

GW - 305

**GENERAL
CORRESPONDENCE**

YEAR(S):

2003 - 1996

ACKNOWLEDGEMENT OF RECEIPT
OF CHECK/CASH

I hereby acknowledge receipt of check No. [REDACTED] dated 6/9/03,
or cash received on _____ in the amount of \$ 1800.00
from Ferguson Construction
for Lovington Service Facility GW-305
Submitted by: [Signature] Date: 6/16/03
Submitted to ASD by: _____ Date: _____
Received in ASD by: _____ Date: _____

Filing Fee ☒ New Facility _____ Renewal ☒
Modification _____ Other _____
(specify)

Organization Code 521.07 Applicable FY 2001

To be deposited in the Water Quality Management Fund.

Full Payment ☒ or Annual Increment _____

FERGUSON
CONSTRUCTION COMPANY
P.O. BOX 1329
LOVINGTON, NEW MEXICO 88260

WESTERN COMMERCE BANK
LOVINGTON, NEW MEXICO

VOID AFTER 180 DAYS

CHECK DATE
6/9/03

CHECK NO.
52432

95-108
1122

PAY ***ONE THOUSAND EIGHT HUNDRED DOLLARS & NO CENTS

CHECK AMOUNT

\$ ***1800.00

TO THE
ORDER OF

NMED - WATER QUALITY MANAGEMENT FUND
OIL CONSERVATION DIVISION
1220 SOUTH ST FRANCIS DRIVE
SANTA FE NM 87505

FERGUSON CONSTRUCTION COMPANY

[Signature]

FERGUSONCONSTRUCTION COMPANY
P.O. BOX 1329
LOVINGTON, NEW MEXICO 88260

JOB/SUB JOB NO.	CO.	DIV.	VENDOR	REFERENCE	CHECK NO.

INVOICE NUMBER	INVOICE DATE	DESCRIPTION	GROSS AMOUNT	DISCOUNT	NET AMOUNT
	4/16/03	DISCHARGE PLAN RENEWAL GW-305 FILING FEE FLAT FEE	100.00 1700.00		1800.00
DETACH AND RETAIN THIS STATEMENT THE ATTACHED CHECK IS IN PAYMENT OF ITEMS DESCRIBED ABOVE IF NOT CORRECT PLEASE NOTIFY US PROMPTLY. NO RECEIPT DESIRED.			TOTALS →		



NEW MEXICO ENERGY, MINERALS and NATURAL RESOURCES DEPARTMENT

BILL RICHARDSON

Governor

Joanna Prukop

Cabinet Secretary

February 3, 2003

Lori Wrotenbery

Director

Oil Conservation Division

CERTIFIED MAIL

RETURN RECEIPT NO. 3929 9444

Mr. Robert Hubbard, Director
Human Resources, Quality, Safety, Environmental
Ferguson Construction Company
P.O. Box 1329
Lovington, New Mexico 88260

RE: Discharge Permit Renewal Notice

Dear Mr. Hubbard:

Ferguson Construction Company has the following discharge permit, which expires in the calendar year 2003.

GW-305 expires 7/20/2003 – Lovington Service Facility

WQCC 3106.F. If the holder of an approved discharge permit submits an application for discharge permit renewal at least 120 days before the discharge permit expires, and the discharger is not in violation of the approved discharge permit on the date of its expiration, then the existing approved discharge permit for the same activity shall not expire until the application for renewal has been approved or disapproved. A discharge permit continued under this provision remains fully effective and enforceable. An application for discharge permit renewal must include and adequately address all of the information necessary for evaluation of a new discharge permit. Previously submitted materials may be included by reference provided they are current, readily available to the secretary and sufficiently identified to be retrieved. [12-1-95] Please be advised that new public notice regulations are in effect. New regulations can be viewed at the Oil Conservation Division's web site, www.emnrd.state.nm.us/ocd/publications. Look under Section 20 of WQCC Ground Water Regulations, 20 NMAC.

The discharge permit renewal application for each of the above facilities is subject to WQCC Regulation 20NMAC 6.2.3114. Every billable facility submitting a discharge permit renewal will be assessed a fee equal to the filing fee of \$100.00. After January 15, 2001 renewal discharge permits require a flat fee equal to \$1,700.00 which is the flat fee schedule for oil field service facilities pursuant to revised WQCC Regulations 20NMAC 6.2.3114. The \$100.00 filing fee is to be submitted with each discharge permit renewal application and is nonrefundable.

Mr. Robert Hubbard
February 3, 2003
Page 2

Please make all checks payable to: **NMED-Water Quality Management** and addressed to the OCD Santa Fe Office. Please submit the original discharge permit renewal application and one copy to the OCD Santa Fe Office and one copy to the OCD Hobbs District Office. **Note that the completed and signed application form must be submitted with your discharge permit renewal request.** A complete copy of the regulations is also available on NMED's website at www.nmenv.state.nm.us.

If any of the above-sited facilities no longer has any actual or potential discharges and a discharge permit is not needed, please notify this office. If Ferguson Construction Company has any questions, please do not hesitate to contact Mr. Jack Ford at (505) 476-3489.

Sincerely,



Roger C. Anderson
Oil Conservation Division

RCA/wjf

cc: OCD Hobbs District Office

U.S. Postal Service	
CERTIFIED MAIL RECEIPT	
(Domestic Mail Only: No Insurance Coverage Provided)	
RECEIVED	
FEB 11 2003	
OFFICE OF CONSERVATION	
DIVISION	
Postage	\$
Certified Fee	
Return Receipt Fee (Endorsement Required)	
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 87505
Sent To	
R. Hubbard	
Street, Apt. No., or PO Box No.	
Ferguson Const.	
City, State, ZIP+ 4	
640-305	

PS Form 3800, January 2001 See Reverse for Instructions

(505) 396-3689
(505) 397-1418

FERGUSON
CONSTRUCTION COMPANY
2200 S. COMMERCIAL PO BOX 1329
LOVINGTON, NEW MEXICO 88260

1-800-748-1689
FAX: (505)396-6221

June 28, 1999

JUN 30 1999

CERTIFIED MAIL
RETURN RECEIPT NO. P 252 884 225

Mr. W. Jack Ford
New Mexico Energy, Minerals, & Natural Resources Dept.
Oil Conservation Division
2040 South Pacheco Street
Santa Fe, NM 87505

Dear Jack,

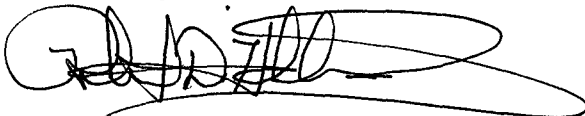
As per our phone conversation on Friday, June 18, 1999, in reference to the discharge plan (GW-305) for Ferguson Construction Company, Bob Allen of Safety and Environmental Solutions of Hobbs and myself have concluded that the Class V well that is in question has been tied into the city utilities at some point in the past. I've not been able to find out when that might have been done, but as I told you on the phone, we stripped out the discharge line for approximately 150' with no sign of it going to a drain field. On your instructions we didn't strip it all the way to the connection point, so as not to have to tear up our entire yard.

Bob Allen is going to pull some soil samples right around the tank, but there is apparently no further need to do a soil analysis of a drain field.

When I receive the results of those samples, I will submit to you a full report including pictures we took of the discharge line we stripped out.

If, in the meantime, you have questions or need additional information, please feel free to call.

Sincerely,



Robert D. Hubbard
Director-Human Resources, Quality, Safety, Environmental



**NEW MEXICO ENERGY, MINERALS
& NATURAL RESOURCES DEPARTMENT**

OIL CONSERVATION DIVISION
2040 South Pacheco Street
Santa Fe, New Mexico 87505
(505) 827-7131

June 3, 1999

CERTIFIED MAIL

RETURN RECEIPT NO. Z-357-870-106

Mr. Robert D. Hubbard
Ferguson Construction Company
2200 Commercial Street
P. O. Box 1329
Lovington, New Mexico 88260

**RE: NOTICE OF VIOLATION
Ferguson Construction Company
Lovington Facilities GW-305
Lea County, New Mexico**

Dear Mr. Hubbard:

On July 20, 1998 the Oil Conservation Division (OCD) approved the discharge plan (GW-305) for the Ferguson Construction Company's Lovington Facilities located at 2200 Commercial Street in Section 15, Township 16 South, Range 36 East, and the warehouse facility located at 3515 Main Street in Section 15, Township 16 South, Range 36 East, NMPM, Lea County, New Mexico. Discharge plan Condition No. 11 (Class V Wells) required a final report of investigation of soil and groundwater conditions at the site be submitted by November 1, 1998. No final report of the required investigation has been received by the Oil Conservation Division.

Ferguson Construction Company's continued use of the Class V well and the failure to comply with the required conditions set forth in the approved discharge plan (GW-305) is a violation of WQCC rules and regulations, specifically Section 3109.C.3c. and 3109.E. Continued violation(s) may subject Ferguson Construction Company to termination of the discharge plan and cessation of operations at the Lovington facilities pursuant to WQCC Regulations Section 3109.E.2. In addition Ferguson Construction Company may be subject to the civil penalties provided in Section 74-6-10.1 NMSA 1978 of the New Mexico Water Quality Act.

Z 357 870 106

US Postal Service

Receipt for Certified Mail

No Insurance Coverage Provided.

Do not use for International Mail (See reverse)

Sent to	
Robert Hubbard	
Street & Number	
Ferguson Court.	
Post Office, State & ZIP Code	
Lovington	
Postage	\$
Certified Fee	
Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt Showing to Whom & Date Delivered	
Return Receipt Showing to Whom, Date, & Addressee's Address	
TOTAL Postage & Fees	\$
Postmark or Date	
GW-305	

PS Form 3800, April 1995

cc: Hobbs OCD District Office

RCA/wjf

Roger C. Anderson
Chief, Environmental Bureau
Oil Conservation Division



Sincerely,

The workplan for compliance of the discharge plan requirements must be submitted no later than July 1, 1999. If you have any questions contact Mr. W. Jack Ford at (505) 827-7156.

Mr. Robert D. Hubbard
GW-305, Lovington facilities
June 3, 1999
Page 2

(505) 396-3689
(505) 397-1418

FERGUSON
CONSTRUCTION COMPANY
2200 S. COMMERCIAL PO BOX 1329
LOVINGTON, NEW MEXICO 88260

1-800-748-1689
FAX: (505)396-6221

May 28, 1999

CERTIFIED MAIL
RETURN RECEIPT NO. P-252-884-224

JUN - 1 1999

W. Jack Ford
New Mexico Energy, Minerals, & Natural Resources Dept.
Oil Conservation Division
2040 S. Pacheco St.
Santa Fe, New Mexico 87505

RE: Groundwater Investigative Workplan

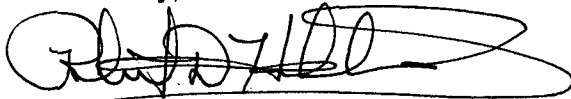
Dear Jack,

I would like to formally request an extension of time to file Ferguson's investigative workplan for approval with your department. There was apparently some misunderstanding as to the original date of submission.

I have been investigating some options for the testing of soil and water at our facility, and have found what I believe to be the most logical course to take, but have run into some questions. I have called your office twice in the last week and left messages for you to return my call, but as yet have not heard back from you.

Please contact me as soon as possible, so as to facilitate my submission of the plan.

Sincerely,



Robert D. Hubbard
Director of Human Resources, Quality, Safety, and Environmental



**NEW MEXICO ENERGY, MINERALS
& NATURAL RESOURCES DEPARTMENT**

OIL CONSERVATION DIVISION
2040 South Pacheco Street
Santa Fe, New Mexico 87505
(505) 827-7131

July 20, 1998

CERTIFIED MAIL
RETURN RECEIPT NO. Z-357-870-080

Mr. Robert D. Hubbard
Ferguson Construction Company
2200 Commercial Street
P. O. Box 1329
Lovington, New Mexico 88260

**RE: Investigation Workplan
Lovington Facilities GW-305
Lea County, New Mexico**

Dear Mr. Hubbard:

The ground water discharge plan GW-305 for the Lovington Facilities located at 2200 Commercial Street in Section 15, Township 16 South, Range 36 East, and the warehouse facility located at 3515 Main Street in Section 15, Township 16 South, Range 36 East, NMPM, Lea County, New Mexico, was approved by letter dated July 20, 1998 under the conditions that a workplan was to be submitted for approval of investigation of groundwater conditions at the site. It was the understanding of the OCD that such workplan would be submitted no later than September 1, 1998, to date no workplan has been received. This oversight presents a serious breach in OCD's understanding of Ferguson Construction Company's commitment to practice environmentally sound management for this facility.

Submit a groundwater investigation workplan for review for this site by June 1, 1999. If you have any questions contact me at (505) 827-7156.

Sincerely,

W. Jack Ford, C.P.G., R.P.G.
Water Resource Engineering Specialist
Environment Bureau
Oil Conservation Division

cc: Hobbs OCD District Office

Z 357 870 080

US Postal Service

Receipt for Certified Mail

No Insurance Coverage Provided.

Do not use for International Mail (See reverse)

Sent to <i>Robt. Hubbard</i>	
Street & Number <i>Ferguson Court</i>	
Post Office, State, & ZIP Code <i>Corvallis</i>	
Postage	\$
Certified Fee	
Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt Showing to Whom & Date Delivered	
Return Receipt Showing to Whom, Date, & Addressee's Address	
TOTAL Postage & Fees	\$
Postmark or Date <i>GW-305</i>	

PS Form 3800, April 1995

ACKNOWLEDGEMENT OF RECEIPT
OF CHECK/CASH

I hereby acknowledge receipt of check No. [REDACTED] dated 7/24/98.

or cash received on _____ in the amount of \$ 1380.00

from Ferguson Construction

for Lovington GW-305

Submitted by: _____ Date: _____

Submitted to ASD by: RC Anderson Date: 8/10/98

Received in ASD by: _____ Date: _____

Filing Fee _____ New Facility ☒ Renewal _____

Modification _____ Other _____

Organization Code 521.07 Applicable FY 98

To be deposited in the Water Quality Management Fund.

Full Payment ☒ or Annual Increment _____

FERGUSON

CONSTRUCTION COMPANY
P.O. BOX 1329
LOVINGTON, NEW MEXICO 88260

WESTERN COMMERCE BANK
LOVINGTON, NEW MEXICO

VOID AFTER 180 DAYS

CHECK DATE

CHECK NO.

07/24/98

035096

PAY

One Thousand Three Hundred Eighty Dollars and 00 Cents

CHECK AMOUNT
\$ *****1,380.00

TO THE
ORDER OF

NMED
WATER QUALITY MANAGEMENT
2040 S. PACHECO
SANTA FE

NM 87505-

FERGUSON CONSTRUCTION COMPANY

Mark Wilson



CONSTRUCTION COMPANY
P.O. BOX 1329
LOVINGTON, NEW MEXICO 88260

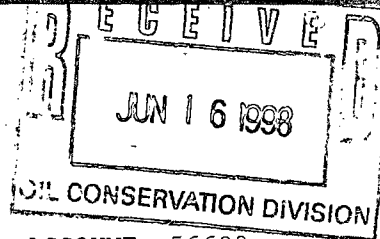
JOB / SUB JOB NO.	CO.	DIV.	VENDOR	REFERENCE	CHECK NO.
	01	000	000000		

INVOICE NUMBER	INVOICE DATE	DESCRIPTION	GROSS AMOUNT	DISCOUNT	NET AMOUNT
072098	07/20/98	DISCHARGE PLAN RENEW	1,380.00		1,380.00
				Ferguson Constr. GW-305 <i>[Signature]</i>	
TOTALS →			1,380.00		1,380.00

DETACH AND RETAIN THIS STATEMENT
THE ATTACHED CHECK IS IN PAYMENT OF ITEMS DESCRIBED ABOVE
IF NOT CORRECT PLEASE NOTIFY US PROMPTLY. NO RECEIPT DESIRED.

The Santa Fe New Mexican

Since 1849 We Read You



NM OCD

ATTN: SALLY MARTINEZ
2040 S. PACHECO ST.
SANTA FE, NM 87505

AD NUMBER: 30195 ACCOUNT: 56689
LEGAL NO: 63676 P.O.#: 98199000257
165 LINES 1 time(s) at \$ 66.00
AFFIDAVITS: 5.25
TAX: 4.45
TOTAL: 75.70

AFFIDAVIT OF PUBLICATION

NOTICE OF PUBLICATION

STATE OF NEW MEXICO ENERGY, MINERALS AND NATURAL RESOURCES DEPARTMENT OIL CONSERVATION DIVISION

Notice is hereby given that pursuant to New Mexico Water Quality Control Commission Regulations, the following discharge plan application(s) have been submitted to the Director of the Oil Conservation Division, 2040 South Pacheco, Santa Fe, New Mexico 87505, Telephone (505) 827-7131:

CORRECTION

A public notice was published in The New Mexican on June 1, 1998 and the Lovington Daily leader on June 3, 1998 regarding (GW-305) - Ferguson Construction Company, Robert D. Hubbard, (505) 396-3689, 2200 Commercial Street, Lovington, New Mexico 88260, who has submitted a discharge plan application for the Ferguson Construction Company Facility located in the NE/4 NW/4 of Section 15, Township 16 South, Range 36 East, NMPM, Lea County, New Mexico. It was incorrectly stated that ground water most likely to be affected in the event of an accidental discharge at the surface was at a depth of 220 feet. It should have read that ground water most likely to be affected is at a depth of approximately 60 feet.

Any interested person may obtain further information from the Oil Conservation Division

and may submit written comments to the Director of the Oil Conservation Division at the address given above. The discharge plan application(s) may be viewed at the above address between 8:00 a.m. and 4:00 p.m. Monday through Friday. Prior to ruling on any proposed discharge plan application(s), the Director of the Oil Conservation Division shall allow at least thirty (30) days after the date of publication of this notice during which comments may be submitted and a public hearing may be requested by any interested person. Requests for a public hearing shall set forth the reasons why a hearing should be held. A hearing will be held if the Director determines there is significant public interest.

If no public hearing is held, the Director will approve or disapprove the proposed plan(s) based on information available. If a public hearing is held, the Director will approve or disapprove the proposed plan(s) based on the information in the discharge plan application(s) and information submitted at the hearing.

GIVEN under the Seal of New Mexico Oil Conservation Commission at Santa Fe, New Mexico, on this 9th day of June 1998.

STATE OF NEW MEXICO
OIL CONSERVATION
DIVISION
LORI WROTENBERY,
Director

Legal #63676
Pub. June 15, 1998

STATE OF NEW MEXICO
COUNTY OF SANTA FE

I, Betsy Perner being first duly sworn declare and say that I am Legal Advertising Representative of THE SANTE FE NEW MEXICAN, a daily newspaper published in the English language, and having a general circulation in the Counties of Santa Fe and Los Alamos, State of New Mexico and being a Newspaper duly qualified to publish legal notices and advertisements under the provisions of Chapter 167 on Session Laws of 1937; that the publication #63676 a copy of which is hereto attached was published in said newspaper 1 day(s) between 06/15/1998 and 06/15/1998 and that the notice was published in the newspaper proper and not in any supplement; the first publication being on the 15 day of June, 1998 and that the undersigned has personal knowledge of the matter and things set forth in this affidavit.

/s/

Betsy Perner

LEGAL ADVERTISEMENT REPRESENTATIVE

Subscribed and sworn to before me on this 15 day of June A.D., 1998

Notary

Laura E. Harding

Commission Expires

11/23/99

Affidavit of Publication

STATE OF NEW MEXICO)

) ss.

COUNTY OF LEA)

Joyce Clemens being first duly sworn on oath deposes and says that he is Advertising Director of THE LOVINGTON DAILY LEADER, a daily newspaper of general paid circulation published in the English language at Lovington, Lea County, New Mexico; that said newspaper has been so published in such county continuously and uninterruptedly for a period in excess of Twenty-six (26) consecutive weeks next prior to the first publication of the notice hereto attached as hereinafter shown; and that said newspaper is in all things duly qualified to publish legal notices within the meaning of Chapter 167 of the 1937 Session Laws of the State of New Mexico.

That the notice which is hereto attached, entitled

Legal Notice

Notice of Publication

XXXXXXXXXXXXX

XXXXXX

XXXXXXXXXXXXX

XXXXXXXXXXXXX was published in a regular and entire issue of THE LOVINGTON DAILY LEADER and not in any supplement thereof, XXXXXXXXXXXXXXXXXXXX

XXXXXXXXXXXXXXXXXXXX for one (1) day

XXXXXXXXXXXXX beginning with the issue of

June 16, 19.98

and ending with the issue of

June 16, 19.98

And that the cost of publishing said notice is the sum of \$ 47.60

which sum has been (Paid) (Assessed) as Court Costs

Subscribed and sworn to before me this 30th

day of June, 19.98

Notary Public, Lea County, New Mexico

My Commission Expires June 22, 2002

LEGAL NOTICE NOTICE OF PUBLICATION STATE OF NEW MEXICO ENERGY, MINERALS AND NATURAL RESOURCES DEPARTMENT OIL CONSERVATION DIVISION

Notice is hereby given that pursuant to New Mexico Water Quality Control Commission Regulations, the following discharge plan application(s) have been submitted to the Director of the Oil Conservation Division, 2040 South Pacheco, Santa Fe, New Mexico 87505, Telephone (505) 827-7131:

CORRECTION

A public notice was published in The New Mexican on June 1, 1998 and the Lovington Daily Leader on June 3, 1998 regarding (GW-305) - Ferguson Construction Company, Robert D. Hubbard, (505) 396-3689, 2200 Commercial Street, Lovington, New Mexico 88260, who has submitted a discharge plan application for the Ferguson Construction Company Facility located in the NE/4 NW/4 of Section 15, Township 16 South, Range 36 East, NMPM, Lea County, New Mexico. It was incorrectly stated that ground water most likely to be affected in the event of an accidental discharge at the surface was at a depth of 220 feet. It should have read that ground water most likely

to be affected is at a depth of approximately 60 feet.

Any interested person may obtain further information from the Oil Conservation Division and may submit written comments to the Director of the Oil Conservation Division at the address given above. The discharge plan application(s) may be viewed at the above address between 8:00 a.m. and 4:00 p.m., Monday through Friday. Prior to ruling on any proposed discharge plan application(s), the Director of the Oil Conservation Division shall allow at least thirty (30) days after the date of publication of this notice during which comments may be submitted and a public hearing may be requested by any interested person. Requests for a public hearing shall set forth the reasons why a hearing should be held. A hearing will be held if the Director determines there is significant public interest.

If no public hearing is held, the Director will approve or disapprove the proposed plan(s) based on information available. If a public hearing is held, the Director will approve or disapprove the proposed plan(s) based on the information in the discharge plan application(s) and information submitted at the hearing.

GIVEN under the Seal of New Mexico Oil

Conservation Commission at Santa Fe, New Mexico, on this 9th day of June, 1998.

STATE OF
NEW MEXICO
OIL
CONSERVATION
DIVISION

LORI WROTENBERY,
Director

SEAL
Published in the
Lovington Daily Leader
June 16, 1998.

Affidavit of Publication

STATE OF NEW MEXICO)

) ss.

COUNTY OF LEA)

Joyce Clemens being first duly sworn on oath deposes and says that he is Adv. Director of THE LOVINGTON DAILY LEADER, a daily newspaper of general paid circulation published in the English language at Lovington, Lea County, New Mexico; that said newspaper has been so published in such county continuously and uninterruptedly for a period in excess of Twenty-six (26) consecutive weeks next prior to the first publication of the notice hereto attached as hereinafter shown; and that said newspaper is in all things duly qualified to publish legal notices within the meaning of Chapter 167 of the 1937 Session Laws of the State of New Mexico.

That the notice which is hereto attached, entitled

Legal Notice

Notice of Publication

XXXXXXXXXX and numbered

XXXXXX

XXXXXXXXXX

XXXXXXXXXXXXXXXXXX County, New Mexico, was published in a regular and entire issue of THE LOVINGTON DAILY LEADER and not in any supplement thereof, XXXXXXXX XXXXXXXX

XXXXXXXXXXXXXXXXXX same day of the week, for one (1) day

XXXXXXXXXXXXXXXXXX consecutive weeks, beginning with the issue of

June 2, 1998

and ending with the issue of

June 2, 1998

And that the cost of publishing said notice is the sum of \$ 52.00

which sum has been (Paid) (Assessed) as Court Costs

Subscribed and sworn to before me this 15th

day of June, 1998

Notary Public, Lea County, New Mexico

My Commission Expires September 28 1998

LEGAL NOTICE NOTICE OF PUBLICATION STATE OF NEW MEXICO ENERGY, MINERALS AND NATURAL RESOURCES DEPARTMENT OIL CONSERVATION DIVISION

Notice is hereby given that pursuant to New Mexico Water Quality Control Commission Regulations, the following discharge plan application(s) have been submitted to the Director of the Oil Conservation Division, 2040 South Pacheco, Santa Fe, New Mexico 87505, Telephone (505) 827-7131:

(GW-305) Ferguson Construction Company, Robert D. Hubbard, (505) 396-3689, 2200 Commercial Street, Lovington, New Mexico 88260, has submitted a discharge plan application for the Ferguson Construction Company Facility located in the NE/4 NW/4 of Section 15, Township 16 South, Range 36 East, NMPM, Lea County, New Mexico. Approximately 2750 gallons per month of wash-down water is collected in

a below ground sump tank after effluent goes through an oil/water separator prior to discharge into an underground leach field. Solids are collected for transport to an OCD approved off-site disposal facility. The total dissolved solids (TDS) of the waste water is approximately 686 milligrams per liter (mg/l). Ground water most likely to be affected in the event of an accidental discharge at the surface is at a depth of 220 feet with estimated total dissolved solids concentration of approximately 2,000 mg/l. the discharge plan addresses how spills, leaks, and other accidental discharges to the surface will be managed.

Any interested person may obtain further information from the Oil Conservation Division and may submit written comments to the Director of the Oil Conservation Division at the address given above. The discharge plan application(s) may be viewed at the above address between 8:00 a.m. and 4:00 p.m., Monday through Friday. Prior to ruling on any proposed discharge plan application(s), the Director of the Oil Conservation Division shall allow at least thirty (30) days after the date of publication of this notice during which comments may be submitted and a public hearing may be requested by any interested person. Requests for a public hearing shall set forth the reasons why a hearing should be held. A hearing will be held if the Director determines there is significant public interest.

If no public hearing is held, the Director will approve or disapprove the proposed plan(s) based on information available. If a public hearing is held, the Director will approve or disapprove the proposed plan(s) based on the information in the discharge plan application(s) and information submitted at the hearing.

GIVEN under the Seal of New Mexico Oil Conservation Commission at Santa Fe, New Mexico, on this 19th day of May, 1998.

STATE OF
NEW MEXICO
OIL
CONSERVATION
DIVISION
LORI WROTENBERY,
Director

SEAL
Published in the Lovington Daily Leader June 2, 1998.

ACKNOWLEDGEMENT OF RECEIPT
OF CHECK/CASH

I hereby acknowledge receipt of check No. [REDACTED] dated 5/6/98,
or cash received on _____ in the amount of \$ 50.00
from Ferguson Const
for Lovington GW-305
Submitted by: _____ Date: _____
Submitted to ASD by: RC [Signature] Date: 6/18/98
Received in ASD by: _____ Date: _____
Filing Fee X New Facility _____ Renewal _____
Modification _____ Other _____
Organization Code 521.07 Applicable FY 98
To be deposited in the Water Quality Management Fund.
Full Payment _____ or Annual Increment _____

FERGUSON
CONSTRUCTION COMPANY
P.O. BOX 1329
LOVINGTON, NEW MEXICO 88260

WESTERN COMMERCE BANK
LOVINGTON, NEW MEXICO

VOID AFTER 180 DAYS

CHECK DATE
5-6-98

CHECK NO.
34265

95-192
1122

PAY FIFTY DOLLARS AND NO/100*****

CHECK AMOUNT
\$ 50.00*****

TO THE ORDER OF ☐ NMED
WATER QUALITY MANAGEMENT

FERGUSON CONSTRUCTION COMPANY

Mark W. [Signature]

FERGUSON

CONSTRUCTION COMPANY
P.O. BOX 1329
LOVINGTON, NEW MEXICO 88260

JOB / SUB JOB NO.	CO.	DIV.	VENDOR	REFERENCE	CHECK NO.

