<u>District I</u> 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

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.

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.
i.  Operator: OGRID # OGRID #: OGRID #:
Address: One Energy Square, Suite 852, 4925 Greenville Avenue, Dallas, Texas 75206
Facility or well name:
API Number: 30-039-23119 OCD Permit Number: To Be Assigned
U/L or Qtr/Qtr I Section 21 Township 26 N Range 07 W County: Rio Arriba .
Center of Proposed Design: Latitude 36° 28.297' N Longitude 107° 34 492' W NAD: □1927 ☑ 1983
Surface Owner <sup>.</sup> ☐ Federal ☐ State ☐ Private ☐ Tribal Trust or Indian Allotment
Pit: Subsection F or G of 19.15 17 11 NMAC     Temporary.   Drilling   Workover     Permanent   Emergency   Cavitation   P&A     Lined   Unlined   Liner type: Thickness   mil   LLDPE   HDPE   PVC   Other     String-Reinforced     Liner Seams.   Welded   Factory   Other   Volume:   bbl   Dimensions: L   x W   x D     3.   Closed-loop System: Subsection H of 19.15.17.11 NMAC     Type of Operation   P&A   Drilling a new well   Workover or Drilling (Applies to activities which require prior approval of a permit or notice of intent)     Drying Pad   Above Ground Steel Tanks   Haul-off Bins   Other     Lined   Unlined   Liner type: Thickness   mil   LLDPE   HDPE   PVC   Other     Liner Seams   Welded   Factory   Other     A.   Melow greate tanks   Subsection Lof 19.15.17.11 NMAC     Melow greate tanks   Subsection Lof 19.15.17.11 NMAC
Below-grade tank: Subsection I of 19 15 17 11 NMAC   Volume.   12   bbl Type of fluid.   Water
Submittal of an exception request is required. Exceptions must be submitted to the Santa Fe Environmental Bureau office for consideration of approval.

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)  The Four foot height, four strands of barbed wire evenly spaced between one and four feet						
☐ Alternate. Please specify 6 X 6 Wire Mesh With One Strand Barb Wire at Top - 3' Total Height						
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)						
in informing in spectrons (if neutring of screening is not physically reastore)						
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						
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 consideration of approval  Exception(s) Requests must be submitted to the Santa Fe Environmental Bureau office for consideration of approval.	office for					
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 accept material are provided below. Requests regarding changes to certain siting criteria may require administrative approval from the appropriate or may be considered an exception which must be submitted to the Santa Fe Environmental Bureau office for consideration of a Applicant must attach justification for request. Please refer to 19.15.17.10 NMAC for guidance. Siting criteria does not apply to drying above-grade tanks associated with a closed-loop system.	priate district pproval.					
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	☐ 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	☐ Yes ☑ 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	☐ Yes ☑ No ☐ 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	☐ Yes ☐ No ☐ 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	☐ 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					
<ul> <li>Within an unstable area</li> <li>Engineering measures incorporated into the design, NM Bureau of Geology &amp; Mineral Resources, USGS; NM Geological Society, Topographic map</li> </ul>	☐ Yes ☒ No					
Within a 100-year floodplain FEMA map	☐ Yes ⊠ No					

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   Luner 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   Preeboard 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							
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 G of 19.15.17 13 NMAC							

Waste Removal Closure For Closed-loop Systems That Utilize Above Ground Steel Tanks or Haul-off Bins Only: (19 15 17 Instructions: Please indentify the facility or facilities for the disposal of liquids, drilling fluids and drill cuttings. Use attachment 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 NM 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	<b>ЛАС</b>						
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 sprovided below. Requests regarding changes to certain siting criteria may require administrative approval from the appropriate considered an exception which must be submitted to the Santa Fe Environmental Bureau office for consideration of approval. J demonstrations of equivalency are required. Please refer to 19.15.17.10 NMAC for guidance.	district office or may be						
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 play lake (measured from the ordinary high-water mark).  - Topographic map, Visual inspection (certification) of the proposed site	a 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	n. 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						
<ul> <li>Within an unstable area.</li> <li>Engineering measures incorporated into the design; NM Bureau of Geology &amp; Mineral Resources; USGS; NM Geological Society; Topographic map</li> </ul>	☐ Yes ☐ No						
Within a 100-year floodplain FEMA map	☐ Yes ☐ No						
On-Site Closure Plan Checklist: (19.15.17 13 NMAC) Instructions: Each of the following items must be attached to the closur 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 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  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 G of 19 15.17.13 NMAC	19.15 17 11 NMAC						

