

District I
1625 N. French Dr., Hobbs, NM 88240
District II
811 S. First St., 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
Revised June 6, 2013

For temporary pits, below-grade tanks, and multi-well fluid management pits, submit to the appropriate NMOCD District Office.
For permanent pits submit to the Santa Fe Environmental Bureau office and provide a copy to the appropriate NMOCD District Office.

Pit, Below-Grade Tank, or

12267 Proposed Alternative Method Permit or Closure Plan Application

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

RCVD OCT 9 '14
OIL CONS. DIV.
DIST. 3

Instructions: Please submit one application (Form C-144) per individual pit, 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: XTO Energy, Inc. OGRID #: 5380
Address: 382 Road 3100, Aztec, New Mexico 87410
Facility or well name: Fullerton Federal 14 # 33
API Number: 30-045-28356 OCD Permit Number: _____
U/L or Qtr/Qtr J Section 14 Township 27N Range 11W County: San Juan
Center of Proposed Design: Latitude 36.57442 Longitude -107.97123 NAD: ☐ 1927 ☒ 1983
Surface Owner: ☒ Federal ☐ State ☐ Private ☐ Tribal Trust or Indian Allotment

2.
☐ **Pit:** Subsection F, G or J of 19.15.17.11 NMAC
Temporary: ☐ Drilling ☐ Workover
☐ Permanent ☐ Emergency ☐ Cavitation ☐ P&A ☐ Multi-Well Fluid Management Low Chloride Drilling Fluid ☐ yes ☐ no
☐ 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.
☒ **Below-grade tank:** Subsection I of 19.15.17.11 NMAC
Volume: 120 bbl Type of fluid: Produced Water
Tank Construction material: Steel
☐ Secondary containment with leak detection ☐ Visible sidewalls, liner, 6-inch lift and automatic overflow shut-off
☐ Visible sidewalls and liner ☐ Visible sidewalls only ☒ Other Visible sidewalls, vaulted, automatic high-level shut off
Liner type: Thickness _____ mil ☐ HDPE ☐ PVC ☐ Other _____

* OCD Site Rank 20
Due to Distance to Surface Water Body < 200'
10ppm Benzene 50ppm BTEX BOTH closure STANDARD

4.
☐ **Alternative Method:**
Submittal of an exception request is required. Exceptions must be submitted to the Santa Fe Environmental Bureau office for consideration of approval.

5.
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: _____

18

6.

Netting: Subsection E of 19.15.17.11 NMAC (*Applies to permanent pits and permanent open top tanks*)

☐ Screen ☐ Netting ☒ Other: Expanded metal or solid vaulted top

☐ Monthly inspections (If netting or screening is not physically feasible)

7.

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 19.15.16.8 NMAC

8.

Variances 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:

☐ Variance(s): Requests must be submitted to the appropriate division district for consideration of approval.

☐ Exception(s): Requests must be submitted to the Santa Fe Environmental Bureau office for consideration of approval.

9.

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. Siting criteria does not apply to drying pads or above-grade tanks.

General siting

Ground water is less than 25 feet below the bottom of a low chloride temporary pit or below-grade tank.

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

☐ Yes ☐ No
☐ NA

Ground water is less than 50 feet below the bottom of a Temporary pit, permanent pit, or Multi-Well Fluid Management pit .

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

☐ 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. **(Does not apply to below grade tanks)**

- Written confirmation or verification from the municipality; Written approval obtained from the municipality

☐ Yes ☐ No

Within the area overlying a subsurface mine. **(Does not apply to below grade tanks)**

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

☐ Yes ☐ No

Within an unstable area. **(Does not apply to below grade tanks)**

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

☐ Yes ☐ No

Within a 100-year floodplain. **(Does not apply to below grade tanks)**

- FEMA map

☐ Yes ☐ No

Below Grade Tanks

Within 100 feet of a continuously flowing watercourse, significant watercourse, lake bed, sinkhole, wetland or playa lake (measured from the ordinary high-water mark).

- Topographic map; Visual inspection (certification) of the proposed site

☐ Yes ☐ No

Within 200 horizontal feet of a spring or a fresh water well used for public or livestock consumption;

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

☐ Yes ☐ No

Temporary Pit using Low Chloride Drilling Fluid (maximum chloride content 15,000 mg/liter)

Within 100 feet of a continuously flowing watercourse, or any other significant watercourse or within 200 feet of any lakebed, sinkhole, or playa lake (measured from the ordinary high-water mark). (Applies to low chloride temporary pits.)