INVOICE NUMBER	INVOICE DATE	DESCRIPTION	GROSS AMOUNT	DISCOUNT	NET AMOUNT
5-6-98	5-6-98	APPLICATION FEE FOR WASTE DISCHARGE PLAN	50.00		50.00
					<i>Ferguson Constr.</i> <i>GW-305</i> <i>[Signature]</i>
TOTALS ➡			50.00		50.00

DETACH AND RETAIN THIS STATEMENT
THE ATTACHED CHECK IS IN PAYMENT OF ITEMS DESCRIBED ABOVE
IF NOT CORRECT PLEASE NOTIFY US PROMPTLY. NO RECEIPT DESIRED.



NEW MEXICO ENERGY, MINERALS
& NATURAL RESOURCES DEPARTMENT

OIL CONSERVATION DIVISION
2040 South Pacheco Street
Santa Fe, New Mexico 87505
(505) 827-7131

June 10, 1998

Lovington Daily Leader
Attention: Advertising Manager
Post Office Box 1717
Lovington, New Mexico 88260

Re: Notice of Publication

Dear Sir/Madam:

Please publish the attached notice one time immediately on receipt of this request. Please proofread carefully, as any error in a land description or in a key word or phrase can invalidate the entire notice.

Immediately upon completion of publication, please send the following to this office:

1. Publisher's affidavit in duplicate.
2. Statement of cost (also in duplicate).
3. Certified invoices for prompt payment.

We should have these immediately after publication in order that the legal notice will be available for the hearing which it advertises, and also so that there will be no delay in your receiving payment.

Please publish the notice no later than June 17, 1998

Sincerely,

Sally Martinez
Sally Martinez
Administrative Secretary

Attachment

Z 765 963 427

Receipt for
Certified Mail

No Insurance Coverage Provided
Do not use for International Mail
(See Reverse)

Sent to	Lovington Daily Leader
Street	P.O. Box 1717
P.O.	Lovington, NM 88260
Postage	\$
Certified Fee	
Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt Showing to Whom & Date Delivered	
Return Receipt Showing to Whom, Date, and Addressee's Address	
TOTAL Postage & Fees	\$
Postmark or Date	



NEW MEXICO ENERGY, MINERALS
& NATURAL RESOURCES DEPARTMENT

OIL CONSERVATION DIVISION
2040 South Pacheco Street
Santa Fe, New Mexico 87505
(505) 827-7131

June 10, 1998

The New Mexican
Attention: Betsy Perner
202 East Marcy
Santa Fe, New Mexico 87501

Re: Notice of Publication
PO # 98-199-00257

Dear Ms. Perner:

Please publish the attached notice one time immediately on receipt of this request. Please proofread carefully, as any error in a land description or in a key word or phrase can invalidate the entire notice.

Immediately upon completion of publication, please send the following to this office:

- 1. Publisher's affidavit.**
- 2. Invoices for prompt payment.**

We should have these immediately after publication in order that the legal notice will be available for the hearing which it advertises, and also so that there will be no delay in your receiving payment.

Please publish the notice no later than Monday, June 15, 1998.

Sincerely,

Sally Martinez
Sally Martinez
Administrative Secretary

Attachment

NOTICE OF PUBLICATION

STATE OF NEW MEXICO ENERGY, MINERALS AND NATURAL RESOURCES DEPARTMENT OIL CONSERVATION DIVISION

Notice is hereby given that pursuant to New Mexico Water Quality Control Commission Regulations, the following discharge plan application(s) have been submitted to the Director of the Oil Conservation Division, 2040 South Pacheco, Santa Fe, New Mexico 87505, Telephone (505) 827-7131:

CORRECTION

A public notice was published in The New Mexican on June 1, 1998 and the Lovington Daily Leader on June 3, 1998 regarding (GW-305) - Ferguson Construction Company, Robert D. Hubbard, (505) 396-3689, 2200 Commercial Street, Lovington, New Mexico 88260, who has submitted a discharge plan application for the Ferguson Construction Company Facility located in the NE/4 NW/4 of Section 15, Township 16 South, Range 36 East, NMPM, Lea County, New Mexico. It was incorrectly stated that ground water most likely to be affected in the event of an accidental discharge at the surface was at a depth of 220 feet. It should have read that ground water most likely to be affected is at a depth of approximately 60 feet.

Any interested person may obtain further information from the Oil Conservation Division and may submit written comments to the Director of the Oil Conservation Division at the address given above. The discharge plan application(s) may be viewed at the above address between 8:00 a.m. and 4:00 p.m., Monday through Friday. Prior to ruling on any proposed discharge plan application(s), the Director of the Oil Conservation Division shall allow at least thirty (30) days after the date of publication of this notice during which comments may be submitted and a public hearing may be requested by any interested person. Requests for a public hearing shall set forth the reasons why a hearing should be held. A hearing will be held if the Director determines there is significant public interest.

If no public hearing is held, the Director will approve or disapprove the proposed plan(s) based on information available. If a public hearing is held, the Director will approve or disapprove the proposed plan(s) based on the information in the discharge plan application(s) and information submitted at the hearing.

GIVEN under the Seal of New Mexico Oil Conservation Commission at Santa Fe, New Mexico, on this 9th day of June 1998.

STATE OF NEW MEXICO
OIL CONSERVATION DIVISION



for LORI WROTENBERY, Director

S E A L

The Santa Fe New Mexican

Since 1849 We Read You

JUN 10 1998

OIL CONSERVATION DIVISION

NM OCD
ATTN: SALLY MARTINEZ
2040 S. PACHECO ST.
SANTA FE, NM 87505

AD NUMBER: 27635 ACCOUNT: 56689
LEGAL NO: 63593 P.O.#: 98199000257
182 LINES 1 time(s) at \$ 72.80
AFFIDAVITS: 5.25
TAX: 4.88
TOTAL: 82.93

AFFIDAVIT OF PUBLICATION

NOTICE OF PUBLICATION

STATE OF NEW MEXICO ENERGY, MINERALS AND NATURAL RESOURCES DEPARTMENT OIL CONSERVATION DIVISION

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dental discharges to the surface will be managed.

Any interested person may obtain further information from the Oil Conservation Division and may submit written comments to the Director of the Oil Conservation Division at the address given above. The discharge plan application(s) may be viewed at the above address between 8:00 a.m. and 4:00 p.m., Monday through Friday. Prior to ruling on any proposed discharge plan application(s), the Director of the Oil Conservation Division shall allow at least thirty (30) days after the date of publication of this notice during which comments may be submitted and a public hearing may be requested by any interested person. Requests for public hearing shall set forth the reasons why a hearing should be held. A hearing will be held if the Director determines there is significant public interest.

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GIVEN under the Seal of New Mexico Oil Conservation Commission at Santa Fe, New Mexico, on this 19th day of May 1998.

STATE OF NEW MEXICO
OIL CONSERVATION
DIVISION
LORI WROTENBERY,
Director

Legal #63593
Pub. June 1, 1998

STATE OF NEW MEXICO COUNTY OF SANTA FE

I, B. Perner being first duly sworn declare and say that I am Legal Advertising Representative of THE SANTE FE NEW MEXICAN, a daily newspaper published in the English language, and having a general circulation in the Counties of Santa Fe and Los Alamos, State of New Mexico and being a Newspaper duly qualified to publish legal notices and advertisements under the provisions of Chapter 167 on Session Laws of 1937; that the publication #63593 a copy of which is hereto attached was published in said newspaper 1 day(s) between 06/01/1998 and 06/01/1998 and that the notice was published in the newspaper proper and not in any supplement; the first publication being on the 1 day of June, 1998 and that the undersigned has personal knowledge of the matter and things set forth in this affidavit.

/s/

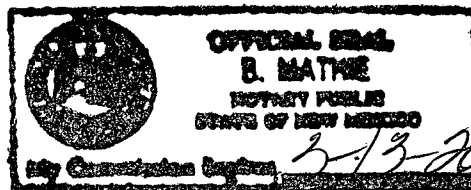
Betsy Perner
LEGAL ADVERTISEMENT REPRESENTATIVE

Subscribed and sworn to before me on this
1 day of June A.D., 1998

Notary

Commission Expires

3-13-2001





NEW MEXICO ENERGY, MINERALS
& NATURAL RESOURCES DEPARTMENT

OIL CONSERVATION DIVISION
2040 South Pacheco Street
Santa Fe, New Mexico 87505
(505) 827-7131

May 27, 1998

Lovington Daily Leader
Attention: Advertising Manager
Post Office Box 1717
Lovington, New Mexico 88260

Re: Notice of Publication

Dear Sir/Madam:

Please publish the attached notice one time immediately on receipt of this request. Please proofread carefully, as any error in a land description or in a key word or phrase can invalidate the entire notice.

Immediately upon completion of publication, please send the following to this office:

1. Publisher's affidavit in duplicate.
2. Statement of cost (also in duplicate).
3. Certified invoices for prompt payment.

We should have these immediately after publication in order that the legal notice will be available for the hearing which it advertises, and also so that there will be no delay in your receiving payment.

Please publish the notice no later than June 3, 1998

Sincerely,

Sally Martinez
Sally Martinez
Administrative Secretary

Attachment

P 410 431 063

US Postal Service
Receipt for Certified Mail
No Insurance Coverage Provided.
Do not use for International Mail (See reverse)

Sent to	Lovington Daily Leader
Post Office, State & ZIP Code	P.O. Box 1717 Lovington, NM 88260
Postage	\$
Certified Fee	
Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt Showing to Whom & Date Delivered	
Return Receipt Showing to Whom, Date, & Addressee's Address	
TOTAL Postage & Fees	\$
Postmark or Date	



NEW MEXICO ENERGY, MINERALS
& NATURAL RESOURCES DEPARTMENT

OIL CONSERVATION DIVISION
2040 South Pacheco Street
Santa Fe, New Mexico 87505
(505) 827-7131

May 27, 1998

The New Mexican
Attention: Betsy Perner
202 East Marcy
Santa Fe, New Mexico 87501

Re: Notice of Publication
PO # 98-199-00257

Dear Ms. Perner:

Please publish the attached notice one time immediately on receipt of this request. Please proofread carefully, as any error in a land description or in a key word or phrase can invalidate the entire notice.

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- 2. Invoices for prompt payment.**

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Please publish the notice no later than Monday, June 1, 1998.

Sincerely,

Sally Martinez
Sally Martinez
Administrative Secretary

Attachment

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STATE OF NEW MEXICO ENERGY, MINERALS AND NATURAL RESOURCES DEPARTMENT OIL CONSERVATION DIVISION

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Any interested person may obtain further information from the Oil Conservation Division and may submit written comments to the Director of the Oil Conservation Division at the address given above. The discharge plan application(s) may be viewed at the above address between 8:00 a.m. and 4:00 p.m., Monday through Friday. Prior to ruling on any proposed discharge plan application(s), the Director of the Oil Conservation Division shall allow at least thirty (30) days after the date of publication of this notice during which comments may be submitted and a public hearing may be requested by any interested person. Requests for a public hearing shall set forth the reasons why a hearing should be held. A hearing will be held if the Director determines there is significant public interest.

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GIVEN under the Seal of New Mexico Oil Conservation Commission at Santa Fe, New Mexico, on this 19th day of May 1998.

STATE OF NEW MEXICO
OIL CONSERVATION DIVISION


LORI WROTENBERY, Director

S E A L

NOTICE OF PUBLICATION

STATE OF NEW MEXICO ENERGY, MINERALS AND NATURAL RESOURCES DEPARTMENT OIL CONSERVATION DIVISION

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GIVEN under the Seal of New Mexico Oil Conservation Commission at Santa Fe, New Mexico, on this 19th day of May 1998.

STATE OF NEW MEXICO
OIL CONSERVATION DIVISION


for LORI WROTENBERY, Director

SEAL

Safety & Environmental Solutions, Inc.

May 6, 1998

Mr. Jack Ford
NMOCD
2040 S. Pacheco St.
Santa Fe, NM 87505

RECEIVED

MAY 07 1998

Environmental Bureau
Oil Conservation Division

Dear Jack:

Please find enclosed an original and copy of Ferguson Construction Company's Discharge Plan. A copy is also being delivered to Wayne Price at the NMOCD office in Hobbs, NM. Thank you for the extra opportunity to clarify the new information that we received. Please contact our office if you have any questions. Thank you.

Sincerely,

GW-305



Beth Aldrich for
Bob Allen REM, CET, CES
President

BA/do

Ford, Jack

From: Price, Wayne
Sent: Tuesday, June 09, 1998 9:44 AM
To: Ford, Jack
Cc: Chris Williams; Roger Anderson
Subject: Ferguson - GW-305 June 09, 1998 9:11 AM

505-396-2884

Dear Jack:

Please find attached (Logitech software) a fax I received from the Lovington City Manger Mr. Bob Carter. The Legal Notice in the paper indicated the Depth to Ground Water was aat 220'. Mr. Carter pointed out they have part of their City Fresh water supply in area with depth to water table being 60-90 feet.

Would you please give him a call!

Also is this notice for thier DP where we inspected and are we going to ask them to investigate and/or close their existing septic/leach field?



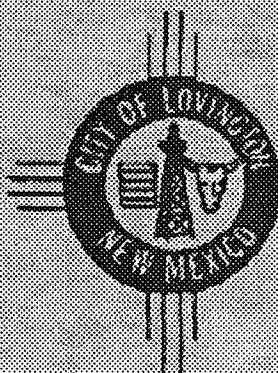
page1.JPG



page2.JPG

6-9-98

Depth to GW - should read 58' NOT
220' ~~22~~



CITY OF LOVINGTON

LOVINGTON, NEW MEXICO 88260

TELECOPY COVER SHEET

FAX #505-396-6328

DATE _____
TIME _____

PLEASE DELIVER THE FOLLOWING TO _____

TELECOPY NUMBER

Wayne
393-0720

FROM

Bob Carter

NUMBER OF PAGES INCLUDING COVER SHEET _____

IF ALL PAGES WERE NOT RECEIVED OR IF MATERIAL CANNOT BE READ, PLI
CALL 505-396-2884. BOB CARTER OR JUANICE ROBINSON

REMARKS

Capitol of Lea County • Rich in Oil, Cattle, Cotton and Pea

WHEREOF is set my
 as my oil
 the District

Township 16 South,
 Range 36 East, N44W4E,
 Lee County, New Mexico.
 Approximately 2750 gal-
 lons per month of wash-
 down water is collected in

hearing shall set forth the
 reasons why a hearing
 should be held. A hearing
 will be held if the Director
 determines there is signi-
 ficant public interest.

of said Commission of the
 following public hearing to
 be held at 9:00 A.M. on
 Wednesday, June 17,
 1998, in the Oil
 Conservation

present to the new
 Mexico Enhanced Oil
 Recovery Act, Lee
 County, New Mexico.
 Applicant seeks an order
 approving the expansion

Range
 Board
 June
 n.m.
 Publiat
 Daily
 1998.

P O. Box 1980
Hobbs, NM 88241-1980
District II - (505) 748-1283
811 S. First
Artesia, NM 88210
District III - (505) 334-6178
1000 Rio Brazos Road
Aztec, NM 87410
District IV - (505) 827-7131

New Mexico
Energy Minerals and Natural Resources Department
Oil Conservation Division
2040 South Pacheco Street
Santa Fe, New Mexico 87505
(505) 827-7131

Revised 12/1/95

Submit Original
Plus 1 Copies
to Santa Fe
1 Copy to appropriate
District Office

GW-305

DISCHARGE PLAN APPLICATION FOR SERVICE COMPANIES,
GAS PLANTS, REFINERIES, COMPRESSOR, AND CRUDE OIL PUMP STATIONS
(Refer to the OCD Guidelines for assistance in completing the application)

RECEIVED

MAY 07 1998

☒ New

☐ Renewal

☐ Modification

Environmental Bureau
Oil Conservation Division

1. Type: OIL FIELD SERVICE FACILITIES
2. Operator: FERGUSON CONSTRUCTION COMPANY
Address: 2200 COMMERCIAL STREET, LOVINGTON, NEW MEXICO 88260
Contact Person: ROBERT D. HUBBARD Phone: (505) 396-3689
3. Location: NE /4 NW /4 Section 15 Township 16S Range 36E
Submit large scale topographic map showing exact location.
4. Attach the name, telephone number and address of the landowner of the facility site.
5. Attach the description of the facility with a diagram indicating location of fences, pits, dikes and tanks on the facility.
6. Attach a description of all materials stored or used at the facility.
7. Attach a description of present sources of effluent and waste solids. Average quality and daily volume of waste water must be included.
8. Attach a description of current liquid and solid waste collection/treatment/disposal procedures.
9. Attach a description of proposed modifications to existing collection/treatment/disposal systems.
10. Attach a routine inspection and maintenance plan to ensure permit compliance.
11. Attach a contingency plan for reporting and clean-up of spills or releases.
12. Attach geological/hydrological information for the facility. Depth to and quality of ground water must be included.
13. Attach a facility closure plan, and other information as is necessary to demonstrate compliance with any other OCD rules, regulations and/or orders.
14. CERTIFICATION

I herby certify that the information submitted with this application is true and correct to the best of my knowledge and belief.

NAME: ROBERT D. HUBBARD Title: DIRECTOR - SAFETY, ENVIRONMENTAL & QUALITY

Signature: [Signature] Date: MAY 6, 1998

FERGUSON

CONSTRUCTION COMPANY
P.O. BOX 1329
LOVINGTON, NEW MEXICO 88260

JOB / SUB JOB NO.	CO	DIV	VENDOR	REFERENCE	CHECK NO.

INVOICE NUMBER	INVOICE DATE	DESCRIPTION	GROSS AMOUNT	DISCOUNT	NET AMOUNT
5-6-98	5-6-98	APPLICATION FEE FOR WASTE DISCHARGE PLAN	50.00		50.00
TOTALS: →			50.00		50.00

DETACH AND RETAIN THIS STATEMENT
THE ATTACHED CHECK IS IN PAYMENT OF ITEMS DESCRIBED ABOVE
IF NOT CORRECT PLEASE NOTIFY US PROMPTLY. NO RECEIPT DESIRED.

GW-305

FERGUSON

CONSTRUCTION COMPANY
P.O. BOX 1329
LOVINGTON, NEW MEXICO 88260

WESTERN COMMERCE BANK
LOVINGTON, NEW MEXICO

95-19
1122

VOID AFTER 180 DAYS

CHECK DATE
5-6-98

CHECK NO.
34265

PAY FIFTY DOLLARS AND NO/100*****

CHECK AMOUNT
\$ 50.00*****

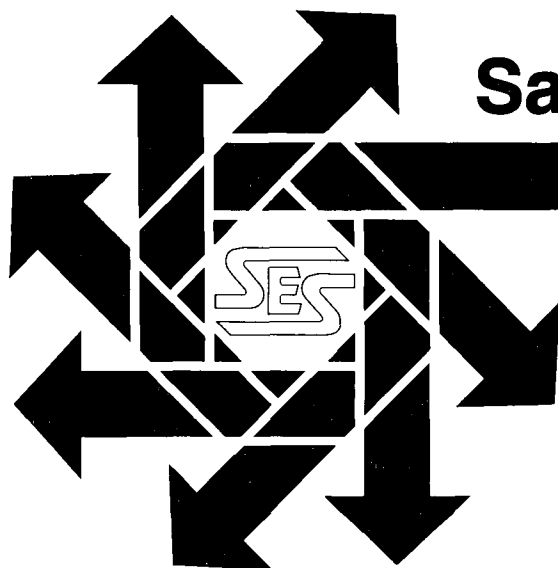
TO THE
ORDER OF

NMED

WATER QUALITY MANAGEMENT

FERGUSON CONSTRUCTION COMPANY

Mark W. [Signature]



Safety & Environmental Solutions, Inc.

RECEIVED

MAY 07 1998

Environmental Bureau
Oil Conservation Division

FERGUSON CONSTRUCTION COMPANY

**2200 Commercial Street
Lovington, New Mexico**

DISCHARGE PLAN

*Safety & Environmental Solutions, Inc.
703 E. Clinton Suite 103
Hobbs, New Mexico 88240
(505) 397-0510*

Ferguson Construction Company

Discharge Plan

I. Type of Operation

Ferguson Construction Company is located in Lovington, New Mexico and specializes in new pipeline construction.

The major purpose of the facility is to provide an equipment yard, office, routine maintenance buildings, and chemical storage area for Ferguson Construction Company. The normal hours of operation are 6:00 am to 5:00 pm Monday through Friday. The facility is fenced and secured during hours when company personnel are not present.

II. Name of Operator or Legally Responsible Party and Local Representative

Operator: **Ferguson Construction Company**
 2200 Commercial Street
 Lovington, New Mexico 88260
 (505) 396-3689

Responsible Party: Same as above

Local Representative:

Mark Weiser - President

Robert D. Hubbard - Director, Safety, Environmental & Quality

III. Location of the Discharge Plan Facility

Ferguson Construction Company main facility is located at 2200 Commercial Street in Lovington, New Mexico. The legal description of the facility is Township 16 South, Range 36 East, Section 15 and the elevation is 3882 feet above sea level.

Ferguson Construction Company warehouse facility is located 3515 Main Street in Lovington, New Mexico. The legal description of the facility is Township 16 South, Range 36 East, Section 15 and the elevation is 3879 feet above sea level.

Appendix A Figure 1 is a USGS Topographic Map and **Appendix A Figure 2** is a City of Lovington street map.

IV. Landowners

The main facility landowner of record is:

Frances West
9009 North may Condo #151
Oklahoma City, OK 73120

The warehouse facility landowner of record is:

Ferguson Construction Company
P. O. Box 5790
Lovington, New Mexico 88260

V. Facility Description

Main Facility

The main facility is situated on approximately 16.46 acres of land. A diagram of the facility including facility/property boundaries, buildings, fences, tanks, locations of discharges, storage facilities, and other areas is shown in **Appendix A Figure 3**. The facility consists of the following:

- An office building
- A training office building
- An ice machine building
- A maintenance/shop building and wash bay
- A welding shop
- A fuel island protected by secondary containment consisting of:
 - 1 - 4,000 gallon above ground diesel tank for highway use
 - 1- 10,000 gallon above ground unleaded gasoline tank
 - 1- 10,000 gallon above ground diesel tank for non-highway use
- A fuel island protected by secondary containment consisting of:
 - 1- 6,000 gallon above ground unleaded gasoline tank
- Four (4) storage buildings
- A paint shop
- A sandblasting area
- An equipment storage area
- A tire repair shop
- One active septic system (leach field) serving the office sewage only (Class V injection well)
- One active septic system (leach field) serving the maintenance shop and wash bay
- 1- 3,000 gallon steel tank for used motor oil and gear oils protected by secondary containment
- 1- 4,000 gallon steel tank for used motor oil and gear oils protected by secondary containment
- 1- 500 gallon steel tank for Hydraulic Oil protected by secondary containment
- 1- 500 gallon steel tank for Motor Oil protected by secondary containment

All Storage tanks at the facility are above ground storage tanks (AST), and are constructed of either fiberglass or carbon steel.

The main facility has a ground water monitor well that was drilled in May of 1995 when underground storage tanks were removed from the facility by Rhino Environmental Services. The report detailing the removal of the tanks and the installation of the monitor well is presented in its entirety in **Appendix B**.

Warehouse Facility

The warehouse facility is situated on approximately 3 acres of land. A diagram of the facility including facility/property boundaries, buildings, fences, tanks, locations of discharges, storage facilities, and other areas is shown in **Appendix A Figure 4**. The facility consists of the following:

- Warehouse building
- Well House
- Storage Building
- Two (2) Gas Cylinder Storage Areas
- 1 - 500 gallon steel tank for Unleaded Gasoline protected by secondary containment.
- Multiple pipe racks for storage

The warehouse facility utilizes a water well onsite for domestic use. There are minimal records regarding this well, however, the State Engineer list the last testing of the well to be in 1952 and the water level at that time was 56.33'. No other information regarding this well was available at the time of writing.

The warehouse facility uses the municipal sewage system for disposal of domestic waste.

VI. Materials Stored or Used at the Facility

Table 1 Materials Stored or Used at the Lovington, NM Main Facility Ferguson Construction Company				
Material Stored	General Composition	Solid or Liquid	Container Type	Volume Stored
Category 1. Drilling Fluids				
N/A				
Category 2. Brines.(KCL, NaCl, etc.)				
N/A				
Category 3. Acids/Caustic				
N/A				
Category 4. Detergents/Soaps				
Steamer detergent	Non-Ionic Surfactant	Liquid	steel drum	15 gallons
Category 5. Solvents and Degreasers				
Parts Washing Solvent	Light Petroleum Distillates (Naphtha)	Liquid	steel parts-washing drum	60 gallons
Category 6. Paraffin Treatment/Emulsion Breakers				
N/A				
Category 7. Biocides				
N/A				
Category 8. Others				
Motor Oil	Solvent refined petroleum hydrocarbons	Liquid	steel tank	500 gallons
Antifreeze	Ethylene Glycol	Liquid	steel drum	220 gallons
# 2 Diesel Fuel	Light hydrocarbon distillates	Liquid	AST	< 10,000 gallons
#2 Diesel Fuel	Light hydrocarbon distillates	Liquid	AST	< 4,000 gallons
Unleaded Gasoline	Light hydrocarbon distillates	Liquid	AST	< 16,000 gallons

Table 1 Materials Stored or Used at the Lovington, NM Warehouse Facility Ferguson Construction Company				
Material Stored	General Composition	Solid or Liquid	Container Type	Volume Stored
Category 1. Drilling Fluids				
N/A				
Category 2. Brines (KCL, NaCl, etc.)				
N/A				
Category 3. Acids/Caustic				
N/A				
Category 4. Detergents/Soaps				
N/A				
Category 5. Solvents and Degreasers				
Parts Washing Solvent	Light Petroleum Distillates (Naphtha)	Liquid	parts- washing drum	< 30 gallons
Category 6. Paraffin Treatment/Emulsion Breakers				
N/A				
Category 7. Biocides				
N/A				
Category 8. Others				
Motor Oil	Solvent refined petroleum hydrocarbons	Liquid	quart cans	< 10 gallons
Unleaded Gasoline	Light hydrocarbon distillates	Liquid	AST	< 500 gallons
Methanol	Light hydrocarbon distillate	Liquid	drum	1100 gallons

The current HAZCOM (Hazard Communication per 29 CFR 1910.1200) inventory is as follows:

Amount Used per month	Waste generated
1,1,1 Trichloroethane	0
Antifreeze - 37 gal/month	0
Bead Sealer - 2 quarts/month	0
Black Beauty sandblasting agent - 500#/month	0
Brake fluid - 4 quarts/month	0
Carburetor choke cleaner - 28 cans/month	0
Carburetor cleaner fuel treatment - 1 can/month	0
Cement patch - 3 ounces/month	0
Copper Slag sandblasting agent - 0-300#/month (discontinuing use)	0
Diesel fuel - 8,000 gal./month	0
Enamel Spray paint - 5 cans/month	0
Engine Oil - 265 quarts/month	0
Epoxy - no inventory - used on job as needed (comes with pipe)	0
Fire Extinguisher powder - 200#/month	0
Glue - no inventory - used on job as needed (comes with pipe)	0
Markers - 63/month	0
Methanol - 1 bbl/month	0
Mineral Spirits - 83 gal/month	0
Paint - 46 gal/month	0
Paint Thinner - .5gal/month	0
Power Steering fluid - 25 quarts/month	0
Primer - 11 gal/month	0
Propane - 21 gal/month	0
Refrigerant - 5-1# cans/month	0
Resin - no inventory - used on job as needed (comes with pipe)	0
Silica Sand sandblasting agent - 2,000#/month	0
Starting fluid - 29 cans/month	0
Steamer detergent - 36 ounces/month	0
Tape - 321 rolls/month	0
Tire Sealer - 5 gal/month	0
Transmission Fluid - 140 quarts/month	0
Unleaded Gasoline - 12,000 gal/month	0
WD-40 - 61 cans/month	0

*Quantities and Material Safety Data Sheets are available for inspection at the Ferguson Construction Company office during normal office hours.