Operator Application Certification:  I hereby certify that the information submitted with this application is tr	ue, accurate and complete to the best of my knowledge and belief.
Name (Print). Randy J. Elledge	Title Agent
Signature Reff Why	Title <u>Agent</u> Date <u>9-15-08</u>
e-mail address Relledge @ Wapitisuc.com	Telephone. 505-320-4969
OCD Approval: Permit Application (including closure plan)  OCD Representative Signature:  Title:	losure Plan (only) OCD Conditions (see attachment)
	an prior to implementing any closure activities and submitting the closure report.  days of the completion of the closure activities. Please do not complete this
22. Closure Method: Waste Excavation and Removal On-Site Closure Method If different from approved plan, please explain	Alternative Closure Method
Instructions: Please indentify the facility or facilities for where the liq two facilities were utilized.  Disposal Facility Name.  Disposal Facility Name:  Were the closed-loop system operations and associated activities perform Yes (If yes, please demonstrate compliance to the items below)  Required for impacted areas which will not be used for future service and Site Reclamation (Photo Documentation)  Soil Backfilling and Cover Installation  Re-vegetation Application Rates and Seeding Technique	nd operations
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  Disposal Facility Name and Permit Number  Soil Backfilling and Cover Installation  Re-vegetation Application Rates and Seeding Technique  Site Reclamation (Photo Documentation)	llowing items must be attached to the closure report. Please indicate, by a check  closure)  Longitude NAD
Operator Closure Certification:  I hereby certify that the information and attachments submitted with this	s 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  Title:
Signature:	
e-mail address	Telephone:

## PERAPTRENT OF THE INTERIOR

30-039-23119

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Unit Letter	Section	Township	ha	ige	County		
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## New Mexico Office of the State Engineer POD Reports and Downloads

Township: 26N Range: 07W Sections:							
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Owner Name: (First) (Last) (Description of the Control of the Cont	Non-Domestic O Domestic						
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## AVERAGE DEPTH OF WATER REPORT 09/03/2008