- Topographic map; Visual inspection (certification) of the proposed site

☐ Yes ☐ No

Within 300 feet from a occupied 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 200 horizontal feet of a spring or a private, domestic fresh water well used by less than five households for domestic or stock watering purposes, or 300feet of any other fresh water well or spring, in existence at the time of the initial application.

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

☐ Yes ☐ No

Within 100 feet of a wetland.

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

☐ Yes ☐ No

Temporary Pit Non-low chloride drilling fluid

Within 300 feet of a continuously flowing watercourse, or any other significant watercourse, or within 200 feet of any 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 spring or a private, domestic fresh water well used by less than five households for domestic or stock watering purposes, or 1000 feet of any other fresh water well or spring, in the existence at the time of the initial application;

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

☐ Yes ☐ No

Within 300 feet of a wetland.

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

☐ Yes ☐ No

Permanent Pit or Multi-Well Fluid Management Pit

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 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

☐ 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.

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

☐ 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

10.

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: _____

11.

Multi-Well Fluid Management Pit 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.

- ☐ 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
- ☐ A List of wells with approved application for permit to drill associated with the pit.
- ☐ 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

☐ Hydrogeologic Data - based upon the requirements of Paragraph (4) of Subsection B of 19.15.17.9 NMAC

☐ Siting Criteria Compliance Demonstrations - based upon the appropriate requirements of 19.15.17.10 NMAC

☐ Previously Approved Design (attach copy of design) API Number: _____ or Permit Number: _____

12.

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 H₂S, 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

13.

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 ☐ Multi-well Fluid Management Pit
☐ 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

14.

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 C 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 H of 19.15.17.13 NMAC
☐ Site Reclamation Plan - based upon the appropriate requirements of Subsection H of 19.15.17.13 NMAC

15.

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 require justifications and/or demonstrations of equivalency. Please refer to 19.15.17.10 NMAC for guidance.

Ground water is less than 25 feet below the bottom of the buried waste. - NM Office of the State Engineer - iWATERS database search; USGS; Data obtained from nearby wells	<input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> NA
Ground water is between 25-50 feet below the bottom of the buried waste - NM Office of the State Engineer - iWATERS database search; USGS; Data obtained from nearby wells	<input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> 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	<input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> NA
Within 100 feet of a continuously flowing watercourse, or 200 feet of any other significant watercourse, 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 type="checkbox"/> 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	<input type="checkbox"/> Yes <input type="checkbox"/> No
Within 300 horizontal feet of a private, domestic fresh water well or spring used for domestic or stock watering purposes, in existence at the time of initial application. - NM Office of the State Engineer - iWATERS database; Visual inspection (certification) of the proposed site	<input type="checkbox"/> Yes <input type="checkbox"/> No
Written confirmation or verification from the municipality; Written approval obtained from the municipality	<input type="checkbox"/> Yes <input type="checkbox"/> No
Within 300 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 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

☐ 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 & Mineral Resources; USGS; NM Geological Society; Topographic map

☐ Yes ☐ No

Within a 100-year floodplain.

- FEMA map

☐ Yes ☐ No

16.

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 E of 19.15.17.13 NMAC
☐ Construction/Design Plan of Burial Trench (if applicable) based upon the appropriate requirements of Subsection K 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 19.15.17.13 NMAC
☐ Waste Material Sampling Plan - based upon the appropriate requirements 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 H of 19.15.17.13 NMAC
☐ Site Reclamation Plan - based upon the appropriate requirements of Subsection H of 19.15.17.13 NMAC

17.

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): _____ Title: _____

Signature: _____ Date: _____

e-mail address: _____ Telephone: _____

18.

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

OCD Representative Signature: _____ Approval Date: 2/16/15

Title: Environmental Spec. OCD Permit Number: _____

19.

Closure Report (required within 60 days of closure completion): 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: 11-25-2009

20.

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.

21.

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 for private land only)
☐ 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

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): Kurt Hoekstra Title: EHS Coordinator

Signature:  Date: 10-8-14

e-mail address: Kurt_Hoekstra@xtoenergy.com Telephone: 505-333-3100

District I
1625 N. French Dr., Hobbs, NM 88240
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811 S. First St., Artesia, NM 88210
District III
1000 Rio Brazos Road, Aztec, NM 87410
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1220 S. St. Francis Dr., Santa Fe, NM 87505

State of New Mexico
Energy Minerals and Natural Resources

Oil Conservation Division
1220 South St. Francis Dr.
Santa Fe, NM 87505

Form C-141
Revised August 8, 2011

Submit 1 Copy to appropriate District Office in
accordance with 19.15.29 NMAC.

