

Bratcher, Mike, EMNRD

From: Amanda Trujillo [atrujillo@yatespetroleum.com]
Sent: Monday, December 20, 2010 3:00 PM
To: 'jamos@blm.gov'
Cc: Bratcher, Mike, EMNRD; 'Alan & Cheryl'; Jerry Fanning
Subject: RE: Federal CW-B No4 Section 1, 19s, 24e
Attachments: NWO Federal CW-B#4.pdf

Jim:

I submitted request for Final Closure and results to the OCD as of November 5, 2010. I have not received any information back yet. I specified the request for closure to OCD on the Notice of Written Order, submitted to your office on November 16, 2010. Please see the attached documentation.

Thank you,

Amanda N. Trujillo
Environmental Scientist
Yates Petroleum Corporation
Office 575-748-4310
Cell 575-703-6537
Email atrujillo@yatespetroleum.com

-----Original Message-----

From: jamos@blm.gov [<mailto:jamos@blm.gov>]
Sent: Monday, December 20, 2010 7:39 AM
To: Amanda Trujillo
Subject: Fw: Federal CW-B No4 Section 1, 19s, 24e

Amanda,

You pulled samples Oct. 25th, can you provide the results and a plan for final closure?

thanks

----- Forwarded by James Amos/CFO/NM/BLM/DOI on 12/20/2010 07:31 AM -----

"Alan & Cheryl"
<ahowell@pvtnetworks.net>

12/20/2010 07:16
AM

"Amanda Trujillo"
<atrujillo@yatespetroleum.com>

To

cc

<James.Amos@blm.gov>,
<mike.bratcher@state.nm.us>,
<ahowell@pvtnetworks.net>

Subject

Federal CW-B No4 Section 1, 19s,
24e

BLM Copy

Number 11-JA-002W

Page of

☒ Certified Mail - Return
Receipt Requested
70091410000021827303

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT

NOTICE OF WRITTEN ORDER

IDENTIFICATION	
IID	
Lease	NMNM0439491
CA	
Unit	
PA	

Bureau of Land Management Office CARLSBAD FIELD OFFICE				Operator YATES PETROLEUM CORPORATION			
Address 620 E GREENE STREET CARLSBAD NM 88220				Address 105 S 4TH STREET ARTESIA NM 88210			
Telephone 575-234-5909				Attention			
Inspector AMOS				Attn Addr			
Site Name FEDERAL CW B	Well or Facility 4	1/4 1/4 Section NWSW 1	Township 19S	Range 24E	Meridian NMP	County EDDY	State NM
Site Name	Well or Facility	1/4 1/4 Section	Township	Range	Meridian	County	State
Site Name	Well or Facility	1/4 1/4 Section	Township	Range	Meridian	County	State

The following condition(s) were found by Bureau of Land Management Inspectors on the date and at the site(s) listed above.

Date	Time (24-hour clock)	Corrective Action to be Completed by	Date Corrected	Authority Reference
10/07/2010	16:00	12/01/2010		43 CFR 3162.1.a, 3162.5-c

Remarks:

The spill event reported 4/26/10, has been excavated, probably to a closure level. However to validate, we need the excavation cleaned out and a bottom sample taken and the analyticals submitted to the BLM and OCD for potential closure of the excavation and the backfilling. Notify Jim Amos @ 575-234-5909 for witnessing of the bottom sample. Note: When cleaning out the excavation, remove the small impacted area on the downslope just outside of the fence. Probably below any closure, but visible. If the analyticals meet OCD requirements the excavation will be backfilled with soils similar to the surrounding soils and seeded with BLM #1 seed mix. This should include the traffic path from the well to the excavation. The minor pipeline leak to the east is to be cleaned up and the joint tightened as needed to prevent further seepage. If any questions (Remarks continued on following page(s).)

OCT 15 2010

PRODUCTION DEPARTMENT
RECEIVED

When the Written Order is complied with, sign this notice and return to above address:

Company Representative Title environmental scientist Signature A. Tequila Date 11/15/10
Company Comments A witnessed sampling was conducted on 10/25/10. Request for closure and all supporting documents were submitted to OCD on 11/5/10. Sealing will be done in June 2011

Warning

The Authorized Officer has authority to issue a Written Order in accordance with 43 CFR 3161.2. Written Order correction and reporting time frames begin upon receipt of this Notice or 7 business days after the date it is mailed, whichever is earlier. Each stipulation must be corrected within the prescribed time from receipt of this Notice and reported to the Bureau of Land Management Office at the address shown above. If you do not comply as noted above under "Corrective Action to be Completed By", you shall be issued an Incident of Noncompliance (INC) in accordance with 43 CFR 3163.1(a). Failure to comply with the INC may result in assessments as outlined in 43 CFR 3163.1 and may also incur civil penalties (43 CFR 3163.2). All self-certified corrections must be postmarked no later than the next business day after the prescribed time frame for correction.

Section 109(d)(1) of the Federal Oil and Gas Royalty Management Act of 1982, as implemented by the applicable provisions of the operating regulations at Title 43 CFR 3163.2(f)(1), provides that any person who "knowingly or willfully" prepares, maintains, or submits false, inaccurate, or misleading reports, notices, affidavits, records, data, or other written information required by this part shall be liable for a civil penalty of up to \$25,000 per violation for each day such violation continues, not to exceed a maximum of 20 days.

Review and Appeal Rights

A person contesting a decision shall request a State Director review of the Written Order. This request must be filed within 20 working days of receipt of the Notice with the appropriate State Director (see 43 CFR 3165.3). The State Director review decision may be appealed to the Interior Board of Land Appeals, 801 North Quincy Street, Suite 300, Arlington, VA 22203 (see 43 CFR 3165.4). Contact the above listed Bureau of Land Management office for further information.

Signature of Bureau of Land Management Authorized Officer <u>James R. Amos</u>		Date <u>10-7-10</u>	Time <u>16:00</u>
FOR OFFICE USE ONLY			
Number <u>3</u>	Date	Type of Inspection	ES

BLM Remarks, continued

contact Jim Amos.