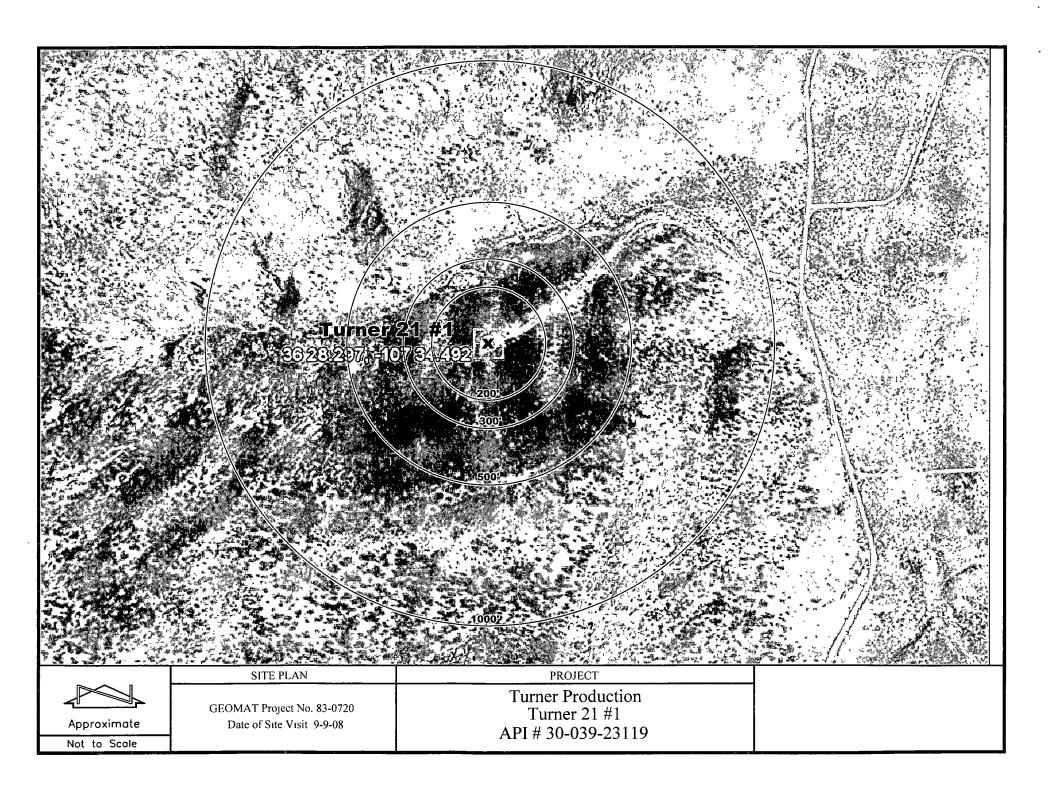
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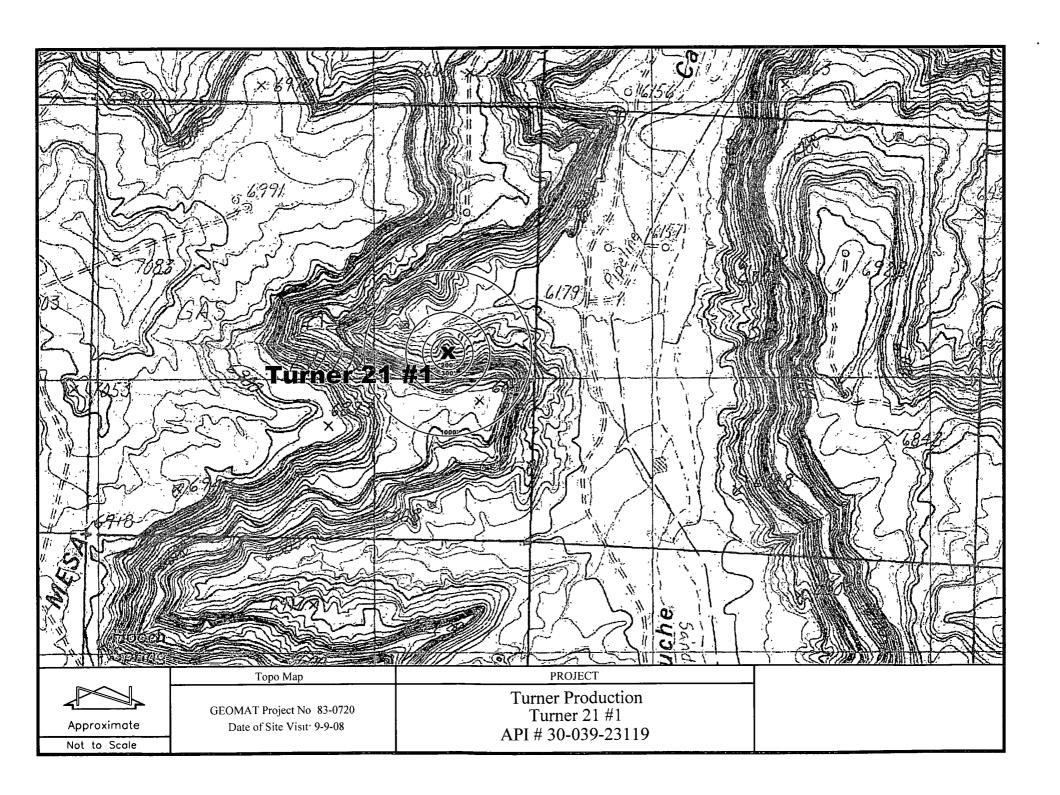
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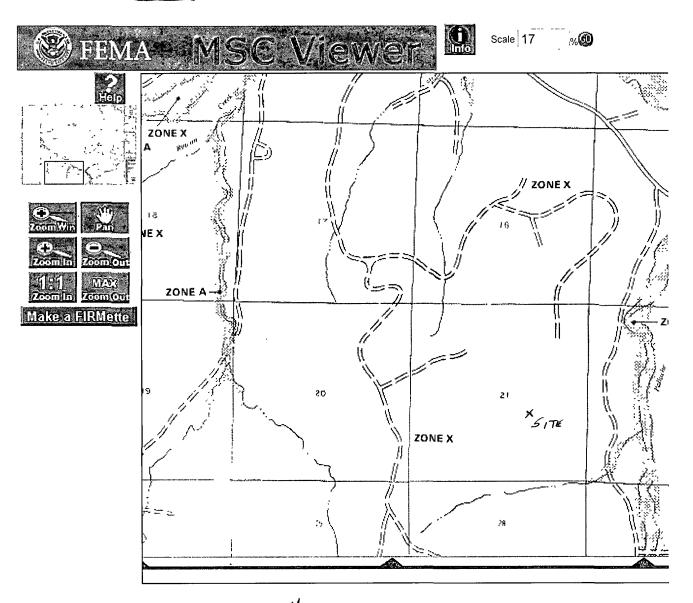
NOTE: SECTIONS 5 & 15, WHERE THE WATER TABLE IS SHALLOW,

