

NM1 - 35

Part 36

MAJOR

MODIFICATION

**Documentation of
Public Notice of
Tentative Decision
February 7, 2020**

333 Rio Rancho Blvd. NE, Ste 400, Rio Rancho, NM 87124

PROJECT: 0416.18 Lea Land Landfill DATE: 4/7/2020
 0416.18

SUBJECT: Lea Land LLC (NM1-35) - TRANSMITTAL ID: 00012
 Documentation of Public Notice
 of Tentative Decision

PURPOSE: For your use VIA: Info Exchange

FROM

NAME	COMPANY	EMAIL	PHONE
Pam Gonzales 333 Rio Rancho Blvd. NE, Ste 400 Rio Rancho NM 87124 United States	Parkhill, Smith & Cooper, Inc.	pgonzales@team-psc.com	505.504.7753 x7753

TO

NAME	COMPANY	EMAIL	PHONE
Susan.LucasKamat@state.nm.us		Susan.LucasKamat@state.nm.us	

REMARKS: Good Morning Ms. Lucas Kamat,
 Available for download through this link is the Documentation of Public Notice of Tentative Decision for the Lea Land LLC Surface Waste Management Facility Major Modification - Permit NM1-35. If you have questions concerning this download, please contact Pam Gonzales at 505-401-3734.

DESCRIPTION OF CONTENTS

QTY	DATED	TITLE	NOTES
1	4/7/2020	2020-04-07_0416.18_LeaLand_Proof.of.Notice.Pkg_FINAL.pdf	

COPIES:

Stephanie Grantham (Lea Land LLC)
 Charles Fiedler (Parkhill, Smith & Cooper, Inc.)
 Jim.Griswold@state.nm.us
 Mark Turnbough, PhD (Mark Turnbough)
 WBCSW@aol.com



April 7, 2020

Ms. Susan A. Lucas Kamat
Environmental Scientist - Advanced
Oil Conservation Division
Energy, Minerals, and Natural Resources Department
1220 South St. Francis Drive
Santa Fe, NM 87505

**Re: Documentation of Public Notice of Tentative Decision
Lea Land LLC Surface Waste Management Facility
Major Modification – Permit NM1-35**

Dear Ms. Lucas Kamat,

On behalf of our client, Lea Land, LLC, Gordon Environmental/PSC (Gordon/PSC) is pleased to submit to the Oil Conservation Division (OCD) the enclosed documentation comprising proof of Notice of Tentative Decision per 19.15.36.9.F NMAC for the proposed Lea Land LLC Major Modification of Commercial Surface Waste Management Facility Permit NM1-35 (Permit Modification).

OCD issued the Tentative Decision for the Lea Land LLC Permit Modification NM1-35 on 01/24/2020. Upon receipt of the OCD's proposed decision to approve the Permit Modification with conditions, the Applicant is required to provide written notice by certified mail (return-receipt requested) of the OCD's proposed decision to surface owners within one-half mile of the facility boundary (19.15.36.9.C(1) NMAC). The Lea Land LLC facility is located in Lea County, New Mexico (NM). The Lea County Assessor maintains property records online at: <http://emaps.emapsplus.com/standard/leaconm.html>. Gordon/PSC reviewed the Assessor's records in order to update the list of surface owners within one-half mile of the Lea Land LLC site (**Attachment 1**) and **Attachment 2** lists "Interested Parties Notified by Mailing" (i.e., regular mail). A corresponding map, identifying the surface owners of record, is provided as **Attachment 3**. The Notice language (per 19.15.36.9.D NMAC) is provided as **Attachment 4**; and this language was approved by OCD on 01/31/2020. Notice was mailed to surface owners within one-half mile of the Lea Land LLC facility boundary on 01/31/2020 as identified on **Attachment 1**, and copies of the certified mailings and return receipts are provided as **Attachment 5**.

The Applicant is also required to publish notice in a newspaper of general circulation in the county where the surface waste management facility is or will be located (19.15.36.9.C(2) NMAC). Notice was published in the Hobbs News-Sun, Lea County's local newspaper, on 02/06/2020, and also published in the Carlsbad Current-Argus on 02/06/2020 as a courtesy. A copy of the newspaper ads and Affidavit of Publication is provided as **Attachment 6**.

A list of persons (including email addresses) who have requested notification of application was provided by OCD as an attachment to the Tentative Decision dated 01/24/2020. Gordon/PSC issued an email containing the Notice to these persons on 01/31/2020 (19.15.36.9.C(3) NMAC). A copy of this email Notice is provided as **Attachment 7**.

As requested mailings (certified mail/return-receipt requested) were also issued to local, state, federal, and tribal governmental agencies as identified by the OCD per 19.15.36.9.C(4) NMAC and your Tentative Decision:

- Lea County, NM
- NM State Land Office
- US Bureau of Land Management
- Eddy County, NM
- Hobbs, NM
- Carlsbad, NM

Mailings were issued on 01/31/2020; and copies of the certified mailings and return receipts are provided as **Attachment 5**.

Per 19.15.36.9.E NMAC, Notice mailings (or email) to both owners of record, governmental and tribal entities, and interested persons identified by OCD, were completed on or before the date of publication of the Notice in the Hobbs News-Sun and the Carlsbad Current-Argus (i.e., 02/06/2020).

We appreciate your review of the Notice of Tentative Decision documentation and look forward to working with you on finalizing the Major Modification of Commercial Surface Waste Management Facility Permit NM1-35 for the Lea Land LLC Surface Waste Management Facility project. Please contact us with your comments or questions at 505.867.6990 or cfiedler@team-psc.com.

Sincerely,

GORDON ENVIRONMENTAL / PSC

By  P.E.

Charles W. Fiedler, P.E.
Principal

cc: Mr. Jim Griswold, Chief, Environmental Bureau, Oil Conservation Division
Ms. Stephanie Grantham, Project Director, Lea Land LLC
Mr. Mark Turnbough, PhD., Senior Consultant
Mr. I. Keith Gordon, P.E., Principal, IKG, LLC

Attachments:

- Attachment 1: Surface Owners of Record within ½-Mile of the Lea Land LLC Site
- Attachment 2: Interested Parties Notified by Mail
- Attachment 3: ½-Mile Radius Map
- Attachment 4: Notice Language
- Attachment 5: Certified Mailing and Return Receipts
- Attachment 6: Affidavit of Publication, Hobbs News-Sun and Carlsbad Current Argus
- Attachment 7: Email to Interested Persons

Attachment 1

Surface Owners of Record within ½-Mile of the Lea Land LLC Site

TABLE I.A.1 - Surface Owners of Record within 1/2-mile of the Site^{1,2}

OWNER	UPC	ADDRESS	CITY	STATE	ZIP
Lea Land LLC	--	1300 W. Main St.	Oklahoma City	OK	73106
Lea Land Inc	--	1300 W. Main St.	Oklahoma City	OK	73106
Enviro-American Inc	--	1300 W. Main St.	Oklahoma City	OK	73106
County of Eddy	4186120075144	55 Buffalo Grass Road	Loco Hills	NM	88255
BES Properties LLS	4186120281432	502 E. Center Avenue	Carlsbad	NM	88220
Titan Lansing Transloading LLC	4186120363141	PO Box 3860	Lubbock	TX	79452
Intrepid Potash New Mexico LLC	4183121131398	1001 17th Street, Suite 1050	Denver	CO	80202
	4183121264666				
	4183121396398				
Controlled Recovery, Inc; Harding & Carbone Inc	4000401630001	1235 North Loop West, Suite 205	Houston	TX	77008
	4000401630002				
Transwestern Pipeline Co	4000901220001	1900 Dalrock Road	Rowlett	TX	75088
Bureau of Land Management ³	NA ⁶	620 E. Greene St.	Carlsbad	NM	88220
Lea County Commissioners ⁴	NA ⁶	100 N. Main Avenue, Suite 4	Lovington	NM	88260
Lea County Manager ⁴	NA ⁶	100 N. Main Avenue, Suite 4	Lovington	NM	88260
Eddy County Manager ⁵	NA ⁶	101 West Greene Street	Carlsbad	NM	88220
Eddy County Comissioners ⁵	NA ⁶	101 West Greene Street	Carlsbad	NM	88220
New Mexico State Land Office ⁵	NA ⁶	P.O. Box 1148	Santa Fe	NM	87504-1148

Notes:

¹ Lea County, NM data obtained from: <http://emaps.emapsplus.com/standard/leaconm.html>

² Eddy County, NM data obtained from: <https://portico.mygisonline.com/html5/?viewer=eddynm>

³ Surface owner of record within 1/2-mile of Lea Land LLC site.

⁴ County Government of the county in which Lea Land LLC is located (Lea County).

⁵ Notice sent as courtesy.

⁶ NA - Notified party is not associated with a specific Parcel Code (i.e., UPC).



Lea County

GIS INTERNET REPORT



Page 1 of 3

Assessment Information

OWNER NUMBER: 205480

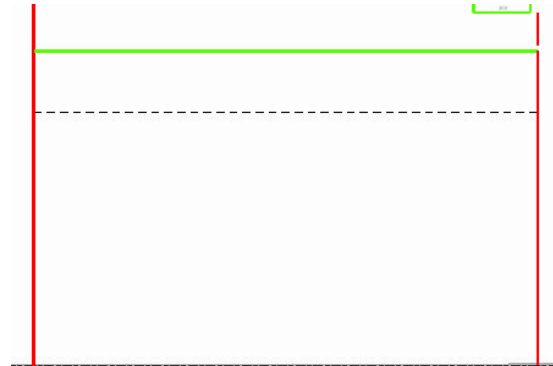
UPC CODE: 4990610083207

PARCEL NUMBER: 4990610083207

Owner Information	
Owner:	LEA LAND LLC
Mailing Address:	1300 WEST MAIN ST OKLAHOMA CITY OK 73106
Property Address:	

Subdivision Information	
Name:	
Unit:	
Block	
Lot:	

Legal Information
100.00 AC SW4



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Lea County

GIS INTERNET REPORT



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Other Information			
Taxable Value:	\$11,398.00	Deed Book:	1573
Exempt Value:	\$0.00	Deed Page:	477
Net Value	\$11,398.00	District:	160
Livestock Value:	\$0.00	Section:	32
Manufactured Home Value:	\$0.00	Township:	20
Personal Property:	\$0.00	Range:	32
Land Value:	\$34,194.00	Date Filed:	
Improvement Value:	\$0.00	Most Current Tax:	\$302.96
Full Value:	\$34,194.00	Year Recorded:	

Square Foot and Year Built listed only to be used for comparative purposes, NOT to be used for commerce.