Release Notification and Corrective Action

OPERATOR

☒ Initial Report ☐ Final Report

Name of Company: XTO Energy, Inc.	Contact: Kurt Hoekstra
Address: 382 Road 3100, Aztec, New Mexico 87410	Telephone No.: (505) 333-3100
Facility Name: Fullerton Federal 14 # 33	Facility Type: Gas Well (West Kutz Pictured Cliffs)

Surface Owner: Federal	Mineral Owner	API No.: 30-045-28356
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LOCATION OF RELEASE

Unit Letter	Section	Township	Range	Feet from the	North/South Line	Feet from the	East/West Line	County
J	14	27N	11W	2420	FSL	1995	FEL	San Juan

Latitude 36.57442 Longitude -107.97123

NATURE OF RELEASE

Type of Release: Produced Water	Volume of Release: Unknown	Volume Recovered: None
Source of Release: Below Grade Tank	Date and Hour of Occurrence: Unknown	Date and Hour of Discovery: 6-11-2009
Was Immediate Notice Given? <input type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> Not Required	If YES, To Whom?	
By Whom?	Date and Hour	
Was a Watercourse Reached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	If YES, Volume Impacting the Watercourse.	

If a Watercourse was Impacted, Describe Fully.*

Describe Cause of Problem and Remedial Action Taken.* The below grade tank was removed at the Fullerton Federal 14 # 33 well site due to facility upgrades of the location. The soil beneath the BGT was sampled for TPH via USEPA Method 8015 and 418.1, for BTEX via USEPA Method 8021, and for total chlorides. The sample returned results below the 'Pit Rule' spill confirmation standards for benzene, and total BTEX, but above the TPH Standard of 100ppm at 3,730 ppm via USEPA Method 418.1 and above the Chloride Standard of 250 ppm at 600 ppm, confirming that a release has occurred at this location. The site was then ranked according to the NMOCD Guidelines for the Remediation of Leaks, Spills and Releases. The site was ranked a 0 due to an estimated depth to groundwater of greater than 100 feet, distance to a water well greater than 1000 feet, and distance to surface water greater than 1000 feet. This set the closure standard to 5000 ppm TPH, 10 ppm benzene, and 50 ppm total BTEX.

Describe Area Affected and Cleanup Action Taken.* Based on TPH results of 3,730ppm and chloride results of 600 ppm a release has been confirmed at this location.

I hereby certify that the information given above is true and complete to the best of my knowledge and understand that pursuant to NMOCD rules and regulations all operators are required to report and/or file certain release notifications and perform corrective actions for releases which may endanger public health or the environment. The acceptance of a C-141 report by the NMOCD marked as "Final Report" does not relieve the operator of liability should their operations have failed to adequately investigate and remediate contamination that pose a threat to ground water, surface water, human health or the environment. In addition, NMOCD acceptance of a C-141 report does not relieve the operator of responsibility for compliance with any other federal, state, or local laws and/or regulations.

OIL CONSERVATION DIVISION

Signature: 

Printed Name: Kurt Hoekstra

Title: EHS Coordinator

E-mail Address: Kurt_Hoekstra@xtoenergy.com

Date: 10-8-14 Phone: 505-333-3100

Approved by Environmental Specialist:

Approval Date:

Expiration Date:

Conditions of Approval:

Attached ☐

* Attach Additional Sheets If Necessary

Client:	XTO Energy	Project #:	98031-0121
Sample ID:	Fullerton Fed 14#33 BGT Cellar	Date Reported:	06-11-09
Laboratory Number:	50441	Date Sampled:	06-08-09
Chain of Custody:	7188	Date Received:	06-08-09
Sample Matrix:	Soil	Date Analyzed:	06-10-09
Preservative:	Cool	Date Extracted:	06-09-09
Condition:	Intact	Analysis Requested:	BTEX

Parameter	Concentration (ug/Kg)	Det. Limit (ug/Kg)
Benzene	7.0	0.9
Toluene	11.8	1.0
Ethylbenzene	6.4	1.0
p,m-Xylene	9.9	1.2
o-Xylene	7.6	0.9
Total BTEX	42.7	

ND - Parameter not detected at the stated detection limit.