VII. Sources and Quantities of Effluent and Waste Solids Generated at the Facility

Table 2: Sources and Quantities of Effluent and Waste Solids Generated at the Lovington, New Mexico Main Facility - Ferguson Construction Company			
Category per NMOCD Discharge Plan Guidelines			
Effluent Type	Volume Generated	Additional Constituents	Volume of Additional Constituents
1. Truck Wastes	None	None	None
2. Truck, Washing	2200 gallons./month	Residues of Soap, Road Grime, from exterior washing only.	10 gallons/month
3. Steam Cleaning of parts, exterior of trucks	550 gallons./month	Residues of Soap, from exterior washing only	10 gallons/month
4. Solvent/Degreaser	3 gallons/month	None	None
5. Spent Acids/Caustics, or Completion fluids	Not applicable	None	None
6. Waste Slop Oil	None	None	None
7. Waste Lubrication and Motor Oils	1000 gallons/month	None	None
8. Oil Filters	150 filters/month	None	None
9. Solids and Sludges from Tanks	Not applicable	None	None
10. Painting Wastes	None	None	None
11. Sewage *	120 gallons/day	None	None
12. Other Waste Liquids	None	None	None
13. Other Waste Solids	2000 lbs./month	None	None
14. Spent automotive batteries	2/month	Lead, acid	None

* The sewage from the mechanic shop is mixed with the effluent from the wash bay. See item # 2 and #3.

Table 2:**Sources and Quantities of Effluent and Waste Solids Generated
at the Lovington, New Mexico Warehouse Facility - Ferguson Construction Company**

Category per NMOCD Discharge Plan Guidelines			
Effluent Type	Volume Generated	Additional Constituents	Volume of Additional Constituents
1. Truck Wastes	None	None	None
2. Truck, Tank, and Drum Washing	None	None	None
3. Steam Cleaning of parts, exterior of tanks	None	None	None
4. Solvent/Degreaser	1.5 gal/month	None	None
5. Spent Acids/Caustics, or Completion fluids	None	None	None
6. Waste Slop Oil	None	None	None
7. Waste Lubrication and Motor Oils	None	None	None
8. Oil Filters	None	None	None
9. Solids and Sludges from Tanks	None	None	None
10. Painting Wastes	None	None	None
11. Sewage	30 gallons/day	None	None
12. Other Waste Liquids	Not applicable	None	None
13. Other Waste Solids	500 lbs/month	None	None
14. Spent automotive batteries	None	None	None

VIII. Description of Current Liquid and Solid Waste Collection/Storage/Disposal Procedures

Main Facility

1. Truck Wastes (Original Contents Trucked) - Not applicable
2. Truck, Tank, and Drum Washing - Exterior washing of vehicles is done onsite. The wash bay in the mechanic shop is used for this purpose. The runoff from washing is collected in an underground tank (1305 gallon capacity) with is connected to an oil/water separator outside the shop and the effluent is discharged into a leach field. Approximately six (6) times a year, the underground tank is pumped out by a septic service and taken to the municipal waste treatment plant.
3. Steam Cleaning of Parts, Equipment, or Tanks - parts of exterior vehicles are steam cleaned onsite. The wash bay in the mechanic shop is used for this purpose. The runoff from washing is collected in an underground tank (1305 gallon capacity) with is connected to an oil/water separator outside the shop and the effluent is discharged into a leach field. Approximately six (6) times a year, the underground tank is pumped out by a septic service and taken to the municipal waste treatment plant.
4. Solvent and degreaser is only used in a closed system parts washer inside the shop, and reclaimed by a recycler.
5. Spent Acids or Caustics, or Completion Fluids - Not applicable
6. Waste Slop Oil - Not applicable
7. Waste Lubrication and Motor Oils - Waste oil from vehicle maintenance operations performed onsite by Ferguson personnel is collected and stored in a labeled above-ground storage tank. The tank is located in adequate secondary containment for the entire volume.
8. Oil Filters - Oil filters are completely drained into the recycle tank and the filters are taken by the waste oil recycler.
9. Solids and Sludges from Tanks - Not applicable.
10. Painting Wastes - All painting done onsite is done by compressor and spray gun. No wastes are generated as a result of this process. Any incidental paint waste is allowed to fully dry and the residue is disposed of as industrial waste in the municipal landfill by Waste Management.

11. Sewage - Domestic sewage from the main facility is handled by either septic system or city sewage system. The offices in the front of the yard are discharged through the active septic system (Class V injection well) located on the property. The domestic sewage from the mechanic shop is discharged through the active septic system located near the shop. The wash bay effluent is also discharged into this septic system after going through the oil/water separator. The domestic waste in the welding shop is discharged through the city sewage system.
12. Other Waste Liquids - Not applicable
13. Other Waste Solids - Industrial solid waste consisting of general refuse (office trash, paper, plastic, etc.) Is stored in the waste bin beside the office pending transport and disposal at the municipal landfill by Waste Management.
14. Spent automotive batteries are turned in for recycling at the time of purchase of new batteries.

All Storage tanks at the facility are above ground storage tanks (AST), and are constructed of either fiberglass or carbon steel. The storage tanks are used to store wastes (used oil), motor oils and fuels (diesel and unleaded gasoline). All tanks are surrounded by secondary containment areas. Secondary containment for the fuel storage is concrete. All drains and underground piping are sealed, with access limited to authorized persons when stormwater must be removed. All effluent from these containment areas will be visually inspected, properly classified and disposed of in the POTW unless inspection indicates that contaminants exist in the water (ie sheen or oil layer on top of tank). If contaminants exist that are not allowed in the POTW, this waste will be properly classified per RCRA and any other federal and state regulations to insure proper disposal.

Warehouse Facility

1. Truck Wastes (Original Contents Trucked) - Not applicable
2. Truck, Tank, and Drum Washing - Not applicable
3. Steam Cleaning of Parts, Equipment, or Tanks - Not applicable
4. Solvent and degreaser is only used in a closed system parts washer inside the shop, and reclaimed by a recycler.

5. Spent Acids or Caustics, or Completion Fluids - Not applicable
6. Waste Slop Oil - Not applicable
7. Waste Lubrication and Motor Oils - None
8. Oil Filters - None
9. Solids and Sludges from Tanks - Not applicable.
10. Painting Wastes - Not applicable
11. Sewage - Domestic sewage from the warehouse facility is handled by the city sewage system.
12. Other Waste Liquids - Not applicable
13. Other Waste Solids - Industrial solid waste consisting of general refuse (office trash, paper, plastic, etc.) Is stored in the waste bin beside the office pending transport and disposal at the municipal landfill by Waste Management.
14. Spent automotive batteries - Not applicable

IX. Proposed Modifications

1. Ferguson Construction proposes to construct loading pads along the sides of the fuel islands at the main facility. The island containing the diesel will have three loading pads constructed of concrete with adequate containment for accident spills. The gasoline island will have one loading pad constructed of concrete with adequate containment for accidental spills.
2. Ferguson Construction proposes to construct a contained sandblast area near the paint shop at the main facility. This area will consist of a solid fence around the existing area to contain the blast material for reuse. The fence will also prevent the used material from being scattered elsewhere in the yard.

3. Ferguson Construction proposes to construct a drum storage area near the rear of the yard at the warehouse facility. This area will be constructed of concrete with containment lips sufficient to contain spills of 250 gallons. A portion of that area will be dedicated to the storage of empty drums awaiting transportation. These drums will be stored on their side with the bungs in place. All drums of usable product will be stored in this area and only removed when the material is ready for use.
4. The drain and sump system located in the mechanic shop at the main facility will be drained and inspected for leaks, which will be repaired as needed. The oil/water separator will be opened and tested for hazardous materials (RCI and TCLP). The leach field will be located and a borehole drilled to a depth of 5' below the effluent piping. Soil samples will be taken in accordance with SW - 846 and analyzed for the constituents regulated by the New Mexico Water Quality Control Commission. The results of the analytical tests will be provided to the New Mexico Oil Conservation Division upon completion. Further investigation will be performed as necessary depending upon the analytical results of the soil boring.

X. Inspection, Maintenance, and Reporting

Chemical and waste storage area facilities are visually inspected routinely (weekly) for leaks, corrosion or integrity problems; accumulated liquids in containment areas; improper labeling and storage practices; and open or deteriorated containers. Each storage area is enclosed in secondary containment, and isolated from other potential waste streams.

Normal maintenance of the material storage facilities is performed by facility personnel under supervision of the owner, operations manager, and the safety supervisor. Routine maintenance includes inspection of storage areas, remediation of minor spills, and routine maintenance involving the repair of leaking fittings or valves which pose no threat to personnel or the public.

The owner or the safety supervisor will determine which activities can be performed by facility personnel and which need to be contracted out due to the potential hazards involved.

Inspection and maintenance records are maintained in the Ferguson Construction Company office which include inspection dates, results, actions taken and modifications or repairs performed.

XI. Spill/Leak Prevention and Reporting Procedures (Contingency Plan)

Emergency Response Plan

In the event a toxic substance release should occur from fires, explosion, or any unplanned sudden, or non-sudden release of a hazardous waste - the **responsible Ferguson Construction Company Employee** at the scene, or the operation, shall take the following actions:

1. Promptly notify his immediate supervisor or any supervisor, of the release, it's location, and approximately magnitude. It is of the utmost importance that this first notification be given IMMEDIATELY on detection of a release so that notification of other company employees, residents of the area, and the general public may begin evacuation; if warranted by this contingency plan.

2. Promptly render a judgment as to:

Whether or not any human life or property is in danger.

The source and cause of the emission.

Whether or not the toxic substance release can be readily stopped or brought under control without posing a danger to the health or safety of the employee.

3. If any human life or property is in danger, take prompt action to alleviate such danger, to the extent possible.

If the escape can be readily stopped, or brought under control, the employee should do so.

4. If a reportable quantity of hazardous materials is released, notification will be made to the appropriate agencies (NMOCD District Office, Bureau of Land Management, National Response Center, etc.) within 24 hours pursuant to 29 CFR 1910.120, NMOCD Rule 116, WQCC 1203, or other governing regulations.

Note: Ferguson Construction Company does not expect any employee to place his life or health in jeopardy as result of any action taken under this plan. Action under points 2, 3, and 4, above should be taken in conjunction with another company employee, unless it is clearly evident that such action may be undertaken without risk to the employee. No employee shall attempt to go on a leak detection mission without first notifying his immediate supervisor, or another company employee of his intentions.

5. All releases of hazardous materials will be cleaned up or remediated according to the appropriate federal, state, and local regulations.

XII. Site Characteristics

From a hydrological standpoint, the site lies on the south edge of the High Plains in the Ogallala formation. The Ogallala formation varies in thickness from 100 to 250 feet. The saturated thickness of the Ogallala formation on the High plains ranges from 25 feet to 175 feet, and this is the depth to water in this region. The recharge of the aquifer is due entirely to precipitation, as the formation is topographically high and isolated. The Triassic rocks project above the water table in the western part of the Ogallala outcrop area in Lea County, and the Ogallala rocks are saturated only along valleys or in isolated depressions in the red-beds erosion surface.

The general direction of water table movement in this area is to the southeast, caused by the generally southeastward slope of the red-beds surface. Although recharge to the Ogallala apparently is distributed rather evenly, because of the even distribution of shallow depressions on the High Plains, the position of the Mescalero Ridge relative to the buried red-beds ridge may permit a somewhat more concentrated recharge at the escarpment. Based on review of the monitor well data available in the Rhino Environmental Onsite Investigation Report that was submitted to the New Mexico Environment Dept., groundwater was encountered at approximately 58 feet below ground surface. (See **Appendix B**)

Geologically, the site is in the Kimbrough-Lea complex soil area. This complex is about 60 percent Kimbrough gravelly loam, 25 percent Lea loam, 10 percent inclusions of Stegall and Arvana soils, and 5 percent inclusions of Slaughter and Sharvana soils. In places the Kimbrough and Lea soils are equally distributed. The generally dominant Kimbrough soil is on slightly convex areas or on low knolls. It is very shallow over a thick bed of indurated caliche. The Lea soil has a dark grayish-brown to brown surface layer and a grayish-brown to brown loam subsoil. Indurated caliche is at a depth of 20 to 40 inches. The soils in this complex are used a range, wildlife habitat, and recreational areas. They are also a source of caliche for use in road construction.

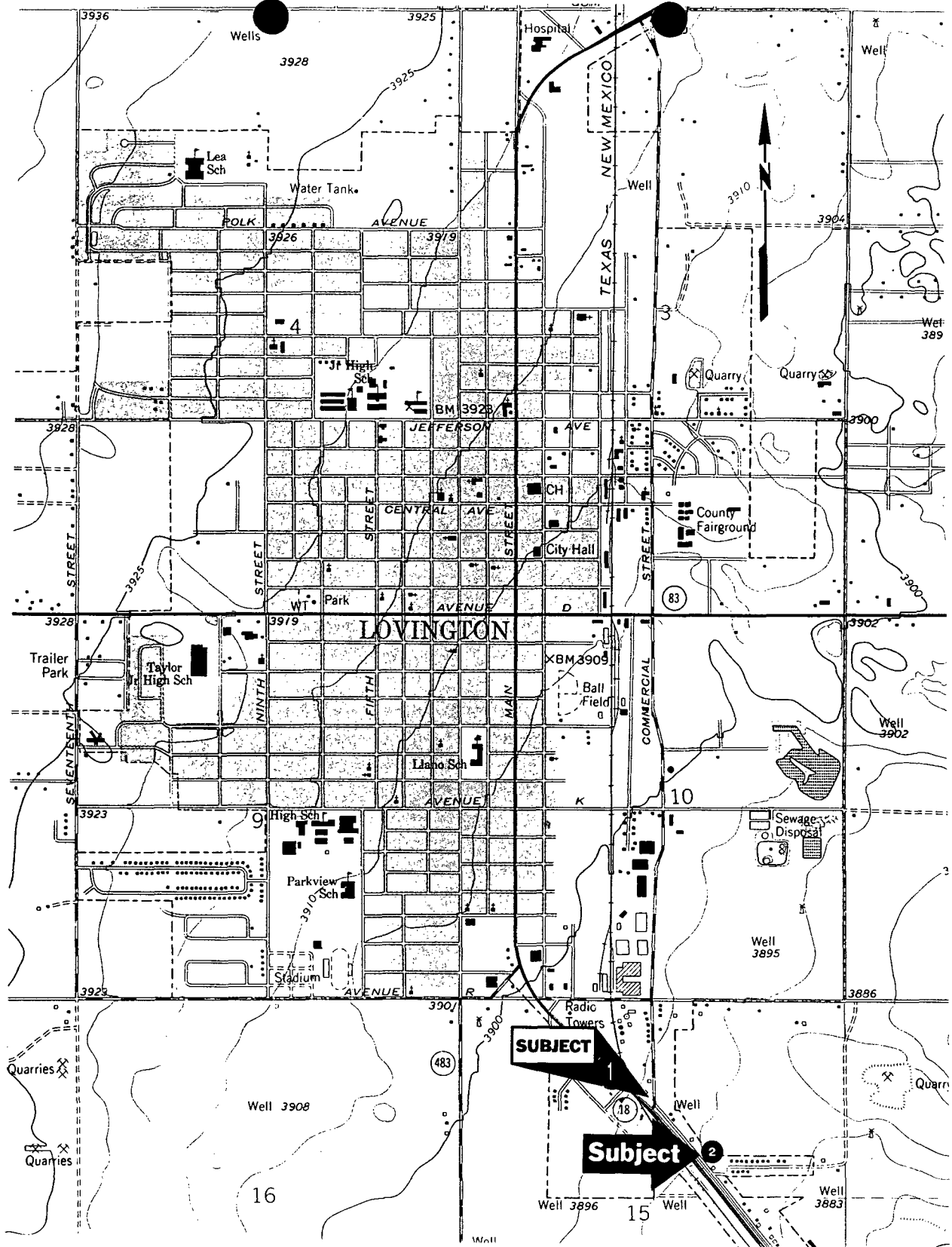
XIII. Other Compliance Information

Appendix C is a copy of the Waste Analysis Plan compiled at the request of the Environmental Protection Agency. The first inspection of the main facility by the OCD staff and an EPA Enforcement Officer resulted in the identification of twenty two drums of waste material. Hazardous waste characteristics tests were performed on the material and only fifteen drums contained hazardous material. The material in these drums exhibited the characteristic of ignitability. Ferguson Construction Company has made application for an EPA Identification Number and upon receipt of that number the drums that were hazardous will be shipped to an approved TSDF for disposal.

Ferguson Construction Company has initiated an intense housekeeping program to cleanup both facilities. Procedures will be implemented to insure that the general housekeeping conditions of the facilities are maintained in an appropriate manner.

Ferguson Construction Company is familiar with and understands the requirements of NMOCD Rule 116 and WQCC Section 103 and hereby agrees to comply with all aspects of these regulations.

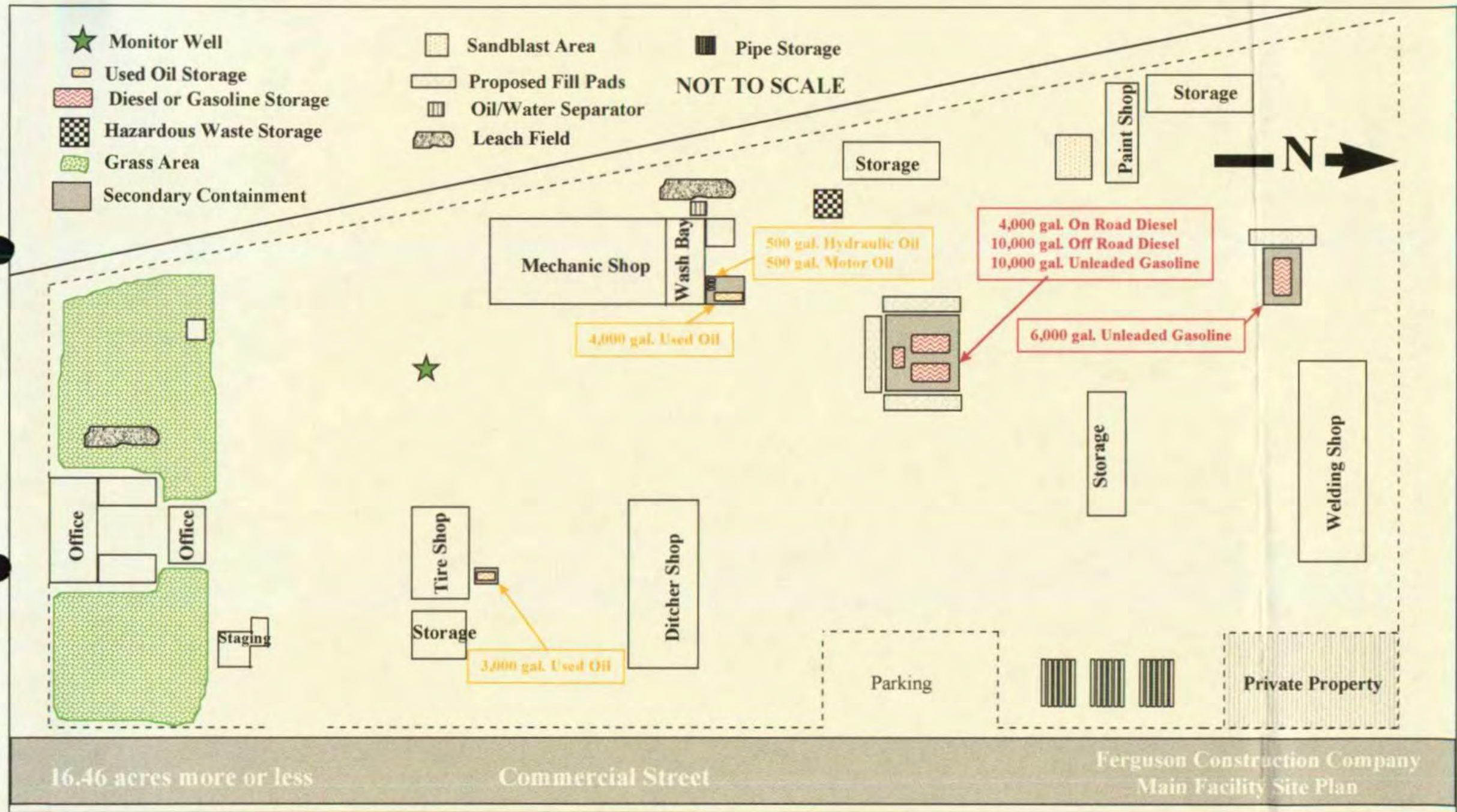
Appendix A

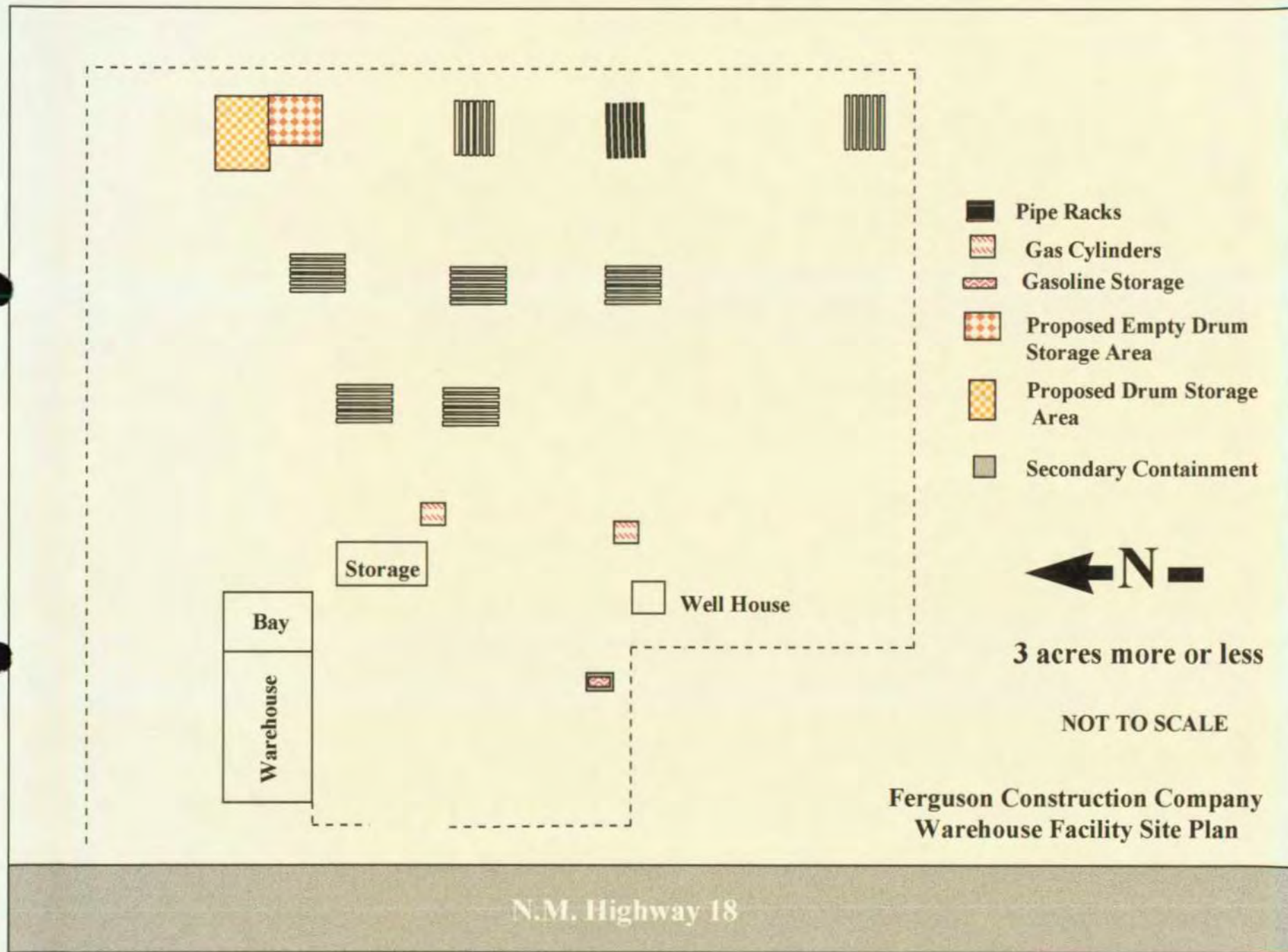


Ferguson Construction

**USGS Quadrange
Section 15, T16S, R36E**

*Safety & Environmental
Solutions, Inc.
Hobbs, NM*





Appendix B



GARY E. JOHNSON
GOVERNOR

State of New Mexico
ENVIRONMENT DEPARTMENT
District IV
1914 W. Second St.
Roswell, New Mexico 88201
(505) 624-6046

MARK E. WEIDLER
SECRETARY

EDGAR T. THORNTON, III
DEPUTY SECRETARY

July 11, 1995

Mr. Mark Wieser
Ferguson Construction Company
P.O. Box 1329
Lovington, New Mexico 88260

RE: MINIMUM SITE ASSESSMENT REPORT, FERGUSON CONSTRUCTION,
LOVINGTON HIGHWAY, LOVINGTON, NEW MEXICO

Dear Mr. Wieser:

The Department is in receipt of the Minimum Site Assessment report submitted by Rhino Environmental Services, Inc., dated May 5, 1995 for the aforementioned site. The report states Rhino installed nine soil borings and converted two soil borings to monitor wells. Soil borings were installed around the two individual UST systems used for waste oil and diesel. Monitor wells were installed in the tank pit area. Soil and groundwater analytical results collected for EPA 8015 and 8310 were below detection limits. The Department has determined that this site does not pose an immediate public health or environmental threat for the following reasons:

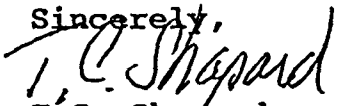
1. Soil analytical results from all soil samples were below laboratory detection limits;
2. Groundwater samples collected were non-detect for polynuclear aromatic hydrocarbons;
3. Depth to water at the site was shown to be approximately 58 feet below land surface;
4. No known additional receptors located near site.

At this time, the Department requests abandonment of the two monitor wells according to Department procedures. Also, the Department reserves the right to require additional work in the future if data becomes available that indicates the presence of petroleum hydrocarbon contamination emanating from, or in the vicinity of, this site resulting in a threat to human health or the environment.

Mr. Wieser
July 11. 1995
Page -2-

The Department appreciates your cooperation in dealing with this matter. Please contact me at 624-6123 if you have any questions.

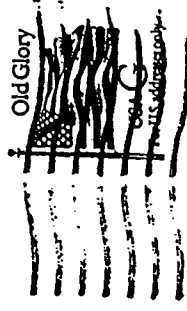
Sincerely,


T.C. Shapard
Water Resource Specialist III
Underground Storage Tank Bureau

cc: Anna Richards, Chief, USTB, Santa Fe
Gregg Crandall, Manager, Remedial Program, Albuquerque

**New Mexico Environment Department
DISTRICT IV**

UST Bureau
1914 W Second
Roswell, NM 88201



Mr. Mark Wieser
Ferguson Construction Company
PO Box 1329
Lovington, NM 88260



RHINO

Environmental Services, Inc.

719 Armo St. N.E. • Albuquerque, New Mexico 87102
(505) 242-6464 • Fax: (505) 247-4941

June 14, 1995

Mr. Mark Wieser
Ferguson Construction Company
P.O. Box 1329
Lovington, New Mexico 88260

RE: On-Site Investigation Report
Ferguson Construction Company
2100 S. Commercial Street
Lovington, New Mexico 88260

Dear Mr. Wieser:

Please find enclosed one copy of the On-Site Investigation report which was submitted to the New Mexico Environmental Department (NMED) for the above referenced facility. Assessment activities determined the vertical and horizontal extent of subsurface hydrocarbon impacts. Additionally, groundwater was not impacted. Rhino Environmental Services, Inc. (Rhino) requested site closure and a no further action designation from the NMED. A copy of the letter that was attached with the report submitted to the NMED is included.

Rhino appreciates the opportunity to provide services to Ferguson Construction Company. Should you have any questions or comments, please do not hesitate to call me at (505) 242-6464.

Sincerely,

Kevin Almaguer
Project Manager/Geologist

encl.



