

District I  
1625 N French Dr., Hobbs, NM 88240  
District II  
1301 W Grand Avenue, Artesia, NM 88210  
District III  
1000 Rio Brazos Road, Aztec, NM 87410  
District IV  
1220 S St Francis Dr., Santa Fe, NM 87505

State of New Mexico  
Energy Minerals and Natural Resources  
Department  
Oil Conservation Division  
1220 South St. Francis Dr.  
Santa Fe, NM 87505

Form C-144  
July 21, 2008

For temporary pits, closed-loop systems, and below-grade tanks, submit to the appropriate NMOCD District Office  
For permanent pits and exceptions submit to the Santa Fe Environmental Bureau office and provide a copy to the appropriate NMOCD District Office

285.1

Pit, Closed-Loop System, Below-Grade Tank, or  
Proposed Alternative Method Permit or Closure Plan Application

Type of action: ☐ Permit of a pit, closed-loop system, below-grade tank, or proposed alternative method  
☐ Closure of a pit, closed-loop system, below-grade tank, or proposed alternative method  
☐ Modification to an existing permit  
☒ Closure plan only submitted for an existing permitted or non-permitted pit, closed-loop system, below-grade tank, or proposed alternative method

**Instructions: Please submit one application (Form C-144) per individual pit, closed-loop system, below-grade tank or alternative request**

Please 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

1	Operator <b>HALLADOR PETROLEUM LLP</b>	OGRID #: <b>12672</b>	RECEIVED OIL CONSERVATION DIV. DIST. 3
	Address. <b>1660 LINCOLN ST., SUITE 2700, DENVER, CO 80264</b>		
	Facility or well name <b>HORTON 9</b>		
	API Number <b>30-045-22671</b> OCD Permit Number: _____		
	U/L or Qtr/Qtr <b>G</b> Section <b>22</b> Township <b>32 N</b> Range <b>11 W</b> County <b>SAN JUAN</b>		
	Center of Proposed Design. Latitude <b>36.97356° N</b> Longitude <b>107.97335° W</b> NAD: <input type="checkbox"/> 1927 <input checked="" type="checkbox"/> 1983		
	Surface Owner. <input type="checkbox"/> Federal <input type="checkbox"/> State <input checked="" type="checkbox"/> Private <input type="checkbox"/> Tribal Trust or Indian Allotment		

2	<input type="checkbox"/> <b>Pit:</b> Subsection F or G of 19 15 17.11 NMAC
	Temporary: <input type="checkbox"/> Drilling <input type="checkbox"/> Workover
	<input type="checkbox"/> Permanent <input type="checkbox"/> Emergency <input type="checkbox"/> Cavitation <input type="checkbox"/> P&A
	<input type="checkbox"/> Lined <input type="checkbox"/> Unlined Liner type: Thickness mil <input type="checkbox"/> LLDPE <input type="checkbox"/> HDPE <input type="checkbox"/> PVC <input type="checkbox"/> Other _____
	<input type="checkbox"/> String-Reinforced
	Liner Seams <input type="checkbox"/> Welded <input type="checkbox"/> Factory <input type="checkbox"/> Other _____ Volume bbl Dimensions. L' x W' x D'

3.	<input type="checkbox"/> <b>Closed-loop System:</b> Subsection H of 19.15.17 11 NMAC
	Type of Operation: <input type="checkbox"/> P&A <input type="checkbox"/> Drilling a new well <input type="checkbox"/> Workover or Drilling (Applies to activities which require prior approval of a permit or notice of intent)
	<input type="checkbox"/> Drying Pad <input type="checkbox"/> Above Ground Steel Tanks <input type="checkbox"/> Haul-off Bins <input type="checkbox"/> Other _____
	<input type="checkbox"/> Lined <input type="checkbox"/> Unlined Liner type Thickness _____ mil <input type="checkbox"/> LLDPE <input type="checkbox"/> HDPE <input type="checkbox"/> PVC <input type="checkbox"/> Other _____
	Liner Seams. <input type="checkbox"/> Welded <input type="checkbox"/> Factory <input type="checkbox"/> Other _____

4.	<input checked="" type="checkbox"/> <b>Below-grade tank:</b> Subsection I of 19 15 17 11 NMAC
	Volume <b>25</b> bbl Type of fluid. <b>produced water</b>
	Tank Construction material. <b>single wall fiberglass</b>
	<input type="checkbox"/> Secondary containment with leak detection <input type="checkbox"/> Visible sidewalls, liner, 6-inch lift and automatic overflow shut-off
	<input type="checkbox"/> Visible sidewalls and liner <input checked="" type="checkbox"/> Visible sidewalls only <input type="checkbox"/> Other _____
	Liner type Thickness _____ mil <input type="checkbox"/> HDPE <input type="checkbox"/> PVC <input type="checkbox"/> Other _____

5.	<input type="checkbox"/> <b>Alternative Method:</b>
	Submission of an exception request is required. Exceptions must be submitted to the Santa Fe Environmental Bureau office for consideration of approval

6

**Fencing:** Subsection D of 19 15 17 11 NMAC (*Applies to permanent pits, temporary pits, and below-grade tanks*)

- ☐ Chain link, six feet in height, two strands of barbed wire at top (*Required if located within 1000 feet of a permanent residence, school, hospital, institution or church*)
- ☐ Four foot height, four strands of barbed wire evenly spaced between one and four feet
- ☒ Alternate Please specify **48" high (= 36" hog wire + rebar top)**

7

**Netting:** Subsection E of 19 15 17 11 NMAC (*Applies to permanent pits and permanent open top tanks*)

- ☐ Screen ☒ Netting ☐ Other \_\_\_\_\_
- ☐ Monthly inspections (If netting or screening is not physically feasible)

8

**Signs:** Subsection C of 19 15 17 11 NMAC

- ☒ 12"x 24", 2" lettering, providing Operator's name, site location, and emergency telephone numbers
- ☐ Signed in compliance with 19.15 3 103 NMAC

9

**Administrative Approvals and Exceptions:**

Justifications and/or demonstrations of equivalency are required Please refer to 19 15 17 NMAC for guidance

**Please check a box if one or more of the following is requested, if not leave blank:**

- ☐ Administrative approval(s) Requests must be submitted to the appropriate division district or the Santa Fe Environmental Bureau office for consideration of approval.
- ☐ Exception(s): Requests must be submitted to the Santa Fe Environmental Bureau office for consideration of approval.

10

**Siting Criteria (regarding permitting):** 19 15.17 10 NMAC

**Instructions:** The applicant must demonstrate compliance for each siting criteria below in the application. Recommendations of acceptable source material are provided below. Requests regarding changes to certain siting criteria may require administrative approval from the appropriate district office or may be considered an exception which must be submitted to the Santa Fe Environmental Bureau office for consideration of approval. Applicant must attach justification for request. Please refer to 19.15.17.10 NMAC for guidance. Siting criteria does not apply to drying pads or above-grade tanks associated with a closed-loop system.