Surrogate Recoveries:	Parameter	Percent Recovery
	Fluorobenzene	96.0 %
	1,4-difluorobenzene	96.0 %
	Bromochlorobenzene	96.0 %

References: Method 5030B, Purge-and-Trap, Test Methods for Evaluating Solid Waste, SW-846, USEPA, December 1996.

Method 8021B, Aromatic Volatile Organics, Test Methods for Evaluating Solid Waste, SW-846, USEPA, December 1996.

Comments: B.G.T. Pit Samples

Analyst

Review

Client:	N/A	Project #:	N/A
Sample ID:	06-10-BT QA/QC	Date Reported:	06-11-09
Laboratory Number:	50427	Date Sampled:	N/A
Sample Matrix:	Soil	Date Received:	N/A
Preservative:	N/A	Date Analyzed:	06-10-09
Condition:	N/A	Analysis:	BTEX

Calibration and Detection Limits (µg/L)	C-Cal RF	C-Cal RF Accept Range 0 - 15%	% Diff	Blank Conc (µg/L)	Detect Limit
Benzene	6.3486E+006	6.3613E+006	0.2%	ND	0.1
Toluene	5.9903E+006	6.0023E+006	0.2%	ND	0.1
Ethylbenzene	5.3215E+006	5.3322E+006	0.2%	ND	0.1
p,m-Xylene	1.3667E+007	1.3694E+007	0.2%	ND	0.1
o-Xylene	5.2098E+006	5.2202E+006	0.2%	ND	0.1

Duplicate Conc. (µg/L)	Sample	Duplicate	% Diff	Accept Range	Detect Limit
Benzene	3.7	3.8	2.7%	0 - 30%	0.9
Toluene	7.7	7.9	2.6%	0 - 30%	1.0
Ethylbenzene	4.9	5.1	4.1%	0 - 30%	1.0
p,m-Xylene	6.7	6.4	4.5%	0 - 30%	1.2
o-Xylene	5.5	5.3	3.6%	0 - 30%	0.9

Spike Conc. (µg/Kg)	Sample	Amount Spiked	Spiked Sample	% Recovery	Accept Range
Benzene	3.7	50.0	51.9	96.6%	39 - 150
Toluene	7.7	50.0	56.3	97.6%	46 - 148
Ethylbenzene	4.9	50.0	57.3	104%	32 - 160
p,m-Xylene	6.7	100	100	94.0%	46 - 148
o-Xylene	5.5	50.0	54.2	97.7%	46 - 148

ND - Parameter not detected at the stated detection limit.

References: Method 5030B, Purge-and-Trap, Test Methods for Evaluating Solid Waste, SW-846, USEPA, December 1996.
 Method 8021B, Aromatic and Halogenated Volatiles by Gas Chromatography Using Photoionization and/or Electrolytic Conductivity Detectors, SW-846, USEPA December 1996.

Comments: QA/QC for Sample 50427 and 50441 - 50449.

Analyst

Review

Client:	XTO Energy	Project #:	98031-0121
Sample ID:	Fullerton Fed 14 #33	Date Reported:	06-10-09
Laboratory Number:	50441	Date Sampled:	06-08-09
Chain of Custody No:	7188	Date Received:	06-08-09
Sample Matrix:	Soil	Date Extracted:	06-09-09
Preservative:	Cool	Date Analyzed:	06-09-09
Condition:	Intact	Analysis Needed:	TPH-418.1

Parameter	Concentration (mg/kg)	Det. Limit (mg/kg)
Total Petroleum Hydrocarbons	3,730	9.5

ND = Parameter not detected at the stated detection limit.

References: Method 418.1, Petroleum Hydrocarbons, Total Recoverable, Chemical Analysis of Water and Waste, USEPA Storet No. 4551, 1978.

Comments: **B.G.T. Pit Samples**

Analyst



Review





EPA METHOD 418.1
TOTAL PETROLEUM
HYDROCARBONS
QUALITY ASSURANCE REPORT

Client:	QA/QC	Project #:	N/A
Sample ID:	QA/QC	Date Reported:	06-10-09
Laboratory Number:	06-09-TPH.QA/QC 50420	Date Sampled:	N/A
Sample Matrix:	Freon-113	Date Analyzed:	06-09-09
Preservative:	N/A	Date Extracted:	06-09-09
Condition:	N/A	Analysis Needed:	TPH

Calibration	I-Cal Date	C-Cal Date	I-Cal RF:	C-Cal RF:	% Difference	Accept. Range
	05-26-09	06-09-09	1,480	1,540	4.0%	+/- 10%

Blank Conc. (mg/Kg)	Concentration	Detection Limit
TPH	ND	9.5

Duplicate Conc. (mg/Kg)	Sample	Duplicate	% Difference	Accept. Range
TPH	13.0	13.2	1.5%	+/- 30%

Spike Conc. (mg/Kg)	Sample	Spike Added	Spike Result	% Recovery	Accept Range
TPH	13.0	2,000	1,830	90.9%	80 - 120%

ND = Parameter not detected at the stated detection limit.