ARE LOCATED DOWN NEAR THE WASH. OUR SITE IS

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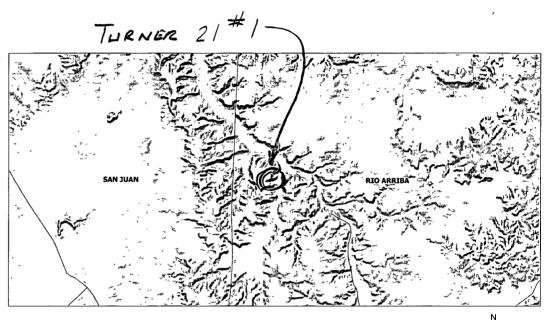


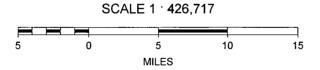
THENER 21#1

RIO ARRIBA COUNTY

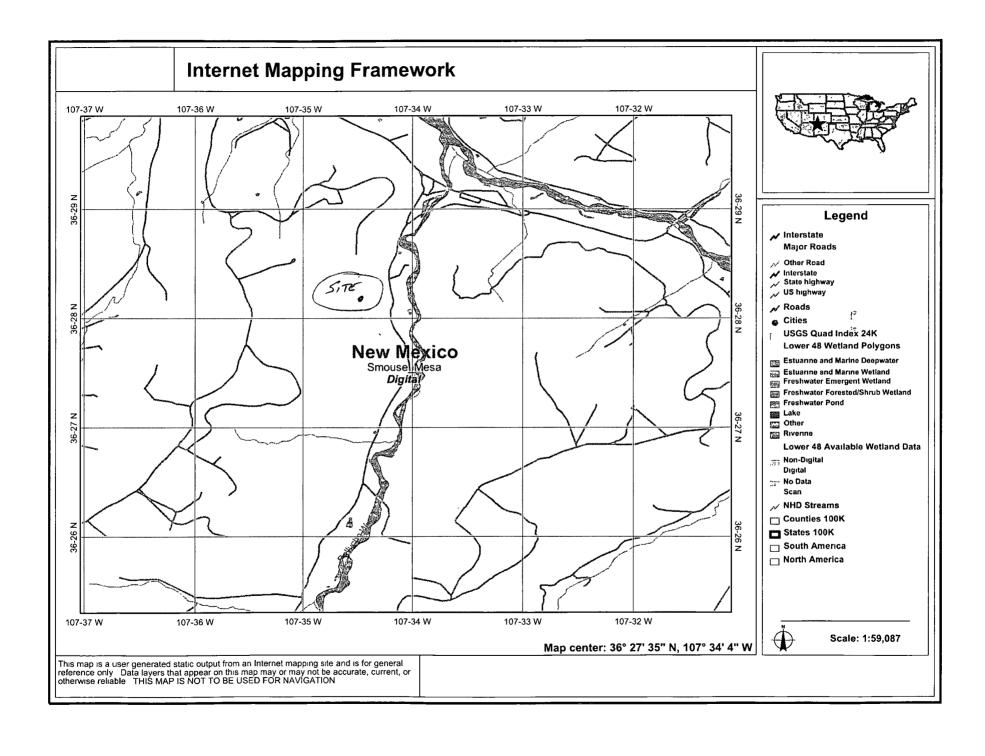
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### HYDROGEOLOGICAL REPORT Turner 21 #1