Ground water is less than 50 feet below the bottom of the temporary pit, permanent pit, or below-grade tank - NM Office of the State Engineer - iWATERS database search, USGS, Data obtained from nearby wells	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> 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	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
Within 300 feet from a permanent residence, school, hospital, institution, or church in existence at the time of initial application. (Applies to temporary, emergency, or cavitation pits and below-grade tanks) - Visual inspection (certification) of the proposed site; Aerial photo; Satellite image	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> NA
Within 1000 feet from a permanent residence, school, hospital, institution, or church in existence at the time of initial application (Applies to permanent pits) - Visual inspection (certification) of the proposed site; Aerial photo; Satellite image	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> NA
Within 500 horizontal feet of a private, domestic fresh water well or spring that less than five households use for domestic or stock watering purposes, or within 1000 horizontal feet of any other fresh water well or spring, in existence at the time of initial application - NM Office of the State Engineer - iWATERS database search, Visual inspection (certification) of the proposed site	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
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	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
Within 500 feet of a wetland - US Fish and Wildlife Wetland Identification map, Topographic map; Visual inspection (certification) of the proposed site	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
Within the area overlying a subsurface mine - Written confirmation or verification or map from the NM EMNRD-Mining and Mineral Division	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
Within an unstable area - Engineering measures incorporated into the design, NM Bureau of Geology & Mineral Resources, USGS, NM Geological Society; Topographic map	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
Within a 100-year floodplain - FFMA map	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No

11

**Temporary Pits, Emergency Pits, and Below-grade Tanks Permit Application Attachment Checklist:** Subsection B of 19 15 17 9 NMAC  
**Instructions:** Each of the following items must be attached to the application. Please indicate, by a check mark in the box, that the documents are attached.

- ☒ Hydrogeologic Report (Below-grade Tanks) - based upon the requirements of Paragraph (4) of Subsection B of 19 15 17 9 NMAC  
☐ Hydrogeologic Data (Temporary and Emergency Pits) - based upon the requirements of Paragraph (2) of Subsection B of 19.15.17.9 NMAC  
☒ Siting Criteria Compliance Demonstrations - based upon the appropriate requirements of 19 15 17.10 NMAC  
☐ Design Plan - based upon the appropriate requirements of 19 15 17.11 NMAC  
☐ Operating and Maintenance Plan - based upon the appropriate requirements of 19 15 17 12 NMAC  
☒ Closure Plan (Please complete Boxes 14 through 18, if applicable) - based upon the appropriate requirements of Subsection C of 19 15 17 9 NMAC and 19 15 17 13 NMAC  
☐ Previously Approved Design (attach copy of design) API Number: \_\_\_\_\_ or Permit Number: \_\_\_\_\_

12

**Closed-loop Systems Permit Application Attachment Checklist:** Subsection B of 19 15 17.9 NMAC

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

- ☐ Geologic and Hydrogeologic Data (only for on-site closure) - based upon the requirements of Paragraph (3) of Subsection B of 19.15 17 9  
☐ Siting Criteria Compliance Demonstrations (only for on-site closure) - based upon the appropriate requirements of 19 15 17.10 NMAC  
☐ Design Plan - based upon the appropriate requirements of 19 15 17 11 NMAC  
☐ Operating and Maintenance Plan - based upon the appropriate requirements of 19 15 17 12 NMAC  
☐ Closure Plan (Please complete Boxes 14 through 18, if applicable) - based upon the appropriate requirements of Subsection C of 19.15 17 9 NMAC and 19 15.17.13 NMAC  
☐ Previously Approved Design (attach copy of design) API Number: \_\_\_\_\_  
☐ Previously Approved Operating and Maintenance Plan API Number \_\_\_\_\_ (Applies only to closed-loop system that use above ground steel tanks or haul-off bins and propose to implement waste removal for closure)

13

**Permanent Pits Permit Application Checklist:** Subsection B of 19 15 17 9 NMAC

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

- ☐ Hydrogeologic Report - based upon the requirements of Paragraph (1) of Subsection B of 19.15.17 9 NMAC  
☐ Siting Criteria Compliance Demonstrations - based upon the appropriate requirements of 19.15.17 10 NMAC  
☐ Climatological Factors Assessment  
☐ Certified Engineering Design Plans - based upon the appropriate requirements of 19 15 17 11 NMAC  
☐ Dike Protection and Structural Integrity Design - based upon the appropriate requirements of 19 15.17.11 NMAC  
☐ Leak Detection Design - based upon the appropriate requirements of 19 15 17 11 NMAC  
☐ Liner Specifications and Compatibility Assessment - based upon the appropriate requirements of 19 15 17 11 NMAC  
☐ Quality Control/Quality Assurance Construction and Installation Plan  
☐ Operating and Maintenance Plan - based upon the appropriate requirements of 19.15 17 12 NMAC  
☐ Freeboard and Overtopping Prevention Plan - based upon the appropriate requirements of 19.15 17 11 NMAC  
☐ Nuisance or Hazardous Odors, including H<sub>2</sub>S, Prevention Plan  
☐ Emergency Response Plan  
☐ Oil Field Waste Stream Characterization  
☐ Monitoring and Inspection Plan  
☐ Erosion Control Plan  
☐ Closure Plan - based upon the appropriate requirements of Subsection C of 19.15 17 9 NMAC and 19 15 17 13 NMAC

14.

**Proposed Closure:** 19 15 17 13 NMAC

**Instructions:** Please complete the applicable boxes, Boxes 14 through 18, in regards to the proposed closure plan.

- Type. ☐ Drilling ☐ Workover ☐ Emergency ☐ Cavitation ☐ P&A ☐ Permanent Pit ☒ Below-grade Tank ☐ Closed-loop System  
☐ Alternative  
 Proposed Closure Method ☒ Waste Excavation and Removal  
☐ Waste Removal (Closed-loop systems only)  
☐ On-site Closure Method (Only for temporary pits and closed-loop systems)  
☐ In-place Burial ☐ On-site Trench Burial  
☐ Alternative Closure Method (Exceptions must be submitted to the Santa Fe Environmental Bureau for consideration)

15

**Waste Excavation and Removal Closure Plan Checklist:** (19.15.17.13 NMAC) **Instructions:** Each of the following items must be attached to the closure plan. Please indicate, by a check mark in the box, that the documents are attached.

- ☒ Protocols and Procedures - based upon the appropriate requirements of 19.15 17 13 NMAC  
☒ Confirmation Sampling Plan (if applicable) - based upon the appropriate requirements of Subsection F of 19 15 17 13 NMAC  
☒ Disposal Facility Name and Permit Number (for liquids, drilling fluids and drill cuttings)  
☒ Soil Backfill and Cover Design Specifications - based upon the appropriate requirements of Subsection H of 19 15 17 13 NMAC  
☒ Re-vegetation Plan - based upon the appropriate requirements of Subsection I of 19 15 17 13 NMAC  
☒ Site Reclamation Plan - based upon the appropriate requirements of Subsection G of 19.15 17 13 NMAC

16.

**Waste Removal Closure For Closed-loop Systems That Utilize Above Ground Steel Tanks or Haul-off Bins Only:** (19 15 17 13 D NMAC)*Instructions: Please identify the facility or facilities for the disposal of liquids, drilling fluids and drill cuttings. Use attachment if more than two facilities are required.*

Disposal Facility Name \_\_\_\_\_ Disposal Facility Permit Number \_\_\_\_\_

Disposal Facility Name \_\_\_\_\_ Disposal Facility Permit Number \_\_\_\_\_

Will any of the proposed closed-loop system operations and associated activities occur on or in areas that will *not* be used for future service and operations?☐ Yes (If yes, please provide the information below) ☐ No*Required for impacted areas which will not be used for future service and operations*☐ Soil Backfill and Cover Design Specifications - based upon the appropriate requirements of Subsection H of 19 15 17 13 NMAC☐ Re-vegetation Plan - based upon the appropriate requirements of Subsection I of 19 15 17 13 NMAC☐ Site Reclamation Plan - based upon the appropriate requirements of Subsection G of 19 15.17 13 NMAC

17.