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Lea County

GIS INTERNET REPORT



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Assessment Information

OWNER NUMBER: 40197

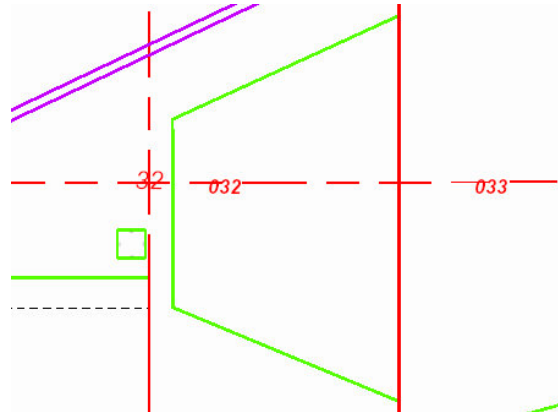
UPC CODE: 4000401970001

PARCEL NUMBER: 4000401970001

Owner Information	
Owner:	LEA LAND INC
Mailing Address:	1300 W MAIN OKLAHOMA CITY OK 73106
Property Address:	

Subdivision Information	
Name:	
Unit:	
Block	
Lot:	

Legal Information
168.48 AC LOC SW4



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Lea County

GIS INTERNET REPORT



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Other Information			
Taxable Value:	\$19,832.00	Deed Book:	1435
Exempt Value:	\$0.00	Deed Page:	485
Net Value	\$19,832.00	District:	160
Livestock Value:	\$0.00	Section:	32
Manufactured Home Value:	\$0.00	Township:	20
Personal Property:	\$0.00	Range:	32
Land Value:	\$57,570.00	Date Filed:	
Improvement Value:	\$1,926.00	Most Current Tax:	\$510.97
Full Value:	\$59,496.00	Year Recorded:	

Square Foot and Year Built listed only to be used for comparative purposes, NOT to be used for commerce.

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Lea County

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Assessment Information

OWNER NUMBER: 203984

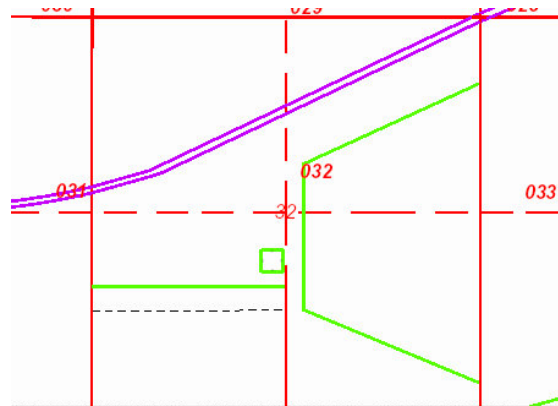
UPC CODE: 4960818083325

PARCEL NUMBER: 4960818083325

Owner Information	
Owner:	ENVIRO-AMERICAN INC
Mailing Address:	1300 W MAIN STREET OKLAHOMA CITY OK 33106
Property Address:	

Subdivision Information	
Name:	
Unit:	
Block	
Lot:	

Legal Information
363.29 AC LOC NE4



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Lea County

GIS INTERNET REPORT



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Other Information			
Taxable Value:	\$36,390.00	Deed Book:	1435
Exempt Value:	\$0.00	Deed Page:	485
Net Value	\$36,390.00	District:	160
Livestock Value:	\$0.00	Section:	32
Manufactured Home Value:	\$0.00	Township:	20
Personal Property:	\$0.00	Range:	32
Land Value:	\$109,170.00	Date Filed:	
Improvement Value:	\$0.00	Most Current Tax:	\$967.27
Full Value:	\$109,170.00	Year Recorded:	

Square Foot and Year Built listed only to be used for comparative purposes, NOT to be used for commerce.

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Account: R037313

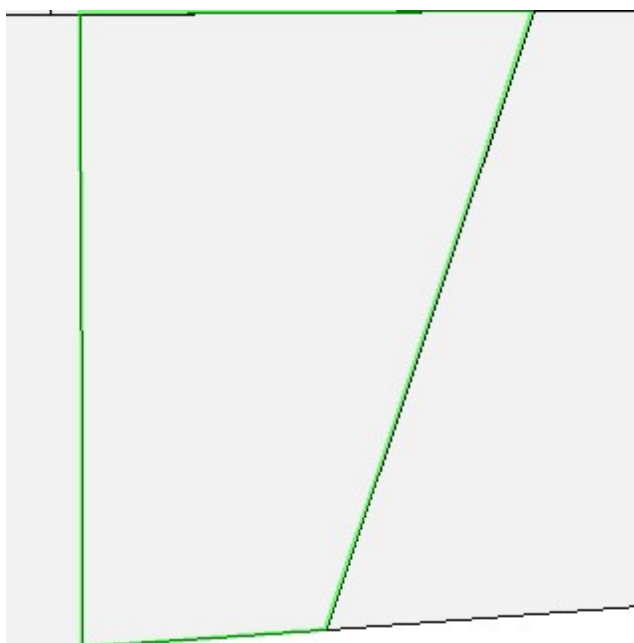
***Mill Levy does not include Special District Rates such as Penasco, Carlsbad Soil & Water, Central Valley, Eagle Draw, PVC, Cottonwood, and Hackberry**

<u>Location</u>	<u>Owner Information</u>	<u>Assessment History</u>								
<p>Account Number R037313</p> <p>Situs Address 55 BUFFALO GRASS ROAD</p> <p>Tax Area CO_NR - CARLSBAD-OUT (Nonresidential)</p> <p>Parcel Number 4-186-120-075-144</p> <p>Legal Summary Quarter: NW S: 36 T: 20S R: 31E BEG AT NW COR SEC 36, N89°44'32"E-2161.62', S18°31'15"W-3115.89', S85°40'41"W-1160.66', N00°11'38"W-377.58', N00°16'26"W-2654.92' TO POB. THIS ALSO INCLUDE A PORTION IN THE SW4 Quarter: SW S: 36 T: 20S R: 31E LEGAL IS DESCRIBED IN THE NW4</p> <p>Map Number MAP# 174-36-1</p> <p>Parcel Size 114.10 AC</p>	<p>Owner Name COUNTY OF EDDY</p> <p>In Care Of Name EDDY COUNTY ADMINISTRATION COMPLEX, STE 110</p> <p>Owner Address 101 W GREENE ST CARLSBAD, NM 88220</p>	<p>Actual Value (2018) \$11,409</p> <p>Primary Taxable \$3,803</p> <p>Exempt (\$3,803)</p> <p>Adjusted Taxable Total \$0</p> <p>Tax Area: CO_NR Mill Levy: 22.635000</p> <table border="1"> <thead> <tr> <th>Type</th> <th>Actual</th> <th>Assessed</th> <th>Acres</th> </tr> </thead> <tbody> <tr> <td>Exempt Land</td> <td>\$11,409</td> <td>\$3,803</td> <td>114.100</td> </tr> </tbody> </table>	Type	Actual	Assessed	Acres	Exempt Land	\$11,409	\$3,803	114.100
Type	Actual	Assessed	Acres							
Exempt Land	\$11,409	\$3,803	114.100							

<u>Tax History</u>	<u>Taxes</u>
Tax Year	
	*2019 \$0.00
	2018 \$0.00
* Estimated	

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Account: R100316

***Mill Levy does not include Special District Rates such as Penasco, Carlsbad Soil & Water, Central Valley, Eagle Draw, PVC, Cottonwood, and Hackberry**

[Location](#)

Account Number R100316
Situs Address 6169 HOBBS HWY
Tax Area CO_NR - CARLSBAD-OUT (Nonresidential)
Parcel Number 4-186-120-281-432

Legal Summary Quarter: NE S: 36 T: 20S R: 31E Quarter: NW S: 36 T: 20S R: 31E Quarter: SW S: 36 T: 20S R: 31E Quarter: SE S: 36 T: 20S R: 31E BEG AT SE COR SEC 36, N00°14'15"W-2403.30', S85°40'59"W-5288'+/-, S-2000'+/-, E-5282'+/- TO POB MAP# 174-36-3 LOC 6169 HOBBS HWY ODD SHAPE PARCEL LEASED TO TOM ELLIS

Map Number
Parcel Size

[Owner Information](#)

Owner Name BES PROPERTIES LLS
Owner Address 502 E CENTER AVENUE CARLSBAD, NM 88220

[Assessment History](#)

Actual Value (2018)	\$840
Primary Taxable	\$280
Tax Area: CO_NR Mill Levy:	22.635000
Type	Actual Assessed Units
Agriculture	\$840
Land	\$280 266.800

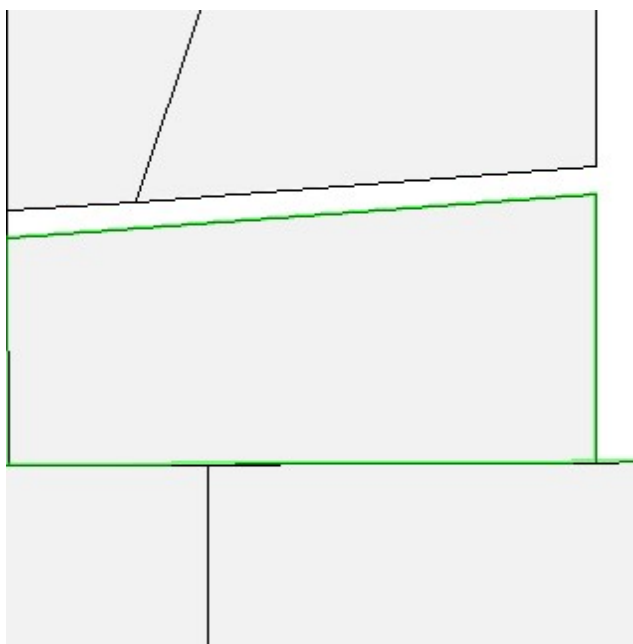
[Tax History](#)

Tax Year	Taxes
*2019	\$6.52
2018	\$6.52

* Estimated

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Account: R100315

***Mill Levy does not include Special District Rates such as Penasco, Carlsbad Soil & Water, Central Valley, Eagle Draw, PVC, Cottonwood, and Hackberry**

[Location](#)

Account Number R100315
Situs Address 44 BUFFALO GRASS ROAD
Tax Area CO_NR - CARLSBAD-OUT (Nonresidential)
Parcel Number 4-186-120-363-141
Legal Summary Quarter: NE S: 36 T: 20S R: 31E Quarter: NW S: 36 T: 20S R: 31E Quarter: SW S: 36 T: 20S R: 31E Quarter: SE S: 36 T: 20S R: 31E BEG AT NE COR SEC 36, S00°15'42" E-2655.23', S85°40'59"W-4140.77', N18°31'58"E-3116.06', N89°44'41" E-482.02', N89°46'38"E-2644.47' TO POB MAP# 174-36-2 B/S CAB# 5-697-1 LOC 44 BUFFALO GRASS ROAD ODD SHAPE
Map Number
Parcel Size

[Owner Information](#)

Owner Name TITAN LANSING TRANSLOADING LLC
Owner Address PO BOX 3860 LUBBOCK, TX 79452

[Assessment History](#)

Actual Value (2018)	\$5,754,222		
Primary Taxable	\$1,918,074		
Tax Area: CO_NR	Mill Levy: 22.635000		
Type	Actual	Assessed	Units
Non-Residential Land	\$579,498	\$193,166	231.800
Non-Residential Improvement	\$5,174,724	\$1,724,908	

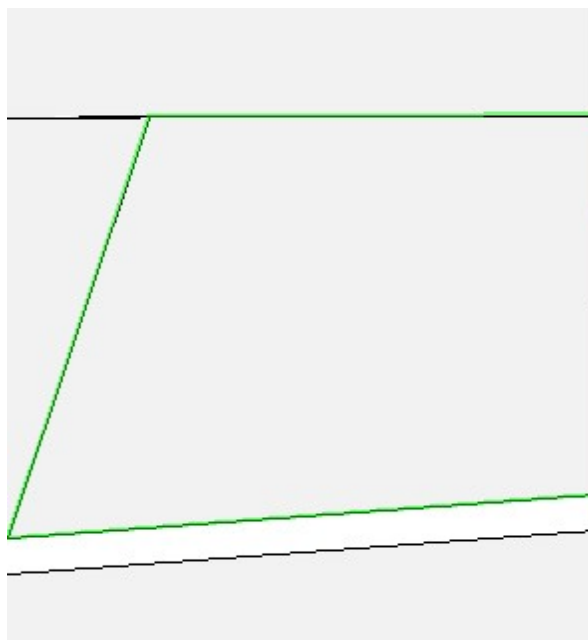
[Tax History](#)

