

From: Tucker, Shelly
To: [Yu, Olivia, EMNRD](#)
Cc: [Daniel Dominguez](#)
Subject: Re: FW: 1RP 4538
Date: Friday, December 22, 2017 11:40:56 AM

Just FYI.... BLM does not have jurisdictional authority over this release.... It may already be done, but I wanted to let you know.

If you have any questions or concerns, please do not hesitate to contact me.

Sincerely,

Shelly J Tucker

Environmental Protection Specialist
O&G Spill/Release Coordinator

Bureau of Land Management
620 E. Greene St
Carlsbad, NM 88220

575.234.5905 - Direct
575.361.0084 - Cellular
575.234.6235 - Emergency Spill Number

stucker@blm.gov

The **BLM acceptance/approval does not** relieve the operator of liability should their operations have failed to adequately investigate and remediate contamination that may pose a threat to groundwater, surface water, human health or the environment or if the location fails to reclaim properly. In such an event that the location does not revegetate, or future issues with contaminants are encountered, the operator will be asked to address the issues until the contaminant issues are fully mitigated and the location is successfully reclaimed. In addition, BLM approval does not relieve the operator of responsibility for compliance with any other federal, state or local laws/regulations.

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On Thu, Jul 27, 2017 at 2:58 PM, Yu, Olivia, EMNRD <Olivia.Yu@state.nm.us> wrote:

Hello Shelly:

Just following with you about surface ownership regarding this release.

Thanks!

Olivia

From: Tucker, Shelly [mailto:stucker@blm.gov]
Sent: Saturday, July 8, 2017 1:06 PM
To: Yu, Olivia, EMNRD <Olivia.Yu@state.nm.us>
Cc: Pair, Randal <rpair@blm.gov>; Daniel Dominguez <ddominguezepi@gmail.com>
Subject: Re: FW: 1RP 4538

I am reviewing this location and verifying jurisdiction authority.

If you have any questions or concerns, please do not hesitate to contact me.

Sincerely,

Shelly J Tucker

Environmental Protection Specialist

O&G Spill/Release Coordinator

Bureau of Land Management

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Carlsbad, NM 88220

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On Thu, Jul 6, 2017 at 12:58 PM, Yu, Olivia, EMNRD <Olivia.Yu@state.nm.us> wrote:

Hello Shelly and Randal:

NMOCD database indicates that surface owner is BLM, but not according to Legacy. Can you please verify?

Thanks!

Olivia

From: Daniel Dominguez [mailto:ddominguezepi@gmail.com]
Sent: Thursday, July 6, 2017 12:29 PM
To: Yu, Olivia, EMNRD <Olivia.Yu@state.nm.us>
Subject: Re: 1RP 4538

Ms. Yu,

Attached for your review is the revised Work Plan for the LMPSU 1 CTB, operated by Legacy, 1RP 4538. Also attached is the Assessor Lookup indicating Legacy as the land owner, I've quadruple checked this, so unless something has changed that isn't documented, Legacy is the land owner.

On Thu, May 4, 2017 at 9:35 AM, Yu, Olivia, EMNRD <Olivia.Yu@state.nm.us> wrote:

Dear Mr. Dominguez:

Please address these concerns regarding the delineation workplan for 1RP-4538.

1. Using the provided GPS coordinates, there is a NMOSE well (CP01177 POD1) drilled in 2013, which shows the water table at 41 ft. This well is also within 1000 ft. of the release point. Therefore, permissible values are lower than stated in the report.
2. Please double check the surface owner. According to NMOCD database, BLM is the surface owner.

Thanks,

Olivia Yu

Environmental Specialist

NMOCD, District I

Olivia.yu@state.nm.us

[575-393-6161](tel:575-393-6161) x113

OCD approval does not relieve the operator of liability should their operations fail to adequately investigate and remediate contamination that may pose a threat to ground water, surface water, human health or the environment. In addition, OCD approval does not relieve the operator of responsibility for compliance with any other federal, state, local laws and/or regulations.

From: Daniel Dominguez [mailto:ddominguezepi@gmail.com]

Sent: Wednesday, April 26, 2017 2:59 PM

To: Yu, Olivia, EMNRD <Olivia.Yu@state.nm.us>; sdittman@legacyp.com; brandon boone <bboone.epi@gmail.com>

Subject: 1RP 4536 and 1RP 4538

Ms. Yu,

Attached for your review are the Work Plans for the Jal Cooper #239 - 1RP4536, and the LMPSU 1 CTB - 1RP4538, both operated by Legacy.

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Sincerely,

ENVIRONMENTAL PLUS, INC.

Daniel Dominguez
Environmental Consultant/Safety Director

Environmental Plus, Inc.
P.O. Box 1558
2100 Avenue 'O'
Eunice, NM 88231
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Sincerely,

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