**Siting Criteria (regarding on-site closure methods only):** 19 15 17 10 NMAC*Instructions: Each siting criteria requires a demonstration of compliance in the closure plan. Recommendations of acceptable source material are provided below. Requests regarding changes to certain siting criteria may require administrative approval from the appropriate district office or may be considered an exception which must be submitted to the Santa Fe Environmental Bureau office for consideration of approval. Justifications and/or demonstrations of equivalency are required. Please refer to 19.15.17.10 NMAC for guidance.*

Ground water is less than 50 feet below the bottom of the buried waste

- NM Office of the State Engineer - iWATERS database search, USGS, Data obtained from nearby wells

☐ Yes ☐ No☐ NA

Ground water is between 50 and 100 feet below the bottom of the buried waste

- NM Office of the State Engineer - iWATERS database search, USGS, Data obtained from nearby wells

☐ Yes ☐ No☐ NA

Ground water is more than 100 feet below the bottom of the buried waste.

- NM Office of the State Engineer - iWATERS database search; USGS, Data obtained from nearby wells

☐ Yes ☐ No☐ NA

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

☐ Yes ☐ No

Within 300 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

☐ Yes ☐ No

Within 500 horizontal feet of a private, domestic fresh water well or spring that less than five households use for domestic or stock watering purposes, or within 1000 horizontal feet of any other fresh water well or spring, in existence at the time of initial application.

- NM Office of the State Engineer - iWATERS database, Visual inspection (certification) of the proposed site

☐ Yes ☐ No

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

☐ Yes ☐ No

Within 500 feet of a wetland.

- US Fish and Wildlife Wetland Identification map, Topographic map; Visual inspection (certification) of the proposed site

☐ Yes ☐ No

Within the area overlying a subsurface mine.

- Written confirmation or verification or map from the NM EMNRD-Mining and Mineral Division

☐ Yes ☐ No

Within an unstable area

- Engineering measures incorporated into the design, NM Bureau of Geology &amp; Mineral Resources, USGS, NM Geological Society, Topographic map

☐ Yes ☐ No

Within a 100-year floodplain

- FEMA map

☐ Yes ☐ No

18.

**On-Site Closure Plan Checklist:** (19 15 17 13 NMAC) *Instructions: Each of the following items must be attached to the closure plan. Please indicate, by a check mark in the box, that the documents are attached.*☐ Siting Criteria Compliance Demonstrations - based upon the appropriate requirements of 19 15 17 10 NMAC☐ Proof of Surface Owner Notice - based upon the appropriate requirements of Subsection F of 19 15 17.13 NMAC☐ Construction/Design Plan of Burial Trench (if applicable) based upon the appropriate requirements of 19 15.17 11 NMAC☐ Construction/Design Plan of Temporary Pit (for in-place burial of a drying pad) - based upon the appropriate requirements of 19 15 17 11 NMAC☐ Protocols and Procedures - based upon the appropriate requirements of 19 15.17 13 NMAC☐ Confirmation Sampling Plan (if applicable) - based upon the appropriate requirements of Subsection F of 19.15 17 13 NMAC☐ Waste Material Sampling Plan - based upon the appropriate requirements of Subsection F of 19 15 17 13 NMAC☐ Disposal Facility Name and Permit Number (for liquids, drilling fluids and drill cuttings or in case on-site closure standards cannot be achieved)☐ Soil Cover Design - based upon the appropriate requirements of Subsection H of 19 15 17 13 NMAC☐ Re-vegetation Plan - based upon the appropriate requirements of Subsection I of 19 15 17 13 NMAC☐ Site Reclamation Plan - based upon the appropriate requirements of Subsection G of 19 15 17 13 NMAC

19

**Operator Application Certification:**

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

Name (Print) **BRIAN WOOD** Title **CONSULTANT**

Signature:  Date **12-9-08**

e-mail address **brian@permitswest.com** Telephone **(505) 466-8120**

20

**OCD Approval:** ☐ Permit Application (including closure plan) ☒ Closure Plan (only) ☐ OCD Conditions (see attachment)

OCD Representative Signature:  Approval Date: **4/05/2012**

Title: **Compliance Officer** OCD Permit Number: \_\_\_\_\_

21

**Closure Report (required within 60 days of closure completion):** Subsection K of 19 15 17 13 NMAC

*Instructions: Operators are required to obtain an approved closure plan prior to implementing any closure activities and submitting the closure report. The closure report is required to be submitted to the division within 60 days of the completion of the closure activities. Please do not complete this section of the form until an approved closure plan has been obtained and the closure activities have been completed.*

☐ Closure Completion Date: \_\_\_\_\_

22

**Closure Method:**

☐ Waste Excavation and Removal ☐ On-Site Closure Method ☐ Alternative Closure Method ☐ Waste Removal (Closed-loop systems only)  
☐ If different from approved plan, please explain.

23.

**Closure Report Regarding Waste Removal Closure For Closed-loop Systems That Utilize Above Ground Steel Tanks or Haul-off Bins Only:**

*Instructions: Please indentify the facility or facilities for where the liquids, drilling fluids and drill cuttings were disposed. Use attachment if more than two facilities were utilized.*

Disposal Facility Name \_\_\_\_\_ Disposal Facility Permit Number: \_\_\_\_\_

Disposal Facility Name: \_\_\_\_\_ Disposal Facility Permit Number: \_\_\_\_\_

Were the closed-loop system operations and associated activities performed on or in areas that will not be used for future service and operations?

☐ Yes (If yes, please demonstrate compliance to the items below) ☐ No

*Required for impacted areas which will not be used for future service and operations*

- ☐ Site Reclamation (Photo Documentation)  
☐ Soil Backfilling and Cover Installation  
☐ Re-vegetation Application Rates and Seeding Technique

24.

**Closure Report Attachment Checklist:** *Instructions: Each of the following items must be attached to the closure report. Please indicate, by a check mark in the box, that the documents are attached.*

- ☐ Proof of Closure Notice (surface owner and division)  
☐ Proof of Deed Notice (required for on-site closure)  
☐ Plot Plan (for on-site closures and temporary pits)  
☐ Confirmation Sampling Analytical Results (if applicable)  
☐ Waste Material Sampling Analytical Results (required for on-site closure)  
☐ Disposal Facility Name and Permit Number  
☐ Soil Backfilling and Cover Installation  
☐ Re-vegetation Application Rates and Seeding Technique  
☐ Site Reclamation (Photo Documentation)

On-site Closure Location. Latitude \_\_\_\_\_ Longitude \_\_\_\_\_ NAD ☐ 1927 ☐ 1983

25.

**Operator Closure Certification:**

I hereby certify that the information and attachments submitted with this closure report is true, accurate and complete to the best of my knowledge and belief. I also certify that the closure complies with all applicable closure requirements and conditions specified in the approved closure plan

Name (Print): \_\_\_\_\_ Title \_\_\_\_\_

Signature: \_\_\_\_\_ Date: \_\_\_\_\_

e-mail address: \_\_\_\_\_ Telephone \_\_\_\_\_

Hallador Petroleum LLP

PAGE 1

Horton 9 below grade tank proposed closure

1540' FNL & 1675' FEL Sec. 22, T. 32 N., R. 11 W.

San Juan County, New Mexico

API # 30-045-22671

### Current Situation

There is a 25 barrel single wall fiberglass tank. Walls are visible. Tank is surrounded by hog wire fence topped with rebar. There is no secondary containment. The tank has a nylon net top. After removal of the existing tank, water will be piped to a planned below grade tank. Application for it will be made once the design is finalized.

### Time Line

Will close after approval of this application and before June 16, 2013. Will close earlier if OCD determines there is an imminent danger to fresh water, public health, or the environment.

### Siting Criteria

1. Depth to ground water is >100'. Closest reported water depth is the Decker water well which is  $\approx$ 5,500' east in Section 23. Office of the State Engineer records are attached as Exhibit A.

