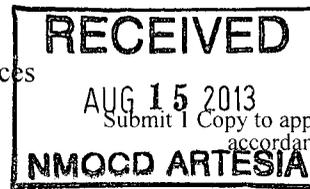


District I  
1625 N. French Dr., Hobbs, NM 88240  
District II  
811 S. First St., Artesia, NM 88210  
District III  
1000 Rio Brazos Road, Aztec, NM 87410  
District IV  
1220 S. St. Francis Dr., Santa Fe, NM 87505

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



Form C-141  
Revised August 8, 2011

**Release Notification and Corrective Action**

*ATJW 1323539109* OPERATOR  Initial Report  Final Report

Name of Company	Yates Petroleum/Agave Energy <i>14783</i>	Contact	Austin Weyant
Address	105 South 4 <sup>th</sup> Street Artesia, NM	Telephone No.	575 513-8988
Facility Name	Johnston BE Battery 6" PVC line	Facility Type	Battery and Gas Right Of Way
Surface Owner	Mineral Owner	API No.	

**LOCATION OF RELEASE**

Unit Letter	Section	Township	Range	Feet from the	North/South Line	Feet from the	East/West Line	County
	9	19S	25E					EDDY

Latitude \_\_\_\_\_ Longitude \_\_\_\_\_

**NATURE OF RELEASE**

Type of Release Produced Water	Volume of Release 1100	Volume Recovered 1040
Source of Release 6" PVC gas line	Date and Hour of Occurrence 8/2/13 12:30 pm	Date and Hour of Discovery 8/2/13 1:00pm
Was Immediate Notice Given? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Not Required	If YES, To Whom? Randy Dade	
By Whom? Bob Asher	Date and Hour 8/2/13 2:30pm	
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.\*  
Rancher found leak and called YPC. Vacuum Trucks were called in and the area was sealed off. A Dirt work Contractor was sent to the location to berm up and remove affected soil. The line took about 13 hours to patch.

Describe Area Affected and Cleanup Action Taken.\*  
Line was shut in and replaced. Affected soil has been taken to CRI. Area has been fenced in to protect livestock. Samples taken and sent to third party lab for BTEX, TPH and Cl- analysis.

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.

Signature:	<b>OIL CONSERVATION DIVISION</b>	
Printed Name: Austin Weyant	Approved by Environmental Specialist:	Signed By:
Title: Eng Tech	Approval Date: <b>AUG 23 2013</b>	Expiration Date:
E-mail Address: aweyant@yatespetroleum.com	Conditions of Approval:	Attached <input type="checkbox"/>
Date: 8/15/13	Phone: 575 513-8988	

\* Attach Additional Sheets If Necessary  
*fJMW 1323538962*  
*iJMW 1323540580*

*2RP-1858*



08:05:2013 07:48

THOMAS AJJ &  
JOHNSTON BE BTTRY.  
NENE SEC.8-T19S-R25E  
CA: NM85319

EDDY CO., NM 30-015-26824

08.05.2013 10:03

**Warren, JeanMarie, EMNRD**

---

**From:** Austin Weyant <AWeyant@yatespetroleum.com>  
**Sent:** Thursday, August 15, 2013 11:33 AM  
**To:** Bratcher, Mike, EMNRD  
**Cc:** Warren, JeanMarie, EMNRD  
**Subject:** Johnson BE Battery #1 (6"PVC) spill