References: Method 418.1, Petroleum Hydrocarbons, Total Recoverable, Chemical Analysis of Water and Waste, USEPA Storet No. 4551, 1978.

Comments: QA/QC for Samples 50420, 50435, 50436 and 50441 - 50447.

Analyst 

Review 

Client:	XTO Energy	Project #:	05089-0002
Sample ID:	Fullerton Fed 14 #33	Date Reported:	06-10-09
Lab ID#:	50441	Date Sampled:	06-08-09
Sample Matrix:	Soil	Date Received:	06-08-09
Preservative:	Cool	Date Analyzed:	06-10-09
Condition:	Intact	Chain of Custody:	7188

Parameter**Concentration (mg/Kg)****Total Chloride****600**

Reference: U.S.E.P.A., 4500B, "Methods for Chemical Analysis of Water and Wastes", 1983.
Standard Methods For The Examination of Water And Waste Water", 18th ed., 1992.

Comments: **B.G.T. Pit Samples.**


Analyst

Review

CHAIN OF CUSTODY RECORD

7188

Client: XTO ENERGY			Project Name / Location: B.G.T. Pit Samples				ANALYSIS / PARAMETERS														
Client Address: 382 ROAD 3100 AZTEC NM 87410			Sampler Name: KURT				TPH (Method 8015)	BTEX (Method 8021)	VOC (Method 8260)	RCRA 8 Metals	Cation / Anion	RCI	TCLP with H/P	PAH	TPH (418.1)	CHLORIDE				Sample Cool	Sample Intact
Client Phone No.:			Client No.: 98031-0121 05089-0002																		
Sample No./ Identification	Sample Date	Sample Time	Lab No.	Sample Matrix	No./Volume of Containers	Preservative															
FULLERTON FSD 1433 B.G.T. Pit Cellar	6/8	10:00	50441	Soil Solid	Sludge Aqueous	(1) 4oz Jar										X	X			✓	✓
				Soil Solid	Sludge Aqueous																
				Soil Solid	Sludge Aqueous																
				Soil Solid	Sludge Aqueous																
				Soil Solid	Sludge Aqueous																
				Soil Solid	Sludge Aqueous																
				Soil Solid	Sludge Aqueous																
				Soil Solid	Sludge Aqueous																
				Soil Solid	Sludge Aqueous																
				Soil Solid	Sludge Aqueous																
				Soil Solid	Sludge Aqueous																
Relinquished by: (Signature) <i>Kurt Hoekstra</i>				Date 6-8	Time 4:35	Received by: (Signature) <i>Kendall Aguiar</i>				Date 6/8/09	Time 4:35P										
Relinquished by: (Signature)						Received by: (Signature)															
Relinquished by: (Signature)						Received by: (Signature)															


envirotech
 Analytical Laboratory

EMAIL RESULTS TO:
 KURT HOEKSTRA
 KIM CHAMPLIN

5796 US Highway 64 • Farmington, NM 87401 • 505-632-0615 • lab@envirotech-inc.com

XTO Energy Inc. San Juan Basin Below Grade Tank Closure Report

Lease Name: Fullerton Federal 14 # 33

API No.: 30-045-28356

Description: Unit J, Section 14, Township 27N, Range 11W, San Juan County

In accordance with Rule 19.15.17.13 NMAC the following information describes the closure requirements of below-grade tanks on XTO Energy Inc. (XTO) locations. This is XTO's standard procedure for all below-grade tanks. A separate plan will be submitted for any below-grade tank which does not conform to this plan.