**ON-SITE INVESTIGATION
FERGUSON CONSTRUCTION COMPANY
2100 S. COMMERCIAL
LOVINGTON (LEA COUNTY), NEW MEXICO**

JUNE 14, 1995

Prepared For:

**FERGUSON CONSTRUCTION COMPANY
P.O. BOX 1329
LOVINGTON, NEW MEXICO 88260
(505) 396-3689**

Prepared By:

**RHINO ENVIRONMENTAL SERVICES, INC.
300 BROADWAY, NE
ALBUQUERQUE, NEW MEXICO 87102
(505) 242-6464**

Written/Submitted by:

Kevin Almaguer
Project Manager/Geologist

Reviewed by:

David Esparza
Sr. Hydrogeologist

Approved by:

FOR: Anthony R. Herald
General Manager



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I. REPORT SUMMARY

Ferguson Construction Company (Ferguson) contracted Rhino Environmental Services, Inc. (Rhino) to perform On-Site Investigation (OSI) activities at the Ferguson Construction Yard located at 2100 S. Commercial Street, Lovington (Lea County), New Mexico.

On May 3 and 4, 1995, Rhino supervised the installation of nine soil borings. Two of the soil borings, B-1 and B-6, were subsequently converted into 2" diameter monitor wells, MW-1 and MW-2 respectively. OSI activities were performed to determine the vertical and/or horizontal extent of petroleum hydrocarbon impacts in the vicinity of two former underground storage tank (UST) systems. A total of two independent UST systems were operated on the property. The first UST system previously consisted of one steel 4,000 gallon diesel tank and two - 10, 000 gallon steel tanks containing offroad diesel and unleaded gasoline. The second UST system consisted of one steel 500 gallon used oil tank. The OSI was performed following permanent removal of the USTs in which hydrocarbon impacts below the former 4,000 gallon diesel and 500 gallon used oil USTs and were identified. Five soil borings were installed in and around the tank cavity which formerly contained the 4,000 gallon diesel UST. Four soil borings were installed in and around the tank cavity which formerly contained the 500 gallon used oil UST. One soil boring was installed near the center of the former UST system tank hold within the general vicinity where hydrocarbon impacts were identified. The remaining soil borings were located in a manner that would assist in delineating the horizontal and vertical extent of hydrocarbon impacts around each individual tank cavity. The soil borings located within each tank cavity were converted into 2" diameter monitor wells. OSI activities were conducted pursuant to New Mexico Environmental Improvement Board, Underground Storage Tank Regulation (EIB/USTR) §1205 and §1206.

Soil samples collected from soil borings B-1 through B-5 were laboratory analyzed for total petroleum hydrocarbons (TPH) by Environmental Protection Agency (EPA) method 8015 modified (diesel range). Soil samples collected from borings B-6 through B-9 were analyzed for TPH by EPA method 8015 modified (oil range). Three soil samples were collected from tank cavity soil borings B-1 (MW-1) and B-6 (MW-2), while two soil samples were collected from the remaining seven soil borings (B-2, B-3, B-4, B-5, B-7, B-8 and B-9). Soil samples were field screened using a miniRAE photoionization detector (PID). The soil samples collected from borings B-1 and B-6 were collected from the interval indicating the highest PID reading; the interval which initially indicated PID readings below 100 parts per million (ppm); and five feet below the initial interval with PID readings below 100 ppm. Soil samples from borings B-2 through B-5 and B-7 through B-9 were collected from the interval indicating the highest PID reading and the termination depth. The termination depth of borings B-2 through B-5 coincided with the interval from boring B-1 where the vertical extent of hydrocarbon impacts were delineated. The termination depth of borings B-7 through B-9 coincided with the depth where the vertical extent of hydrocarbons were delineated in boring B-6. The delineation of the vertical extent of hydrocarbon impacts were based on 10 feet below the initial level where PID readings indicated levels less than 100 ppm. Laboratory analysis from all nine soil borings were reported to be below laboratory detection limits



FERGUSON CONSTRUCTION COMPANY
On-Site Investigation

Section I
June 14, 1995

I. Report Summary

(BDL) and below New Mexico Environmental Department (NMED) cleanup guidelines (§ 1209) for TPH. Soil borings B-1 and B-6 were converted into monitor wells MW-1 and MW-2, respectively. The monitor wells were located in the general location of each respective UST where hydrocarbon impacts had been previously identified. Following monitor well installation, groundwater samples were collected from each monitor well and analyzed for polynuclear hydrocarbons (PNAs) by EPA method 8310. Groundwater laboratory results collected from monitor wells MW-1 and MW-2 were reported to be BDL.



FERGUSON CONSTRUCTION COMPANY
On-Site Investigation

Section II
June 14, 1995

II. CHRONOLOGY OF EVENTS

- April 10, 1995: **Field Activity:** Cline Pump Company (Cline) performed tank removal activities. Five USTs were removed.
- April 18, 1995: **Report:** Rhino submitted the 7 Day Release Report to T.C. Shapard of the NMED.
- May 3 and 4, 1995: **Field Activity:** Rhino performed limited site assessment activities. Nine soil borings (B-1 through B-9) were installed. Soil borings B-1 and B-6 were converted into monitor wells MW-1 and MW-2 respectively.
- June 14, 1995: **Report:** Rhino submitted On-Site Investigation Report to T.C. Shapard of the NMED.



III. TEXT

SITE CHARACTERIZATION

Facility Description

Ferguson Construction Company is located on the north corner of S. Commercial and Main St. in Lovington, New Mexico. The facility is operated as a construction company. Surrounding land use is comprised of railroad property and commercial businesses (Topographic/Site location Map - Figure 1).

Regional Geology and Hydrogeology

Lovington, New Mexico is located within the Southern High Plains Section of the Great Plains Province. Surface soils are comprised of Upper Tertiary Ogallala Formation deposits.

Based on information provided by a one-mile water well survey of the area, the depth to groundwater varies from 35 to 110 feet below the surface.

Site Geology and Hydrogeology

Subsurface deposits at the subject property consist of sands, gravelly sands, clayey sands and sandy clay encountered to a maximum depth of 81 feet.

Groundwater was encountered at approximately 58 feet below ground surface in borings B-1 and B-6 (MW-1 and MW-2, respectively).

Potential Receptors

Area surface drainage is generally to the southeast with an approximate land slope of 0.38 feet per 100 feet. Underground utilities are located immediately to the east of the used oil tank cavity. There is no indication that these receptors have been impacted based on analytical data reported for samples collected from borings B-6 through B-9. No known additional sensitive receptors were located near the site.

SOIL ASSESSMENT

Soil Boring Program

On May 3 and 4, 1995, nine soil borings were drilled on-site. The soil borings were installed in an attempt to delineate hydrocarbon impacted soils associated with two individual tank



III. TEXT

systems (Figure 2 - Site Map). The first series of soil borings (B-1 through B-5) were installed in and around a tank cavity which formerly consisted of one steel 4,000 gallon tank containing diesel, and two steel 10,000 gallon tanks, containing unleaded gasoline and offroad diesel (Figure 3 - Area of Detail A). The second series of soil borings (B-6 through B-9) were installed in and around a tank cavity which formerly consisted of one steel 500 gallon tank containing used oil (Figure 4 - Area of Detail B). Hydrocarbon impacts had been previously identified below the former locations of the 4,000 gallon diesel UST and the 500 gallon used oil UST.

Soil boring B-1 was located in the diesel tank cavity and was installed to a maximum depth of 75 feet below land surface. Soil borings B-2 through B-5 were associated with boring B-1 and were installed to a depths of 25 feet below the surface. Soil boring B-6 was located within the former used oil tank cavity and was installed to a maximum depth of 65 feet below land surface. Soil borings B-6 through B-9 were associated with boring B-6 and were installed to depths of 20 feet below land surface. The 8 inch diameter borings were sampled at five foot intervals as part of OSI activities. Two soil samples were collected from each boring, with exception of a third soil sample collected from borings B-1 and B-6. One sample from each boring was collected from the interval exhibiting the highest photoionization potential as determined using a miniRAE™ PID. The second sample from B-1 and B-6 were collected from the initial depth where PID readings indicated levels less than 100 ppm. The third sample collected from borings B-1 and B-6 were collected five feet below the second sample (23 - 25 feet and 18 - 20 feet below land surface, respectively). The second soil sample collected from borings B-2 through B-5 and B-7 through B-9 were collected from the termination depth. The termination depth for borings B-2 through B-5 corresponded to the depth in which the third soil sample was collected from boring B-1 (23 to 25 feet) while the termination depth for borings B-7 through B-9 corresponded to the depth where the third sample was collected from boring B-6 (18 to 20 feet). Sample intervals are presented in Table 1.

Analytical Results

Soil samples collected from borings B-1 through B-5 were laboratory analyzed for TPH by EPA method 8015 modified (diesel range). Soil samples collected from borings B-6 through B-9 were laboratory analyzed for TPH by EPA method 8015 modified (oil range). The remaining portion of each soil sample (sampled at five foot intervals to total depth) were inspected for visual and olfactory indications of hydrocarbons. Each sample was also field screened using a PID. PID readings assisted in the sample collection due to the lack of visual staining and hydrocarbon odors. PID readings are depicted on boring logs contained in Appendix A. Soil analytical results are presented on Table 1 and plotted on Figure 5, Laboratory Soil Analysis Map. Laboratory Reports and Chain-of-Custody documentation are contained in Appendix A.



III. TEXT

New Mexico Environmental Department Cleanup Guidelines

The NMED has established soil contaminant action levels of 100 parts per million (ppm) for TPH. Based on the laboratory analysis of the soil samples collected from borings B-1 through B-9 and utilizing the NMED cleanup guidelines, the shallow soils at this site are below laboratory detection limits (<5 ppm) and below recommended cleanup criteria for all samples collected. Soil borings B-1 and B-6 delineated the vertical extent of hydrocarbon impacts within each former tank cavity. Soil borings B-2 through B-5 delineated the horizontal extent of hydrocarbon impacts in the immediate vicinity of boring B-1. Soil borings B-7 through B-9 delineated the horizontal extent of hydrocarbon impacts to the north, south and east of boring B-6. A soil boring could not be installed west of B-6 due to the presence of an on-site building.

GROUNDWATER ASSESSMENT

Soil borings B-1 and B-6 were converted into 2" diameter monitor wells, MW-1 and MW-2 respectively. Monitor wells MW-1 and MW-2 were completed with 15 feet of 10 slot screen and 50 feet of PVC casing. Each monitor well was completed with an 8" diameter flush mount roadway box. Monitor well construction details are illustrated in Appendix B, Monitor Well Construction Detail.

Sampling Procedures

Prior to collecting groundwater samples from monitor wells MW-1 and MW-2, each well was purged to ensure collection of representative samples of formation water. The wells were purged of approximately 4 to 5 volumes of groundwater.

Analytical Results

Groundwater samples were analyzed for PNAs by EPA method 8310. Groundwater analytical results for MW-1 and MW-2 were BDL for all PNA constituents.

New Mexico Environmental Cleanup Guidelines

The NMED has established groundwater contaminant concentration action levels of 0.7 parts per billion (ppb) benzo-a-pyrenes for groundwater impacted with diesel and 30 ppb naphthalenes for groundwater impacted with used oil. Based on laboratory analytical from samples collected from monitor wells MW-1 and MW-2, the shallow groundwater below this site is below NMED cleanup guidelines.



FERGUSON CONSTRUCTION COMPANY
On-Site Investigation

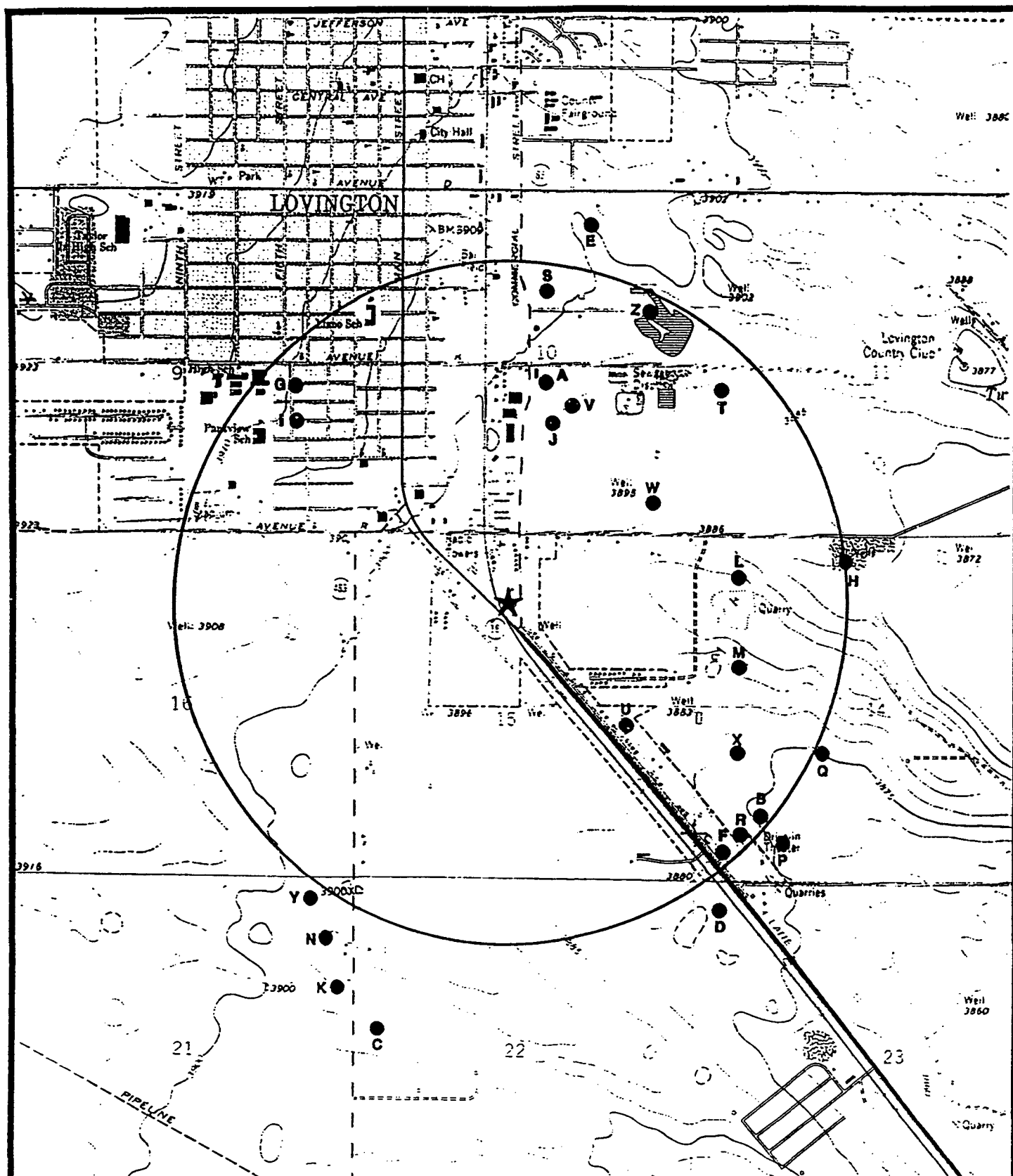
Section III
June 14, 1995

III. TEXT

TABLE 1
SOIL BORING ANALYTICAL RESULTS

SAMPLE ID	SAMPLE INTERVAL	DATE	TPH (ppm)
B-1A	(13-15)	05-03-95	BDL
B-1B	(18-20)	05-03-95	BDL
B-1C	(23-25)	05-03-95	BDL
B-2A	(8-10)	05-03-95	BDL
B-2D	(23-25)	05-03-95	BDL
B-3A	(13-15)	05-03-95	BDL
B-3C	(23-25)	05-03-95	BDL
B-4B	(13-15)	05-03-95	BDL
B-4D	(23-25)	05-03-95	BDL
B-5C	(18-20)	05-03-95	BDL
B-5D	(23-25)	05-03-95	BDL
B-6A	(8-10)	05-04-95	BDL
B-6B	(13-15)	05-04-95	BDL
B-6C	(18-20)	05-04-95	BDL
B-7B	(13-15)	05-04-95	BDL
B-7C	(18-20)	05-04-95	BDL
B-8B	(13-15)	05-04-95	BDL
B-8C	(18-20)	05-04-95	BDL
B-9A	(10-12)	05-04-95	BDL
B-9C	(18-20)	05-04-95	BDL

ppm: parts per million
BDL: below detection limits
Detection Limits:
TPH: 5 ppm



Rhino Environmental

Topographic Map Prepared by Agency Information Consultants, Inc.

AIC #02-0040919

1 Mile Water Well Search

Site: Ferguson Construction Company
Lovington, New Mexico

Lovington (Photorevised 1979), NM

7.5' USGS Quad, Scale 1:24000

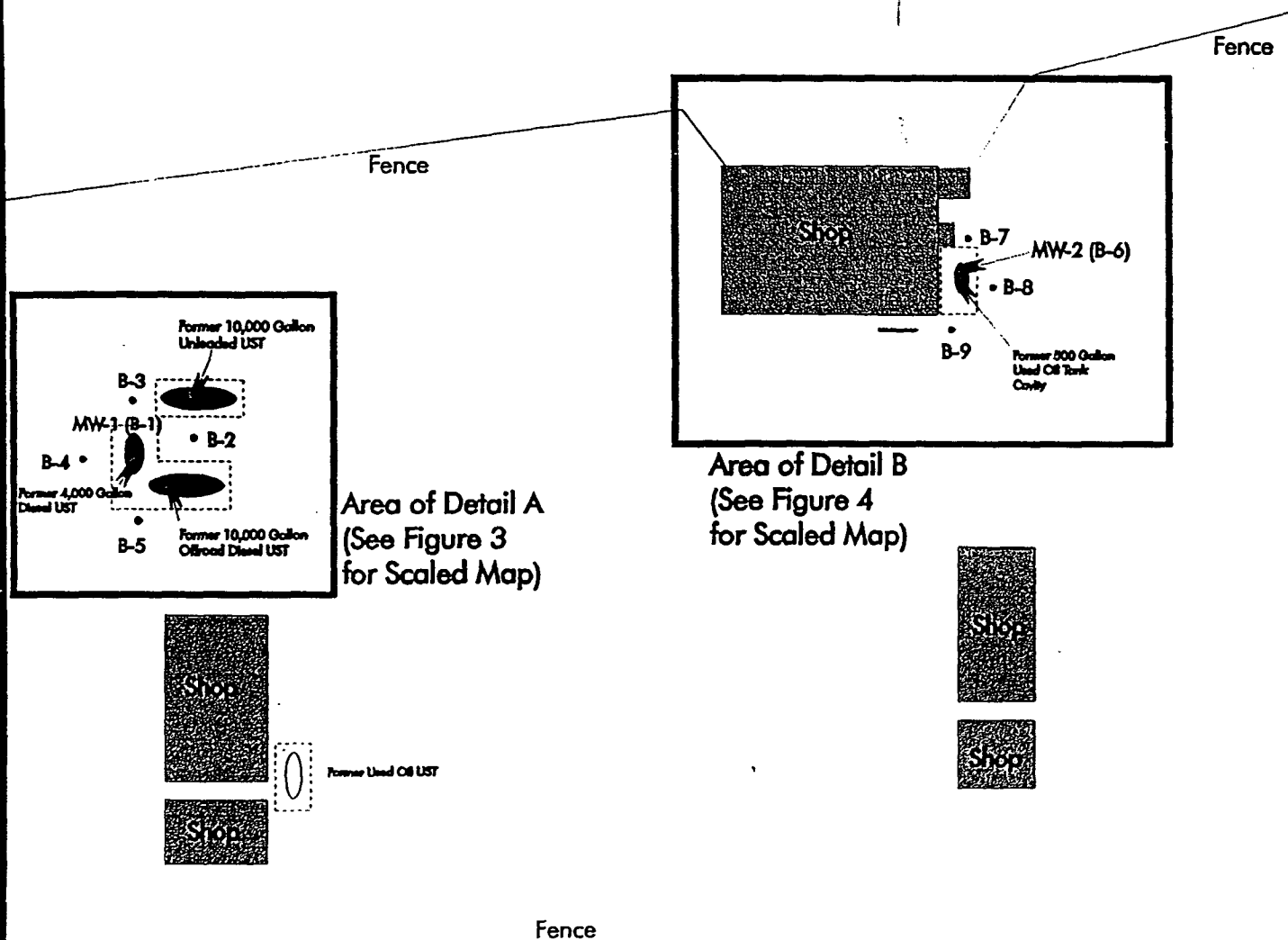


Figure 2 - Site Map
Ferguson Construction Co.
2100 S. Commercial
Lovington, New Mexico

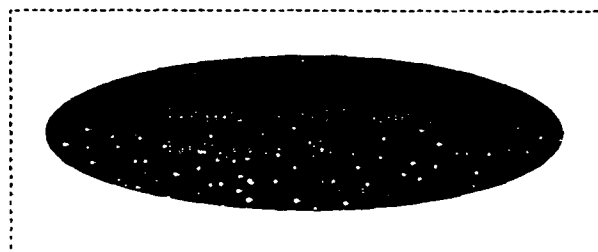
Not To Scale



Rhino Environmental Services, Inc.
300 Broadway Street
Albuquerque, New Mexico 87102
(505) 242-6464



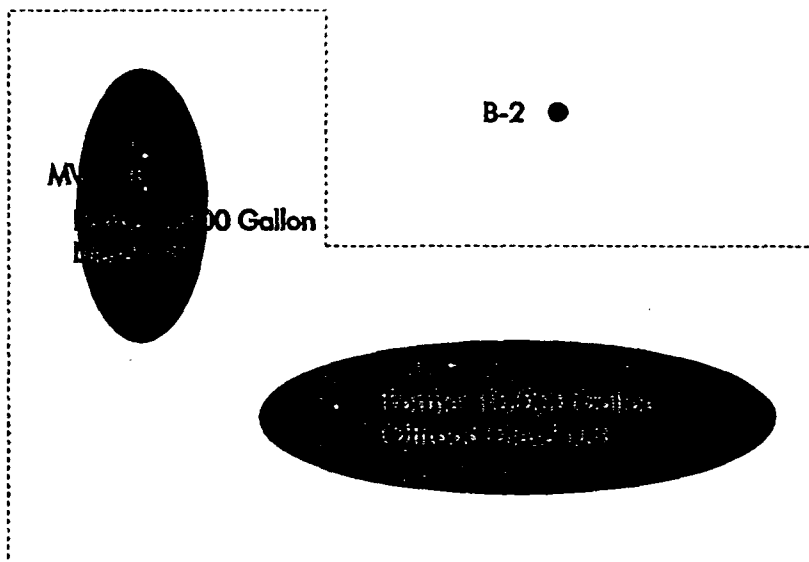
B-3 ●



B-2 ●

B-4 ●

100 Gallon



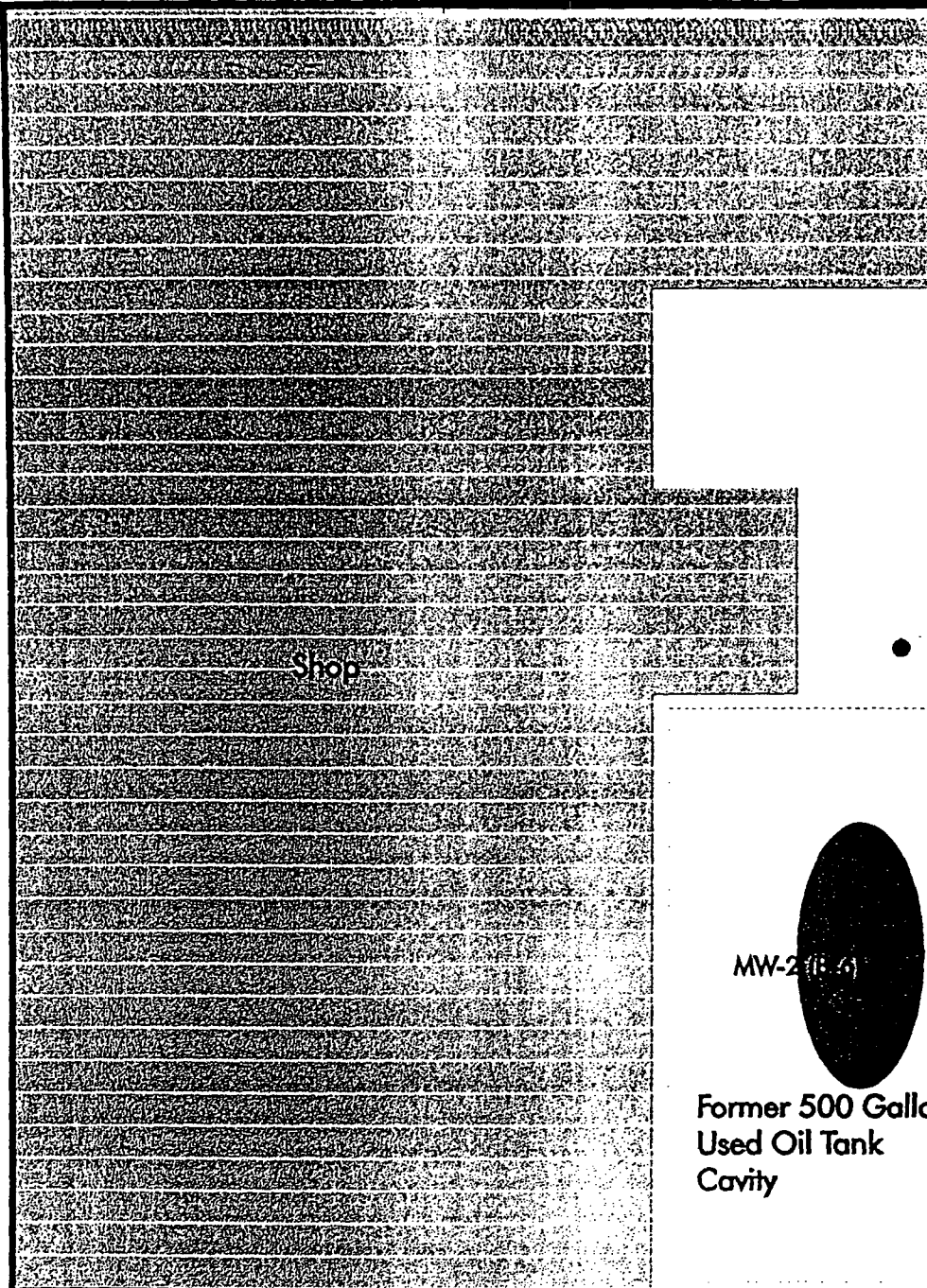
B-5 ●

Figure 3 - Area of Detail A
Ferguson Construction Co.
2100 S. Commercial
Lovington, New Mexico

Scale 1" = 10'



Rhino Environmental Services, Inc.
300 Broadway Street
Albuquerque, New Mexico 87102
(505) 242-6464



Shop

● B-7

MW-2 (B-6)



Former 500 Gallon
Used Oil Tank
Cavity

● B-8

Caliche Driveway Surface

● B-9

Figure 4 - Area of Detail B
Ferguson Construction Co.
2100 S. Commercial
Lovington, New Mexico

Scale 1" = 20'



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FERGUSON CONSTRUCTION COMPANY
On-Site Investigation

Section III
June 14, 1995

III. TEXT

WASTE MANAGEMENT AND DISPOSITION

Assessment derived soils were returned to the respective soil boring annulus combined with a bentonite grout slurry.

Assessment derived purgewater was disposed onto the ground in accordance with EPA/540/G-91/009 document as noted in the Winter, 1995 edition of Tank Notes.



IV. CONCLUSIONS AND RECOMMENDATIONS

CONCLUSIONS

Based on information obtained from OSI assessment activities at Ferguson Construction Company, located at 2100 S. Commercial Street, in Lovington, New Mexico, the following was concluded:

- Nine soil borings were installed near the vicinity of two individual UST systems. A series of five soil borings were installed around the UST system where diesel impacts were encountered following tank removal activities. A second series of four soil borings were installed around the UST system where used oil impacts were identified following tank removal activities.
- Soil analytical results from all soil samples collected were below laboratory detection limits (<5 ppm) and NMED action levels.
- Soil borings B-1 and B-6, located within each respective tank cavity, delineated the vertical extent of hydrocarbon impacts. Soil borings B-2 through B-5 delineated the horizontal extent of hydrocarbon impacts on four sides of boring B-1 while borings B-7 through B-9 delineated the horizontal extent of hydrocarbon impacts on three sides (east, north and south) of boring B-6. Soil borings could not be installed west of the used oil tank cavity due to the location of an on-site building.
- Subsurface soils consisted of calcareous sandy silt and sand.
- Groundwater was encountered at approximately 58 feet below the land surface.
- Soil borings B-1 and B-6 were converted to monitor wells MW-1 and MW-2, respectively.
- Laboratory analysis of groundwater samples collected from monitor wells MW-1 and MW-2 were reported BDL for all PAH constituents.