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### **Regional Geological Context:**

The Nacimiento Formation is of Paleocene age and forms the land surface over much of the eastern portion of the San Juan Basin of northwestern New Mexico. It overlies the Ojo Alamo Sandstone. The Tapacitos and Llaves Members form the upper portion of the Nacimiento Formation in its eastern reaches.

The Nacimiento Formation generally consists of gray shale with interbedded arkosic sandstone in the southwest, grading to predominantly sandstone with shale interbeds in the northeast. The Nacimiento Formation is thought to have been deposited in a fluvial (stream) environment. Thickness of the Nacimiento Formation is as much as 580 meters.

### **Hydraulic Properties:**

Numerous water-bearing layers are present within the sandstones of the Nacimiento Formation, while the shales typically form aquitards. Reported well yields from the Nacimiento Formation range from 2 to 15 gallons per minute (Robson, et. al., 1995, Table 1).

### **References:**

Robson, S. G. and Wright, Winfield G., 1995, Ground-Water Resources of the Florida Mesa Area, La Plata County, Colorado, USGS Water Resources Investigations Report 95-4190.

# Turner Production Co. Turner 21 #1 Below Grade Tank Design and Construction

In Accordance with NMAC 19.15.17 the following describes the as built construction of the below grade tanks (BGT) on this Turner Production Co. location.

### As-Built Installation:

- 1. The existing tank pit consists of a 10'x10' hole into which a 6'Dia x 2' high tank is placed.
- 2. The tank walls are to be kept open for visual inspection to identify the occurrence of leaks
- 3. The tank pit is surrounded by a 15' x 15' x 6" berm to prevent surface water run-on
- 4. The berm is surrounded by a fence that is constructed from 6"x6" wire mesh (hog wire) and is topped with one strand of barbed wire. The total height is 3'.
- 5. A location sign is displayed on the site.

# Turner Production San Juan Basin Below Grade Tank Maintenance Operating Plan

In accordance with Rule 19 15.17 the following information describes the operation and maintenance of Below Grade Pit (BGT) on Turner Production (TP) locations. This is TP's standard procedure for all BGT. A separate plan will be submitted for any BGT which does not conform to this plan.

### **General Plan:**

- 1 TP will operate and maintain a BGT to contain liquids and solids and prevent contamination of fresh water and protect public health and environment
- 2. TP shall not allow a below-grade tank to overflow or allow surface water run-on to enter the below-grade tank
- 3. TP shall continuously remove any visible or measurable layer of oil from the fluid surface of a below-grade tank in an effort to prevent significant accumulation of oil overtime.
- 4 TP shall inspect the below-grade tank at least monthly and maintain a written record of each inspection for five years
- 5 TP shall maintain adequate freeboard to prevent overtopping of the below-grade tank.