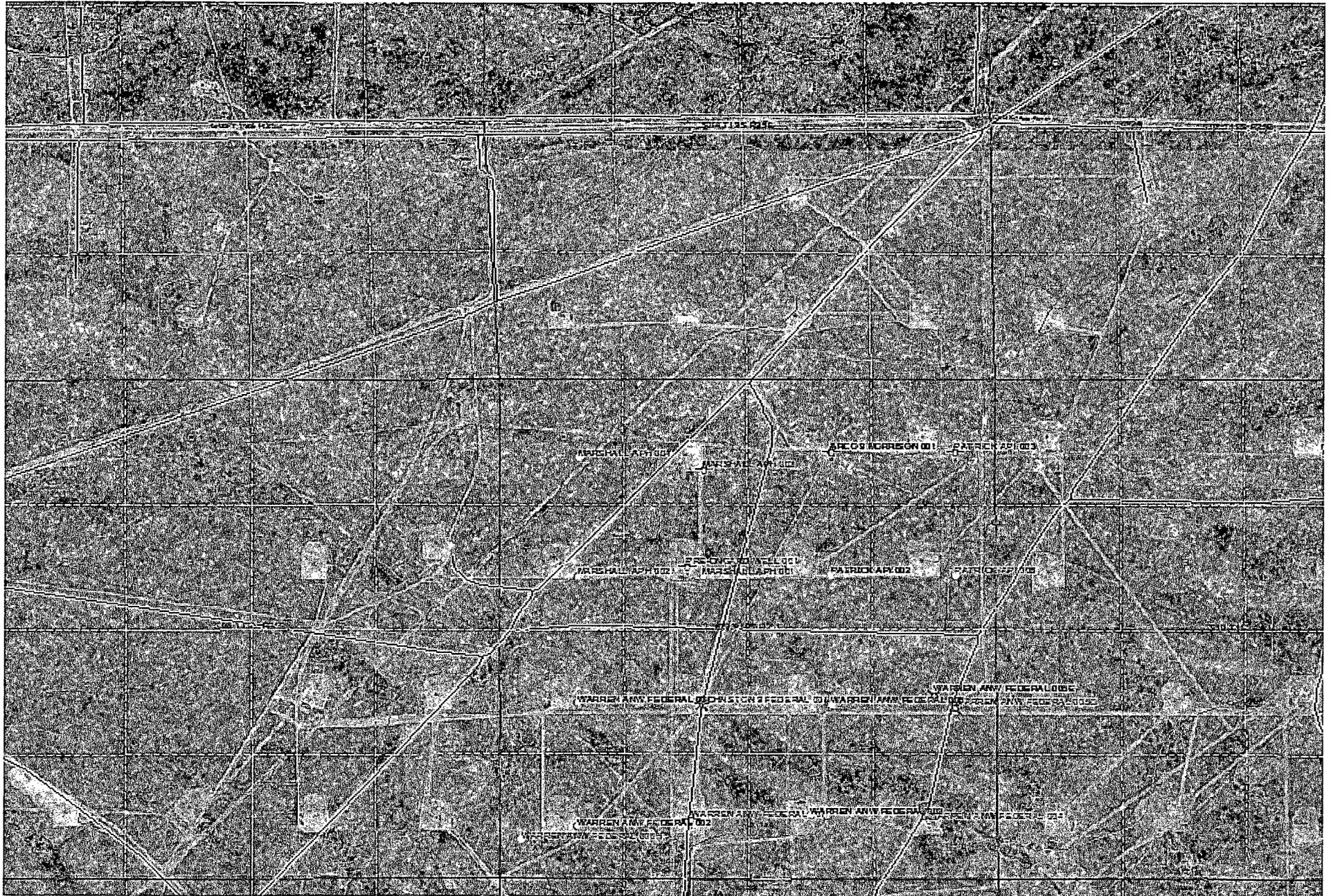
Lat : 32.68261  
Long: -104.50022

---

**This message may contain confidential information and is intended for the named recipient only. If you are not the intended recipient you are notified that disclosing, copying, distributing or taking any action in reliance on the contents of this information is strictly prohibited. E-mail transmission cannot be guaranteed to be secure or error-free as information could be intercepted, corrupted, lost, destroyed, arrive late or incomplete, or contain viruses. The sender therefore does not accept liability for any errors or omissions in the contents of this message, which arise as a result of e-mail transmission. If verification is required please request a hard-copy version.**

---





**Bratcher, Mike, EMNRD**

REVISED

**From:** Bob Asher <BobA@yatespetroleum.com>  
**Sent:** Monday, August 05, 2013 8:01 AM  
**To:** Bratcher, Mike, EMNRD; Dade, Randy, EMNRD  
**Cc:** Amber Cannon; Katie Parker; Lupe Carrasco  
**Subject:** RE: Release (Johnson BE Battery)

Randy,

Per our telephone conversation this morning, the actual amount released was 70 B/PW with 0 B/PW recovered. The remaining produced water was recovered by vacuum trucks while the pipe line was being repaired. Corrected information below.

**Yates Petroleum Corporation is reporting a release at the following location (8/2/2013).**

**Johnston BE Battery**  
**30-015-20054**  
**Section 8, T19S-R25E**  
**Eddy County, New Mexico**

**Released: Approximately 70 B/PW; Recovered: 0 B/PW.**

**Cause of release is from a pipe line release. Well(s) shut in. Release area isolated. Vacuum truck(s) and backhoe crew were called.**

**A Form C-141 Initial will be submitted with complete information.**

Thank you.

**Robert Asher**  
**Yates Petroleum Corporation**  
[boba@yatespetroleum.com](mailto:boba@yatespetroleum.com)

---

**From:** Bob Asher  
**Sent:** Monday, August 05, 2013 7:37 AM  
**To:** ([mike.bratcher@state.nm.us](mailto:mike.bratcher@state.nm.us)); ([Randy.Dade@state.nm.us](mailto:Randy.Dade@state.nm.us))  
**Cc:** Amber Cannon; Katie Parker; Lupe Carrasco  
**Subject:** Release (Johnson BE Battery)

**Yates Petroleum Corporation is reporting a release at the following location (8/2/2013).**

**Johnston BE Battery**  
**30-015-20054**  
**Section 8, T19S-R25E**  
**Eddy County, New Mexico**

**Released: Approximately 1100 B/PW; Recovered: 1040 B/PW.**

**Cause of release is from a pipe line release. Well(s) shut in. Release area isolated. Vacuum truck(s) and backhoe crew were called.**

A Form C-141 Initial will be submitted with complete information.

Thank you.

**Robert Asher**

**NM Environmental Regulatory Supervisor**

Yates Petroleum Corporation

105 S. 4<sup>th</sup> Street

Artesia, NM 88210

575-748-4217 (Office)

575-365-4021 (Cell)

---

**This message may contain confidential information and is intended for the named recipient only. If you are not the intended recipient you are notified that disclosing, copying, distributing or taking any action in reliance on the contents of this information is strictly prohibited. E-mail transmission cannot be guaranteed to be secure or error-free as information could be intercepted, corrupted, lost, destroyed, arrive late or incomplete, or contain viruses. The sender therefore does not accept liability for any errors or omissions in the contents of this message, which arise as a result of e-mail transmission. If verification is required please request a hard-copy version.**

---

8/22/13 - F/u phone conversation. per Austin  
Weyant - this release belongs to Agave -  
Not Yates. This is a gas Release.  
Jean Marie Warren