RECOMMENDATIONS

Based on information collected at Ferguson Construction Company property, Rhino recommends that no further assessments are necessary at this time and requests site closure and a no further action designation from the NMED.



FERGUSON CONSTRUCTION COMPANY
On-Site Investigation

Section V
June 14, 1995

V. APPENDICES/SUPPORTING DATA

RHINO ENVIRONMENTAL SERVICES, INC.

SOIL BORING LOG B-1 (MW-1)

PAGE 1 OF 2

CLIENT: Ferguson Construction Company
 DATE OF DRILLING: 05/04/95
 DRILL METHOD: Hollow-stem Auger
 GEOLOGIST: Kevin Almaguer
 BOREHOLE DIAMETER: 8 "

PROJECT NO.: Ferguson
 TOTAL DEPTH: 75.00 '
 SAMPLE METHOD: Split-spoon
 DRILLING CO.: Techna Environmental Drilling
 DEPTH TO WATER: N/A

DEPTH (feet)	% RECOVERY/ BLOWCOUNTS	PD (ppt)	SAMPLE INTERVAL	LITHOLOGIC DESCRIPTION	USCS SYMBOL	LITHOLOGIC LOG
0				Drilled to 13 feet (drill cuttings consist of gravelly, sand, silt).		
5					FI	
10						
15	90%	1999		Sandy silt, tan, fine, calcareous, loose with interbedded consolidated lenses, dry, friable.		
20	100%	4.6				
25	50%	4.0				
30				Drilled to 75', drill cuttings consisted of tan sandy silt, calcareous from 25' to approximately 50' below land surface.	ML	
35						
40						
45						
50						
55				Drill cuttings consist of light brown sand, fine, moist from approximately 50' to 75' below land surface.		
60					SP	

Continued on Page 2 of 2

RHINO ENVIRONMENTAL SERVICES, INC.

BORING B-1 (MW-1) continued

PAGE 2 OF 2

CLIENT: Ferguson Construction Company

PROJECT NO.: Ferguson

DATE OF DRILLING: 05/03/95

TOTAL DEPTH: 75.00'

DRILL METHOD: Hollow-stem Auger

SAMPLE METHOD: Split-spoon

GEOLOGIST: Kevin Almaguer

DRILLING CO.: Techna Environmental Drilling

BOREHOLE DIAMETER: 8"

DEPTH TO WATER: N/A

DEPTH (feet)	% RECOVERY/ BLOWCOUNTS	NO (ppm)	SAMPLE INTERVAL	LITHOLOGIC DESCRIPTION	USCS SYMBOL	LITHOLOGIC LOG
65				Drill cuttings revealed light brown sand, fine from approximately 50' to 75' below land surface.	ML	
70						
75				Total Depth 75 feet - Groundwater conditions were not observed.		

RHINO ENVIRONMENTAL SERVICES, INC.

SOIL BORING LOG B-2

PAGE 1 OF 1

CLIENT: Ferguson Construction Company
DATE OF DRILLING: 05/03/95
DRILL METHOD: Hollow-stem Auger
GEOLOGIST: Kevin Almaguer
BOREHOLE DIAMETER: 8 "

PROJECT NO.: Ferguson
TOTAL DEPTH: 25.00'
SAMPLE METHOD: Split-spoon
DRILLING CO.: Techna Drilling Company
DEPTH TO WATER: N/A

DEPTH (feet)	% RECOVERY/ BLOWCOUNTS	PD (ppm)	SAMPLE INTERVAL	LITHOLOGIC DESCRIPTION	USCS SYMBOL	LITHOLOGIC LOG
0				Drilled to 8 feet (drill cuttings consist of calcareous, gravelly, sandy, silt to 4' below surface).	Fill	
5				Sandy silt, tan, fine, calcareous with interbedded consolidated lenses, dry, friable.		
10	100%	10.8				
15	100%	3.8				
20	90%	5.4				
25	90%	4.6				
Total Depth 25'						
				- denotes sample interval		

RHINO ENVIRONMENTAL SERVICES, INC.

SOIL BORING LOG B-3

PAGE 1 OF 1

CLIENT:	Ferguson Construction Company	PROJECT NO.:	Ferguson
DATE OF DRILLING:	05/03/95	TOTAL DEPTH:	25.00'
DRILL METHOD:	Hollow-stem Auger	SAMPLE METHOD:	Split-spoon
GEOLOGIST:	Kevin Almaguer	DRILLING CO.:	Techna Environmental Drilling
BOREHOLE DIAMETER:	8"	DEPTH TO WATER:	N/A

DEPTH (feet)	% RECOVERY/ BLOWCOUNTS	PD (ppt)	SAMPLE INTERVAL	LITHOLOGIC DESCRIPTION	USCS SYMBOL	LITHOLOGIC LOG
0				Drilled to 13 feet (drill cuttings consist of calcareous, gravelly, sandy, silt to 4' below surface).		
5				Drill cuttings consist of brown silty sand from 4' to 12' below land surface.	Fill	
10						
15	100%	3.7		Sandy silt, tan, fine, calcareous with interbedded consolidated lenses, dry, friable.		
20	100%	3.4			ML	
25	75%	3.7				
				Total Depth 25'		
				 - denotes sample interval		

RHINO ENVIRONMENTAL SERVICES, INC.

SOIL BORING LOG B-4

PAGE 1 OF 1

CLIENT: Ferguson Construction Company

PROJECT NO.: Ferguson

DATE OF DRILLING: 05/03/95

TOTAL DEPTH: 25.00'

DRILL METHOD: Hollow-stem Auger

SAMPLE METHOD: Split-spoon

GEOLOGIST: Kevin Almaguer

DRILLING CO.: Techna Environmental Drilling

BOREHOLE DIAMETER: 8"

DEPTH TO WATER: N/A

DEPTH (feet)	% RECOVERY/ BLOWCOUNTS	PD (ppm)	SAMPLE INTERVAL	LITHOLOGIC DESCRIPTION	USCS SYMBOL	LITHOLOGIC LOG
0				Drilled to 8 feet (drill cuttings consist of calcareous, gravelly, sandy, silt to 4' below surface).	Fill	
5				Sandy silt, tan, fine, calcareous with interbedded consolidated lenses, dry, friable.	ML	
10	100%	1.6				
15	100%	3.8				
20	100%	2.2				
25	50%	2.8				
				Total Depth 25'		
				 - denotes sample interval		

RHINO ENVIRONMENTAL SERVICES, INC.

SOIL BORING LOG B-5

PAGE 1 OF 1

CLIENT:	Ferguson Construction Company	PROJECT NO.:	Ferguson
DATE OF DRILLING:	05/03/95	TOTAL DEPTH:	25.00'
DRILL METHOD:	Hollow-stem Auger	SAMPLE METHOD:	Split-spoon
GEOLOGIST:	Kevin Almaguer	DRILLING CO.:	Techna Environmental Drilling
BOREHOLE DIAMETER:	8"	DEPTH TO WATER:	N/A

DEPTH (feet)	% RECOVERY/ BLOWCOUNTS	PD (ppm)	SAMPLE INTERVAL	LITHOLOGIC DESCRIPTION	USCS SYMBOL	LITHOLOGIC LOG
0				Drilled to 8 feet (drill cuttings consist of calcareous, gravelly, sandy, silt to 4' below surface).	Fill	
5				Sandy silt, tan, fine, calcareous with interbedded consolidated lenses, dry, friable.	ML	
10	50%	1.8				
15	25%	2.6				
20	85%	10.7				
25	75%	1.8				
Total Depth 25'						
				 - denotes sample interval		

RHINO ENVIRONMENTAL SERVICES, INC.

SOIL BORING LOG B-6 (MW-2)

PAGE 1 OF 1

CLIENT: Ferguson Construction Company

PROJECT NO.: Ferguson

DATE OF DRILLING: 05/04/95

TOTAL DEPTH: 65.00'

DRILL METHOD: Hollow-stem Auger

SAMPLE METHOD: Split-spoon

GEOLOGIST: Kevin Almaguer

DRILLING CO.: Techna Environmental Drilling

BOREHOLE DIAMETER: 8"

DEPTH TO WATER: N/A

DEPTH (feet)	% RECOVERY/ BLOWCOUNTS	PI (ppt)	SAMPLE INTERVAL	LITHOLOGIC DESCRIPTION	USCS SYMBOL	LITHOLOGIC LOG
0				Drilled to 8 feet (drill cuttings consist of calcareous, gravelly, sandy, silt).	Fill	
5						
10	100%	0.8		Gravelly, sandy silt, tan, loose, calcareous.	ML	
15				Sandy silt, tan, fine, calcareous with interbedded consolidated lenses, dry friable.		
15	100%	0.4				
20	100%	0.5				
25				Drilled to 65', drill cuttings consisted of tan sandy silt, calcareous from 25' to approximately 50' below land surface.	ML	
30						
35						
40						
45						
50					SP	
55				Drill cuttings consist of light brown sand, fine, moist from approximately 50' to 75' below land surface.		
60						
Total Depth 65'						

RHINO ENVIRONMENTAL SERVICES, INC.

SOIL BORING LOG B-7

PAGE 1 OF 1

CLIENT: Ferguson Construction Company
 DATE OF DRILLING: 05/04/95
 DRILL METHOD: Hollow-stem Auger
 GEOLOGIST: Kevin Almoguer
 BOREHOLE DIAMETER: 8 "

PROJECT NO.: Ferguson
 TOTAL DEPTH: 20.00'
 SAMPLE METHOD: Split-spoon
 DRILLING CO.: Techna Environmental Drilling
 DEPTH TO WATER: N/A

DEPTH (feet)	% RECOVERY/ BLOWCOUNTS	NO (ppm)	SAMPLE INTERVAL	LITHOLOGIC DESCRIPTION	USCS SYMBOL	LITHOLOGIC LOG
0				Drilled to 8 feet (drill cuttings consist of calcareous, gravelly, sandy, silt to 5' below surface).	Fill	
5				Sandy silt, tan, fine, calcareous with interbedded consolidated lenses, dry, friable.		
10	100%	1.2			ML	
15	75%	1.5				
20	75%	0.6				
Total Depth 20'						
				 - denotes sample interval		

RHINO ENVIRONMENTAL SERVICES, INC.

SOIL BORING LOG B-8

PAGE 1 OF 1

CLIENT: Ferguson Construction Company
DATE OF DRILLING: 05/04/95
DRILL METHOD: Hollow-stem Auger
GEOLOGIST: Kevin Almaguer
BOREHOLE DIAMETER: 8"

PROJECT NO.: Ferguson
TOTAL DEPTH: 20.00'
SAMPLE METHOD: Split-spoon
DRILLING CO.: Techna Environmental Drilling
DEPTH TO WATER: N/A

DEPTH (feet)	% RECOVERY/ BLOW/COUNTS	PD (ppm)	SAMPLE INTERVAL	LITHOLOGIC DESCRIPTION	USCS SYMBOL	LITHOLOGIC LOG
0				Drilled to 8 feet (drill cuttings consist of calcareous, gravelly, sandy, silt to 5' below surface).	Fill	
5				Sandy silt, tan, fine, calcareous with interbedded consolidated lenses, dry, friable.		
10	100%	0.9				
15	75%	1.6			ML	
20	65%	1.6				
				Total Depth 20'		
				 - denotes sample interval		

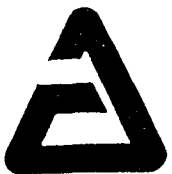
RHINO ENVIRONMENTAL SERVICES, INC.

SOIL BORING LOG B-9

PAGE 1 OF 1

CLIENT:	Ferguson Construction Company	PROJECT NO.:	Ferguson
DATE OF DRILLING:	05/04/95	TOTAL DEPTH:	20.00'
DRILL METHOD:	Hollow-stem Auger	SAMPLE METHOD:	Split-spoon
GEOLOGIST:	Kevin Almaguer	DRILLING CO.:	Techna Environmental Drilling
BOREHOLE DIAMETER:	8"	DEPTH TO WATER:	N/A

DEPTH (feet)	% RECOVERY/ BLOWCOUNTS	PD (ppt)	SAMPLE INTERVAL	LITHOLOGIC DESCRIPTION	USCS SYMBOL	LITHOLOGIC LOG
0				Drilled to 8 feet (drill cuttings consist of calcareous, gravelly, sandy, silt to 5' below surface).	Fill	
5				Sandy silt, tan, fine, calcareous with interbedded consolidated lenses, dry, friable.		
10	85%	1.7				
15	90%	0.6			ML	
20	90%	1.6				
				Total Depth 20'		
				 - denotes sample interval		



ANACHEM INC.

8 Prestige Circle, Suite 104 • Allen, Texas 75002
214/727-9003 • FAX # 214/727-9686 • 1-800-966-1186

Customer Name: Rhino Environmental, Inc.
Date Received: May 9, 1995 at 10:00:23
Date Reported: May 15, 1995
Submission #: 9505000081
Project: FERGUSON CONSTRUCTION COMPANY

SAMPLES The submission consisted of 20 samples with sample I.D.'s shown in the attached data tables.

TESTS The samples listed in the attached result pages were analyzed for:
* TPH DIESEL-RANGE (MOD 8015)

Distribution Of Reports

2-Kevin Almaguer of Rhino Environmental, Inc.
Ph. 505-242-6464 Fax 505-247-4941

Respectfully Submitted
Anachem, Inc.

James D. Lynch
James D. Lynch, Ph.D.
Chemist

Submission #: 9505000081 lms

NOTE: Submitted material will be retained for 60 days unless notified or consumed in analysis. Material determined to be hazardous will be returned or a \$20 disposal fee will be assessed. Our letters and reports are for the exclusive use of the client to whom they are addressed. The use of our name must receive our prior written approval. Our letters and reports apply to the sample tested and/or inspected, and are not necessarily indicative of the qualities of apparently identical or similar materials.

Client Name: Rhino Environmental, Inc.
Submission #:- 9505000081
Project Name: FERGUSON CONSTRUCTION COMPANY
Report Date: 05/15/95

Client Sample #: B-1A 13-15

Laboratory ID #: 47127 Matrix: Soil
Sample Container: 4oz EPA Approved Glass Jar\White lid
Sampling Location: 2100 S. COMMERCIAL, LOVINGTON, NM
Sampling Date: 05/03/95
Temperature (Celcius):4

TPH DIESEL-RANGE (MOD 8015)

Analyte
Diesel-Range Petroleum Hydrocarbons

Results(mg/kg)
<5.0

Method
Detection Limit
5.0

Client Sample #: B-1B 18-20

Laboratory ID #: 47128 Matrix: Soil
Sample Container: 4oz EPA Approved Glass Jar\White lid
Sampling Location: 2100 S. COMMERCIAL, LOVINGTON, NM
Sampling Date: 05/03/95
Temperature (Celcius):4

TPH DIESEL-RANGE (MOD 8015)

Analyte
Diesel-Range Petroleum Hydrocarbons

Results(mg/kg)
<5.0

Method
Detection Limit
5.0

Client Sample #: B-1C 23-25

Laboratory ID #: 47129 Matrix: Soil
Sample Container: 4oz EPA Approved Glass Jar\White lid
Sampling Location: 2100 S. COMMERCIAL, LOVINGTON, NM
Sampling Date: 05/03/95
Temperature (Celcius):4

TPH DIESEL-RANGE (MOD 8015)

Analyte
Diesel-Range Petroleum Hydrocarbons

Results(mg/kg)
<5.0

Method
Detection Limit
5.0

Client Sample #: B-2A 8-10

Laboratory ID #: 47130 Matrix: Soil
Sample Container: 4oz EPA Approved Glass Jar\White lid
Sampling Location: 2100 S. COMMERCIAL, LOVINGTON, NM
Sampling Date: 05/03/95
Temperature (Celcius):4

TPH DIESEL-RANGE (MOD 8015)

Analyte
Diesel-Range Petroleum Hydrocarbons

Results(mg/kg)
<5.0

Method
Detection Limit
5.0

Client Sample #: B-2D 23-25

Laboratory ID #: 47131 Matrix: Soil
Sample Container: 4oz EPA Approved Glass Jar\White lid
Sampling Location: 2100 S. COMMERCIAL, LOVINGTON, NM
Sampling Date: 05/03/95
Temperature (Celcius):4

TPH DIESEL-RANGE (MOD 8015)

Analyte
Diesel-Range Petroleum Hydrocarbons

Results(mg/kg)
<5.0

Method
Detection Limit
5.0

Client Name: Rhino Environmental, Inc.
Submission #: 9505000081
Project Name: FERGUSON CONSTRUCTION COMPANY
Report Date: 05/15/95

Client Sample #: B-3A 13-15

Laboratory ID #: 47132 Matrix: Soil
Sample Container: 4oz EPA Approved Glass Jar\White lid
Sampling Location: 2100 S. COMMERCIAL, LOVINGTON, NM
Sampling Date: 05/03/95
Temperature (Celcius): 4

TPH DIESEL-RANGE (MOD 8015)

Analyte	Results(mg/kg)	Method Detection Limit
Diesel-Range Petroleum Hydrocarbons	<5.0	5.0

Client Sample #: B-3C 23-25

Laboratory ID #: 47133 Matrix: Soil
Sample Container: 4oz EPA Approved Glass Jar\White lid
Sampling Location: 2100 S. COMMERCIAL, LOVINGTON, NM
Sampling Date: 05/03/95
Temperature (Celcius): 4

TPH DIESEL-RANGE (MOD 8015)

Analyte	Results(mg/kg)	Method Detection Limit
Diesel-Range Petroleum Hydrocarbons	<5.0	5.0

Client Sample #: B-4B 13-15

Laboratory ID #: 47134 Matrix: Soil
Sample Container: 4oz EPA Approved Glass Jar\White lid
Sampling Location: 2100 S. COMMERCIAL, LOVINGTON, NM
Sampling Date: 05/03/95
Temperature (Celcius): 4

TPH DIESEL-RANGE (MOD 8015)

Analyte	Results(mg/kg)	Method Detection Limit
Diesel-Range Petroleum Hydrocarbons	<5.0	5.0

Client Sample #: B-4D 23-25

Laboratory ID #: 47135 Matrix: Soil
Sample Container: 4oz EPA Approved Glass Jar\White lid
Sampling Location: 2100 S. COMMERCIAL, LOVINGTON, NM
Sampling Date: 05/03/95
Temperature (Celcius): 4

TPH DIESEL-RANGE (MOD 8015)

Analyte	Results(mg/kg)	Method Detection Limit
Diesel-Range Petroleum Hydrocarbons	<5.0	5.0

Client Sample #: B-5C 18-20

Laboratory ID #: 47136 Matrix: Soil
Sample Container: 4oz EPA Approved Glass Jar\White lid
Sampling Location: 2100 S. COMMERCIAL, LOVINGTON, NM
Sampling Date: 05/03/95
Temperature (Celcius): 4

TPH DIESEL-RANGE (MOD 8015)

Analyte	Results(mg/kg)	Method Detection Limit
Diesel-Range Petroleum Hydrocarbons	<5.0	5.0

Client Name: Rhino Environmental, Inc.
Submission #: 9505000081
Project Name: FERGUSON CONSTRUCTION COMPANY
Report Date: 05/15/95

Client Sample #: B-5D 23-25

Laboratory ID #: 47137 Matrix: Soil
Sample Container: 4oz EPA Approved Glass Jar\White lid
Sampling Location: 2100 S. COMMERCIAL, LOVINGTON, NM
Sampling Date: 05/03/95
Temperature (Celcius): 4

TPH DIESEL-RANGE (MOD 8015)

Analyte	Results(mg/kg)	Method Detection Limit
Diesel-Range Petroleum Hydrocarbons	<5.0	5.0

Client Sample #: B-6A 8-10

Laboratory ID #: 47138 Matrix: Soil
Sample Container: 4oz EPA Approved Glass Jar\White lid
Sampling Location: 2100 S. COMMERCIAL, LOVINGTON, NM
Sampling Date: 05/04/95
Temperature (Celcius): 4

PH DIESEL-RANGE (MOD 8015)

Analyte	Results(mg/kg)	Method Detection Limit
Diesel-Range Petroleum Hydrocarbons	<5.0	5.0

Client Sample #: B-6B 13-15

Laboratory ID #: 47139 Matrix: Soil
Sample Container: 4oz EPA Approved Glass Jar\White lid
Sampling Location: 2100 S. COMMERCIAL, LOVINGTON, NM
Sampling Date: 05/04/95
Temperature (Celcius): 4

PH DIESEL-RANGE (MOD 8015)

Analyte	Results(mg/kg)	Method Detection Limit
Diesel-Range Petroleum Hydrocarbons	<5.0	5.0

Client Sample #: B-6C 18-20

Laboratory ID #: 47140 Matrix: Soil
Sample Container: 4oz EPA Approved Glass Jar\White lid
Sampling Location: 2100 S. COMMERCIAL, LOVINGTON, NM
Sampling Date: 05/04/95
Temperature (Celcius): 4

TPH DIESEL-RANGE (MOD 8015)

Analyte	Results(mg/kg)	Method Detection Limit
Diesel-Range Petroleum Hydrocarbons	<5.0	5.0

Client Sample #: B-7B 13-15

Laboratory ID #: 47141 Matrix: Soil
Sample Container: 4oz EPA Approved Glass Jar\White lid
Sampling Location: 2100 S. COMMERCIAL, LOVINGTON, NM
Sampling Date: 05/04/95
Temperature (Celcius): 4

PH DIESEL-RANGE (MOD 8015)

Analyte	Results(mg/kg)	Method Detection Limit
Diesel-Range Petroleum Hydrocarbons	<5.0	5.0

Client Name: Rhino Environmental, Inc.
Submission #: 9505000081
Project Name: FERGUSON CONSTRUCTION COMPANY
Report Date: 05/15/95

Client Sample #: B-7C 18-20

Laboratory ID #: 47142 Matrix: Soil
Sample Container: 4oz EPA Approved Glass Jar\White lid
Sampling Location: 2100 S. COMMERCIAL, LOVINGTON, NM
Sampling Date: 05/04/95
Temperature (Celcius): 4

TPH DIESEL-RANGE (MOD 8015)

Analyte	Results(mg/kg)	Method Detection Limit
Diesel-Range Petroleum Hydrocarbons	<5.0	5.0

Client Sample #: B-8B 13-15

Laboratory ID #: 47143 Matrix: Soil
Sample Container: 4oz EPA Approved Glass Jar\White lid
Sampling Location: 2100 S. COMMERCIAL, LOVINGTON, NM
Sampling Date: 05/04/95
Temperature (Celcius): 4

TPH DIESEL-RANGE (MOD 8015)

Analyte	Results(mg/kg)	Method Detection Limit
Diesel-Range Petroleum Hydrocarbons	<5.0	5.0

Client Sample #: B-8C 18-20

Laboratory ID #: 47144 Matrix: Soil
Sample Container: 4oz EPA Approved Glass Jar\White lid
Sampling Location: 2100 S. COMMERCIAL, LOVINGTON, NM
Sampling Date: 05/04/95
Temperature (Celcius): 4

TPH DIESEL-RANGE (MOD 8015)

Analyte	Results(mg/kg)	Method Detection Limit
Diesel-Range Petroleum Hydrocarbons	<5.0	5.0

Client Sample #: B-9A 8-10

Laboratory ID #: 47145 Matrix: Soil
Sample Container: 4oz EPA Approved Glass Jar\White lid
Sampling Location: 2100 S. COMMERCIAL, LOVINGTON, NM
Sampling Date: 05/04/95
Temperature (Celcius): 4

TPH DIESEL-RANGE (MOD 8015)

Analyte	Results(mg/kg)	Method Detection Limit
Diesel-Range Petroleum Hydrocarbons	<5.0	5.0

Client Sample #: B-9C 18-20

Laboratory ID #: 47146 Matrix: Soil
Sample Container: 4oz EPA Approved Glass Jar\White lid
Sampling Location: 2100 S. COMMERCIAL, LOVINGTON, NM
Sampling Date: 05/04/95
Temperature (Celcius): 4

TPH DIESEL-RANGE (MOD 8015)

Analyte	Results(mg/kg)	Method Detection Limit
Diesel-Range Petroleum Hydrocarbons	<5.0	5.0

Report To: Rhino Environmental Services, Inc.

Project: Ferguson Construction Company

Lab Number: 9505000081

Page 6 of 6

QUALITY CONTROL DATA

<u>METHOD</u>	<u>ANALYST</u>	<u>MATRIX</u>	<u>DATE EXTRACTED</u>	<u>DATE ANALYZED</u>
8015 Mod.	Jim Lynch	Solid	5/9/95	5/09/95 - 5/10/95

<u>SPIKE COMPOUND</u>	<u>SPIKE AMOUNT</u>	<u>% REC 1</u>	<u>% REC 2</u>	<u>% REC QC LIMIT</u>	<u>% VAR.</u>	<u>% VAR QC LIMIT</u>
Diesel Fuel	100 ppm	78.4	80.0	60-130	2.0	25
Diesel Fuel	100 ppm	129	120	60-130	7.0	25

Chain Of Custody/Order Form

Page 1 of 2

Anachem, Inc. 8 Prestige Circle, Suite 104, Allen, Tx 75002 Phone: 214-727-9003 Fax: 214-727-9686

Report To: <u>KEVIN ALMAGUER</u>		Bill To: <u>RHINO ENVIRONMENTAL SERVICES, INC.</u>		Analysis	
Company: <u>RHINO ENVIRONMENTAL SERVICES, INC.</u>		Purchase Order #: <u># C-716</u>		TPH - 8015 (WISER)	
Address: <u>719 ARNO, NE</u>		Address: <u>P.O. BOX 2327</u>			
City, State, Zip: <u>ALBUQUERQUE, NM 87102</u>		City, State, Zip: <u>HOBBES, NM 88240</u>			
Phone: (505) 242-6464 Fax: (505) ²⁴⁷ 837-4941		Phone: (505) 392-4498 Fax: (505) 392-4498			
Project Name: <u>FERGUSON CONSTRUCTION COMPANY</u>					
Project Location: <u>2100 S. COMMERCIAL</u> City, State: <u>LOVINGTON, NM</u>					
Date Due: <u>Normal THT</u> Rush: 0% 50% 100% Sampled By: <u>KEVIN ALMAGUER</u>					
Anachem Lab#	Client Sample ID	Matrix	Date/Time	Presrv/Temp	Sample Notes
<u>47127</u>	<u>B-1A (13-15)</u>	<u>SOIL</u>	<u>5/3/95</u> <u>10:30</u>	<u>ICE 4°C</u>	
<u>47128</u>	<u>B-1B (18-20)</u>		<u>5/3/95</u> <u>10:45</u>		
<u>29</u>	<u>B-1C (23-25)</u>		<u>5/3/95</u> <u>11:00</u>		
<u>30</u>	<u>B-2A (8-10)</u>		<u>5/3/95</u> <u>14:50</u>		
<u>31</u>	<u>B-2D (23-25)</u>		<u>5/3/95</u> <u>15:20</u>		
<u>32</u>	<u>B-3A (13-15)</u>		<u>5/3/95</u> <u>15:45</u>		
<u>33</u>	<u>B-3C (23-25)</u>		<u>5/3/95</u> <u>16:00</u>		
<u>34</u>	<u>B-4B (13-15)</u>		<u>5/3/95</u> <u>16:40</u>		
<u>35</u>	<u>B-4D (23-25)</u>		<u>5/3/95</u> <u>16:50</u>		
<u>36</u>	<u>B-5C (18-20)</u>		<u>5/3/95</u> <u>17:35</u>		
Relinquished By: <u>[Signature]</u>		Received By: <u>[Signature]</u>		Date: <u>5/4/95</u>	
Fed Ex # <u>4249462406</u>		Time: <u>10:00</u>		Delivery: <u>FedEx</u>	
				Analyst: <u>[Signature]</u>	
In the event that Anachem determines that a sample is hazardous, the client agrees to: Pay For Sample Disposal ☒ Accept Returned Sample ☐					
Anachem Submission #: <u>9505-81</u>					

008 REV 10/94

Sample information is vital for proper login and reporting. After 65 days, a 3.5% late fee will be assessed for all unpaid submissions.