$\approx$ 6,243' Decker water well ground elevation

- 50' depth to water

$\approx$ 6,193' water level elevation

6,406' gas well elevation

- 3' depth to bottom of tank

6,403' tank bottom elevation

6,403' tank bottom elevation

- 6,193' water level elevation

$\approx$ 210' depth to water

2. Tank is not within 300' of a continuously flowing watercourse. Tank is not within 200' of any other significant watercourse as defined by OCD. Closest first order tributary of Cox Canyon is over a mile east (Exhibits B & C).

3. Tank is not within 300' of any building. Closest buildings are more than 1/4 mile distant (Exhibit D).

Horton 9 below grade tank proposed closure

1540' FNL & 1675' FEL Sec. 22, T. 32 N., R. 11 W.

San Juan County, New Mexico

API # 30-045-22671

4. Tank is not within 1,000' of any fresh water well or spring (Exhibits A & B).
5. Tank is not within municipal boundaries or within a municipal fresh water well field (Exhibits A & B).
6. Tank is not within 500' of a wetland (Exhibit E).
7. Tank does not overly a mine (Exhibit F).
8. Tank is not in an unstable area. No evidence of earth movement was found during a November 6, 2008 field inspection.
9. Tank is not within a 100 year flood plain (Exhibit G).
10. C-102 is attached as Exhibit H.
11. Closure notice to the surface owner (Linda McGimsey) is attached as Exhibit I.

### Hydrogeology

Surface formation is the Nacimiento. According to Stone et al in Hydrogeology and water resources of San Juan Basin, New Mexico, the Nacimiento is mainly a mudstone. There are also medium to coarse grained sandstone layers in the Nacimiento. Transmissivities of 100 feet<sup>2</sup> per day can be found in the coarser continuous sandstones. Water in the more extensive sandstones has a specific conductance of 1,500  $\mu$ mhos. Specific conductance is >2,000  $\mu$ mhos in the finer grained sandstones.

Hallador Petroleum LLP

PAGE 3

Horton 9 below grade tank proposed closure

1540' FNL & 1675' FEL Sec. 22, T. 32 N., R. 11 W.

San Juan County, New Mexico

API # 30-045-22671

### Closure Plan

Surface owner has been notified via certified return receipt requested mail of the proposed closure.

Will verbally notify OCD at least 72 hours and no more than 1 week before closure. Notice to OCD will include operator name, location (quarter-quarter, section, township, & range), well name & number, and API number.

Will pump out any remaining water and haul to Basin Disposal (NM-01-005)

Will haul sludge to J F J Land Farm (NM-01-010).

Will truck waste qualifying under OCD Rule 19.15.9.712 to the San Juan County landfill.

Will remove tank, pipes, and associated equipment and store at company yard for future reuse.

Will test soil under tank to determine if a release has occurred, even if there is no visible contamination. Will collect, at a minimum, a five point composite sample. Will collect individual grab samples from any area that is wet, discolored, or showing other evidence of a release. Will analyze all samples for:

<u>Component</u>	<u>Test Method</u>	<u>Not to Exceed (mg/kg)</u>
benzene	EPA SW-846 8021B or 8260B	0.2
total BTEX	EPA SW-846 8021B or 8260B	50
TPH	EPA 418.1	100
chlorides	EPA 300.1	250 or background

If the operator or OCD determines that a release has occurred, then the operator will comply with OCD rules 19.15.3.116 NMAC and 19.15.1.19 NMAC,



Horton 9 below grade tank proposed closure  
1540' FNL & 1675' FEL Sec. 22, T. 32 N., R. 11 W.  
San Juan County, New Mexico  
API # 30-045-22671

as appropriate. A major (>25 barrels) release requires immediate verbal notice and timely written notice to OCD. A minor release (more than 5 barrels and less than 25 barrels) requires timely written notice to OCD. Timely is defined as 15 days. Written notice will include Form C-141. OCD may require additional sampling delineation upon its review of the results.

If the sampling program demonstrates that a release has not occurred, or that any release does not exceed the concentrations specified in Paragraph (4) of Subsection E of 19.15.17.13 NMAC (table on preceding page); then the operator will back fill the excavation with compacted waste free earthen material, construct an OCD prescribed soil cover, recontour, and revegetate the site. The soil cover, recontouring and re-vegetation requirements will comply with Subsections G, H and I of 19.15.17.13 NMAC. Specific steps are:

- \_\_\_ back fill to within 12" of grade
- \_\_\_ bring to grade with 12" topsoil or background thickness, whichever is more
- \_\_\_ contour to prevent ponding or erosion
- \_\_\_ seed first growing season after closure
- \_\_\_ seed with at least 3 native species, at least 1 of which must be a grass  
(recommend grass species only for safety & keep seed bag tag)
- \_\_\_ seed mix will exclude noxious weeds
- \_\_\_ cover seed

Will file closure report on Form C-144 within 60 days of closure completion with necessary attachments to document all closure activities including:

- \_\_\_ proof of notice to surface owner
- \_\_\_ proof of notice to OCD
- \_\_\_ plot plan
- \_\_\_ chemical sampling analysis results
- \_\_\_ disposal facility name and permit number
- \_\_\_ back filling & cover details
- \_\_\_ seeding rate per species
- \_\_\_ how seeded
- \_\_\_ photograph of seeded area

Hallador Petroleum LLP

PAGE 5

Horton 9 below grade tank proposed closure

1540' FNL & 1675' FEL Sec. 22, T. 32 N., R. 11 W.


San Juan County, New Mexico

API # 30-045-22671

Successful revegetation will be accomplished if:

- \_\_\_ plant cover equals 70% of adjacent impact free native perennial vegetation  
(noxious weeds are not counted toward 70% goal)
- \_\_\_ 70% goal maintained for 2 consecutive growing seasons without irrigation  
if unsuccessful, repeat until goals is achieved
- \_\_\_ notify OCD when 70% goal has been met for 2 consecutive growing seasons
- \_\_\_ file Form C-144
- \_\_\_ include photograph of revegetated area

Executed this 9th day of December, 2008.



Brian Wood, Consultant

Permits West, Inc.

37 Verano Loop, Santa Fe, NM 87508

(505) 466-8120

FAX: (505) 466-9682

Cellular: (505) 699-2276

The operator's representative is:

Tim Lovseth

Hallador Petroleum LLP

1660 Lincoln St., Suite 2700

Denver, CO 80264

(303) 839-5504, Extension 317

**New Mexico Office of the State Engineer  
POD Reports and Downloads**

Township:  Range:  Sections:

NAD27 X:  Y:  Zone:  Search Radius:

County:  Basin:  Number:  Suffix:

