, 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, or local laws and/or regulations.

From: Bynum, Tom (Contract) <Tom.Bynum@dmn.com>
Sent: Thursday, July 23, 2020 2:48 PM
To: Venegas, Victoria, EMNRD <Victoria.Venegas@state.nm.us>
Subject: [EXT] Re: [EXTERNAL] NRM2003159278 THISTLE UNIT #44H @ 30-025-41032 NAB1905153070 THISTLE UNIT #044H @ 30-025-41032 1RP-5372

Thank you Miss Victoria!

Quick question, if we were to change our mind and go ahead with drilling the borehole to determine ground water, we DO still have that option correct?

Thank you,

Tom Bynum
580-748-1613

“You may THINK your goal cannot be achieved...but you won’t KNOW until you try.”

From: Venegas, Victoria, EMNRD <Victoria.Venegas@state.nm.us>

Sent: Thursday, July 23, 2020 2:41:55 PM

To: Bynum, Tom (Contract) <Tom.Bynum@dmr.com>; Bratcher, Mike, EMNRD <mike.bratcher@state.nm.us>; Hamlet, Robert, EMNRD <Robert.Hamlet@state.nm.us>; Eads, Cristina, EMNRD <Cristina.Eads@state.nm.us>

Cc: Mann, Ryan <rmann@slo.state.nm.us>; Bob Allen <ballen@sesi-nm.com>; DeHoyos, Kendra <Kendra.DeHoyos@dmr.com>

Subject: [EXTERNAL] NRM2003159278 THISTLE UNIT #44H @ 30-025-41032 NAB1905153070 THISTLE UNIT #044H @ 30-025-41032 1RP-5372

NRM2003159278 THISTLE UNIT #44H @ 30-025-41032

NAB1905153070 THISTLE UNIT #044H @ 30-025-41032 1RP-5372

Mr. Bynum,

The OCD has approved the Site Characterization and Remediation Plan for incident #: NRM2003159278 THISTLE UNIT #44H @ 30-025-41032 / NAB1905153070 THISTLE UNIT #044H @ 30-025-41032 1RP-5372 with the following conditions of approval:

- The responsible party has chosen to remediate to the most stringent levels listed in Table 1 in lieu of drilling to determine the depth to groundwater.
- Regarding the **Release Area 1** NAB1905153070/1RP-5372 and a possible deferral request, please be advised that the Division is no longer approving deferrals for releases that occurred in an area with a groundwater depth of less than 50 feet bgs. Less than 50 feet depth to groundwater is the depth that the OCD has decided will result in imminent risk to human health, the environment, or groundwater.

The signed C-141 can be found in the online image data base under the incident #.

Thank you,

Victoria Venegas

State of New Mexico

Energy, Minerals, and Natural Resources

Oil Conservation Division

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(575) 748-1283

Victoria.Venegas@state.nm.us

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