Chain Of Custody/Order Form

Page 2 of 2

Anachem, Inc. 8 Prestige Circle, Suite 104, Allen, TX 75002 Phone: 214-727-9003 Fax: 214-727-9686

Report To: <u>KEVIN ALMAGUER</u>		Bill To: <u>RHINO ENVIRONMENTAL SERVICES, INC.</u>		Analysis	
Company: <u>RHINO ENVIRONMENTAL SERVICES, INC.</u>		Purchase Order #: <u>C-716</u>			
Address: <u>719 ARMO, NE</u>		Address: <u>719 ARMO, NE P.O. Box 2327</u>			
City, State, Zip: <u>ALBUQUERQUE, NM 87102</u>		City, State, Zip: <u>ALBUQUERQUE, NM 87240</u>			
Phone: <u>(505) 242-6464</u> Fax: <u>(505) 247-4942</u>		Phone: <u>(505) 392-4492</u> Fax: <u>(505) 392-4999</u>			
Project Name: <u>FEDERATION CONSTRUCTION COMPANY</u>					
Project Location: <u>2100 S. COMMERCIAL</u> City, State: <u>LOVINGTON, NM</u>					
Date Due: <u>NORMAL TAT</u> Rock: <u>0% 50% 100%</u> Sampled By: <u>KEVIN ALMAGUER</u>					
Analysis Lab	Client Sample ID	Matrix	Date/Time	Sample Notes	
	B-5D(23-25) 47137	SOIL	5/3/95 17:45	40c	X
	B-6A(8-14) 38		5/4/95 9:45		X
	B-6B(13-15) 39		5/4/95 9:35		X
	B-6C(18-20) 40		5/4/95 10:10		X
	B-7B(13-15) 41		5/4/95 14:15		X
	B-7C(18-20) 42		5/4/95 14:10		X
	B-8B(13-15) 43		5/4/95 14:50		X
	B-9C(18-20) 44		5/11/95 14:55		X
	B-9A(8-10) 45		5/4/95 15:10		X
	B-9C(18-20) 46		5/11/95 15:30		X
Relinquished By: <u>[Signature]</u>		Received By: <u>[Signature]</u>		Date: <u>5/9/95</u> Time: <u>10:00</u> Delivery: <u>Fedex</u> Analyst: <u>[Signature]</u>	
Fedex # <u>4249462406</u>					
In the event that Anachem determines that a sample is hazardous, the client agrees to: Pay For Sample Disposal <u>✓</u> Accept Returned Sample <u>—</u>					
Anachem Submission #: <u>9505-81</u>					

008 REV 10/94

Sample information is vital for proper login and reporting. After 60 days, a 25% late fee will be assessed for all unpaid submissions.

Chain Of Custody/Order Form

Page 2 of 2

Anachem, Inc. 8 Prestige Circle, Suite 104, Allen, TX 75002 Phone: 214-727-9003 Fax: 214-727-9686

Report To: KEVIN ALMAGUER		Bill To: RHINO ENVIRONMENTAL SERVICES, INC.		Analysis	
Company: RHINO ENVIRONMENTAL SERVICES, INC.		Purchase Order #: C-716			
Address: 719 ARMO, NE		Address: 719 ARMO, NE P.O. Box 2327			
City, State, Zip: ALBUQUERQUE, NM 87102		City, State, Zip: ALBUQUERQUE, NM 87240 86505, NM 88240			
Phone: (505) 242-6464 Fax: (505) 247-4941		Phone: (505) 392-4498 Fax: (505) 392-4498			
Project Name: FERGUSON CONSTRUCTION COMPANY					
Project Location: 2100 S. COMMERCIAL City, State: LOVINGTON, NM					
Date Due: NORMAL TBT Rush: 0% 50% 100% Sampled By: KEVIN ALMAGUER					
Anachem Lab#	Client Sample ID	Matrix	Date/Time	Presrv/Temp	Sample Notes
4737	B-5D(23-25)	SOIL	5/3/95 17:45	4°C	
38	B-6A(8-10)		5/4/95 9:45		
39	B-6B(13-15)		5/4/95 9:55		
40	B-6C(18-20)		5/4/95 10:10		
41	B-7B(13-15)		5/4/95 14:15		
42	B-7C(18-20)		5/4/95 14:20		
43	B-8B(13-15)		5/4/95 14:50		
44	B-9C(18-20)		5/4/95 15:00		
45	B-9A(8-10)		5/4/95 15:40		
46	B-9C(18-20)		5/4/95 15:50		
Relinquished By: <i>K. Alm</i>		Received By: <i>Shad F</i>		Date: 5/9/95	Time: 10:00
Fed Ex # 4249462406				Delivery: Fedx	Analyst: <i>Leg-in</i>
In the event that Anachem determines that a sample is hazardous, the client agrees to: Pay For Sample Disposal ☒ Accept Returned Sample ☐					
Anachem Submission #: 9605-81					

008 REV 10/94

Sample information is vital for proper login and reporting. After 65 days, a 3.5% late fee will be assessed for all unpaid submissions.



FERGUSON CONSTRUCTION COMPANY
On-Site Investigation

Section V
June 14, 1995

V. APPENDICES/SUPPORTING DATA

APPENDIX B GROUNDWATER ASSESSMENT

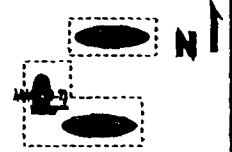
- Monitor Well Construction Detail
- Groundwater Laboratory Reports
- Chain of Custody Documentation

RHINO ENVIRONMENTAL SERVICES, INC.

MONITOR WELL MW-1

PAGE 1 OF 1

CUSTOMER:	Ferguson Construction Co.	PROJECT NO.:	Ferguson
LOCATION:	Lovington, N.M.	DATE OF DRILLING:	05/03/95
DRILL METHOD:	Hollow-stem Auger	DRILLING CO.:	Techna Environmental Drilling
SCREEN LENGTH:	15'	DEPTH TO WATER:	57.86'
CASING LENGTH:	52.81'	TOTAL DEPTH:	67.81'
BOREHOLE DIAMETER:	8"	GEOLOGIST:	Kevin Almaguer



MONITOR WELL CONSTRUCTION DETAIL

MANHOLE BOX &
LOCKING
WELL PLUG

CONSTRUCTION
DATA

CEMENT GROUT

Cement grout thickness 5'

Top of Native Soil Fill 5'

NATIVE SOIL
BACKFILL

Casing length 52.81'

Casing diameter 2"

Backfill Thickness 41'

BENTONITE
SEAL

Top of bentonite seal 46'

Bentonite seal thickness 4'

Top of sand pack 50'

Sand pack thickness 17.81'

Top of screen 52.81'

Screen length 15'

Screen type PVC

Screen diameter 2"

Slot size 10 Slot

10/20 SILICA SAND
FILTER PACK

Static water level 57.86'

Endcap length 4"

Bottom of borehole 67.81'

8"
Borehole diam.

RHINO ENVIRONMENTAL SERVICES, INC.

MONITOR WELL MW-2

PAGE 1 OF 1

CLIENT:	Ferguson Construction Co.	PROJECT NO.:	Ferguson
LOCATION:	Lovington, N.M.	DATE OF DRILLING:	05/04/95
DRILL METHOD:	Hollow-stem Auger	DRILLING CO.:	Techna Environmental Drilling
SCREEN LENGTH:	15.00'	DEPTH TO WATER:	58.10'
CASING LENGTH:	50.00'	TOTAL DEPTH:	65.00'
BOREHOLE DIAMETER:	8"	GEOLOGIST:	Kevin Almaguer



MONITOR WELL CONSTRUCTION DETAIL

MANHOLE BOX &
LOCKING
WELL PLUG

CONSTRUCTION DATA

CEMENT GROUT

Cement grout thickness 5'

Top of Native Soil Fill 5'

NATIVE SOIL
BACKFILL

Casing length 50'
Casing diameter 2"

Backfill Thickness 39'

BENTONITE
SEAL

Top of bentonite seal 44'

Bentonite seal thickness 4'

Top of sand pack 48'

Sand pack thickness 17'

Top of screen 50'

Screen length 15'

Screen type PVC

Screen diameter 2"

Slot size 10 Slot

10/20 SILICA SAND
FILTER PACK

Static water level 58.10'

Endcap length 4"

Bottom of borehole 65'

8"
Borehole diam.



ANACHEM INC.

8 Prestige Circle, Suite 104 • Allen, Texas 75002
214/727-9003 • FAX # 214/727-9686 • 1-800-966-1186

Customer Name: Rhino Environmental, Inc.
Date Received: May 9, 1995 at 10:06:23
Date Reported: May 22, 1995
Submission #: 9505000082
Project: FERGUSON CONSTRUCTION COMPANY

SAMPLES The submission consisted of 2 samples with sample I.D.'s shown in the attached data tables.

TESTS The samples listed in the attached result pages were analyzed for:
* PAH - POLYNUCLEAR AROMATIC HYDROCARBONS (EPA 8310)

Distribution Of Reports

2-Kevin Almaguer of Rhino Environmental, Inc.
Ph. 505-242-6464 Fax 505-247-4941

Respectfully Submitted,
Anachem, Inc.

James D. Lynch
James D. Lynch, Ph.D.
Chemist

Submission #: 9505000082 lms

NOTE: Submitted material will be retained for 60 days unless notified or consumed in analysis. Material determined to be hazardous will be returned or a \$20 disposal fee will be assessed. Our letters and reports are for the exclusive use of the client to whom they are addressed. The use of our name must receive our prior written approval. Our letters and reports apply to the sample tested and/or inspected, and are not necessarily indicative of the qualities of apparently identical or similar materials.

Client Name: Rhino Environmental, Inc.
Submission #: 9505000082
Project Name: FERGUSON CONSTRUCTION COMPANY
Report Date: 05/22/95

Client Sample #: MW-1

Laboratory ID #: 47147 Matrix: Liquid
Sample Container: Liter Amber Bottle
Sampling Location: 2100 S. COMMERCIAL, LOVINGTON, NM
Sampling Date: 05/04/95
Temperature (Celcius): 4

PAH - POLYNUCLEAR AROMATIC HYDROCARBONS (EPA 8310)

Analyte	Results(ug/l)	Detection Limit
Acenaphthene	<2	2
Acenaphthylene	<4	4
Anthracene	<1	1
Benzo (a) anthracene	<0.2	0.2
Benzo (a) pyrene	<0.04	0.04
Benzo (b) fluoranthene	<0.02	0.02
Benzo (g,h,i) perylene	<0.1	0.1
Benzo (k) fluoranthene	<0.02	0.02
Chrysene	<0.2	0.2
Dibenzo (a,h) Anthracene	<0.02	0.02
Fluoranthene	<0.4	0.4
Fluorene	<0.4	0.4
Indeno (1,2,3-cd) pyrene	<0.04	0.04
Naphthalene	<2	2
Phenanthrene	<1	1
Pyrene	<0.4	0.4

Client Sample #: MW-2

Laboratory ID #: 47148 Matrix: Liquid
Sample Container: Liter Amber Bottle
Sampling Location: 2100 S. COMMERCIAL, LOVINGTON, NM
Sampling Date: 05/04/95
Temperature (Celcius): 4

PAH - POLYNUCLEAR AROMATIC HYDROCARBONS (EPA 8310)

Analyte	Results(ug/l)	Detection Limit
Acenaphthene	<2	2
Acenaphthylene	<4	4
Anthracene	<1	1
Benzo (a) anthracene	<0.2	0.2
Benzo (a) pyrene	<0.04	0.04
Benzo (b) fluoranthene	<0.02	0.02
Benzo (g,h,i) perylene	<0.1	0.1
Benzo (k) fluoranthene	<0.02	0.02
Chrysene	<0.2	0.2
Dibenzo (a,h) Anthracene	<0.02	0.02
Fluoranthene	<0.4	0.4
Fluorene	<0.4	0.4
Indeno (1,2,3-cd) pyrene	<0.04	0.04
Naphthalene	<2	2
Phenanthrene	<1	1
Pyrene	<0.4	0.4

Report To: Rhino Environmental, Inc.

Lab Number: 9505000082

Page 3 of 3

Project: Ferguson Construction Co.

POLYNUCLEAR AROMATIC HYDROCARBONS QUALITY CONTROL DATA

<u>METHOD</u>	<u>ANALYST</u>	<u>MATRIX</u>	<u>DATE EXTRACTED</u>	<u>DATE ANALYZED</u>
8310 Sample 47148	Sub-contracted	Liquid	5/18/95	5/18/95

<u>SURROGATE</u>	<u>RECOVERY (%)</u>	<u>LIMITS</u>
Fluorobiphenyl	76	43-116

POLYNUCLEAR AROMATIC HYDROCARBONS QUALITY CONTROL DATA

<u>METHOD</u>	<u>ANALYST</u>	<u>MATRIX</u>	<u>DATE EXTRACTED</u>	<u>DATE ANALYZED</u>
8310 Sample 47147	Sub-contracted	Liquid	5/18/95	5/18/95

<u>SURROGATE</u>	<u>RECOVERY (%)</u>	<u>LIMITS</u>
Fluorobiphenyl	71	43-116

Chain Of Custody/Order Form

Anaschem, Inc. 8 Prestige Circle, Suite 104, Allen, TX 75002 Phone: 214-727-9003 Fax: 214-727-9688

Page 1 of 1.[illegible]

JUN-12-1995 10:14

p. 02

Sample information is vital for proper logis and reporting. After 05 days, a 3.5% late fee will be assessed for all unpaid submissions.



VI. QUALITY ASSURANCE/QUALITY CONTROL PROCEDURES

Investigation Technique

Formal field protocols were utilized to insure the collection of representative samples of insitu conditions. Site Assessment activities were performed in accordance with American Petroleum Institute (API) Publication 1628 and approved by T.C. Shapard, NMED, Roswell, New Mexico.

Soil borings were advanced with a truck-mounted top-head auger drill using hollow stem augers in accordance with American Society for Testing and Materials (ASTM) D-1452. The auger size was selected to be of sufficient size to allow for a minimum of at least a 2-inch annulus around the monitoring well casing. Undisturbed soil samples were collected at five foot centers from each boring using split spoon samplers in accordance with ASTM D-1586. The samples were described using the Unified Soil Classification System (USCS). A portion of each sample was immediately prepared and sealed in 4 ounce glass sample containers and chilled to 4-degrees centigrade until received by the laboratory. The remaining portion of each sample was inspected for visual and olfactory indications of hydrocarbons. Additionally the remaining portion was packaged in a sealable plastic bag and field screened for organic vapors using a miniRAE™ Photoionization Detector (PID). PID readings were used to assist in sample collection when visual and olfactory inspection failed to indicate the presence of hydrocarbons.

Monitoring wells were constructed of schedule 40 polyvinyl chloride (PVC) casing, screen and bottom cap. A water tight locking top plug was used to secure the monitor wells. Screen length was deigned to accommodate seasonal groundwater fluctuations. Screen size and sand filter pack material were selected to insure minimal infiltration of the surrounding native material into the well. Bentonite was used to seal the filter pack and insure that surface or upper zone infiltration does not occur. Development of each well after installation was performed to insure free movement of groundwater into the well and remove any sediment that may have accumulated during installation.

Groundwater Sampling Technique

Prior to purging and sampling the groundwater, static water levels were gauged and groundwater was inspected for the presence of the phase-separated product. The wells were then purged of four to five volumes of groundwater to ensure the collection of representative samples of the formation water.

The wells were purged using a 5' long PVC bailer. Prior to purging, the PCV bailer was decontaminated with a solution of tri-sodium phosphate (TSP) and water, followed by a rinse in potable water and then a rinse in distilled water. The wells were purged in a manner that would create agitation. The bailer was always allowed to sink to the bottom of the well during purging. The bailer would then be removed



FERGUSON CONSTRUCTION COMPANY
On-Site Investigation

Section V
June 14, 1995

V. APPENDICES/SUPPORTING DATA

APPENDIX A SOIL ASSESSMENT

- Boring Logs
- Soil Laboratory Reports
- Chain-of-Custody Documentation



VI. QUALITY ASSURANCE/QUALITY CONTROL PROCEDURES

and all water contained within the bailer would be poured out. The process was repeated until pH and conductivity levels stabilized.

Groundwater samples were collected with plastic disposable bailers after a suitable period of time to allow recharge of the well. The samples were immediately transferred to 1 liter glass (amber) containers, processed and chilled to 4 degrees Celsius until received by the laboratory. Groundwater samples were analyzed for PNAs using EPA method 8310.

Decontamination Procedures

Stringent decontamination procedures were followed to insure validity of sample results and the health and protection of personnel.

Drilling equipment decontamination was accomplished by steam cleaning or high pressure washing prior to use. All downhole equipment was steam cleaned or high pressure washed prior to each use.

Personnel decontamination was accomplished by use of soap and water. Contaminated personal protective equipment (PPE) such as boots were rinsed free of gross contamination, scrubbed clean in a reagent grade detergent (trisodium phosphate) solution and then rinsed clean with tap water. Alternative decontamination procedures, such as steam cleaning or high pressure washing of field boots, was used when available. Disposable PPE, such as Tyvek™ coveralls, gloves, etc. were disposed of as general refuse. Respirators, if used, were cleaned after each use with respirator wipe pads and stored in plastic bags after cleaning.

Sample Control

EPA approved laboratory sample containers were utilized for all sample collection. Samples submitted to the laboratory were shipped in an approved manner and analyzed within methodology holding time allotment.

All samples collected for laboratory analysis were documented on Chain-of-Custody forms which included:

- The identification number of each sample, the date and time collected and the signature of the sampler.
- The signature of the person receiving the sample, including the time of receipt.
- The shipping method, and
- A description of the sample condition upon receipt by the laboratory.



FERGUSON CONSTRUCTION COMPANY
On-Site Investigation

Section VI
May 14, 1995

VI. QUALITY ASSURANCE/QUALITY CONTROL PROCEDURES

Copies of the signed laboratory reports include:

- The sample identification number.
- The date of collection.
- The date of extraction.
- The date of analysis.
- The report date, and
- The method detection limit.



FERGUSON CONSTRUCTION COMPANY
On-Site Investigation

Section VII
June 14, 1995

VII. REFERENCES

American Petroleum Institute, Publication 1628, A Guide to the Assessment and Remediation of Underground Petroleum Releases, Second Edition, August 1989.

New Mexico Geologic Society, New Mexico Geologic Highway Map, 1982.

Occupational Safety and Health Guidance Manual for Hazardous Waste Site Activities, prepared by NIOSH, OSHA, USCG, EPA, October 1985.

Tank Notes Vol.7, No. 4, New Mexico Environmental Department and the Institute of Public Law, Winter 1995.

United States Geological Survey, Topographic Map, Lovington Quadrangle, Photorevised 1979, Scale 1:24,000.

Appendix C

Waste Analysis Plan

Ferguson Construction

I. FACILITY DESCRIPTION

A. Description of Facility Process and Activities

Ferguson Construction is in the business of pipeline construction. Ferguson Construction installs three types of pipeline, steel, fiberglass and poly pipe. Listed below are the processes that have the potential to generate waste:

- ♦ *Pipeline construction*
 - Line fabrication*
 - Hydrotesting*
 - Field equipment maintenance*
 - Pipeline painting/sandblasting*
- ♦ *Equipment maintenance in shop*
 - Mechanical repair*
 - Lubrication changes*
 - Tire changes*
- ♦ *Wash Bay*
- ♦ *Welding in shop*
 - Welding/Brazing*
 - Cutting*
- ♦ *Warehouse repairs*
- ♦ *Paint Shop*
 - Painting*
 - Sandblasting*

These processes and the solid and hazardous wastes that they generate are illustrated in *Figure 1*, and described below:

Pipeline construction

The designated pipeline route is excavated and *fabrication* begins. If steel pipe is to be used, the pipe joints are welded together and the welds are coated with primer. These activities generate spent welding rods and open primer containers. The spent welding rods are collected and disposed of in the municipal waste. The open primer containers are sealed and the excess is used until empty and the container is disposed of in the municipal waste. If poly pipe is used, the joints are attached using a glue compound which is used until empty and the container is

disposed of in municipal waste. If fiberglass pipe is used, the joints are sealed with resin and then fused. The resin is used until the container is empty or it is returned to the supplier.

Upon completion of the fabrication process, the pipeline is *hydrotested* for leaks using fresh water. This water is then recovered and brought back to the yard for proper disposal.

Field maintenance of the equipment involves lubrication and fueling. The wastes generated by lubrication are retained on the service vehicle and returned to the shop for recycling.

Painting and Sandblasting in the field is limited to new piping and vessels on client locations. These processes are performed from a mobile unit. The sandblasting that may occur before painting utilizes silica sand, Black Beauty, or copper slag as the blast agent. The copper slag material, which is being discontinued, is collected after use and recycled while the other agents are left on location after the blasting process. The leftover paints/thinners that are already mixed are placed in containers and used until empty. The paint equipment is cleaned with thinner which is captured and stored for future use. The thinner that is used to wipe down the equipment is placed on disposable towels, aerated and then placed in the municipal waste.

Equipment Maintenance in shop

Equipment maintenance in the shop involves mechanical repair, oil and other fluid changes and tire repair. The mechanical repair process produces spent parts which are recycled or placed in municipal waste. Equipment parts are cleaned in a process that uses parts washers whose fluid is recycled. The waste fluid from *changes, i.e., oil, antifreeze, brake, hydraulic and steering*, is recycled with a private collector, as are the filters involved. The *tire repair* involves changes, balancing and repair. The lead weights used in balancing are recycled. The used tires are returned to the vendor or used as pipe protectors and crossing protectors. The tire sealant and repair kits are fully used, then the containers are placed in the municipal waste.

The floor of the mechanics shop has an underground pit system that is siphoned off and disposed of through a licensed septic hauler at the municipal sewage plant. The material in the pit area consists primarily of water, dirt and detergent constituents. The oil based products that are spilled in the shop are contained with absorbent material and then disposed of in the municipal waste.

Welding in shop

Welding in the shop consists of *welding/brazing and cutting*. The processes of *welding and cutting* result in the production of spent welding and brazing rods. These rods are collected and disposed of in the municipal waste. The *cutting* process results in slag material which is collected and disposed of in the municipal waste.

Wash Bay

The wash bay houses the process of cleaning and rinsing vehicles and equipment. This process uses steamer soap. The waste water from this process goes into the sump which empties into the pit system that is siphoned off and disposed of through a licensed septic hauler at the municipal sewage plant.

Warehouse repairs

The *Warehouse* facility consists primarily of supply storage, i.e., parts, filters, mechanic fluids, tools, uniforms, gases, fire extinguishers, personal safety equipment, adhesives, paints, thinners, solvents. The only process at the warehouse is small equipment repair and maintenance. This process produces used parts which are recycled or disposed of in the municipal waste. A parts washer is used for cleaning at this facility and the fluid used in this unit is recycled.

Paint shop

The *Paint shop* uses both painting and sandblasting process. Paints and thinners are used in the painting process. The mixtures are applied and any excess material is stored and used until it is gone. The sandblasting process used silica sand, Black Beauty, or copper slag, which is being discontinued, as blasting agents. The items to be painted are limited to new vessels or piping for the field or company equipment or vehicles. If the copper slag is used as the blast agent, the material is collected after use and recycled. The painting equipment is cleaned with thinner which is also collected and reused in future mixtures. The small amount of thinner that is used in the exterior cleaning of the painting equipment is placed on disposable paper cloths which are aerated to evaporate the thinner then placed in the municipal waste.

B. Identification/EPA Classification and Quantities of Solid and Hazardous Wastes Generated

Hazardous wastes generated by each process performed by this facility are

presented in *Table 1* of this report. A description of the columns in *Table 1* are as follows:

Column	Description
1	List of the identified waste
2	List of the processes generating the waste
3	List of the basis for hazard classification. The basis for classification for this facility is process knowledge and testing.
4	List of the EPA Waste Code for each waste.
5	List of the hazardous properties for each waste as identified by knowledge and testing.
6	Identifies the waste as a Wastewater or Non-wastewater.
7	Lists the chemical analysis results of each waste.
8	Lists the LDR Treatment Standard and Designated Treatment Facility for each waste.

C. Description of Hazardous Waste Management Units

Ferguson Construction is strictly a generator pursuant to 40 CFR Part 262, there are no permitted hazardous waste management units at this facility.

Hazardous Waste Storage Area

Ferguson Construction does not current have a designated hazardous waste storage area. The results of this plan indicate that Ferguson will not generate and store hazardous waste. However, if the generation of hazardous waste should occur in the future, a hazardous waste storage consisting of a 20' X 15' concrete slab with a vertical lip of 24 inches secured by a fence and properly signed. The HWSA will be equipped with a fire extinguisher, emergency eyewash station, chemical spill kit and an emergency alarm system. Weekly inspections of the HWSA are conducted to ensure that container integrity is maintained.

55 gallon drums will used to contain the hazardous wastes generated. Department of Transportation (DOT) specification drums will be selected based on the physical and chemical properties of the wastes to be managed. Specifically, DOT specification 17E closed head and DOT specification 17C open head drums will be used to store liquid and solid waste streams, respectively.

II. SELECTING WASTE ANALYSIS PARAMETERS

A. Criteria and Rationale for Parameter Selection

The waste analysis parameters that must be measured are those associated with confirming the identification/classification and compatibility of the wastes.

We have reviewed 40 CFR 261, Appendix VII - Basis for listing Hazardous Wastes, for the wastes generated. The results of this evaluation were cross-referenced with chemical analyses of the waste performed by the disposal companies to identify our wastes and the parameters, and the associated rationale necessary to ensure proper waste management.

Based on our in-depth knowledge of the raw materials and physical/chemical processes of each of the activities, as well as analytical results, the parameter that were selected to confirm accurate waste identification of each hazardous waste are illustrated in column 7 of *Table 2*. To ensure complete characterization of listed wastes for compliance with the LDR regulations, knowledge of the process, and where necessary, testing has been used to determine if the hazardous wastes exhibit any of the four characteristics. Results of these characteristic compatibility's are maintained during waste storage.

The wastes generated by Ferguson must be amenable to safe storage in 55-gallon drums or other appropriate containers for up to 270 days. The wastes we generate meet this criterion because: 1) the storage drums and containers were selected to be compatible with the wastes generated, and 2) Ferguson's processes yield waste streams that exhibit minimal variability in composition.

B. Special Parameter Selection Requirements

Ferguson Construction generates no listed wastes.

III. SELECTING SAMPLING PROCEDURES

A. Sampling Strategies and Equipment

Specific waste sampling methods, equipment, and sample handling procedures to be used for each of Ferguson's wastes are illustrated in *Table 3* and will be followed if Ferguson should have to sample waste on-site.(ie. change in processes, etc.)

B. Sample Preservation and Storage

Sample preservation and storage guidelines are illustrated in *Table 4* which details type of sample container, preservation methods, and maximum holding times. These guidelines will be followed in the event Ferguson should have to store wastes on-site.

C. Sampling QA/QC Procedures

All sampling conducted for the purpose of characterizing wastes generated by Ferguson will use appropriate QA/QC procedures, including chain-of-custody from sample collection through delivery to the laboratory, and compatible storage containers. will limit the number of personnel who perform sampling to two individuals to ensure the highest levels of consistency and accuracy. Personnel will receive training in the proper use of sampling and analysis equipment identified in *Table 3*.

D. Health and Safety Protocols

During sampling activities, precautions will be taken to ensure that drums and containers do not expel gases and/or pressurized liquids. All personnel will be properly trained in safety and handling techniques.

IV. SELECTING A LABORATORY, AND LABORATORY TESTING AND ANALYTICAL METHODS

A. Selecting a Laboratory

Ferguson Construction has selected Cardinal Analytical Laboratories, Inc., 101 E. Marland, Hobbs, New Mexico 88240 to perform all of the detailed quantitative chemical analyses specified in our WAP other than analyses performed by disposal facilities. This laboratory has a comprehensive QA/QC program, technical analytical expertise, and an effective information system.

B. Selecting Testing and Analytical Methods

The selection of analytical testing methods for the waste streams generated by Ferguson was based on the physical nature of the waste, analysis of interest, required detection limits, and information requirements. The analytical methods are presented in *Table 5*. In the event becomes subject to new regulatory requirements, additional testing methodologies will be incorporated into Table 8 as appropriate.