Owner Name: (First)  (Last)  ☐ Non-Domestic ☐ Domestic ☒ All

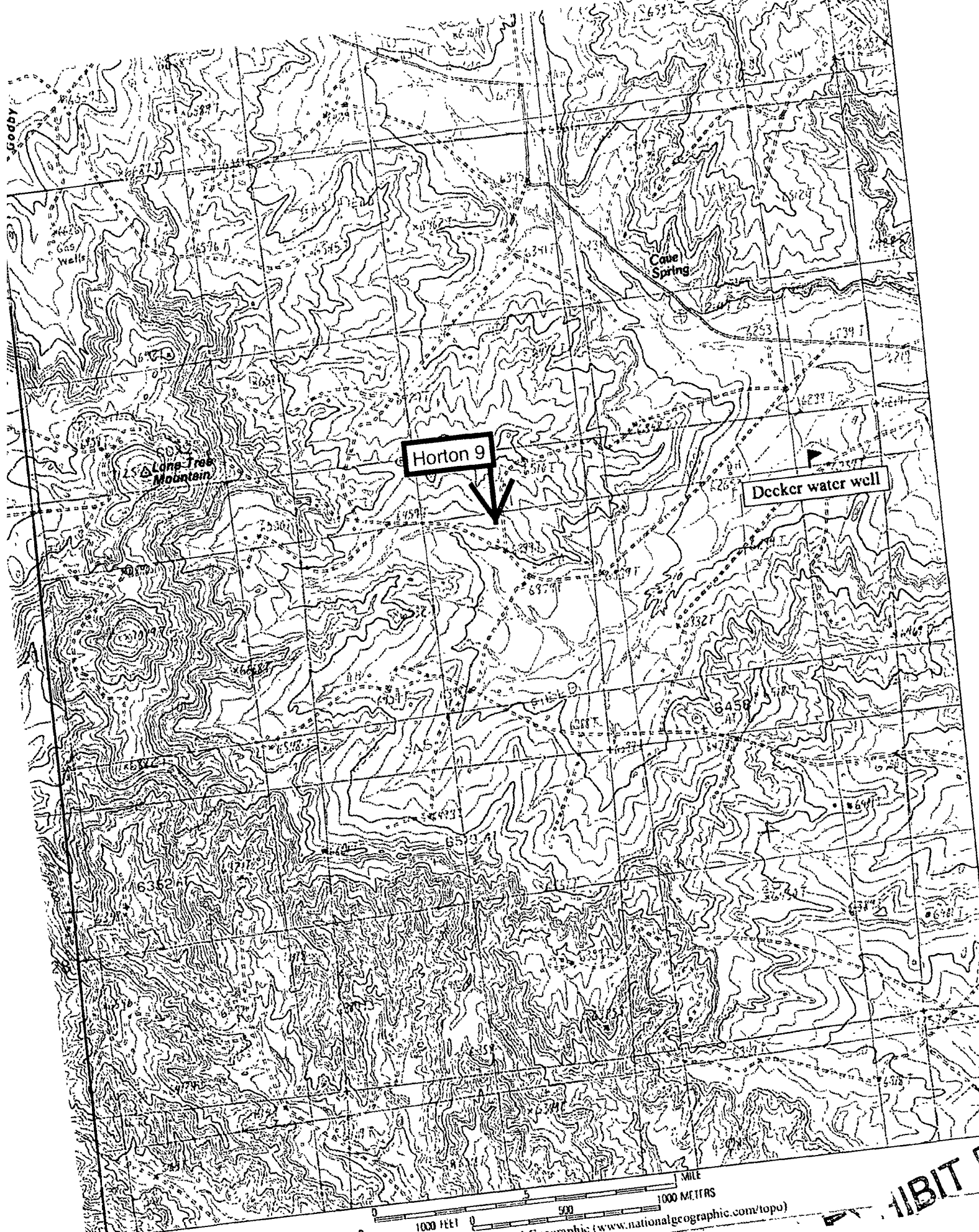
**WATER COLUMN REPORT 12/08/2008**

(quarters are 1=NW 2=NE 3=SW 4=SE)  
(quarters are biggest to smallest)

POD Number	Tws	Rng	Sec	q	q	q	Zone	X	Y	Depth Well	Depth Water	Water (in feet) Column
<u>SJ 01360</u>	32N	11W	19	2	2					180	155	25
<u>SJ 01327</u>	32N	11W	23	2	2	3				90	50	40
<u>SJ 00021</u>	32N	11W	23	3						585		
<u>SJ 00017</u>	32N	11W	24	2						105		
<u>SJ 00020</u>	32N	11W	29	3						588		
<u>SJ 00026</u>	32N	11W	33	2						321		

Record Count: 6

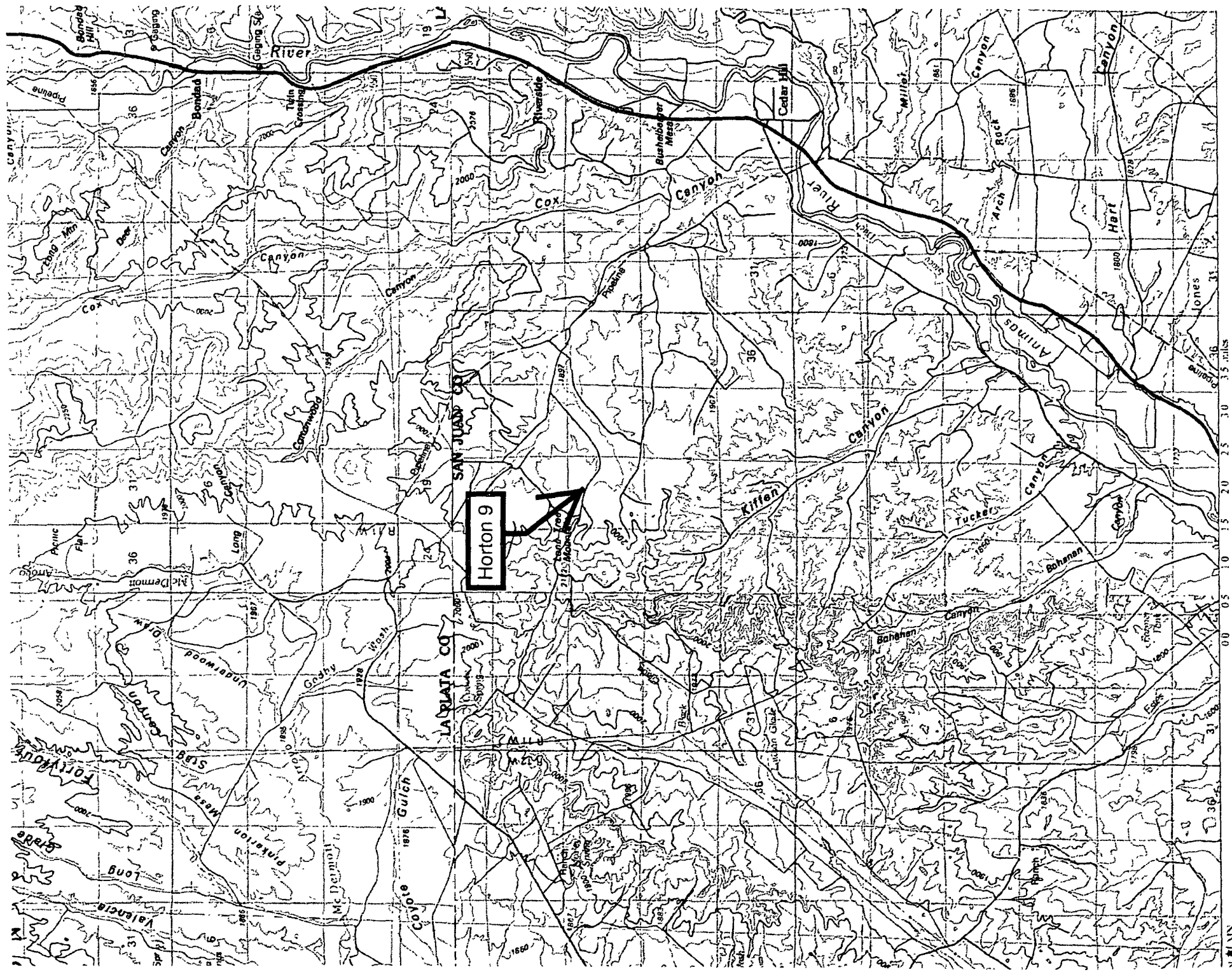
**EXHIBIT A**



1 MN  
11°

Map created with TOPO! © 2003 National Geographic ([www.nationalgeographic.com/topo](http://www.nationalgeographic.com/topo))