General Plan

1. XTO will close below-grade tanks within the time periods provided in 19.15.17.13 NMAC, or by an earlier date that the division requires because of imminent danger to fresh water, public health or the environment.
Closure Date is November 25th, 2009
2. XTO will close a 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.
Closure Date is November 25th, 2009
3. XTO will close a permitted below-grade tank within 60 days of cessation of the below-grade tank's operation or as required 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 form C-144.
Required C-144 Form is attached to this document.
4. XTO will remove liquids and sludge from below-grade tanks prior to implementing a closure method and will dispose of the liquids and sludge in a division-approved facility. Approved facilities and waste streams include:
 - Envirotech Permit No. NM01-0011 and IEI Permit No. NM 01-0010B
 - Soil contaminated by exempt petroleum hydrocarbons
 - Produced sand, pit sludge and contaminated bottoms from storage of exempt wastes
 - Basin Disposal Permit No. NM01-005
 - Produced water**All liquids and sludge were removed from the tank prior to closure activities.**
5. XTO will 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.
XTO has removed the below grade tank, and will dispose of it at a division approved facility, or recycle, reclaim or reuse it in a manner that is approved by the division.

6. XTO will remove any on-site equipment associated with a below-grade tank unless the equipment is required for some other purpose.

All equipment will remain on-site due to the continued production of oil and gas at the Fullerton Federal 14 # 33 location.

7. XTO will test the soils beneath the below-grade tank to determine whether a release has occurred. At a minimum 5 point composite sample will be collected along with individual grab samples from any area that is wet, discolored or showing other evidence of a release. Samples will be analyzed for BTEX, TPH and chlorides to demonstrate that the benzene concentration, as determined by EPA SW-846 methods 8021B or 8260B or EPA method that the division approves, does not exceed 0.2 mg/kg; total BTEX concentration, as determined by EPA SW-846 methods 8021B or 8260B or other EPA method that the division approves, does not exceed 50 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. XTO will notify the division of its results on form C-141.

A five point composite sample was taken of the pit using sampling tools and all samples tested per Subsection B of 19.15.17.1 3(B)(1)(b). (Sample results attached).

Components	Test Method	Limit (mg/Kg)	Results
Benzene	EPA SW-846 8021B or 8260B	0.2	7.0 ug/kg
BTEX	EPA SW-846 8021B or 8260B	50	42.7 ug/kg
TPH	EPA SW-846 418.1	100	3,730 mg/kg
Chlorides	EPA 300.1	250 or background	600 mg/kg

8. If XTO or the division determines that a release has occurred, XTO will comply with 19.15.3.116 NMAC and 19.15.1.19NMAC as appropriate.

A release has been confirmed for this location due to a TPH result of 3,730 ppm and Chloride result of 600 ppm. A C-141 Release Notification and Corrective Action report will be submitted outlining any remediation activities at this location.

9. 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, XTO will backfill the excavation with compacted, non-waste containing, earthen material; construct a division prescribed soil cover; recontour and re-vegetate the site.

The pit cellar was backfilled using compacted, non-waste containing earthen material, with a division prescribed soil cover.

10. Notice of Closure operations will be given to the Aztec Division District III office between 72 hours and one week prior to the start of closure activities via email or verbally.

The notification will include the following:

- i. Operator's name
- ii. Well Name and API Number
- iii. Location by Unit Letter, Section, Township, and Range

Due to misunderstanding regarding the 'pit rule' in 2008-2009, the proper notifications were not made prior to the beginning of closure activities. These misunderstandings have been corrected, and proper notifications are made currently.

The surface owner shall be notified of XTO's proposal to close the BGT as per the approved closure plan using certified mail, return receipt requested.

Due to misunderstanding regarding the 'pit rule' in 2008-2009, the proper notifications were not made prior to the beginning of closure activities. These misunderstandings have been corrected, and proper notifications are made currently.

11. Re-contouring of location will match fit, shape, line, form and texture of the surrounding area. 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 large scale. Final re-contour shall have a uniform appearance with smooth surface, fitting the natural landscape.
The location will be recontoured to match the above specifications.
12. A minimum of 4 feet of cover shall be achieved and the cover shall include 1 foot of suitable material to establish vegetation at the site, or the background thickness of topsoil, whichever is greater.
The site will be backfilled to match these specifications upon P&A.
13. XTO will 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. Vegetative 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 successive growing seasons. Repeat seeding or planting will be continued until successful vegetative growth occurs.
The site will be reclaimed pursuant to the surface use agreement after P&A.
14. All closure activities will include proper documentation and be available for review upon request and will be submitted in closure report form to OCD within 60 days of closure of the below-grade tank. Closure report will be filed on form C-144 and incorporate the following:
 - i. Proof of closure notice to division and surface owner; **Not made**
 - ii. Details on capping and covering, where applicable; **per OCD Specifications**
 - iii. Inspection reports; **attached**
 - iv. Confirmation sampling analytical results; **attached**
 - v. Disposal facility name(s) and permit number(s); **see above**
 - vi. Soil backfilling and cover installation; **per OCD Specifications**
 - vii. Re-vegetation application rates and seeding techniques, (or approved alternative to re-vegetation requirements if applicable); **N/A**
 - viii. Photo documentation of the site reclamation. **attached**
15. **This closure report is being submitted after the 60 day deadline required by the 'Pit Rule' due to a misunderstanding of the 'Pit Rule' in 2008-2009.**