## Turner Production San Juan Basin Below Grade Tank Closure Plan

### **General Requirements:**

- 1 TP shall close a below-grade tank within the time periods provided in 19 15 17 13 NMAC, or by an earlier date that the division requires because of imminent danger of fresh water, public health or the environment.
- TP shall close an existing below-grade tank that does not meet the requirements of Paragraphs (1) through (4) of Subsection I of 19 15 17 11 NMAC or is not included in Paragraph (5) of subsection I of 19.15 17 11 NMAC within five years after June 16, 2008, if not retrofitted to comply with Paragraphs (1) through (4) of Subsection I of 19.15 17 11 NMAC
- 3 TP shall close a permitted below-grade tank within 60 days of cessation of the below-grade tank's operation or as requested by the transitional provisions of subsection B of 19 15 17 17 NMAC in accordance with a closure plan that the appropriate division district office approves. The closure report will be filed on C-144.
- 4 TP shall remove liquids and sludge fro a below-grade tank prior to implementing a closure method and shall dispose of the liquids and sludge in a division-approved facility.
- TP shall remove the below-grade tank and dispose of it in a division-approved facility or recycle, reuse, or reclaim it in a manner that the appropriate division district office approves
- 6 If there is any on-site equipment associated with the below-grade tank, then TP shall remove the equipment, unless the equipment is required for some other purpose
- Notice of closure will be given to the Aztec division office between 72 hours and one week of closure via email, or verbally. The notification of closure will include the following.
  - i Operators Name
  - ii Location by Unit Letter, Section, Township, and Range Well name and API number.
- 8 All closure activities will include proper documentation and be available for review upon request and will be submitted to OCD within 60 days of closure of the below-grade tank Closure report will be filed on C-144 and incorporate the following
  - Details on Capping and Covering, where applicable
  - Inspection Reports
  - Sampling Results
- The surface owner shall be notified of TP closing of the below-grade tank as per approved closure plan using certified mail, return receipt requested.

#### Sampling Plan:

1 TP shall test the soils beneath the below-grade tank to determine whether a release has occurred TP shall collect, at a minimum, a five point, composite sample, collect individual grab samples from any area that is wet, discolored or showing other evidence of a release; and analyze for BTEX, TPH and chlorides to demonstrate that the benzene concentration, as determined by EPA SW-846 methods 8021B if 8260B or other EPA

method that the division approves, does not exceed 0.2 mg/kg, total BTEX concentration, as determined by EPA SW 846 methods 8021B of 8260B or other EPA method that the division approves, does not exceed 50.1 mg/kg, the TPH concentration, as determined by EPA method 418.1 or other EPA method that the division approves, does not exceed 100mg/kg, and the chloride concentration, as determined by EPA method 300.1 or other EPA method that the division approves, does not exceed 250 mg/kg, or the background concentration, whichever is greater. BR shall notify the division of its results on form C-141

- 2 If TP or the division determines that a release has occurred, then TP shall comply with 19 15 3.116 NMAC and 19.15 1 19 NMAC, as appropriate
- 3. If contamination is confirmed by field sampling TP will follow those guidelines for Remediation of Leaks, Spills, and Releases NMOCD August 1993 when remediating contaminants identified.

### **Soil Backfill and Cover Specifications:**

- 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, then TP shall backfill the excavation with compacted, non-waste containing, earthen material, construct a division-prescribed soil cover, recontour and revegetate the site
- 2 A minimum of four feet of cover shall be achieved and the cover shall include one foot of suitable material to establish vegetation at the site, or the background thickness of topsoil, whichever is greater

### Site Reclamation:

- 1 Re-contouring of locations will match fit, shape, line, form and texture of the surrounding Re-shaping will include drainage control, prevent ponding, and prevent erosion. Natural drainages will be unimpeded and water bars and/or silt traps will be placed in areas where needed to prevent erosion on a lager scale. Final re-contour shall have a uniform appearance with smooth surface, fitting the natural landscape.
- 2 BR shall seed the disturbed areas the first growing season after the operator closes the pit Seeding will be accomplished via drilling on the contour whenever practical or by other division-approved methods. BLM or Forest Service stipulated seed mixes will be used on federal lands. Vegetation cover will equal 70% of the native perennial vegetative cover (un-impacted) consisting of at least three native plant species, including at least one grass, but not including noxious weeds, and maintain that cover through two successful growing seasons. Repeat seeding or planting will be continued until successful vegetative growth occurs