11BIT

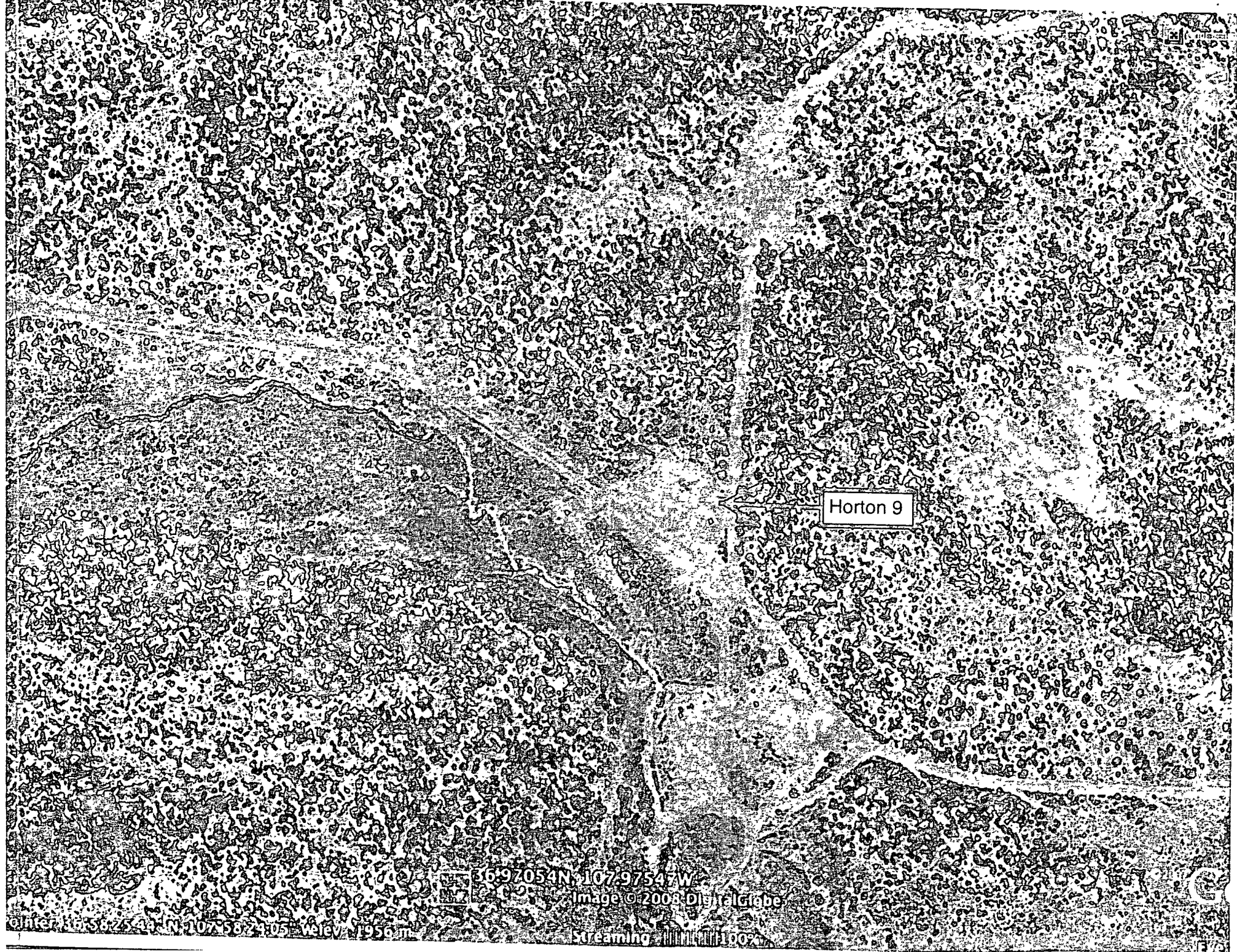


三ノ木

SAMI, C.V.

EX-10





Horton 9

36.97054N, 107.97547W

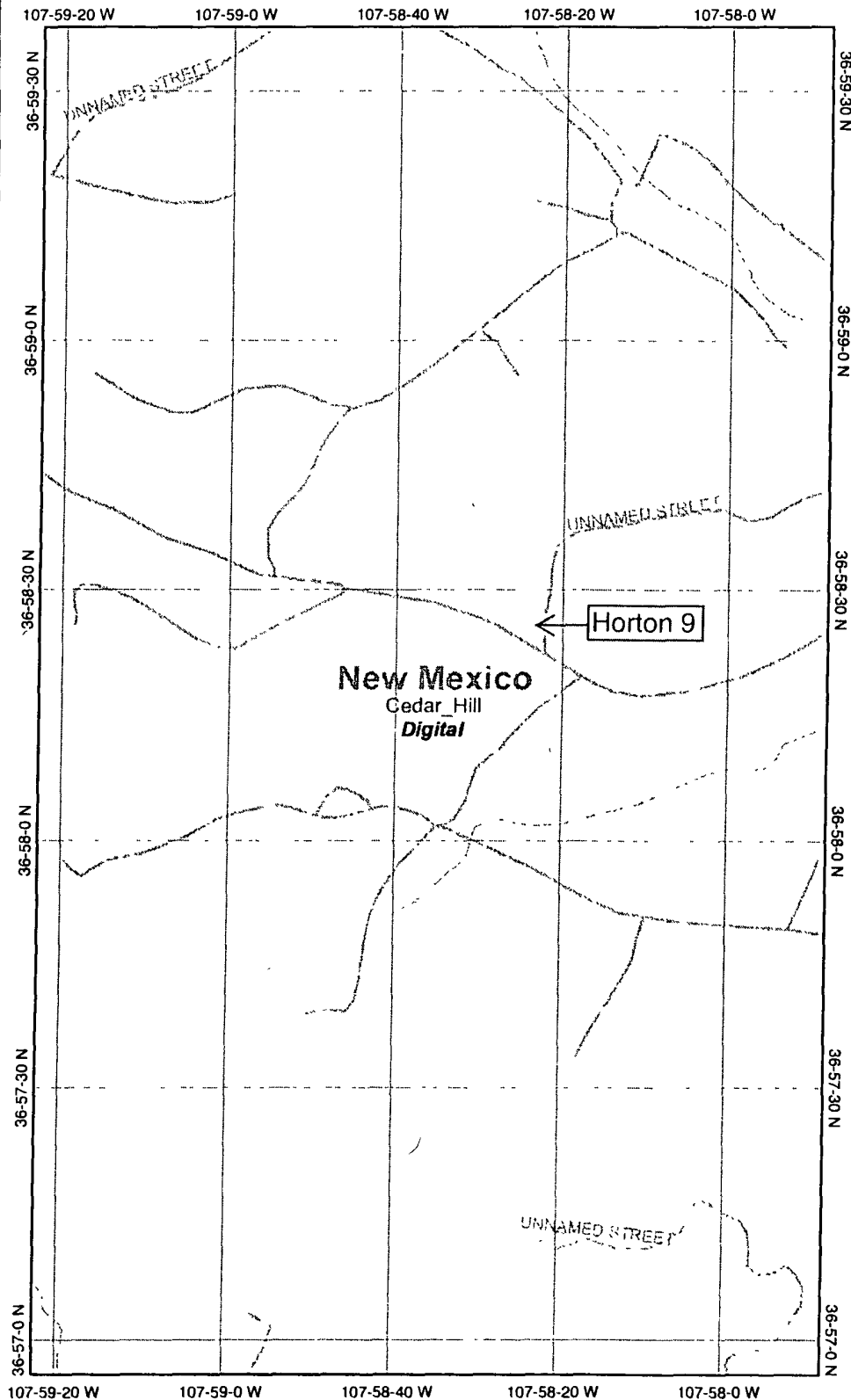
Image © 2008 DigitalGlobe

center: 36.97054N, 107.97547W, elev: 1956m

Streaming

100%

# 22-32n-11w wetland map



## Legend

- Interstate
- Major Roads
- Other Road
- Interstate
- State highway
- US highway
- Roads
- Cities
- USGS Quad Index 24K
- Lower 48 Wetland Polygons
- Estuarine and Marine Deepwater
- Estuarine and Marine Wetland
- Freshwater Emergent Wetland
- Freshwater Forested/Shrub Wetland
- Freshwater Pond
- Lake
- Other
- Riverine
- Lower 48 Available Wetland Data
- Non-Digital
- Digital
- No Data
- Scan
- NHD Streams
- Counties 100K
- States 100K
- South America
- North America



Scale: 1:24,000

Map center: 36° 58' 17" N, 107° 58' 35" W

This map is a user generated static output from an Internet mapping site and is for general reference only. Data layers that appear on this map may or may not be accurate, current, or otherwise reliable. THIS MAP IS NOT TO BE USED FOR NAVIGATION.