Tax Year	Taxes	
*2019	\$44,758.26	
2018	\$44,758.26	

* Estimated

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Account: R101109

***Mill Levy does not include Special District Rates such as Penasco, Carlsbad Soil & Water, Central Valley, Eagle Draw, PVC, Cottonwood, and Hackberry**

Location	Owner Information	Assessment History
Account Number R101109 Situs Address 171 RED CLOUD ROAD Tax Area CO_NR - CARLSBAD-OUT (Nonresidential) Parcel Number 4-183-121-131-398 Legal Summary Quarter: NW S: 4 T: 21S R: 31E LOTS 11,12,13,14 (W2S2N2) PATENT# 30-2014-0010 MAP# 208-4-3 LOC 171 RED CLOUD RD STATE ASSESSED	Owner Name INTREPID POTASH NEW MEXICO LLC Owner Address 1001 17TH STREET SUITE 1050 DENVER, CO 80202	Actual Value (2015) \$0 No taxable value types

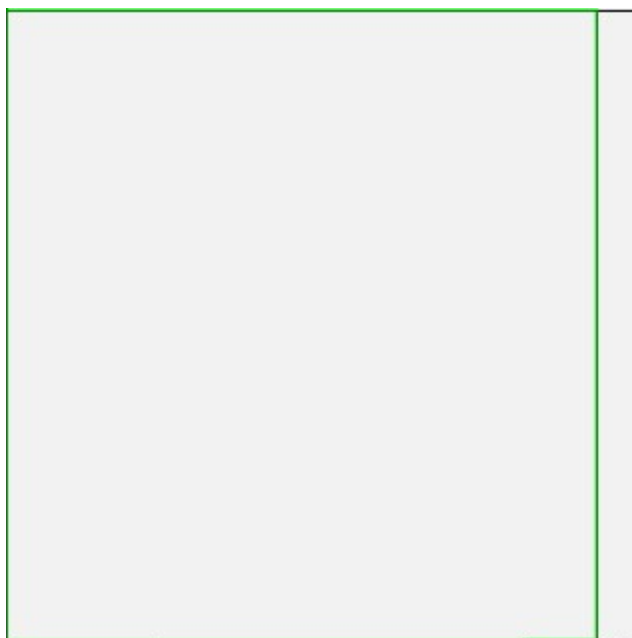
Map Number
Parcel Size

[Tax History](#)

Tax Year	Taxes
*2019	\$0.00
2018	\$0.00
* Estimated	

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Account: R055094

***Mill Levy does not include Special District Rates such as Penasco, Carlsbad Soil & Water, Central Valley, Eagle Draw, PVC, Cottonwood, and Hackberry**

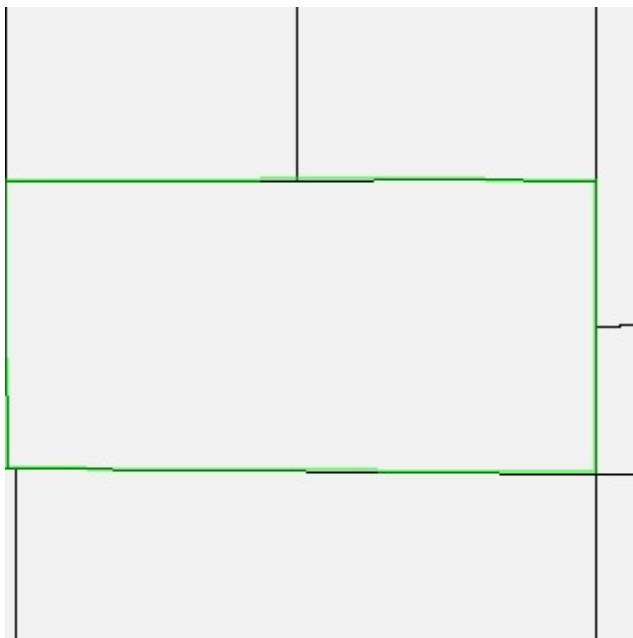
Location	Owner Information	Assessment History
Account Number R055094 Situs Address 210 RED CLOUD ROAD Tax Area CO_NR - CARLSBAD-OUT (Nonresidential) Parcel Number 4-183-121-264-666 Legal Summary Quarter: SW S: 4 T: 21S R: 31E Quarter: SE S: 4 T: 21S R: 31E S2 MAP# 208-4-5 LOC 210 RED CLOUD ROAD STATE ASSESSED Map Number Parcel Size	Owner Name INTREPID POTASH NEW MEXICO LLC Owner Address 1001 17TH STREET SUITE 1050 DENVER, CO 80202	Actual Value (2005) \$0 No taxable value types

[Tax History](#)

Tax Year	Taxes
*2019	\$0.00
2018	\$0.00
* Estimated	

[Images](#)

- [GIS](#)

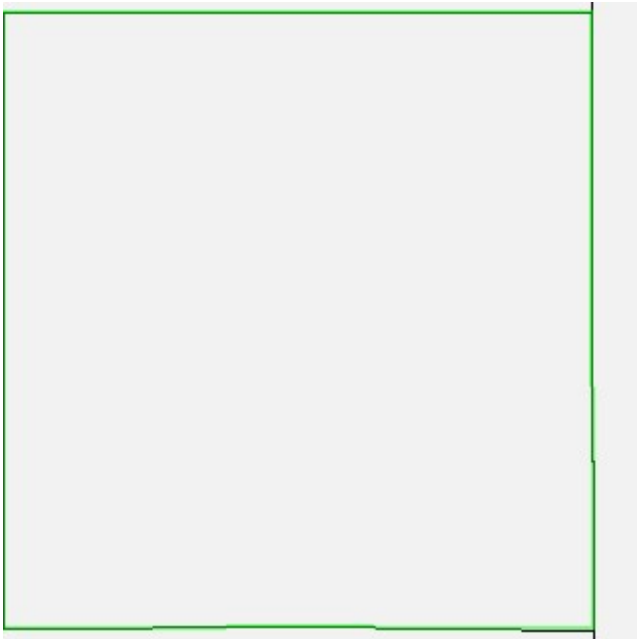


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- [County Treasurer](#)
- [County Assessor](#)
- [County Clerk](#)
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Account: R101108

***Mill Levy does not include Special District Rates such as Penasco, Carlsbad Soil & Water, Central Valley, Eagle Draw, PVC, Cottonwood, and Hackberry**

Location	Owner Information	Assessment History
Account Number R101108 Situs Address RED CLOUD ROAD Tax Area CO_NR - CARLSBAD-OUT (Nonresidential) Parcel Number 4-183-121-396-398 Legal Summary Quarter: NE S: 4 T: 21S R: 31E LOTS 9,10,15,16 (E2S2N2) PATENT# 30-2014-0010 MAP# 208-4-2 LOC-E OF 171 RED CLOUD RD STATE ASSESSED Map Number Parcel Size	Owner Name INTREPID POTASH NEW MEXICO LLC Owner Address 1001 17TH STREET SUITE 1050 DENVER, CO 80202	Actual Value (2015) \$0 No taxable value types

Tax History	Images						
<table border="1"> <thead> <tr> <th>Tax Year</th> <th>Taxes</th> </tr> </thead> <tbody> <tr> <td>*2019</td> <td>\$0.00</td> </tr> <tr> <td>2018</td> <td>\$0.00</td> </tr> </tbody> </table> <p>* Estimated</p>	Tax Year	Taxes	*2019	\$0.00	2018	\$0.00	<ul style="list-style-type: none"> • GIS 
Tax Year	Taxes						
*2019	\$0.00						
2018	\$0.00						

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Owner Information

Owner # 40163 **District** 160
CONTROLLED RECOVERY INC
HARDING & CARBONE INC %
1235 NORTH LOOP WEST
SUITE 205
HOUSTON TX 77008

Estimated Taxes for Owner

Estimated Tax Estimated Year used
\$1073.20 2018

Calculate Estimated Tax

Recap Value Information

Central Full Value	0	Full Value	117597
Land Full Value	41325	Taxable Value	39199
Improvements Full value	76272	Exempt Value	0
Personal Property Full Value	0	Net Value	39199
Manufactured Home Full Value	0		
Livestock Full Value	0		

Property Information

Property Code 4000401630001
Book 072 **Page** 45 **Reception#** 0
Physical Address 6601 E HOBBS HWY
Bldg Apt

Property Value Information

150 Non-Residential Land	255.67	0.00	41325
170 Residential Land	0.00	0	
210 Residential Improvements	0.00	0	
240 Non-Residential Improvements	0.00	0	
224 Non-Residential Improvements	0.00	29334	

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Owner Information

Owner # 40163 **District** 160
CONTROLLED RECOVERY INC
HARDING & CARBONE INC %
1235 NORTH LOOP WEST
SUITE 205
HOUSTON TX 77008

Estimated Taxes for Owner

Estimated Tax Estimated Year used
\$1073.20 2018

Calculate Estimated Tax

Recap Value Information

Central Full Value	0	Full Value	117597
Land Full Value	41325	Taxable Value	39199
Improvements Full value	76272	Exempt Value	0
Personal Property Full Value	0	Net Value	39199
Manufactured Home Full Value	0		
Livestock Full Value	0		

Property Information

Property Code 4000401630002
Book 072 **Page** 45 **Reception#** 0
Physical Address W CARLSBAD HWY
Bldg Apt

Appraisal Information

Basement Sq. Ft. 0 First Floor Sq. Ft. 2086 Second Floor Sq. Ft. 0 Year built 1960
Basement Sq. Ft. 0 First Floor Sq. Ft. 1 Second Floor Sq. Ft. 0 Year built 0

Property Value Information

210 Residential Improvements 0.00 0
224 Non-Residential Improvements 0.00 46938

[Click to Print](#)

Owner Information

Owner # 90122 District 160
TRANSWESTERN PIPELINE CO

1900 DALROCK ROAD

ROWLETT TX 75088

Estimated Taxes for Owner

Estimated Tax Estimated Year used
\$171895.46 2018

[Calculate Estimated Tax](#)

Recap Value Information

Central Full Value	18835794	Full Value	18835794
Land Full Value	0	Taxable Value	6278598
Improvements Full value	0	Exempt Value	0
Personal Property Full Value	0	Net Value	6278598
Manufactured Home Full Value	0		
Livestock Full Value	0		

Property Information

Property Code 4000901220001

Book Page 0 Reception# 0
Physical Address
Bldg Apt

Property Value Information

030 Non-Residential Central Assessed 0.00 18835794

Attachment 2
Interested Parties Notified By Mailing

TABLE I.A.2 - Interested Parties Notified by Mailing

OWNER	ADDRESS	CITY	STATE	ZIP
Field Supervisor, US Fish & Wildlife Service	2105 Osuna Rd Northeast	Albuquerque	NM	87113-1001
State Historic Preservation Officer	407 Galisteo, Suite 236	Santa Fe	NM	87501
Dr. Harry Bishara	P.O. Box 748	Cuba	NM	87013
Sam Cobb, City of Hobbs	200 E. Broadway	Hobbs	NM	88240
Rebecca Long, Lea County Commission	100 N. Main Avenue, Suite 4	Lovington	NM	88260
Stephanie Garcia Richards, NMSLO	P.O. Box 1148	Santa Fe	NM	87504
Mike Sloane, NM Dept of Game and Fish	1 Wildlife way	Santa Fe	NM	87507
John D'Antonio, Jr., NMOSE	P.O. Box 25102	Santa Fe	NM	87504-5102
William Fetner	121 Tijeras Ave NW	Albuquerque	NM	87102