V. SELECTING WASTE RE-EVALUATION FREQUENCIES

Re-evaluation sampling and analysis will be conducted as required by the TSDFs used to treat and/or dispose of wastes generated by Ferguson Construction. In addition, on-site testing will be performed after any change in the processes at Ferguson Construction.

VI. SPECIAL PROCEDURAL REQUIREMENTS

A. Procedures for Ignitable, Reactive, and Incompatible Wastes

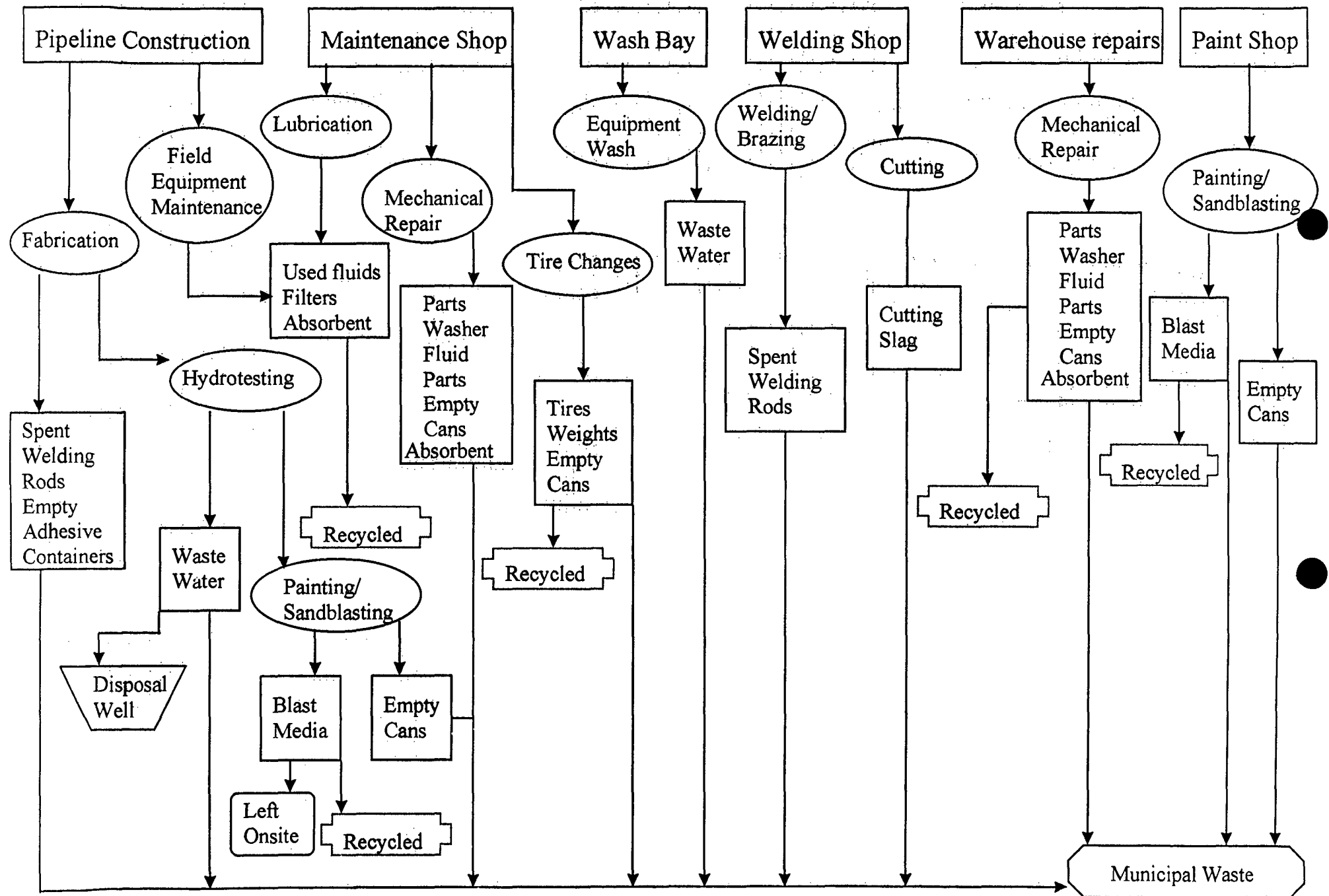
In cases where incompatible wastes are produced by Ferguson Construction, the waste will be handled as incompatible and will be ineligible for common storage.

B. Procedures to Ensure Compliance with LDR Requirements

Solid wastes may require off-site treatment if they are determined to be listed wastes or if they exhibit hazardous characteristics. In accordance with the LDR regulations (40 CFR Part 268), wastes shipped off site may need to be analyzed to determine whether the waste meets the applicable LDR treatment standards. Testing will be conducted only to certify that the waste meets LDR treatment standards. If it is known that the wastes do not meet applicable LDR treatment standards based on process knowledge, no testing is necessary. Each waste for which a treatment standard has been set will be evaluated for the applicable parameters. All analytical results completed in support of LDR requirements will be retained within the facility operating record.

Wastes resulting from facility operations that exceed applicable LDR treatment standards will be sent off site to a permitted treatment facility. LDR notifications will be supplied with the shipment of waste with the information required under 40 CFR Part 268.7. In addition to the LDR notification, any additional data for the waste stream will be provided to the treatment facility.

All wastes, if any, that are determined through analysis to meet treatment standards will be land disposed in a permitted facility without further treatment. An LDR certification, including all analytical records will be prepared and accompany the shipment of waste to the receiving facility.



Ferguson Construction
Identification/EPA Classification of Solid/Hazardous Wastes Generated

1	2	3	4	5	6		7	8	
Wastes Generated	Process Generating The Waste	Basis for Hazard Classification	EPA Waste Code	Hazardous Properties of Wastes	LDR		Chemical Analysis	LDR Treatment	
Spent Welding Rods	Welding	Knowledge and Testing		Non Hazardous					
Empty Adhesive Containers	Line fabrication	Knowledge and Testing		Non Hazardous					
Waste Water	Hydrotesting	Knowledge and Testing		Non Hazardous					
Blast Media	Sandblasting	Knowledge and Testing		Non Hazardous					
Empty Sand Containers	Sandblasting	Knowledge and Testing		Non Hazardous					
Empty tire product cans	Tire changes	Knowledge and Testing		Non Hazardous					
Lead Tire Weights	Tire changes	Knowledge and Testing		Non Hazardous					
Used Tires	Tire changes	Knowledge and Testing		Non Hazardous					
Used parts	Mechanical & Warehouse Repair	Knowledge and Testing		Non Hazardous					

Table 1

Ferguson Construction
Identification/EPA Classification of Solid/Hazardous Wastes Generated

1	2	3	4	5	6		7	8	
Wastes Generated	Process Generating The Waste	Basis for Hazard Classification	EPA Waste Code	Hazardous Properties of Wastes	LDR		Chemical Analysis	LDR Treatment	
Parts Washer Fluid	Mechanical & Warehouse Repair;	Knowledge and Testing		Non Hazardous					
Absorbent	Mechanical & Warehouse Repair;	Knowledge and Testing		Non Hazardous					
Waste Water	Equipment Wash	Knowledge and Testing		Non Hazardous					
Used Lubricants	Fluid changes	Knowledge and Testing		Non Hazardous					
Cutting slag	Cutting (Welding)	Knowledge and Testing		Non Hazardous					

Table 1

Ferguson Construction
Criteria and Rationale for Selected Parameters for Wastes Generated

Waste	Waste Parameter(s)	Rationale For Selection
Spent Welding Rods	Non hazardous	Used to determine compatible sampling and storage equipment
Empty Adhesive Containers	Flammability	Used to determine compatible sampling and storage equipment
Waste Water	FOG	Used to determine compatible sampling and storage equipment
Blast Media	Non hazardous	Used to determine compatible sampling and storage equipment
Empty Sand Containers	Non hazardous	Used to determine compatible sampling and storage equipment
Empty tire product cans	Flammability	Used to determine compatible sampling and storage equipment
Lead Tire Weights	Metals (Pb)	Used to determine compatible sampling and storage equipment
Used Tires	Flammability	Used to determine compatible sampling and storage equipment
Used parts	Non hazardous	Used to verify conformance with applicable treatment standards
Parts Washer Fluid	Flammability	Used to determine compatible sampling and storage equipment
Absorbent	Non hazardous	Used to determine compatible sampling and storage equipment

Table 2

Ferguson Construction
Criteria and Rationale for Selected Parameters for Wastes Generated

Waste	Waste Parameter(s)	Rationale For Selection
Waste Water	FOG	Used to determine compatible sampling and storage equipment
Used Lubricants	Flammability	Used to determine compatible sampling and storage equipment
Cutting slag	Non hazardous	Used to determine compatible sampling and storage equipment

Table 2

Ferguson Construction
Waste Sampling Methods, Equipment, and Procedures

Waste Description	Sample Collection Method	Sampling Equipment	Sample Preservation and Storage
Spent Welding rods Used parts Absorbents Cutting Slag Blast Media	Non hazardous	Not applicable	Not applicable
Empty Adhesive Containers Empty tire product cans Empty Sand Containers	Specific containers to be sampled will be selected using the sampling method for containers as described in SW-846 Section 9.2.3 (grab samples taken)	Polyethylene Coliwas	None required, immediate analysis conducted
Waste Water	Specific containers to be sampled will be selected using the sampling method for containers as described in SW-846 Section 9.2.3 (grab samples taken)	Dipper	None required, immediate analysis conducted
Used Tires	Random Samples	Not applicable	None required, immediate analysis conducted Not applicable
Lead Tire Weights	Random samples to be collected and tested as per SW-846 Method 3010	Not applicable	None required, immediate analysis conducted
Parts Washer fluid Used Lubricants	Specific containers to be sampled will be selected using the sampling method for containers as described in SW-846 Section 9.2.3 (grab samples taken)	Dipper	None required, immediate analysis conducted

Table 3

Examples of Sample Collection And Analytical Techniques: Container, Preservation, And Holding Times^a

Matrix/Parameters To Be Analyzed	Sample Container Type and Materials	Preservation Method	Maximum Holding Time
LIQUIDS: Metals (TCLP))	Widemouth glass	Cool to 4° C	6 months for TCLP 6 months for analysis
Mercury (TCLP)	Widemouth glass	Cool to 4° C	28 days for TCLP 28 days for analysis
Volatile organics	40 mL VOA Vial	Cool to 4° C; pH<2 HCl; Na2S2O3	14 days
Semivolatile organics	1 Liter Amber glass	Cool to 4° C Na2S2O3	7 days for extraction 40 days for analysis
Pesticides, herbicides, and insecticides	1 Liter Amber glass	Cool to 4° C pH: 5-9	7 days for extraction 40 days for analysis
Polychlorinated biphenyls (PCBs)	1 Liter Amber glass	Cool to 4° C	7 days for extraction 40 days for analysis
Dioxins and furans	1 Liter Amber glass	Cool to 4° C Na2S2O3	7 days for extraction 40 days for analysis
Metals (total)	1 Liter polyethylene	Cool to 4° C pH<2 HNO3	6 months for analysis
Mercury (total)	1 Liter polyethylene or Widemouth glass	Cool to 4° C pH<2 HNO3	13 days (plastic) 38 days (glass)
Chromium (VI)	500 mL Amber glass	Cool to 4° C	24 Hours
pH	Glass or polyethylene	None	Analyze immediately
Total organic halogens (TOX)	1 Liter Amber glass	Cool to 4° C pH<2 H2SO4	7 days
Total organic carbon (TOX)	1 Liter Amber glass	Cool to 4° C; pH<2 HCl or H2SO4	28 days
Concentrated Waste Samples	Widemouth Glass w/teflon lines	None	14 days

^a Highly concentrated samples generally do not require preservation. When chemical preservation is required, care must be taken to ensure that incompatible preservations are not added. For example, an aqueous sample that is to be analyzed for metals should not have acid added to it if the sample also contains cyanides.

Source: EPA's SW-846, and Methods for Chemical
Analysis of Water and Wastes (600/4-79-020)

Table 4

Ferguson Construction
Testing/Analytical Methods for Wastes Generated

Waste Description	Sample Extraction/ Preparation Method	Testing/Analytical Method
Spent Welding rods Blast Media Absorbent Cutting Slag Used parts	N/A	Not applicable
Empty Adhesive containers Empty sand containers Empty tire product cans Parts Washer fluid Used Lubricants Used Tires	N/A	Ignitability (SW-846 Method 1010)
Waste Water	N/A	FOG [SW-846 Method 9040 (pH meter)]
Lead Tire Weights	SW-846 Method 3010 for lead only	Metals (PB only) [SW-846 Method 6010]

Table 5



NEW MEXICO ENERGY, MINERALS
& NATURAL RESOURCES DEPARTMENT

OIL CONSERVATION DIVISION
2040 South Pacheco Street
Santa Fe, New Mexico 87505
(505) 827-7131

May 22, 1998

CERTIFIED MAIL

RETURN RECEIPT NO. Z-357-869-964

Mr. Robert Hubbard
Ferguson Construction Company
2200 Commercial Street
Lovington, New Mexico 88260

Re: **Inspection Report**
Ferguson Construction Company
Lovington Facility
Lovington, New Mexico

Dear Mr. Hubbard:

The New Mexico Oil Conservation Division (OCD) would like to thank you and James Roger for your cooperation during the April 9, 1998 inspection of the Lovington facility located in Lovington, New Mexico. Comments from the inspection conducted are as follows:

1. **Drum Storage:** *All drums that contain materials other than fresh water must be stored on an impermeable pad (i.e. concrete, asphalt, or other suitable containment) with curbing and be labeled for contents. All Empty drums should be stored on their sides with the bungs in and lined up on a horizontal plane. Chemicals in other containers such as sacks or buckets should also be stored on an impermeable pad with curbing.*

Numerous empty drums, and drums containing fluids were located throughout the facility that were not properly stored (see picture 1). It is OCD's understanding that a drum storage is being developed off-site.

All drums should be clearly labeled to identify their contents and other emergency information necessary if they were to rupture, spill, or ignite.

2. **Process Area:** *All process and maintenance areas which show evidence that leaks and spills are reaching the ground surface must be either paved and curbed or have some type of spill collection device incorporated into the design.*

The repair/maintenance shop will have all empty drums stored in a horizontal position prior to disposal off-site.

Mr. Robert Hubbard

May 22, 1998

Page 2

3. **Above Ground Tanks:** *All above ground tanks which contain fluids other than fresh water must be bermed to contain a volume of one-third more than the total volume of the largest or all interconnected tanks. All new tanks or existing tanks that undergo a major modification, as determined by the Division, must be placed within an impermeable bermed enclosure.*

The refueling area at the diesel tanks and transport parking area, the wash pad and oil rack area, and the used motor oil tank area show some evidence of leaks and/or spills reaching the ground surface. The refueling area at the diesel tanks and transport parking area, the wash pad and oil rack area, and the used motor oil tank area show some evidence of leaks and/or spills reaching the ground surface (see pictures #2, #3, #4 and #9).

The above ground tanks that show evidence of some spill/leakage will be inspected on a regular basis in order to prevent leakage from the containment structures (see pictures #2, #3, and #4).

4. **Above Ground Saddle Tanks:** *Above ground saddle tanks must have pad and curb type of containment below them unless they contain alcohol or fluids which are gases at normal atmospheric pressure and temperature.*

The diesel and the used motor oil saddle tanks have proper pad and curb containment (see picture 1).

5. **Labeling:** *All tanks, drums and containers will be clearly labeled to identify their contents and other emergency information.*

All drums should be clearly labeled to identify their contents and other emergency information necessary if they were to rupture, spill, or ignite.

6. **Below Grade Tanks/Sumps:** *All below grade tanks, sumps, and pits must be approved by the OCD prior to installation or upon modification and must incorporate secondary containment and leak-detection into the design. All pre-existing sumps and below-grade tanks must demonstrate integrity on an annual basis. Integrity tests include pressure testing to 3 pounds per square inch above normal operating pressure and/or visual inspection of cleaned out tanks and/or sumps or other OCD approved methods. The OCD will be notified at least 72 hours prior to all testing.*

Mr. Robert Hubbard

May 22, 1998

Page 3

The below grade oil/water separator associated with the washdown bay and maintenance shop appears to have adequate containment, however, a regular inspection schedule will be established (see also item 7).

7. Underground Process/Wastewater Lines: All underground process/wastewater pipelines must be tested to demonstrate their mechanical integrity at present and then every 5 years thereafter, or prior to discharge plan renewal. The permittee may propose various methods for testing such as pressure testing to 3 pounds per square inch above normal operating pressure or other means acceptable to the OCD. The OCD will be notified at least 72 hours prior to all testing.
8. Housekeeping: All systems designed for spill collection/prevention will be inspected weekly and after each storm event to ensure proper operation and to prevent overtopping or system failure. A record of inspections will be retained on site for a period of five years.

Outside separator needs to be inspected together with the leach-field lines associated with the separator system. General housekeeping needs to be done regarding empty tanks and scrap materials, drums and other containers as discussed on site (see pictures #5, #6, #7 and #8).

All cans containing 1-1-1 Trichloroethylene will be collected into one secured enclosure/cabinet prior to proper disposal off-site.

9. Spill Reporting: All spills/releases shall be reported pursuant to OCD Rule 116 and WQCC 1203 to the Hobbs OCD District Office.

Once again, thank you for your time during our recent visit to your facility, and for your commitment to operate in an environmentally conscience manner. If you have any questions, please call me at (505) 827-7156.

Sincerely,



W. Jack Ford
Geologist

xc: OCD Hobbs Office

Z 357 869 964

US Postal Service

Receipt for Certified Mail

No Insurance Coverage Provided.

Do not use for International Mail (See reverse)

Sent to	<i>Robt. Hubbard</i>
Street & Number	<i>Ferguson Constr.</i>
Post Office, State, & ZIP Code	<i>Lowington</i>
Postage	\$
Certified Fee	
Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt Showing to Whom & Date Delivered	
Return Receipt Showing to Whom, Date, & Addressee's Address	
TOTAL Postage & Fees	\$
Postmark or Date	<i>GW-305</i>

PS Form 3800, April 1995

FERGUSON CONSTRUCTION CO. GW-305
(PHOTOS BY OCD)



PHOTO NO. 1

DATE: 4/9/98

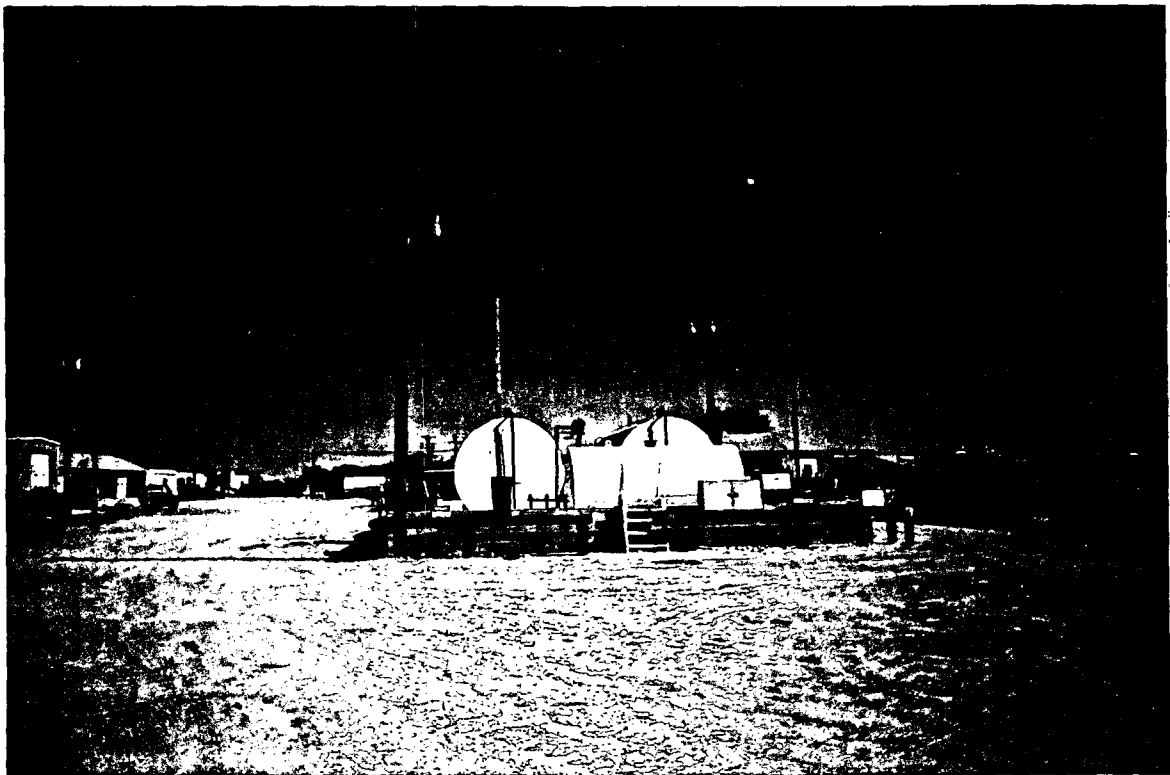


PHOTO NO. 2

DATE: 4/9/98

FERGUSON CONSTRUCTION CO. GW-305
(PHOTOS BY OCD)

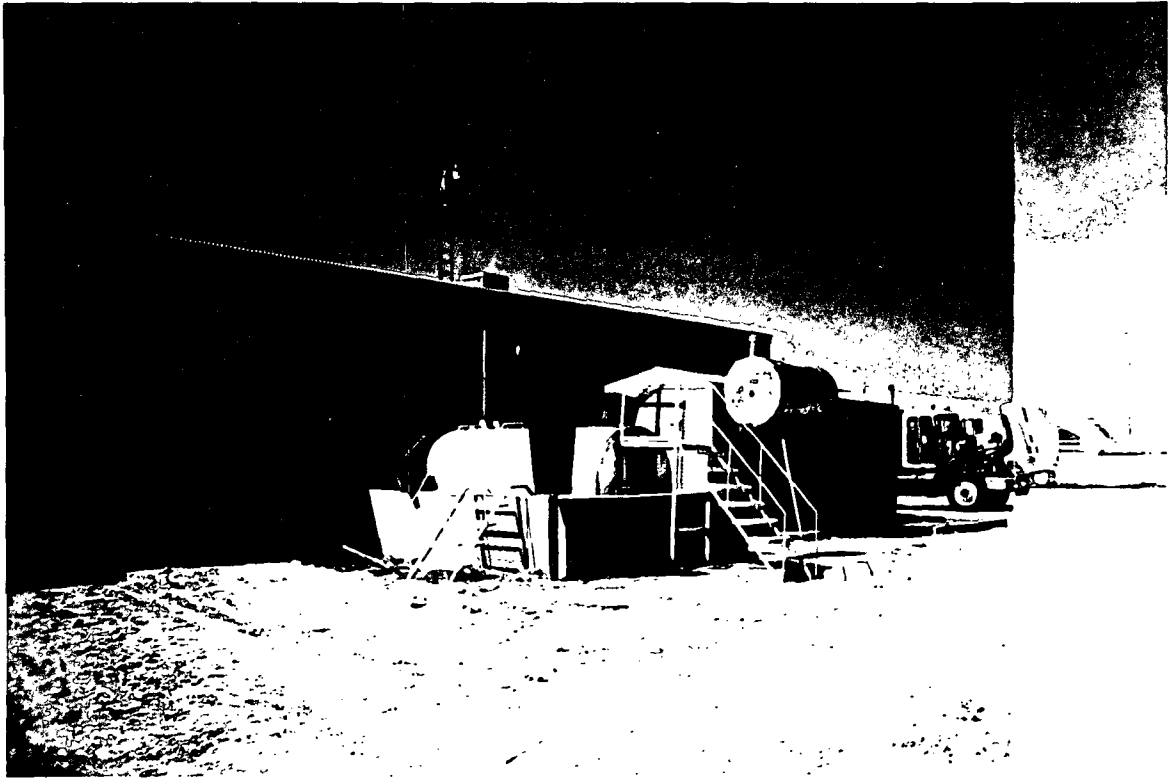


PHOTO NO. 3

DATE: 4/9/98

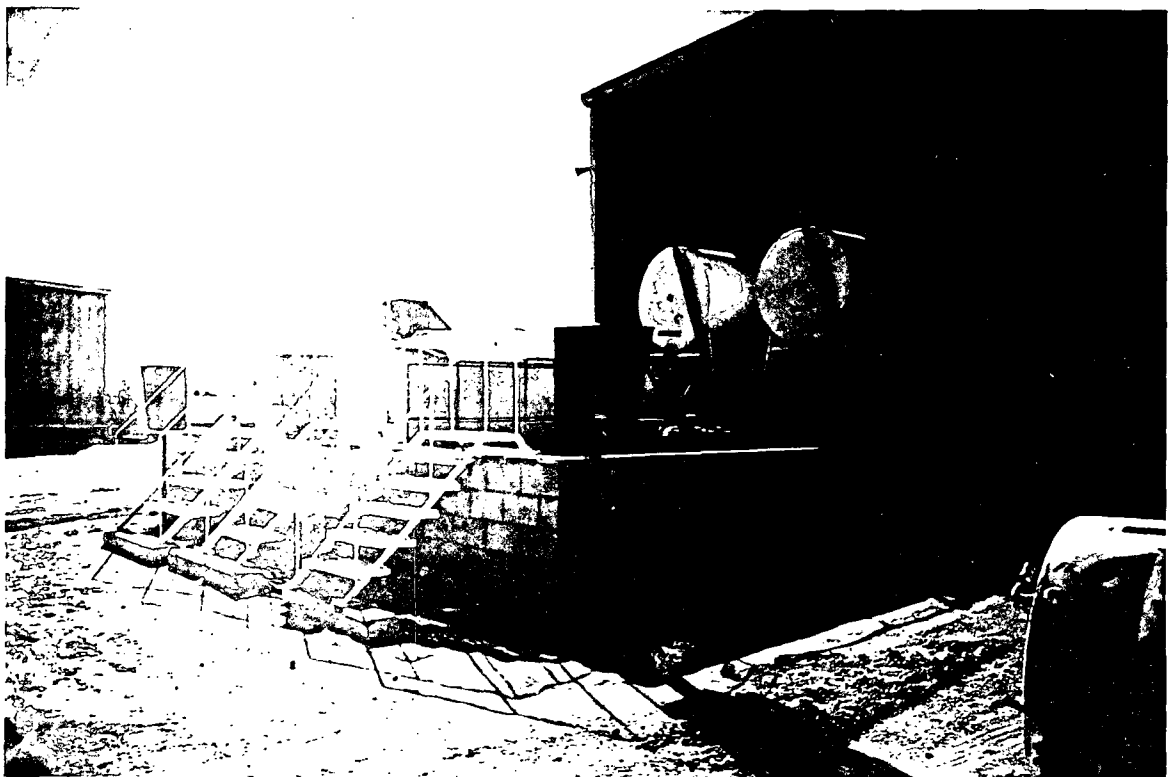


PHOTO NO. 4

DATE: 4/9/98

FERGUSON CONSTRUCTION CO. GW- 305
(PHOTOS BY OCD)