Division Denver #
Dates -
06/01/2008 - 10/01/2014
Type Route Stop
Type Value F

RouteName	StopName	Pumper	Foreman	WellName	APIWellNumber	Section	Range	Township			
DEN NM Run 59	FULLERTON FEDERAL 14 033	Lancaster, Rex	Sanders, David	FULLERTON FED 014 33	3004526356	14	11W	27N			
InspectorName	Inspection Date	Inspection Time	Visible Liner Tears	Visible Tank/Leak Overflow	Collection Oil/Surface/Run	Visible Layer/Oil	Visible Leak	Freeboard Est/Ft	Pit Location	Pit Type	Notes
rex	08/05/2008	3:30:00	No	No	No	No	No	5			
REX	09/10/2008	03:15	No	No	No	No	No	5			
REX	10/16/2008	02:15	No	No	No	No	No	5	Well Water Pit	Below Ground	Off 8in
REX	11/03/2008	02:15	No	No	No	No	No	5	Well Water Pit	Below Ground	0
REX	12/15/2008	02:15	No	No	No	No	No	5	Well Water Pit	Below Ground	0
REX	01/19/2009	02:00	No	No	No	No	No	4	Well Water Pit	Below Ground	0
REX	02/22/2009	02:15	No	No	No	No	No	4	Well Water Pit	Below Ground	0
REX	03/15/2009	02:15	No	No	No	No	No	4	Well Water Pit	Below Ground	0
REX	04/26/2009	02:15	No	No	No	No	No	6	Well Water Pit	Below Ground	0
REX	05/24/2009	02:00	No	No	No	No	No	3	Well Water Pit	Below Ground	0
REX	06/23/2009	02:15	No	No	No	No	No	1	Well Water Pit	Above Ground	0
REX	07/30/2009	02:15	No	No	No	No	No	2	Well Water Pit	Above Ground	0
REX	08/19/2009	02:15	No	No	No	No	No	2	Well Water Pit	Above Ground	0
REX	09/18/2009	02:15	No	No	No	No	No	2	Well Water Pit	Above Ground	0
REX	10/30/2009	02:15	No	No	No	No	No	2	Well Water Pit	Above Ground	0
REX	11/26/2009	02:15	No	No	No	No	No	1	Well Water Pit	Above Ground	0
REX	12/28/2009	02:15	No	No	No	No	No	2	Well Water Pit	Above Ground	0
REX	01/27/2010	02:15	No	No	No	No	No	2	Well Water Pit	Above Ground	0
REX	02/23/2010	02:15	No	No	No	No	No	1	Well Water Pit	Above Ground	0
REX	03/25/2010	02:15	No	No	No	No	No	2	Well Water Pit	Above Ground	0
REX	04/28/2010	02:15	No	No	No	No	No	2	Well Water Pit	Above Ground	0
REX	05/28/2010	02:15	No	No	No	No	No	2	Well Water Pit	Above Ground	0
REX	06/25/2010	02:15	No	No	No	No	No	2	Well Water Pit	Above Ground	0
REX	07/15/2010	02:15	No	No	No	No	No	2	Well Water Pit	Above Ground	0
REX	08/25/2010	02:15	No	No	No	No	No	2	Well Water Pit	Above Ground	0
REX	09/29/2010	02:15	No	No	No	No	No	2	Well Water Pit	Above Ground	0
REX	10/28/2010	02:15	No	No	No	No	No	1	Well Water Pit	Above Ground	0
REX	11/25/2010	02:15	No	No	No	No	No	1	Well Water Pit	Above Ground	0
REX	12/23/2010	02:15	No	No	No	No	No	2	Well Water Pit	Above Ground	0
REX	01/21/2011	02:15	No	No	No	No	No	2	Well Water Pit	Above Ground	0
REX	02/24/2011	02:15	No	No	No	No	No	1	Well Water Pit	Above Ground	0
REX	03/18/2011	02:15	No	No	No	No	No	1	Well Water Pit	Above Ground	0
RM	04/26/2011	02:15	No	No	No	No	No	2	Well Water Pit	Above Ground	0