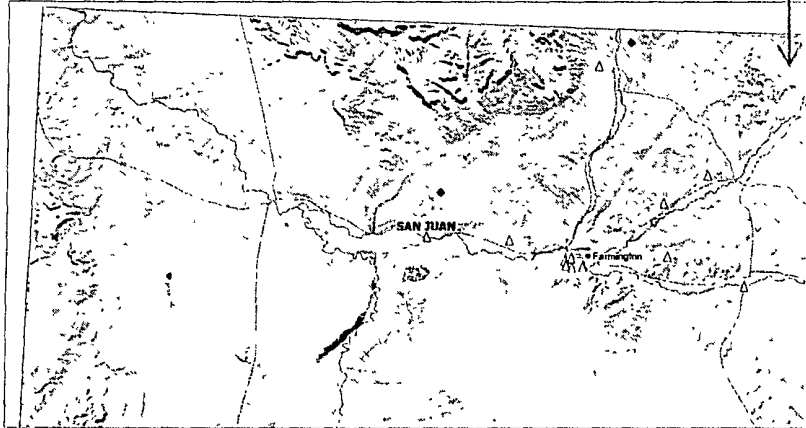
EXHIBIT E

# MMQonline Public Version

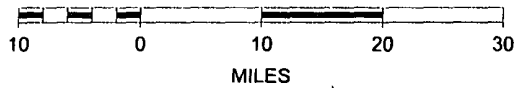
Horton 9

**Mines, Mills & Quarries Commodity Groups**

-  **Aggregate & Stone Mines**
-  **Coal Mines**
-  **Industrial Minerals Mines**
-  **Industrial Minerals Mills**
-  **Metal Mines and Mill Concentrate**
-  **Potash Mines & Refineries**
-  **Smelters & Refinery Ops.**
-  **Uranium Mines**

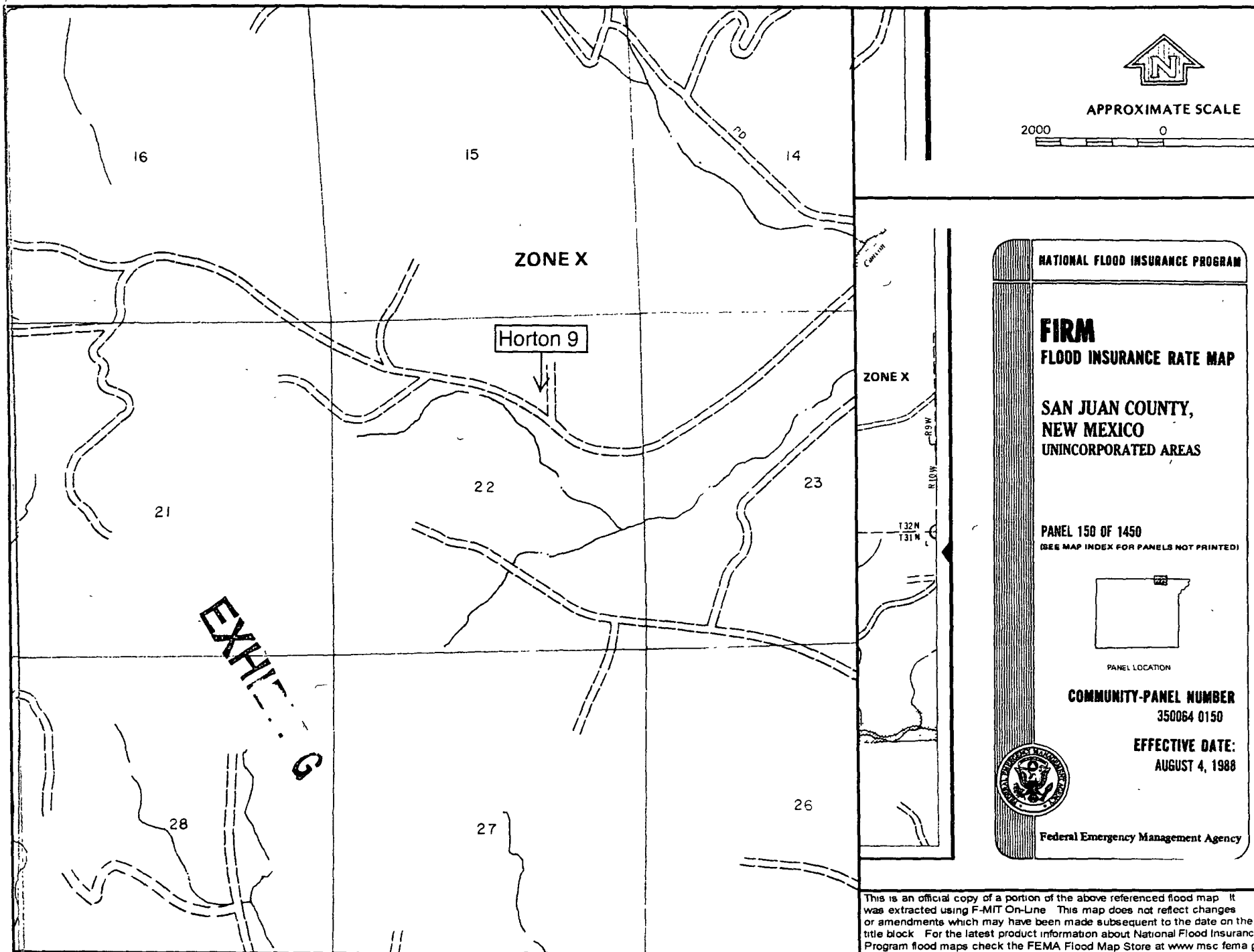


SCALE 1 : 974,401



**EXHIBIT F**





NATIONAL FLOOD INSURANCE PROGRAM

**FIRM**  
FLOOD INSURANCE RATE MAP

SAN JUAN COUNTY,  
NEW MEXICO  
UNINCORPORATED AREAS

PANEL 150 OF 1450  
(SEE MAP INDEX FOR PANELS NOT PRINTED)



PANEL LOCATION

COMMUNITY-PANEL NUMBER  
350064 0150

EFFECTIVE DATE:  
AUGUST 4, 1988



Federal Emergency Management Agency

This is an official copy of a portion of the above referenced flood map. It was extracted using F-MIT On-Line. This map does not reflect changes or amendments which may have been made subsequent to the date on the title block. For the latest product information about National Flood Insurance Program flood maps check the FEMA Flood Map Store at [www.msc.fema.gov](http://www.msc.fema.gov)