Notes:

1. *Interested Parties List provided by OCD by email on 01/28/2020.*
2. *Interested Parties Mailing List (Updated 02/26/2018) taken from OCD website [<http://www.emnrd.state.nm.us/OCD/envbureau.html>].*



333 Rio Rancho Blvd. NE, Suite 400
Rio Rancho, New Mexico 87124

Field Supervisor, US Fish & Wildlife
Service

2105 Osuna Rd Northeast
Albuquerque, NM 87113-1001



333 Rio Rancho Blvd. NE, Suite 400
Rio Rancho, New Mexico 87124

State Historic Preservation Officer

407 Galisteo, Suite 236
Santa Fe, NM 87501



333 Rio Rancho Blvd. NE, Suite 400
Rio Rancho, New Mexico 87124

Dr. Harry Bishara

P.O. Box 748

Cuba, NM 87013



333 Rio Rancho Blvd. NE, Suite 400
Rio Rancho, New Mexico 87124

Sam Cobb, City of Hobbs

200 E. Broadway

Hobbs, NM 88240



333 Rio Rancho Blvd. NE, Suite 400
Rio Rancho, New Mexico 87124

Rebecca Long, Lea County Commission
100 N. Main Avenue, Suite 4
Lovington, NM 88260



333 Rio Rancho Blvd. NE, Suite 400
Rio Rancho, New Mexico 87124

Stephanie Garcia Richards, NMSLO
P.O. Box 1148
Santa Fe, NM 87504



333 Rio Rancho Blvd. NE, Suite 400
Rio Rancho, New Mexico 87124

Mike Sloane, NM Dept of Game and Fish
1 Wildlife way
Santa Fe, NM 87507



333 Rio Rancho Blvd. NE, Suite 400
Rio Rancho, New Mexico 87124

John D'Antonio, Jr., NMOSE

P.O. Box 25102

Santa Fe, NM 87504-5102



333 Rio Rancho Blvd. NE, Suite 400
Rio Rancho, New Mexico 87124

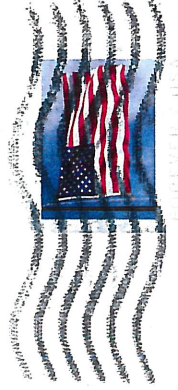
William Fetner

121 Tijeras Ave NW

Albuquerque, NM 87102



363 Rio Rancho Blvd. NE, Suite 400
Rio Rancho, New Mexico 87124



Received

FEB 13 2020

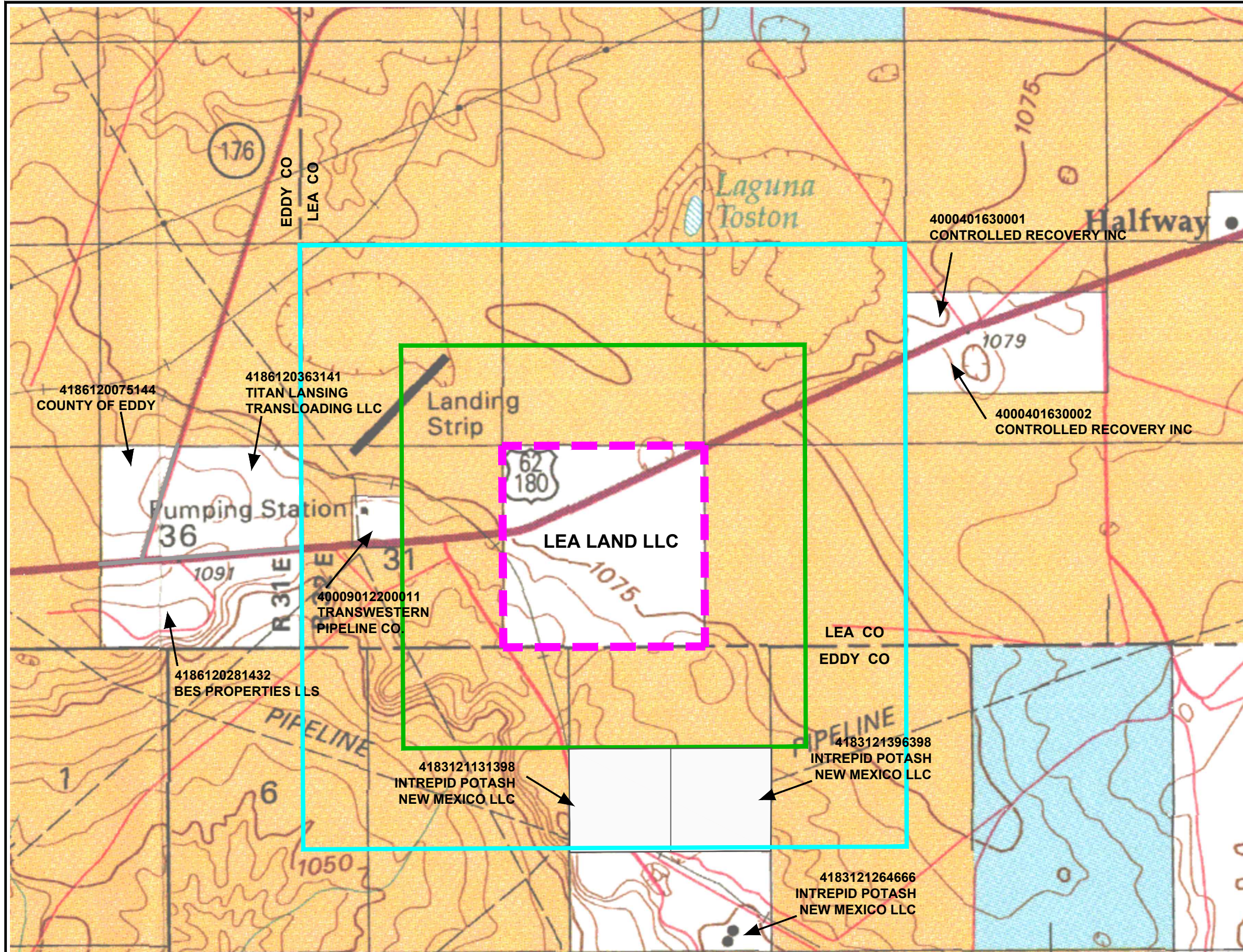
Gordon Environmental / PSC

William Fetner
121 Tijeras Ave NW
Albuquerque, NM 87102

NIATL 871 DE 1 0002/11/20
RETURN TO SENDER
INSUFFICIENT ADDRESS
UNABLE TO FORWARD
E.C. 87124346889 *6768-65631-31-41

IA
87124>1460
87102-942199

Attachment 3
½-Mile Radius Map

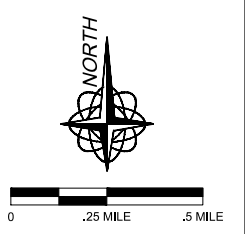


LEGEND

- - - - - SITE LOCATION
 - PUBLIC LANDS AND MONUMENTS (ADMIN. BY BLM)
 - STATE LANDS
 - PRIVATE LANDS
 - 1/2 MILE RADIUS (PUBLIC NOTICE)
 - 1 MILE RADIUS
- 4000401630001 COUNTY OF LEA 4000401630002 CONTROLLED RECOVERY INC
- 4000401630001 COUNTY OF LEA 4000401630002 CONTROLLED RECOVERY INC

NOTES:

- 1) LAND OWNERSHIP DATA PROVIDED BY THE LEA COUNTY ASSESSORS OFFICE AND IS CURRENT AS OF JANUARY, 2019 ([HTTP://EMAPS.EMAPSPLUS.COM/STANDARD/LEACONM.HTML](http://EMAPS.EMAPSPLUS.COM/STANDARD/LEACONM.HTML)).
- 2) LAND OWNERSHIP DATA PROVIDED BY THE EDDY COUNTY ASSESSORS OFFICE AND IS CURRENT AS OF JANUARY, 2019. ([HTTP://PORTICO.MYGISONLINE.COM](http://PORTICO.MYGISONLINE.COM))
- 3) LAND OWNERSHIP MAP DERIVED FROM THE HOBBS BLM EDITION 2001 SURFACE MANAGEMENT STATUS 1:100,000 SCALE.



ONE AND 1/2 MILE RADII MAP

LEA LAND LLC SURFACE WASTE MANAGEMENT FACILITY
LEA COUNTY, NEW MEXICO

333 Rio Rancho Blvd. NE
Rio Rancho, NM 87124
Phone: 505-867-6990
Fax: 505-867-6991

DATE: 01/08/2019	CAD: HALF MILE.dwg	PROJECT #: 0416.18
DRAWN BY: DMI	REVIEWED BY: CRK	
APPROVED BY: CWF	www.team-psc.com	ATTACHMENT I.A.3

Attachment 4
Notice Language

**NOTICE OF APPLICATION
LEA LAND LLC (LEA LAND) – SURFACE WASTE MANAGEMENT FACILITY**

Pursuant to 19.15.36, Oil Conservation Division Surface Waste Management Facilities regulations, Lea Land LLC (Lea Land) is providing notice that the Oil Conservation Division (OCD) has completed its technical review of the Application for a commercial waste management facility (i.e., Lea Land Facility). OCD has tentatively decided on Permit Approval (with conditions), and will be posting this decision along with the draft Permit on its website [<http://www.emnrd.state.nm.us/OCD/env-draftpublicetc.html>]

1. **Applicant's name and address:** Lea Land LLC, 1300 W. Main St., Oklahoma City, OK, 73106; Telephone: 405.236.4257.
2. **Facility location and address:** The Lea Land Facility is located approximately 27 miles east of Carlsbad and approximately 39 miles west of Hobbs, straddling US 62 at milepost marker 32 in Lea County, NM. The Lea Land site is comprised of a 642-acre ± tract of land comprising Section 32, Township 20 South, Range 32 East, in Lea County, NM. The Surface Waste Management Facility footprint will comprise 474.41 acres ± of the Lea Land site.
3. **Brief description of surface waste management facility:** The Lea Land Facility will include a liquid oil field waste Processing Area (82 acres ±) and an oil field waste Landfill (100 acres ±), and related infrastructure (118 acres±). At full build-out, the Processing Area may include an oil treatment facility consisting of an estimated 8 produced water load-out points, 12 produced water receiving tanks, 48 produced water settling tanks, 12 evaporation ponds, 5 crude oil recovery tanks, and 5 oil sales tanks; as well as 1 stabilization and solidification area; and a customer jet wash (8 bays). The Landfill disposal footprint is 100 acres ± with a waste capacity (gross airspace) of approximately 14.6 million cubic yards. In addition, various support facilities, including: a Scalehouse, waste acceptance/security features, roads, emergency shower and eyewash station, and stormwater detention basins are included with the Lea Land Facility footprint.
4. **Depth and quality of shallowest aquifer:** Based upon information projected from water wells in the region of the Lea Land site, as well as on-site monitoring wells, the shallowest potential subsurface water in the vicinity is within the Dewey Lake Redbeds, the saturated zones for which are approximately 180 feet (ft) below ground surface (bgs) at the Lea Land site. In addition, the Lea Land site characterization boring investigation results demonstrate that no shallow water is present above a depth of 180 ft bgs at any of the boring locations, and is produced in very small quantities (i.e., limited recharge). The on-site monitor wells are completed within the Dewey Lake Redbeds. Chemical analyses from these wells generally indicate a total dissolved solids concentration of approximately 800 milligrams per liter (mg/L) and a sulfate concentration of approximately 400 mg/L.
5. **The Division's Proposed Decision:** (with conditions as appropriate) is made available on the Division's website; and can be requested from the Division Clerk at:

Ms. Florene Davidson
Oil Conservation Division
1220 S. St. Francis Drive
Santa Fe, NM 87505
505.476.3458

6. The following list is a description, under consideration by the OCD, of **alternatives, exceptions** or waivers in accordance with 19.15.36.19 NMAC:

Lea Land is requesting alternatives to the requirements consistent with the flexibility provided for:

- *Landfill gas control requirements per 19.15.36.13.O NMAC*
- *Groundwater monitoring per 19.15.36.14.B(1-2) NMAC*
- *Geonet Detection and Drainage Layers per 19.15.36.14.C(3&5) NMAC*
- *Final Cover per 19.15.36.14.C(8) NMAC*
- *Bird Control Alternatives per 19.15.36.13.I and 19.15.36.17.C(3) NMAC*
- *Intermediate cover stabilization per 19.15.36.14.A(7) NMAC*
- *Final cover stabilization per 19.15.36.18.C(2)(b) NMAC*
- *Base layer compacted soil per 19.15.36.14.C(1) NMAC*
- *Leachate collection system per 19.15.36.14.C(5&6) NMAC*

Demonstrations and justifications have been provided in the associated technical documentation.

7. The procedures for requesting a hearing on the Application are outlined in 19.15.4 NMAC, as described below:

A person who wishes to comment or request a hearing shall file comments or a request for a hearing on the proposed approval with the division clerk within ninety (90) days after the date of this newspaper publication. A request for hearing shall be in writing and state specifically the reasons why a hearing should be held. The OCD director may deny a request for hearing if the director determines the person lacks standing. A hearing may be held if the director determines there is significant public interest or there are comments with technical merit. Additional information is outlined in 19.15.4 NMAC and 19.15.36 NMAC.

Interested parties may contact Ms. Susan A. Lucas Kamat, Environmental Scientist, Oil Conservation Division, at 505.476.3488 or via email at susan.lucaskamat@state.nm.us for further information.

Attachment 5
Certified Mailing and Return Receipts

7012 1010 0002 6757 2003

U.S. Postal Service™
CERTIFIED MAIL™ RECEIPT
(Domestic Mail Only; No Insurance Coverage Provided)

For delivery information visit our website at www.usps.com

OKLAHOMA CITY, OK 73106

Postage	\$3.55	\$2.85	0124
Certified Fee	\$0.00	\$0.00	02
Return Receipt Fee (Endorsement Required)	\$0.00	\$0.00	Postmark Here
Restricted Delivery Fee (Endorsement Required)	\$0.00	\$0.00	
Total Postage & Fees	\$6.95		01/31/2020

Lea Land LLC
 1300 W. Main St.
 Oklahoma City, OK 73106

PS Form 3800, August 2006 See Reverse for Instructions

7012 1010 0002 6757 1990

U.S. Postal Service™
CERTIFIED MAIL™ RECEIPT
(Domestic Mail Only; No Insurance Coverage Provided)

For delivery information visit our website at www.usps.com

OKLAHOMA CITY, OK 73106

Postage	\$3.55	\$2.85	0124
Certified Fee	\$0.00	\$0.00	02
Return Receipt Fee (Endorsement Required)	\$0.00	\$0.00	Postmark Here
Restricted Delivery Fee (Endorsement Required)	\$0.00	\$0.00	
Total Postage & Fees	\$6.95		01/31/2020

Lea Land Inc
 1300 W. Main St.
 Oklahoma City, OK 73106

PS Form 3800, August 2006 See Reverse for Instructions

7012 1010 0002 6757 1983

U.S. Postal Service™
CERTIFIED MAIL™ RECEIPT
(Domestic Mail Only; No Insurance Coverage Provided)

For delivery information visit our website at www.usps.com

OKLAHOMA CITY, OK 73106

Postage	\$3.55	\$2.85	0124
Certified Fee	\$0.00	\$0.00	02
Return Receipt Fee (Endorsement Required)	\$0.00	\$0.00	Postmark Here
Restricted Delivery Fee (Endorsement Required)	\$0.00	\$0.00	
Total Postage & Fees	\$6.95		01/31/2020

Enviro-American Inc
 1300 W. Main St.
 Oklahoma City, OK 73106

PS Form 3800, August 2006 See Reverse for Instructions

7012 1010 0002 6757 1976

U.S. Postal Service™
CERTIFIED MAIL™ RECEIPT
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For delivery information visit our website at www.usps.com

LOCO HILLS, NM 88255

Postage	\$3.55	\$2.85	0124
Certified Fee	\$0.00	\$0.00	02
Return Receipt Fee (Endorsement Required)	\$0.00	\$0.00	Postmark Here
Restricted Delivery Fee (Endorsement Required)	\$0.00	\$0.00	
Total Postage & Fees	\$6.95		01/31/2020

County of Eddy
 55 Buffalo Grass Road
 Loco Hills, NM 88255

PS Form 3800, August 2006 See Reverse for Instructions

7012 1010 0002 6757 1969

U.S. Postal Service™
CERTIFIED MAIL™ RECEIPT
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For delivery information visit our website at www.usps.com

CARLSBAD, NM 88220

Postage	\$3.55	\$2.85	0124
Certified Fee	\$0.00	\$0.00	02
Return Receipt Fee (Endorsement Required)	\$0.00	\$0.00	Postmark Here
Restricted Delivery Fee (Endorsement Required)	\$0.00	\$0.00	
Total Postage & Fees	\$6.95		01/31/2020

BES Properties LLS
 502 E. Center Avenue
 Carlsbad, NM 88220

PS Form 3800, August 2006 See Reverse for Instructions

7012 1010 0002 6757 1952

U.S. Postal Service™
CERTIFIED MAIL™ RECEIPT
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For delivery information visit our website at www.usps.com

LUBBOCK, TX 79452

Postage	\$3.55	\$2.85	0124
Certified Fee	\$0.00	\$0.00	02
Return Receipt Fee (Endorsement Required)	\$0.00	\$0.00	Postmark Here
Restricted Delivery Fee (Endorsement Required)	\$0.00	\$0.00	
Total Postage & Fees	\$6.95		01/31/2020

Titan Lansing Transloading LLC
 PO Box 3860
 Lubbock, TX 79452

PS Form 3800, August 2006 See Reverse for Instructions

7012 1010 0002 6757 1945

U.S. Postal Service™
CERTIFIED MAIL™ RECEIPT
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For delivery information visit our website at www.usps.com

DENVER, CO 80202

Postage	\$3.55	\$2.85	0124
Certified Fee	\$0.00	\$0.00	02
Return Receipt Fee (Endorsement Required)	\$0.00	\$0.00	
Restricted Delivery Fee (Endorsement Required)	\$0.00	\$0.00	
Total Postage & Fees	\$6.95	\$	01/31/2020

Intrepid Potash New Mexico LLC
1001 17th Street, Suite 1050
Denver, CO 80202

PS Form 3800, August 2006 See Reverse for Instructions

7012 1010 0002 6757 1938

U.S. Postal Service™
CERTIFIED MAIL™ RECEIPT
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For delivery information visit our website at www.usps.com

HOUSTON, TX 77008

Postage	\$3.55	\$2.85	0124
Certified Fee	\$0.00	\$0.00	02
Return Receipt Fee (Endorsement Required)	\$0.00	\$0.00	
Restricted Delivery Fee (Endorsement Required)	\$0.00	\$0.00	
Total Postage & Fees	\$6.95	\$	01/31/2020

Controlled Recovery, Inc;
Harding & Carbone Inc
1235 North Loop West, Suite 205
Houston, TX 77008

PS Form 3800, August 2006 See Reverse for Instructions

7012 1010 0002 6757 1921

U.S. Postal Service™
CERTIFIED MAIL™ RECEIPT
(Domestic Mail Only; No Insurance Coverage Provided)

For delivery information visit our website at www.usps.com

ROWLETT, TX 75088

Postage	\$3.55	\$2.85	0124
Certified Fee	\$0.00	\$0.00	02
Return Receipt Fee (Endorsement Required)	\$0.00	\$0.00	
Restricted Delivery Fee (Endorsement Required)	\$0.00	\$0.00	
Total Postage & Fees	\$6.95	\$	01/31/2020

Transwestern Pipeline Co
1900 Dalrock Road
Rowlett, TX 75088

PS Form 3800, August 2006 See Reverse for Instructions

7012 1010 0002 6757 1914

U.S. Postal Service™
CERTIFIED MAIL™ RECEIPT
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For delivery information visit our website at www.usps.com

CARLSBAD, NM 88220

Postage	\$3.55	\$2.85	0124
Certified Fee	\$0.00	\$0.00	02
Return Receipt Fee (Endorsement Required)	\$0.00	\$0.00	
Restricted Delivery Fee (Endorsement Required)	\$0.00	\$0.00	
Total Postage & Fees	\$6.95	\$	01/31/2020

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

PS Form 3800, August 2006 See Reverse for Instructions

7012 1010 0002 6757 1907

U.S. Postal Service™
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For delivery information visit our website at www.usps.com

LOVINGTON, NM 88260

Postage	\$3.55	\$2.85	0124
Certified Fee	\$0.00	\$0.00	02
Return Receipt Fee (Endorsement Required)	\$0.00	\$0.00	
Restricted Delivery Fee (Endorsement Required)	\$0.00	\$0.00	
Total Postage & Fees	\$6.95	\$	01/31/2020

Lea County Commissioners
100 N. Main Avenue, Suite 4
Lovington, NM 88260

PS Form 3800, August 2006 See Reverse for Instructions

7012 1010 0002 6757 1891

U.S. Postal Service™
CERTIFIED MAIL™ RECEIPT
(Domestic Mail Only; No Insurance Coverage Provided)

For delivery information visit our website at www.usps.com

LOVINGTON, NM 88260

Postage	\$3.55	\$2.85	0124
Certified Fee	\$0.00	\$0.00	02
Return Receipt Fee (Endorsement Required)	\$0.00	\$0.00	
Restricted Delivery Fee (Endorsement Required)	\$0.00	\$0.00	
Total Postage & Fees	\$6.95	\$	01/31/2020

Lea County Manager
100 N. Main Avenue, Suite 4
Lovington, NM 88260

PS Form 3800, August 2006 See Reverse for Instructions

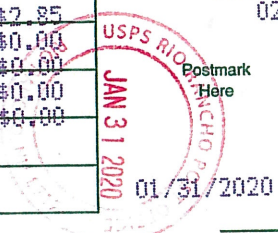
7012 1010 0002 6757 1884

U.S. Postal Service™
CERTIFIED MAIL™ RECEIPT
(Domestic Mail Only; No Insurance Coverage Provided)