RM	05/12/2011	02:15	No	No	No	No	No	2	Well Water Pit	Above Ground	0
RM	6/14/2011	2:15	No	No	No	No	No	3	Well Water Pit	Above Ground	0
RM	7/11/2011	2:15	No	No	No	No	No	3	Well Water Pit	Above Ground	0
RM	8/8/2011	2:15	No	No	No	No	No	3	Well Water Pit	Above Ground	0
RM	8/5/2011	2:15	No	No	No	No	No	3	Well Water Pit	Above Ground	0
RM	10/5/2011	10:50	No	No	No	No	No	2	Well Water Pit	Above Ground	0
RL	11/6/2011	10:00	No	No	No	No	No	1	Well Water Pit	Above Ground	0
RL	12/13/2011	10:00	No	No	No	No	No	1	Well Water Pit	Above Ground	0
RL	1/18/2012	10:00	No	No	No	No	No	2	Well Water Pit	Above Ground	0
RL	2/14/2012	10:00	No	No	No	No	No	2	Well Water Pit	Above Ground	0
RL	3/13/2012	10:00	No	No	No	No	No	1	Well Water Pit	Above Ground	0
RL	4/17/2012	10:00	No	No	No	No	No	1	Well Water Pit	Above Ground	0
RL	5/22/2012	10:00	No	No	No	No	No	2	Well Water Pit	Above Ground	0
RL	6/19/2012	10:00	No	No	No	No	No	2	Well Water Pit	Above Ground	0
RL	7/11/2012	10:00	No	No	No	No	No	2	Well Water Pit	Above Ground	0
RL	8/21/2012	10:00	No	No	No	No	No	2	Well Water Pit	Above Ground	0
RL	8/18/2012	10:00	No	No	No	No	No	1	Well Water Pit	Above Ground	0
RL	10/6/2012	10:00	No	No	No	No	No	1	Well Water Pit	Above Ground	0
RL	11/20/2012	10:00	No	No	No	No	No	1	Well Water Pit	Above Ground	0
RL	12/4/2012	10:00	No	No	No	No	No	2	Well Water Pit	Above Ground	0
RL	1/8/2013	10:00	No	No	No	No	No	2	Well Water Pit	Above Ground	0
RL	2/5/2013	10:00	No	No	No	No	No	2	Well Water Pit	Above Ground	0
RL	3/12/2013	10:00	No	No	No	No	No	2	Well Water Pit	Above Ground	0
RL	4/23/2013	10:00	No	No	No	No	No	3	Well Water Pit	Above Ground	0
RL	5/7/2013	10:00	No	No	No	No	No	3	Well Water Pit	Above Ground	0
RL	6/4/2013	10:00	No	No	No	No	No	3	Well Water Pit	Above Ground	0
RL	7/9/2013	10:00	No	No	No	No	No	3	Well Water Pit	Above Ground	0
RL	8/6/2013	10:00	No	No	No	No	No	3	Well Water Pit	Above Ground	0
RL	9/3/2013	10:00	No	No	No	No	No	3	Well Water Pit	Above Ground	0
RL	10/8/2013	10:00	No	No	No	No	No	3	Well Water Pit	Above Ground	0
RL	11/5/2013	10:00	No	No	No	No	No	3	Well Water Pit	Above Ground	0
RL	12/9/2013	10:00	No	No	No	No	No	3	Well Water Pit	Above Ground	0
RL	1/7/2014	10:00	No	No	No	No	No	3	Well Water Pit	Above Ground	0
RL	2/4/2014	10:00	No	No	No	No	No	3	Well Water Pit	Above Ground	0
RL	3/4/2014	10:00	No	No	No	No	No	3	Well Water Pit	Above Ground	0
RL	5/6/2014	10:00	No	No	No	No	No	3	Well Water Pit	Above Ground	0
RL	6/3/2014	10:00	No	No	No	No	No	3	Well Water Pit	Above Ground	0
RL	7/1/2014	10:00	No	No	No	No	No	3	Well Water Pit	Above Ground	0
RL	8/5/2014	10:00	No	No	No	No	No	3	Well Water Pit	Above Ground	0
RL	9/2/2014	10:00	No	No	No	No	No	3	Well Water Pit	Above Ground	0