**NEW MEXICO OIL CONSERVATION COMMISSION  
WELL LOCATION AND ACERAGE DEDICATION PLAT**

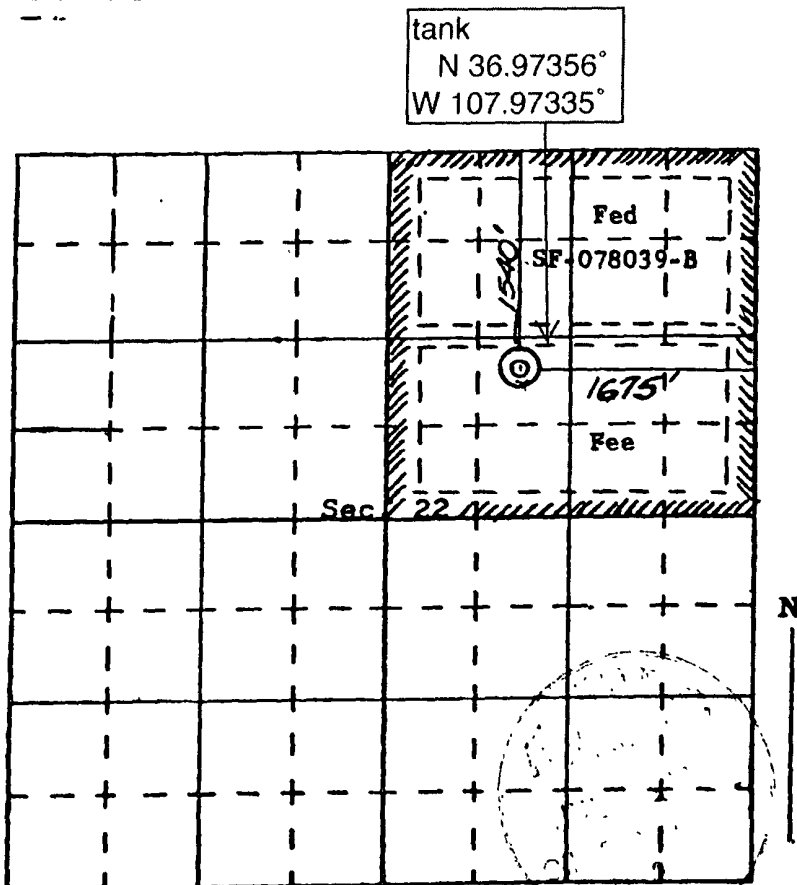
All distances must be from the outer boundaries of the Section

Operator <b>KIMBARK OPERATING COMPANY</b>			Lease <b>HORTON</b>		Well No <b>9</b>
Unit Letter <b>G</b>	Section <b>22</b>	Township <b>32 NORTH</b>	Range <b>11 WEST</b>	County <b>SAN JUAN</b>	
Actual Footage Location of Well: <b>1540</b> feet from the <b>NORTH</b> line and <b>1675</b> feet from the <b>EAST</b> line					
Ground Level Elev. <b>6406</b>	Producing Formation <b>Pictured Cliffs</b>		Pool <b>Blanco PC</b>	Dedicated Acreage: <b>160</b> Acres	

1. Outline the acreage dedicated to the subject well by colored pencil or hatchure marks on the plat below.
2. If more than one lease is dedicated to the well, outline each and identify the ownership thereof (both as to working interest and royalty), (see attachment)
3. If more than one lease of different ownership is dedicated to the well, have the interests of all owners been consolidated by communitization, unitization, force-pooling, etc? WI owners of fee & fed use the same (communitization in progress)  
( ) Yes (X) No If answer is "yes," type of consolidation \_\_\_\_\_

If answer is "no," list the owners and tract descriptions which have actually consolidated. (Use reverse side of this form if necessary.) (see attachment) \_\_\_\_\_

No allowable will be assigned to the well until all interests have been consolidated (by communitization, unitization, forced-pooling, or otherwise) or until a non standard unit, eliminating such interests, has been approved by the Commission.



SCALE—4 INCHES EQUALS 1 MILE

SAN JUAN ENGINEERING COMPANY, FARMINGTON, N. M.

**CERTIFICATION**

I hereby certify that the information contained herein is true and complete to the best of my knowledge and belief.

Name **Elliott A. Riggs**

Position **Agent**

Company **Kimbark Operating Co.**

Date **July 25, 1977**

I hereby certify that the well location shown on this plat was plotted from field notes of actual surveys made by me or under my supervision and that the same is true and correct to the best of my knowledge and belief.

Date Surveyed **25 July, 1977**

Registered Professional Engineer  
and/or Land Surveyor

**JAMES P. LEESE**

**1463**  
Certificate No.

**EXHIBIT H**

**PERMITS WEST**, INC.  
PROVIDING PERMITS for LAND USERS  
37Verano Loop, Santa Fe, New Mexico 87508 (505) 466-8120

December 8, 2008

Linda McGimsey  
32 Ranch Road  
Bayfield, CO 81122

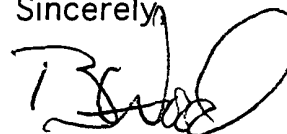
Dear Ms. McGimsey:

As required by NMOC rule Subsection J of 19.15.17.13 NMAC, I am notifying BLM that Hallador Petroleum LLP plans to close the following below grade tanks on your surface in San Juan County, NM:

<u>Well</u>	<u>API Number</u>	<u>Location</u>
Horton 2B	30-045-30160	SWNE 22-32n-11w
Horton 2C	30-045-31435	NESE 22-32n-11w
Horton 9	30-045-22671	SWNE 22-32n-11w

Please call me if you have any questions.

Sincerely,



Brian Wood

U.S. Postal Service  
**CERTIFIED MAIL RECEIPT**  
(Domestic Mail Only - No Insurance Coverage Provided)  
For delivery information visit our website at [www.usps.com](http://www.usps.com)

**OFFICIAL USE**

Postage	\$ 5.32
Certified Fee	2.70
Return Receipt Fee (Endorsement Required)	2.20
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 5.32

QUICK  
SANTA FE, NM  
87508  
Postmark  
DEC 08 2008  
USPS

Sent To  
*McGimsey*  
Street, Apt. No.,  
or PO Box No.  
City, State, ZIP+4

EX-111

## Power of Attorney

Know All Men By These Presents:

That I, Victor P. Stabio, Chief Executive Officer and President of Hallador Petroleum Company, with offices at 1660 Lincoln Street, Suite 2700, Denver, Colorado 80264, have made, constituted, and appointed, and by these presents do make, constitute and appoint Brian Wood of Permits West, Inc., whose address is 37 Verano Loop, Santa Fe, New Mexico 87505, my true and lawful attorney, for me, and in my name, place and stead, and to my use to sign any and all forms submitted on behalf of Hallador Petroleum Company to the New Mexico Oil Conservation Division.

This Power of Attorney is execute this 8th day of December, 2008, but shall be effective for all intents and purposes as of June 16, 2008.

By: 

Victor P. Stabio

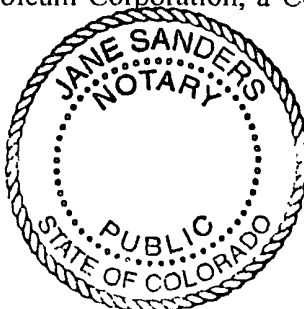
Chief Executive Officer and President of  
Hallador Petroleum Company

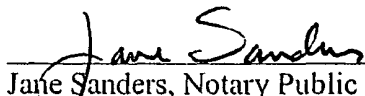
## Corporate Acknowledgment

STATE OF COLORADO }  
CITY AND } §  
COUNTY OF DENVER }

Before me, a Notary Public in and for said County and State, on this 8th day of December, 2008, personally appeared Victor P. Stabio, Chief Executive Officer and President of Hallador Petroleum Corporation, a Colorado corporation, on behalf of said corporation.

My commission expires:  
June 7, 2011



  
Jane Sanders, Notary Public  
1660 Lincoln Street, Suite 2700  
Denver, Colorado 80264

My Commission Expires 06/07/2011