For delivery information visit our website at www.usps.com

CARLSBAD, NM 88220

OFFICIAL USE

Postage	\$3.75	\$2.85	0124 02
Certified Fee	\$0.00	\$0.00	
Return Receipt Fee (Endorsement Required)	\$0.00	\$0.00	
Restricted Delivery Fee (Endorsement Required)	\$0.00	\$0.00	
Total Postage & Fees	\$6.75	\$6.75	

Postmark Here

01/31/2020

Eddy County Manager
 101 West Greene Street
 Carlsbad, NM 88220

PS Form 3800, August 2006 See Reverse for Instructions


7012 1010 0000 2000 0101 2107

U.S. Postal Service™
CERTIFIED MAIL™ RECEIPT
(Domestic Mail Only; No Insurance Coverage Provided)

For delivery information visit our website at www.usps.com

CARLSBAD, NM 88220

OFFICIAL USE

Postage	\$3.75	\$2.85	0124 02
Certified Fee	\$0.00	\$0.00	
Return Receipt Fee (Endorsement Required)	\$0.00	\$0.00	
Restricted Delivery Fee (Endorsement Required)	\$0.00	\$0.00	
Total Postage & Fees	\$6.75	\$6.75	

Postmark Here

01/31/2020

Eddy County Commissioners
 101 West Greene Street
 Carlsbad, NM 88220

PS Form 3800, August 2006 See Reverse for Instructions


7012 1010 0002 6757 1880

U.S. Postal Service™
CERTIFIED MAIL™ RECEIPT
(Domestic Mail Only; No Insurance Coverage Provided)

For delivery information visit our website at www.usps.com

SANTA FE, NM 87504

OFFICIAL USE

Postage	\$3.75	\$2.85	0124 02
Certified Fee	\$0.00	\$0.00	
Return Receipt Fee (Endorsement Required)	\$0.00	\$0.00	
Restricted Delivery Fee (Endorsement Required)	\$0.00	\$0.00	
Total Postage & Fees	\$6.75	\$6.75	

Postmark Here

01/31/2020

Sent To
 New Mexico State Land Office
 P.O. Box 1148
 Santa Fe, NM 87504-1148

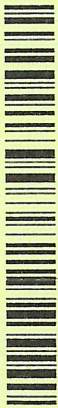
PS Form 3800, August 2006 See Reverse for Instructions

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1 Article Addressed to:

Lea Land LLC
 1300 W. Main St.
 Oklahoma City, OK 73106



9590 9402 4139 8092 3419 92

2 Article Number (Transfer from service label)

7012 1010 0002 6757 2003

PS Form 3811, July 2015 PSN 7630-02-000-9053

COMPLETE THIS SECTION ON DELIVERY

A. Signature Agent
 Addressee
Hona Garner

B. Received by (Printed Name) C. Date of Delivery
Lona Garner *2-23-20*

D. Is delivery address different from item 1? Yes
 If YES, enter delivery address below: No

3. Service Type

Priority Mail Express®
 Registered Mail™
 Adult Signature Restricted Delivery
 Certified Mail®
 Certified Mail Restricted Delivery
 Collect on Delivery
 Collect on Delivery Restricted Delivery
 Insured Mail
 Insured Mail Restricted Delivery (over \$500)

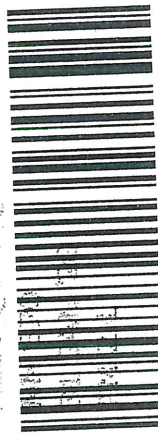
Return Receipt for Merchandise
 Signature Confirmation™
 Signature Confirmation Restricted Delivery

Domestic Return Receipt

Lea Land Inc
 Enviro-American Inc

See US Post Office Print-Out

CERTIFIED MAIL™



7012 1010 0002 6757 1976

U.S. POSTAGE PAID
 FROM LETTER BOX, NM
 87124
 JAN 31 20
 AMOUNT
\$6.95
 R2304W120547-02



88255
 0002/27/20
 RETURN TO SENDER
 UNCLAIMED
 UNDELIVERABLE
 87124146000 *2102-02347-27-20

GORDON PSF
 ENVIRONMENTAL
 333 Rio Rancho Blvd
 Rio Rancho, New Mexico

Received
 FEB 2 * 2020

Environmental / PSC
 County of Eddy
 55 Buffalo Grass Road
 Loco Hills, NM 88255

RETURN RECEIPT REQUESTED

82103
 82255-RS-1N
 RETURN TO SENDER
 UNCLAIMED
 UNDELIVERABLE
 82255-RS-1N
 RETURN TO SENDER

02/21/20

1-1-18

1. 93270000465903

UNC

88255-2555

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1 Article Addressed to:

BES Properties LLS
 502 E. Center Avenue
 Carlsbad, NM 88220



2. Article Number (Transfer from service label)
 7012 1010 0002 6757 1959

PS Form 3811, July 2015 PSN 7530-02-000-9053

COMPLETE THIS SECTION ON DELIVERY

A. Signature *Anne Stoenaker* Agent
 B. Received by (Printed Name) *Anne Stoenaker* Addressee
 C. Date of Delivery *2-7-20*

D. Is delivery address different from item 1? Yes
 if YES, enter delivery address below: No

3. Service Type
- Priority Mail Express®
 - Adult Signature
 - Registered Mail™
 - Adult Signature Restricted Delivery
 - Certified Mail®
 - Collect on Delivery
 - Return Receipt for Merchandise
 - Signature Confirmation™
 - Signature Confirmation Restricted Delivery
 - Insured Mail
 - Insured Mail Restricted Delivery (over \$500)

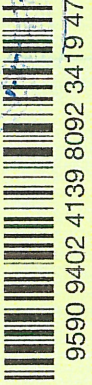
Domestic Return Receipt

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1 Article Addressed to:

Titan Lansing Transloading LLC
 PO Box 3860
 Lubbock, TX 79452



2. Article Number (Transfer from service label)
 7012 1010 0002 6757 1952

PS Form 3811, July 2015 PSN 7530-02-000-9053

COMPLETE THIS SECTION ON DELIVERY

A. Signature *Shawnta Wallace* Agent
 B. Received by (Printed Name) *Shawnta Wallace* Addressee
 C. Date of Delivery

D. Is delivery address different from item 1? Yes
 if YES, enter delivery address below: No

3. Service Type
- Priority Mail Express®
 - Adult Signature
 - Registered Mail™
 - Adult Signature Restricted Delivery
 - Certified Mail®
 - Collect on Delivery
 - Return Receipt for Merchandise
 - Signature Confirmation™
 - Signature Confirmation Restricted Delivery
 - Insured Mail
 - Insured Mail Restricted Delivery (over \$500)

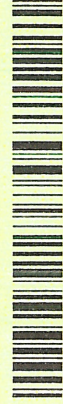
Domestic Return Receipt

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1 Article Addressed to:

Controlled Recovery, Inc;
 Harding & Carbone Inc
 1235 North Loop West, Suite 205
 Houston, TX 77008



2. Article Number (Transfer from service label)
 7012 1010 0002 6757 1938

PS Form 3811, July 2015 PSN 7530-02-000-9053

COMPLETE THIS SECTION ON DELIVERY

A. Signature *Leven Palmer* Agent
 B. Received by (Printed Name) *Leven Palmer* Addressee
 C. Date of Delivery

D. Is delivery address different from item 1? Yes
 if YES, enter delivery address below: No

3. Service Type
- Priority Mail Express®
 - Adult Signature
 - Registered Mail™
 - Adult Signature Restricted Delivery
 - Certified Mail®
 - Collect on Delivery
 - Return Receipt for Merchandise
 - Signature Confirmation™
 - Signature Confirmation Restricted Delivery
 - Insured Mail
 - Insured Mail Restricted Delivery (over \$500)

Domestic Return Receipt

Intrepid Potash NM LLC

See US Post Office Print-Out

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

Transwestern Pipeline Co
 1900 Dalrock Road
 Rowlett, TX 75088



9590 9402 4139 8092 3419 16

2. Article Number (Transfer from service label)
 7012 1010 0002 6757 1921

PS Form 3811, July 2015 PSN 7530-02-000-9053

COMPLETE THIS SECTION ON DELIVERY

- A. Signature Agent
 Addressee
- B. Received by (Printed Name)
 [Signature]
- C. Date of Delivery
 [Stamp: Rowlett, TX 75088]

D. Is delivery address different from item 1? Yes
 if YES, enter delivery address below: No

3. Service Type
- Priority Mail Express®
 - Adult Signature
 - Adult Signature Restricted Delivery
 - Certified Mail®
 - Collect on Delivery
 - Collect on Delivery Restricted Delivery
 - Insured Mail
 - Insured Mail Restricted Delivery (over \$500)
- Return Receipt for Merchandise
- Signature Confirmation™
- Signature Confirmation Restricted Delivery

Domestic Return Receipt

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

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



9590 9402 4139 8092 3419 09

2. Article Number (Transfer from service label)
 7012 1010 0002 6757 1914

PS Form 3811, July 2015 PSN 7530-02-000-9053

COMPLETE THIS SECTION ON DELIVERY

- A. Signature Agent
 Addressee
- B. Received by (Printed Name)
 [Signature]
- C. Date of Delivery
 7/4/2012

D. Is delivery address different from item 1? Yes
 if YES, enter delivery address below: No

3. Service Type
- Priority Mail Express®
 - Adult Signature
 - Adult Signature Restricted Delivery
 - Certified Mail®
 - Collect on Delivery
 - Collect on Delivery Restricted Delivery
 - Insured Mail
 - Insured Mail Restricted Delivery (over \$500)
- Return Receipt for Merchandise
- Signature Confirmation™
- Signature Confirmation Restricted Delivery

Domestic Return Receipt

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

Lea County Commissioners
 100 N. Main Avenue, Suite 4
 Lovington, NM 88260



9590 9402 4139 8092 3418 93

2. Article Number (Transfer from service label)
 7012 1010 0002 6757 1907

PS Form 3811, July 2015 PSN 7530-02-000-9053

COMPLETE THIS SECTION ON DELIVERY

- A. Signature Agent
 Addressee
- B. Received by (Printed Name)
 [Signature]
- C. Date of Delivery

D. Is delivery address different from item 1? Yes
 if YES, enter delivery address below: No

3. Service Type
- Priority Mail Express®
 - Adult Signature
 - Adult Signature Restricted Delivery
 - Certified Mail®
 - Collect on Delivery
 - Collect on Delivery Restricted Delivery
 - Insured Mail
 - Insured Mail Restricted Delivery (over \$500)
- Return Receipt for Merchandise
- Signature Confirmation™
- Signature Confirmation Restricted Delivery

Domestic Return Receipt

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

Lea County Manager
 100 N. Main Avenue, Suite 4
 Lovington, NM 88260



9590 9402 4139 8092 3418 86

2. Article Number (Transfer from service label)
 7012 1010 0002 6757 1891

PS Form 3811, July 2015 PSN 7530-02-000-9053

COMPLETE THIS SECTION ON DELIVERY

- A. Signature Agent
 Addressee
- B. Received by (Printed Name)
 [Signature]
- C. Date of Delivery

D. Is delivery address different from item 1? Yes
 if YES, enter delivery address below: No

3. Service Type
- Priority Mail Express®
 - Adult Signature
 - Adult Signature Restricted Delivery
 - Certified Mail®
 - Collect on Delivery
 - Collect on Delivery Restricted Delivery
 - Insured Mail
 - Insured Mail Restricted Delivery (over \$500)
- Return Receipt for Merchandise
- Signature Confirmation™
- Signature Confirmation Restricted Delivery

Domestic Return Receipt

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Eddy County Manager
 101 West Greene Street
 Carlsbad, NM 88220



2. Article Number (Transfer from service label)

7012 1010 0002 6757 1884

PS Form 3811, July 2015 PSN 7530-02-000-9053

COMPLETE THIS SECTION ON DELIVERY

- A. Signature *[Signature]* Agent Addressee
- B. Received by (Printed Name) *[Signature]* C. Date of Delivery **2-4-2020**

D. Is delivery address different from item 1? Yes No

If YES, enter delivery address below:

3. Service Type
- Priority Mail Express®
 - Registered Mail™
 - Adult Signature Restricted Delivery
 - Certified Mail®
 - Collect on Delivery
 - Insured Mail (over \$500)
- Return Receipt for Merchandise
- Signature Confirmation™
- Signature Confirmation Restricted Delivery

Domestic Return Receipt

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Eddy County Commissioners
 101 West Greene Street
 Carlsbad, NM 88220



2. Article Number (Transfer from service label)

7012 1010 0002 6757 1877

PS Form 3811, July 2015 PSN 7530-02-000-9053

COMPLETE THIS SECTION ON DELIVERY

- A. Signature *[Signature]* Agent Addressee
- B. Received by (Printed Name) *[Signature]* C. Date of Delivery **2-4-2020**

D. Is delivery address different from item 1? Yes No

If YES, enter delivery address below:

3. Service Type
- Priority Mail Express®
 - Registered Mail™
 - Adult Signature Restricted Delivery
 - Certified Mail®
 - Collect on Delivery
 - Insured Mail (over \$500)
- Return Receipt for Merchandise
- Signature Confirmation™
- Signature Confirmation Restricted Delivery

Domestic Return Receipt

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

New Mexico State Land Office
 P.O. Box 1148
 Santa Fe, NM 87504-1148



2. Article Number (Transfer from service label)

7012 1010 0002 6757 1860

PS Form 3811, July 2015 PSN 7530-02-000-9053

COMPLETE THIS SECTION ON DELIVERY

- A. Signature *[Signature]* Agent Addressee
- B. Received by (Printed Name) *[Signature]* C. Date of Delivery

D. Is delivery address different from item 1? Yes No

If YES, enter delivery address below:

3. Service Type
- Priority Mail Express®
 - Registered Mail™
 - Adult Signature Restricted Delivery
 - Certified Mail®
 - Collect on Delivery
 - Insured Mail (over \$500)
- Return Receipt for Merchandise
- Signature Confirmation™
- Signature Confirmation Restricted Delivery

Domestic Return Receipt

Attachment 6

Affidavit of Publication, Hobbs News-Sun and Carlsbad Current-Argus

Affidavit of Publication

STATE OF NEW MEXICO
COUNTY OF LEA

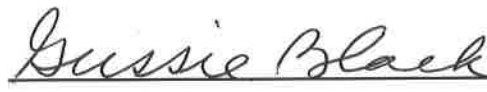
I, Daniel Russell, Publisher of the Hobbs News-Sun, a newspaper published at Hobbs, New Mexico, solemnly swear that the clipping attached hereto was published in the regular and entire issue of said newspaper, and not a supplement thereof for a period of 1 issue(s).

Beginning with the issue dated
February 06, 2020
and ending with the issue dated
February 06, 2020.



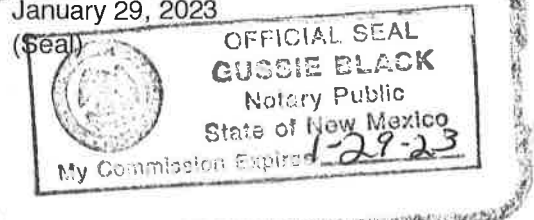
Publisher

Sworn and subscribed to before me this
6th day of February 2020.



Business Manager

My commission expires
January 29, 2023



This newspaper is duly qualified to publish legal notices or advertisements within the meaning of Section 3, Chapter 167, Laws of 1937 and payment of fees for said

LEGAL NOTICE
FEBRUARY 6, 2020

NOTICE OF APPLICATION LEA LAND LLC (LEA LAND) - SURFACE WASTE MANAGEMENT FACILITY

Pursuant to 19.15.36, Oil Conservation Division Surface Waste Management Facilities regulations, Lea Land LLC (Lea Land) is providing notice that the Oil Conservation Division (OCD) has completed its technical review of the Application for a commercial waste management facility (i.e., Lea Land Facility). OCD has tentatively decided on Permit Approval (with conditions), and will be posting this decision along with the draft Permit on its website [<http://www.emnrd.state.nm.us/OCD/env-draftpublicetc.html>]

1. **Applicant's name and address:** Lea Land LLC, 1300 W. Main St., Oklahoma City, OK, 73106; Telephone: 405.236.4257.

2. **Facility location and address:** The Lea Land Facility is located approximately 39 miles west of Hobbs, straddling US 62 at milepost marker 32 in Lea County, NM. The Lea Land site is comprised of a 642-acre ± tract of land comprising Section 32, Township 20 South, Range 32 East, in Lea County, NM. The Surface Waste Management Facility footprint will comprise 474.41 acres ± of the Lea Land site.

3. **Brief description of surface waste management facility:** The Lea Land Facility will include a liquid oil field waste Processing Area (82 acres ±) and an oil field waste Landfill (100 acres ±), and related infrastructure (118 acres ±). At full build-out, the Processing Area may include an oil treatment facility consisting of an estimated 8 produced water load-out points, 12 produced water receiving tanks, 48 produced water settling tanks, 12 evaporation ponds, 5 crude oil recovery tanks, and 5 oil sales tanks; as well as 1 stabilization and solidification area; and a customer jet wash (8 bays). The Landfill disposal footprint is 100 acres ± with a waste capacity (gross airspace) of approximately 14.6 million cubic yards. In addition, various support facilities, including: a Scalehouse, waste acceptance/security features, roads, emergency shower and eyewash station, and stormwater detention basins are included with the Lea Land Facility footprint.

4. **Depth and quality of shallowest aquifer:** Based upon information projected from water wells in the region of the Lea Land site, as well as on-site monitoring wells, the shallowest potential subsurface water in the vicinity is within the Dewey Lake Redbeds, the saturated zones for which are approximately 180 feet (ft) below ground surface (bgs) at the Lea Land site. In addition, the Lea Land site characterization boring investigation results demonstrate that no shallow water is present above a depth of 180 ft bgs at any of the boring locations, and is produced in very small quantities (i.e., limited recharge). The on-site monitor wells are completed within the Dewey Lake Redbeds. Chemical analyses from these wells generally indicate a total dissolved solids concentration of approximately 800 milligrams per liter (mg/L) and a sulfate concentration of approximately 400 mg/L.

5. **The Division's Proposed Decision:** (with conditions as appropriate) is made available on the Division's website; and can be requested from the Division Clerk at:

Ms. Florene Davidson
Oil Conservation Division
1220 S. St. Francis Drive
Santa Fe, NM 87505
505.476.3458

6. The following list is a description, under consideration by the OCD, of **alternatives, exceptions** or waivers in accordance with 19.15.36.19 NMAC:

Lea Land is requesting alternatives to the requirements consistent with the flexibility provided for:

- Landfill gas control requirements per 19.15.36.13.O NMAC
- Groundwater monitoring per 19.15.36.14.B(1-2) NMAC
- General Detection and Drainage Layers per 19.15.36.14.C(3&5) NMAC

determines there is significant public interest or there are comments with technical merit. Additional information is outlined in 19.15.4 NMAC and 19.15.36 NMAC.

Interested parties may contact Ms. Susan A. Lucas Kamat, Environmental Scientist, Oil Conservation Division, at 505.476.3488 or via email at susan.lucaskamat@state.nm.us for further information. #35155

67105169

00239149

PAMELA GONZALES
GORDON ENVIROMENTAL, INC
213 SOUTH CAMINO DEL PUEBLO
BERNALILLO, NM 87004

Affidavit of Publication

Ad # 0004037890

This is not an invoice

GORDON ENVIRONMENTAL
333 RIO RANCHO BLVD. NE, SUITE 400

RIO RANCHO, NM 87124

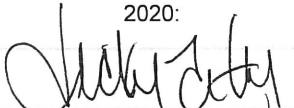
I, a legal clerk of the **Carlsbad Current Argus**, a newspaper published daily at the City of Carlsbad, in said county of Eddy, state of New Mexico and of general paid circulation in said county; that the same is a duly qualified newspaper under the laws of the State wherein legal notices and advertisements may be published; that the printed notice attached hereto was published in the regular and entire edition of said newspaper and not in supplement thereof on the date as follows, to wit:

February 6, 2020



Legal Clerk

Subscribed and sworn before me this February 6,
2020:



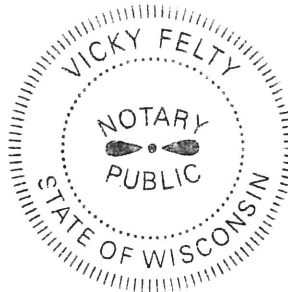
State of WI, County of Brown
NOTARY PUBLIC



My commission expires

Ad # 0004037890
PO #: Le Land LLC
of Affidavits 1

This is not an invoice



**NOTICE OF APPLICATION
LEA LAND LLC (LEA LAND) – SURFACE WASTE MANAGE-
MENT FACILITY**

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3. **Brief description of surface waste management facility:** The Lea Land Facility will include a liquid oil field waste Processing Area (82 acres ±) and an oil field waste Landfill (100 acres ±), and related infrastructure (118 acres±). At full build-out, the Processing Area may include an oil treatment facility consisting of an estimated 8 produced water load-out points, 12 produced water receiving tanks, 48 produced water settling tanks, 12 evaporation ponds, 5 crude oil recovery tanks, and 5 oil sales tanks; as well as 1 stabilization and solidification area; and a customer jet wash (8 bays). The Landfill disposal footprint is 100 acres ± with a waste capacity (gross airspace) of approximately 14.6 million cubic yards. In addition, various support facilities, including: a Scalehouse, waste acceptance/security features, roads, emergency shower and eyewash station, and stormwater detention basins are included with the Lea Land Facility footprint.

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Ms. Florene Davidson
Oil Conservation Division
1220 S. St. Francis Drive
Santa Fe, NM 87505
505.476.3458

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Lea Land is requesting alternatives to the requirements consistent with the flexibility provided for:

- Landfill gas control requirements per 19.15.36.13.O NMAC
- Groundwater monitoring per 19.15.36.14.B(1-2) NMAC
- Geonet Detection and Drainage Layers per 19.15.36.14.C(3&5) NMAC
- Final Cover per 19.15.36.14.C(8) NMAC

- Bird Control Alternatives per 19.15.36.13.I and 19.15.36.17.C(3) NMAC
 - Intermediate cover stabilization per 19.15.36.14.A(7) NMAC
 - Final cover stabilization per 19.15.36.18.C(2)(b) NMAC
 - Base layer compacted soil per 19.15.36.14.C(1) NMAC
 - Leachate collection system per 19.15.36.14.C(5&6) NMAC
- Demonstrations and justifications have been provided in the associated technical documentation.

7. The procedures for requesting a hearing on the Application are outlined in 19.15.4 NMAC, as described below:

A person who wishes to comment or request a hearing shall file comments or a request for a hearing on the proposed approval with the division clerk within ninety (90) days after the date of this newspaper publication. A request for hearing shall be in writing and state specifically the reasons why a hearing should be held. The OCD director may deny a request for hearing if the director determines the person lacks standing. A hearing may be held if the director determines there is significant public interest or there are comments with technical merit. Additional information is outlined in 19.15.4 NMAC and 19.15.36 NMAC.

Interested parties may contact Ms. Susan A. Lucas Kamat, Environmental Scientist, Oil Conservation Division, at 505.476.3488 or via email at susan.lucaskamat@state.nm.us for further information.

February 6, 2020

Attachment 7
Email to Interested Persons

TABLE I.A.3 - Interested Parties Notified by E-mail

NAME	E-MAIL
Matt Wunder, NM Dept of Game and Fish	matthew.wunder@state.nm.us
Lynn A. Trujillo, Indian Affairs Department	lynn.trujillo@state.nm.us
Julie Maitland, NMDA	ddapr@nmda.nmsu.edu
Jim Amia, BLM	james_amos@nm.blm.gov
Paul Sisneros, Attorney General's Office	psisneros@nmaq.gov
Randy Hicks, R.T.Hicks Consultants, Ltd	r@rthicksconsult.com
Chris Shuey	srcic.chris@earthlink.net
Christy Tafoya, NM State Parks	nmparks@state.nm.us
Marie Gutierrez y Alarid	Marieq@nmoga.org
Jay Lazarus, Glorieta Geoscience	Lazarus@glorietageo.com
Jim Kenney, NMED	jim.kenney@state.nm.us
Cal Joyner	cjoyner@fs.fed.us
Bruce S. Garber	bsg@garbhall.com
Michelle Hunter, NMED	michelle.hunter@state.nm.us
Kevin Pierard, NMED	Kevin.Pierard@state.nm.us
Claudette Horn, PNM	Claudette.horn@pnm.com
Edmund H. Kendrick	ekendrick@montand.com
Pam Garlinger	Pam@ipanm.org
Michael Condon	mjc@gallegoslawfirm.net
Paul M O'Sullivan	paul.osullivan@rlicorp.com
Patsy S. Turner	rel@dfn.com
Rebecca Tupman	rtupman@hess.com
Jim Winchester	Jimwinchester@ipanm.org
Marla Shoats, Shoats & Weaks, Inc.	marlashoats@comcast.net
Patrick B. McMahon	hsncpbm@leaco.net
Jonas Armstrong, Legislative Finance Committee	jonas.armstrong@nmlegis.gov
Connor Jorgensen, NM Legislative Finance Committee	Connor.Jorgensen@nmlegis.gov
Dr. Robert Balch, New Mexico Tech	balch@prrc.nmt.edu
Marita Blakeman, Montgomery & Andrews PA	mblakeman@montand.com
Dave & Phyllis Boneau	dboneau@pvtnetworks.net
Luke Bross, R360 Environmental Solutions, LLC	LukeB@R360es.com
Jimmy D. Carlile, Fasken Oil & Ranch, Ltd.	jimmyc@forl.com
Earl De Brine, Modrall Spering Law Firm	edebrine@modrall.com
Dale Douglas, Capstone Oil & Gas Company, L.P	dale@capstoneoil.com
Nathalie Eddy, Earthworks	neddy@earthworksaction.org
Tyra Feil, Dugan Production Corp.	Tyra.Feil@duganproduction.com
Michael Feldewert, Holland and Hart	MFeldewert@hollandhart.com
Linda Fieseler, Nearburg Producing Co.	Lfieseler@nearburg.com
Caren Cowan, New Mexico Cattle Grower's Association	nmwqi@nmagriculture.org
Dexter Harmon, Fasken Oil & Ranch, Ltd.	dexterh@forl.com
Patrick Hennesy, RLI Insurance Company	Pat.Hennesy@rlicorp.com
Martin Joyce, Regeneration Energy Corp.	mjoyce@pvt.net
Donald Lehman, Energen Resources Corporation	dlehman@energen.com
Seth McMillan, Montgomery & Andrews, P.A.	SMcMillan@montand.com
Delva Moellenberg, Gallagher & Kennedy	dlim@gknet.com
Katie Nguyen, RLI Insurance Company	Katie.Nguyen@rlicorp.com
Stan Phillips, Apache Corporation	stan.phillips@apachecorp.com
Jay Portwood	jportwood@mindspring.com
Laura Winkler, Riley Exploration Group	laurawinkler@rileyexploration.com
Janet Wooldridge, Devon Energy	jan.wooldridge@dvn.com
Mike Bratcher, OCD	mike.bratcher@state.nm.us
Susan A. Lucas Kamat, OCD,	Susan.LucasKamat@state.nm.us

Notes:

1. Interested Parties List provided by OCD by email on 01/28/2020.
2. Interested Parties Mailing List (Updated 02/26/2018) taken from OCD website [<http://www.emnrd.state.nm.us/OCD/envbureau.html>].

From: [Pamela Gonzales](mailto:Pamela.Gonzales)
To: matthew.wunder@state.nm.us; lynn.trujillo@state.nm.us; ddapr@nmda.nmsu.edu; james_amos@nm.blm.gov; psisneros@nmag.gov; r@rthicksconsult.com; sric.chris@earthlink.net; nmparks@state.nm.us; Marieq@nmoga.org; Lazarus@glorietageo.com; jim.kenney@state.nm.us; cjoyner@fs.fed.us; bsg@garbhall.com; michelle.hunter@state.nm.us; Kevin.Pierard@state.nm.us; Claudette.horn@pnm.com; ekendrick@montand.com; Pam@ipanm.org; mjc@gallegoslawfirm.net; paul.osullivan@rlcorp.com; rel@dfn.com; rtupman@hess.com; Jimwinchester@ipanm.org; marlashoats@comcast.net; hsncpbm@leaco.net; jonas.armstrong@nmlegis.gov; Connor.Jorgensen@nmlegis.gov; balch@prrc.nmt.edu; mblakeman@montand.com; dboneau@pvtnetworks.net; LukeB@R360es.com; jimmyc@forl.com; edebrine@modrall.com; dale@capstoneoil.com; neddy@earthworksaction.org; Tyra.Feil@duganproduction.com; MFeldewert@hollandhart.com; Lfieseler@nearburg.com; nmwgi@nmagriculture.org; dexterh@forl.com; Pat.Hennesy@rlcorp.com; mjoyce@pvt.net; dlehman@emergen.com; SMcMillan@montand.com; dlm@gknet.com; Katie.Nguyen@rlcorp.com; stan.phillips@apachecorp.com; jtporwood@mindspring.com; laurawinkler@rileyexploration.com; jan.wooldridge@dv.com; mike.bratcher@state.nm.us; Susan.LucasKamat@state.nm.us
Bcc: [Charles Fiedler](mailto:Charles.Fiedler)
Subject: NOTICE OF APPLICATION: Lea Land LLLC - Surface Waste Management Facility
Date: Friday, January 31, 2020 10:35:01 AM
Attachments: [NM1-35 Lea Land Notice Text OCD Mailing&Email FINAL.pdf](#)

**NOTICE OF APPLICATION
LEA LAND LLC (LEA LAND) – SURFACE WASTE MANAGEMENT FACILITY**

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1. **Applicant's name and address:** Lea Land LLC, 1300 W. Main St., Oklahoma City, OK, 73106; Telephone: 405.236.4257.
2. **Facility location and address:** The Lea Land Facility is located approximately 27 miles east of Carlsbad and approximately 39 miles west of Hobbs, straddling US 62 at milepost marker 32 in Lea County, NM. The Lea Land site is comprised of a 642-acre ± tract of land comprising Section 32, Township 20 South, Range 32 East, in Lea County, NM. The Surface Waste Management Facility footprint will comprise 474.41 acres ± of the Lea Land site.
3. **Brief description of surface waste management facility:** The Lea Land Facility will include a liquid oil field waste Processing Area (82 acres ±) and an oil field waste Landfill (100 acres ±), and related infrastructure (118 acres±). At full build-out, the Processing Area may include an oil treatment facility consisting of an estimated 8 produced water load-out points, 12 produced water receiving tanks, 48 produced water settling tanks, 12 evaporation ponds, 5 crude oil recovery tanks, and 5 oil sales tanks; as well as 1 stabilization and solidification area; and a customer jet wash (8 bays). The Landfill disposal footprint is 100 acres ± with a waste capacity (gross airspace) of approximately 14.6 million cubic yards. In addition, various support facilities, including: a Scalehouse, waste acceptance/security features, roads, emergency shower and eyewash station, and stormwater detention basins are included with the Lea Land Facility footprint.
4. **Depth and quality of shallowest aquifer:** Based upon information projected from water wells in the region of the Lea Land site, as well as on-site monitoring wells, the shallowest potential subsurface water in the vicinity is within the Dewey Lake Redbeds, the saturated zones for which are approximately 180 feet (ft) below ground surface (bgs) at the Lea Land site. In addition, the Lea Land site characterization boring investigation results demonstrate that no shallow water is present above a depth of 180 ft bgs at any of the boring locations, and is produced in very small quantities (i.e., limited recharge). The on-site monitor wells are completed within the Dewey Lake Redbeds. Chemical analyses from these wells generally indicate a total dissolved solids concentration of approximately 800 milligrams per liter (mg/L) and a sulfate concentration of approximately 400 mg/L.
5. **The Division's Proposed Decision:** (with conditions as appropriate) is made available on the Division's website; and can be requested from the Division Clerk at:

Ms. Florene Davidson
Oil Conservation Division
1220 S. St. Francis Drive
Santa Fe, NM 87505
505.476.3458

6. The following list is a description, under consideration by the OCD, of **alternatives, exceptions** or waivers in accordance with 19.15.36.19 NMAC:

Lea Land is requesting alternatives to the requirements consistent with the flexibility provided for:

- *Landfill gas control requirements per 19.15.36.13.O NMAC*
- *Groundwater monitoring per 19.15.36.14.B(1-2) NMAC*
- *Geonet Detection and Drainage Layers per 19.15.36.14.C(3&5) NMAC*
- *Final Cover per 19.15.36.14.C(8) NMAC*
- *Bird Control Alternatives per 19.15.36.13.I and 19.15.36.17.C(3) NMAC*
- *Intermediate cover stabilization per 19.15.36.14.A(7) NMAC*
- *Final cover stabilization per 19.15.36.18.C(2)(b) NMAC*
- *Base layer compacted soil per 19.15.36.14.C(1) NMAC*
- *Leachate collection system per 19.15.36.14.C(5&6) NMAC*

Demonstrations and justifications have been provided in the associated technical documentation.

7. The procedures for requesting a hearing on the Application are outlined in 19.15.4 NMAC, as described below:

A person who wishes to comment or request a hearing shall file comments or a request for a hearing on the proposed approval with the division clerk within ninety (90) days after the date of this newspaper publication. A request for hearing shall be in writing and state specifically the reasons why a hearing should be held. The OCD director may deny a request for hearing if the director determines the person lacks standing. A hearing may be held if the director determines there is significant public interest or there are comments with technical merit. Additional information is outlined in 19.15.4 NMAC and 19.15.36 NMAC.

Interested parties may contact Ms. Susan A. Lucas Kamat, Environmental Scientist, Oil Conservation Division, at 505.476.3488 or via email at susan.lucaskamat@state.nm.us for further information.