PHOTO NO. 5

DATE: 4/9/98

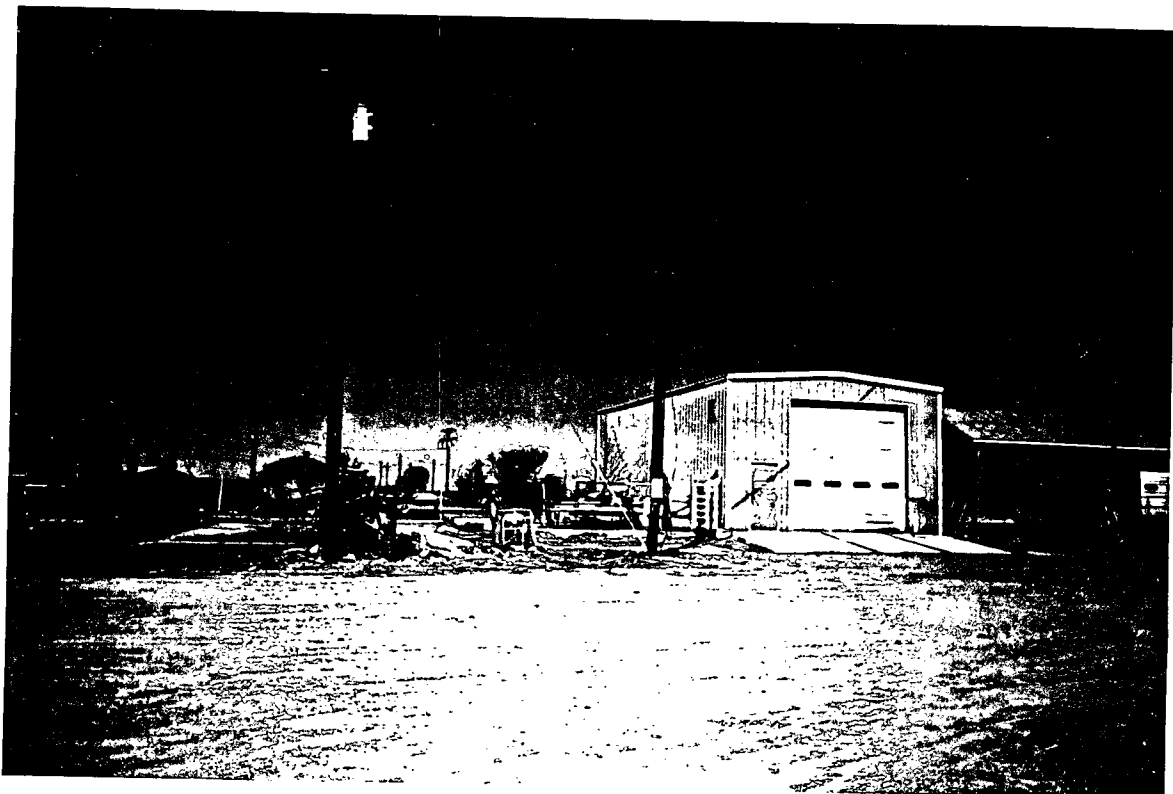


PHOTO NO. 6

DATE: 4/9/98

FERGUSON CONSTRUCTION CO. GW- 305
(PHOTOS BY OCD)



PHOTO NO. 7

DATE: 4/9/98

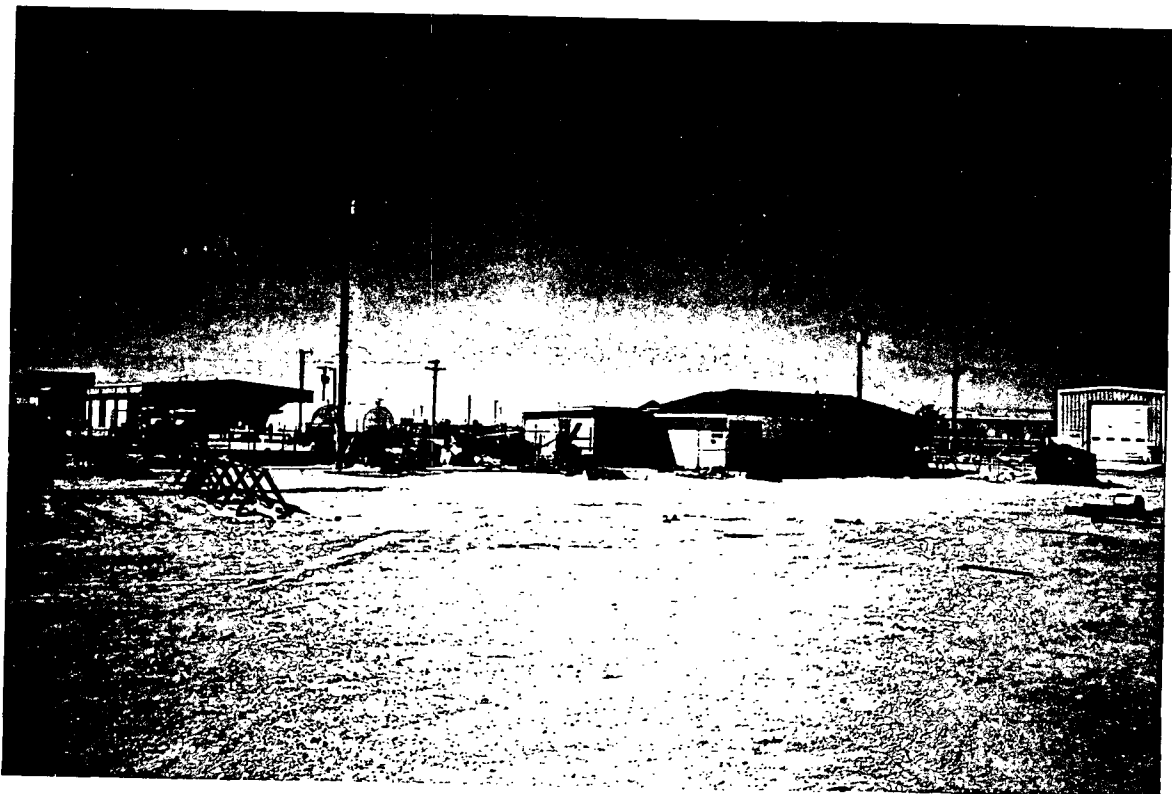


PHOTO NO. 8

DATE: 4/9/98

FERGUSON CONSTRUCTION CO. GW-305
(PHOTOS BY OCD)



PHOTO NO. 9

DATE: 4/9/98



NEW MEXICO ENERGY, MINERALS
& NATURAL RESOURCES DEPARTMENT

OIL CONSERVATION DIVISION
2040 South Pacheco Street
Santa Fe, New Mexico 87505
(505) 827-7131

March 3, 1998

Mr. Mark Wieser
Ferguson Construction Co.
P.O. 1329
Lovington, New Mexico 88260

**Re: Ferguson Construction Facility
2200 Commercial Street
Lovington, New Mexico**

Dear Mr. Wieser:

The OCD is in receipt of a letter, dated February 18, 1998, from your consultant, Mr. Bob Allen, Safety and Environmental Solutions, Inc. requesting an extension for the filing of an application for a Discharge Plan for the above referenced facility. Based upon information Mr. Allen supplied via telephone and the subsequent letter request, the OCD hereby **approves the extension to April 24, 1998** for filing the required application. This letter supersedes the extension letter, dated February 20, 1998, from the OCD.

Please be advised the Ferguson Construction Company must comply with Section 3104 and 3106 of the WQCC regulations. If you have any questions contact me at (505) 827-7156.

Sincerely,

A handwritten signature in dark ink, appearing to read "W. Jack Ford".

W. Jack Ford, C.P.G.
Environmental Bureau
Oil Conservation Division

cc: Mr. Bob Allen, Safety & Environmental Solutions, Inc.
OCD Hobbs District Office



NEW MEXICO ENERGY, MINERALS
& NATURAL RESOURCES DEPARTMENT

OIL CONSERVATION DIVISION
2040 South Pacheco Street
Santa Fe, New Mexico 87505
(505) 827-7131

February 20, 1998

CERTIFIED MAIL
RETURN RECEIPT NO. Z-357-869-935

Mr. Mark Wieser
Ferguson Construction Co.
P.O. 1329
Lovington, New Mexico 88260

**Re: Ferguson Construction Facility
2200 Commercial Street
Lovington, New Mexico**

Dear Mr. Wieser:

The OCD is in receipt of a letter, dated February 18, 1998, from your consultant, Mr. Bob Allen, Safety and Environmental Solutions, Inc. requesting an extension for the filing of an application for a Discharge Plan for the above referenced facility. Based upon information Mr. Allen supplied via telephone and the subsequent letter request, the OCD hereby **approves the extension to March 5, 1998** for filing the required application.

Please be advised the Ferguson Construction Company must comply with Section 3104 and 3106 of the WQCC regulations. If you have any questions contact me at (505) 827-7156.

Sincerely,

W. Jack Ford, C.P.G.
Environmental Bureau
Oil Conservation Division

cc: Mr. Bob Allen, Safety & Environmental Solutions, Inc.
OCD Hobbs District Office

Z 357 869 936

US Postal Service

Receipt for Certified Mail

No Insurance Coverage Provided.

Do not use for International Mail (See reverse)

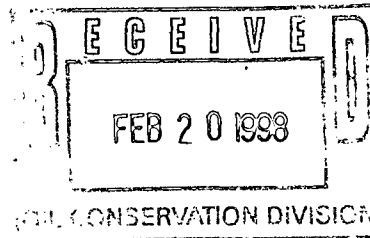
Sent to	
Mark Weiser	
Street & Number	
Ferguson Const.	
Post Office, State, & ZIP Code	
Livingston	
Postage	\$
Certified Fee	
Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt Showing to Whom & Date Delivered	
Return Receipt Showing to Whom, Date, & Addressee's Address	
TOTAL Postage & Fees	\$
Postmark or Date	
DP Appl. Ed.	

PS Form 3800, April 1995

Safety & Environmental Solutions, Inc.

February 18, 1998

Mr. Jack Ford
Oil Conservation Division
2040 South Pacheco Street
Santa Fe, New Mexico 87505



Dear Mr. Ford:

This letter is a request for an extension of time for the submission of a discharge plan for Ferguson Construction Co. in Lovington, New Mexico. Safety & Environmental Solutions, Inc. has been engaged to draft this plan and in order to do so, we must first complete a waste analysis plan and a site assessment of the facility. I am requesting an extension of sixty (60) days until May 5, 1998 in order to perform these tasks.

Thank you for your consideration in this matter. If you should have any questions, please call me.

Sincerely,

A handwritten signature in cursive script that reads "Bob Allen".

Bob Allen REM, CET, CES
President

BA/br



**NEW MEXICO ENERGY, MINERALS
& NATURAL RESOURCES DEPARTMENT**

OIL CONSERVATION DIVISION
DISTRICT I HOBBBS
PO BOX 1980, Hobbs, NM 88241
(505) 393-6161
FAX (505) 393-0720

Jennifer A. Salisbury
CABINET SECRETARY

NMOCD INTER-OFFICE CORRESPONDENCE

TO: Roger Anderson-Environmental Bureau Chief, Santa Fe, NM

From: Wayne Price-Environmental Engineer *Wayne Price*

Date: September 19, 1997

Reference: Ferguson Construction Co. (FCC)
P.O. Box 1329
Lovington, NM 88260

Subject: Site Inspection
2200 Commercial St.
Lovington, NM 88260

OCT 31 1997

Comments:

New Mexico Oil Conservation Division (NMOCD) District I had received complaints concerning improper disposal of chemicals at the Ferguson Construction Co. Site.

On September 19, 1997 NMOCD requested information from FCC's ES&H representative Mr. James Calderon pertaining to the complaint. Mr. Calderon gave Mr. Price a tour of the facility. NMOCD took notes and pictures.

Ferguson Construction Company is an oil field pipeline service company which supplies and installs oil field piping systems, such as flow lines for both E&P and transmission operations. According to Mr. Calderon more than 50% of FCC's business is with the Oil & Gas Industry.

Photos and a plot plan sketch are enclosed along with the findings:

1. FCC presently does not have a plan in place to manage oil field waste properly. Several areas were found to have buckets of oily substances that were full and overflowing onto the ground.
2. There were several un-identified buckets and drums of materials and waste that were not labeled or properly stored.
3. FCC is presently discharging waste water from their main shop area into a class V disposal well. (Septic system)
4. FCC operates a painting operation at an area called paint shop. They presently are discharging onto the ground residues from blasting, coating and painting operations.

5. There is an area northeast of the ditching shop where one of their employees told me that they have buried waste on site. This area is identified on the plot plan.
6. There is one monitor well on site from a previous UST removal project. At the time of the visit FCC did not have information pertaining to that project available at that time.
7. FCC has two fuel terminals both are bermed and on concrete.
8. FCC has two waste oil collection points with storage tanks, both are bermed and on concrete.
9. There were two active solvent tanks, one behind the tire shop, the other behind the welding shop that did not have secondary containment.
10. The storage room next to the tire shop had an abundant supply of different types of solvents, most notably was a chlorinated solvent (1,1,1 Tri) used for cleaning purposes. Mr. Calderon indicated they maintain an MSDS for this product.
11. Area behind tire shop and storage room had recently been cleaned. Mr. Calderon indicated there had been some drums in this area, some of them were moved off-site to another location.

Conclusion:

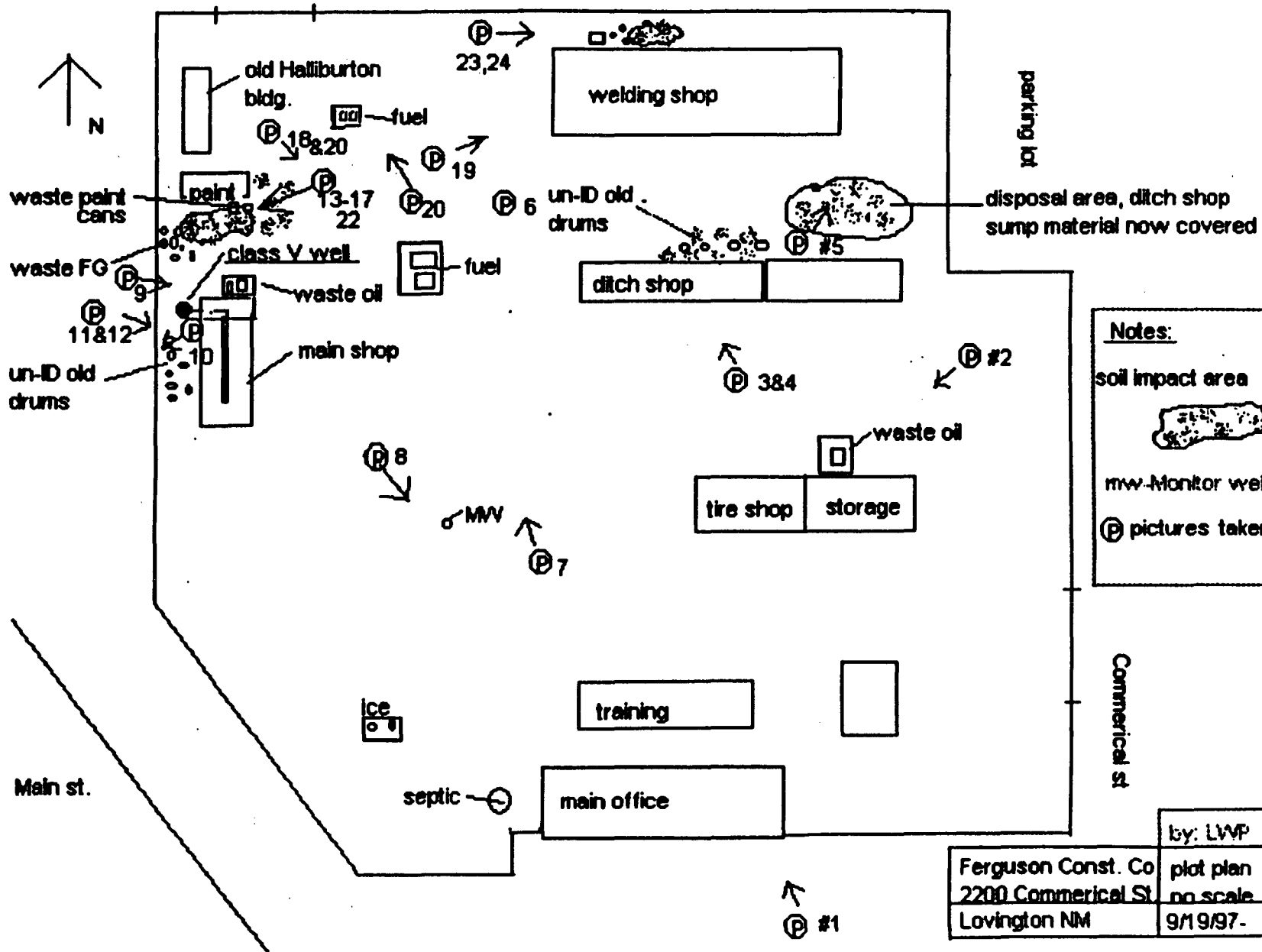
Ferguson Construction Company is presently discharging industrial waste water and other water contaminants directly into and upon the ground without having an approved discharge plan.

Recommendation:

Ferguson Construction Co. should be required to obtain a discharge plan pursuant to NMOCD WQCC rules and regulations.

cc: Chris Williams-NMOCD District I Supervisor

attachments- plot plan sketch & photos



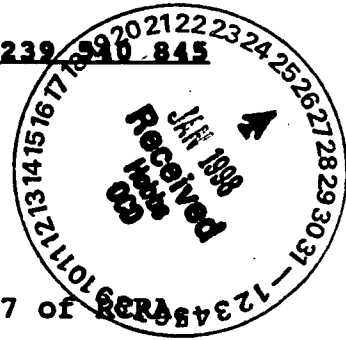


UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 6
1445 ROSS AVENUE, SUITE 1200
DALLAS, TX 75202-2733

JAN 16 1996

CERTIFIED MAIL - RETURN RECEIPT REQUESTED # P 239-845

Mr. Mark Wieser
Ferguson Construction Co.
P.O. Box 1329
2200 Commercial St.
Lovington, NM 88260



Re: Request for Information Pursuant to § 3007 of CERCLA
42 U.S.C. § 6927.

Dear Mr. Wieser:

The U.S. Environmental Protection Agency (EPA), Region 6, is performing a review of hazardous waste management practices at your facility. Available information is inadequate to complete our inquiry. Accordingly, pursuant to the above-referenced statutory authority, EPA is hereby requesting additional information regarding your hazardous waste management practices.

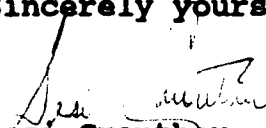
Please assist us in determining the significance of these discrepancies by responding within thirty (30) calendar days of the receipt of this letter to the Questions listed in Enclosure A. Your responses to the Questions with all available supporting documents, and an executed copy of Enclosure B should be mailed to the following address:

U.S. Environmental Protection Agency
Region 6
Compliance Assurance and Enforcement Division
ALONM Section (6EN-HS)
1445 Ross Avenue, Suite 1200
Dallas, TX 75202-2733
ATTN.: Kimeka Price, Enforcement Officer

Please refer to the "Instructions" and the "Definitions" portions of Enclosure A for guidance in the preparation of your responses to the Questions.

If you have any questions regarding this request for information, you may contact me or Kimeka Price, of my staff, at (214) 665-7438. Thank you for your cooperation in this matter.

Sincerely yours,


Desi Crouther, Chief
Hazardous Waste Enforcement Branch

Enclosures

cc: Mr. Wayne Price
Oil Conservation Division
New Mexico Energy, Minerals, and
Natural Resources Department

Mr. John Tymkowych
New Mexico Environment Department



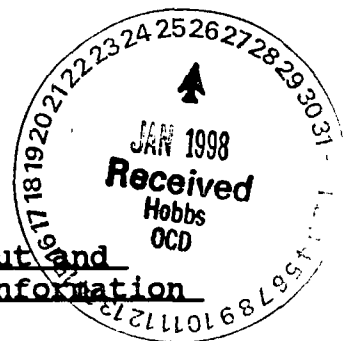
12345678910111213141516171819
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HALL
023
12345678910111213141516171819
JAN 1998
Received
HALL
023

I. STATUTORY AUTHORITY AND CLAIMS OF CONFIDENTIALITY

Please be advised that compliance with this request is mandatory. Failure to comply with this request may result in the issuance of an administrative order requiring compliance and/or the payment of civil penalties, or in the initiation of a civil judicial action for appropriate relief. Furthermore, if you knowingly omit information or make false material statements or representations in the information submitted, you or Ferguson Construction Company could be subject to criminal penalties under 18 U.S.C. § 1001.

The information requested herein must be submitted even though you may contend that it includes confidential business information or trade secrets. You may, if you desire, assert a business confidentiality claim covering all or part of the information submitted. Such claims of business confidentiality must be made in accordance with 40 CFR Part 2, Subpart B [originally published in the Federal Register at 41 Fed. Reg. 36902 (September 1, 1976), and amended at 43 Fed. Reg. 40000 (September 8, 1978), and 50 Fed. Reg. 51661 (December 18, 1985)]. Unless you make a claim at the time that you submit the information, it may be made available to the public by EPA without further notice to you. If you wish to assert a business confidentiality claim, you must clearly mark each page of each document included in your claim with a legend such as "trade secret", "proprietary", or "company confidential". If you claim information submitted in response to this request as confidential, you must also provide a redacted version of the information with all confidential business information deleted.

This Information Request is not subject to the approval requirements of the Paperwork Reduction Act of 1980, 44 U.S.C. § 3501 et seq.



II. INSTRUCTIONS

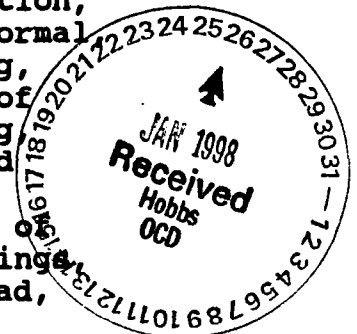
1. The Affidavit in Enclosure B must be filled out and submitted along with your responses to this Information Request Letter.
2. Please provide a separate narrative response to each and every Question set forth in this Information Request Letter.
3. Precede each answer with the number of the Question to which it corresponds.
4. If information or documents not known or not available to you as of the date of submission of a response to this Information Request should later become known or available to you, you must supplement your response to EPA. Moreover, should you find, at any time after the submission of your response that any portion of the submitted information is false or misrepresents the truth, you must notify EPA of this fact as soon as possible and provide EPA with a corrected response.
5. For each document produced in response to this Information Request Letter, indicate on the document, or in some other reasonable manner, the number of the Question to which it responds. Please submit all information for each question in a logically sequenced, bound format.

III. DEFINITIONS

The following definitions shall apply to the following words as they appear in this Enclosure A:

1. The term "you" or "Respondent" shall mean the addressee of this Request, the addressee's officers, managers, employees, contractors, trustees, partners, successors, assigns, and agents.
2. The terms "person" shall have the same meaning as in Section 1004 (15) of RCRA meaning an individual, trust, firm, joint stock company, corporation (including a government corporation), partnership, association, State, municipality, commission, political subdivision of a State, or any interstate body.
3. The term "hazardous waste" shall have the same meaning as that contained in § 1004 (5) of RCRA and 40 CFR § 261.3.
4. The term "solid waste" shall have the same meaning as that contained in § 1004 (27) of RCRA and 40 CFR § 261.2.

5. With respect to a natural person, the term "identify" means to set forth the person's name, present or last known business address and business telephone number, present or last known home address and home telephone number, and present or last known job title, position, or business.
6. The term "identify" means, with respect to a corporation, partnership, business trust, or other association or business entity (including a sole proprietorship) to set forth its full name, address, and a brief legal form (e.g. corporation, partnership, etc.), type of organization and a brief description of its business.
7. The term "identify" means, with respect to a document, to provide its customary business description, its date, its number (invoice or purchase order number) if any, the identity of the author, addressor, addressee, and/or recipient, and the substance or the subject matter of the document.
8. The terms "document" and "documents" shall mean any object that records, stores, or presents information, and includes writings of any kind, formal or informal, whether or not wholly or partially in handwriting, including by way of illustration and not by way of limitation, any invoice, manifest, bill of lading, receipt, endorsement, check, bank draft, canceled check, deposit slip, withdrawal slip, order, correspondence, record book, minutes, memorandum or telephone and other conversations including meetings, agreements and the like, diary, calendar, desk pad, scrapbook, notebook, bulletin, circular, form, pamphlet, statement, journal, postcard, letter, telegram, telex, report, notice, message, analysis, comparison, graph, chart, interoffice or intraoffice communications, photostat or other copy of any documents, microfilm or other film record, any photograph, sound recording on any type of device, any punch card, disc or disc pack, any tape or other type of memory generally associated with computers and data processing (together with the programming instructions and other written material necessary to use such punch card, disc, or disc pack, tape or other type of memory and together with printouts of such punch card, disc, or disc pack, tape or other type of memory); and
(a) every copy of each document which is not an exact duplicate of a document which is produced, (b) every copy which has any writing, figure or notation, annotation or the like on it, (c) drafts of each document, (d) Enclosures to or attachments with any document, and (e) every document



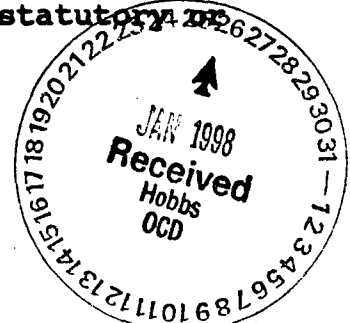
referred to in any other document.

9. The terms "and" and "or" shall be construed either disjunctively or conjunctively as necessary to bring within the scope of this Information Request any information which might otherwise be construed to be outside its scope.
10. The term "arrangement" means every separate contract or other understanding or agreement between two or more persons.
11. The term "sample" means the contents of any container which is analyzed by a laboratory for chemical content. The sample can be effluent, surface water, ground water, other liquid, sludge, sediment, soil, air, etc.
12. Words in the masculine shall be construed in the feminine, and vice versa, and words in the singular shall be construed in the plural, and vice versa, where appropriate in the context of a particular question or questions.
13. All terms not defined herein shall have their ordinary meaning, unless such terms are defined in RCRA or 40 C.F.R. Parts 260 - 268, in which case the statutory and regulatory definitions shall apply.

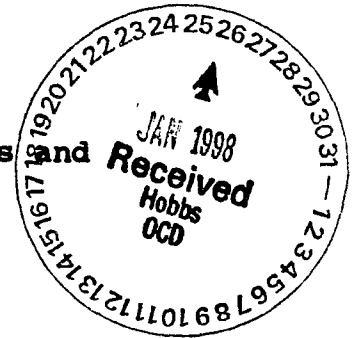
IV. QUESTIONS

FACILITY-WIDE QUESTIONS

1. Provide the following information:
 - a. The legal name and address for Ferguson Construction Company (herein Ferguson);
 - b. The EPA Identification Number for Ferguson;
 - c. Provide the most recent Notification of Hazardous Waste Activity (EPA Form 8700-12) filed with the New Mexico Environment Department and/or with EPA;
 - d. Documentation showing previous and present ownership of Ferguson along with date(s);
 - e. The name and address of Ferguson's current registered agent for service of process;
 - f. The latitude and longitude for the Ferguson facility located in Lovington, New Mexico, if known;



- g. The date Ferguson was incorporated in the State of New Mexico and if different, when Ferguson began doing business in the State;
- h. Identify the Standard Industry Code (SIC) under which Ferguson operates and state the number of employees at the Ferguson facility.
2. Provide copies of New Mexico Environment Department annual Hazardous Waste Reports for the last three (3) years.
3. Provide copies of the following records for the past three (3) years:
- a. RCRA/Hazardous Waste Training;
 - i. Training Plan;
 - ii. Individual employees training records and schedules of training;
 - b. Contingency Plan;
 - c. Preparedness and prevention information;
 - d. Training plan for hazardous waste management.
4. With regard to the information requested in Question 3, above, please answer the following questions and provide all documentation reflecting the dates identified in your response (i.e. correspondence transmitting final documents from consultants to the facility or any internal memoranda reflecting installation of a new plan or plans.):
- a. Whether the plans were in effect on September 24, 1997;
 - b. The date when first physically placed in final, non-draft form at Ferguson.
5. Describe Ferguson's general procedures for waste disposal, treatment, and management for each of following waste streams:
- a. Solid waste;
 - b. Hazardous waste;
 - c. Describe how Ferguson makes waste determination for each of these waste streams (a and b) including:
 - i. Analytical data and test method(s) if testing was done;

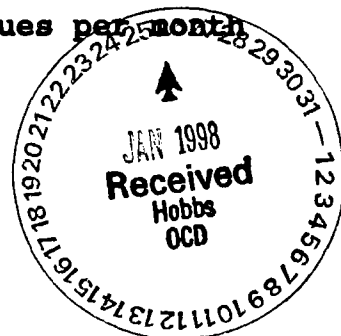


- ii. Documentation of knowledge of process.
6. For each shipment of hazardous waste shipped from the Ferguson facility for the period of February 1, 1995, to the present, provide a legible copy of each Uniform Hazardous Waste Manifest and include:
 - a. Copies of each EPA Land Disposal Restriction Notification used to accompany these EPA manifests for any hazardous waste, as required by 40 C.F.R. § 268.7(a);
 7. Provide a Material Safety Data Sheet (MSDS) for each material utilized in, but not limited to, sandblasting, painting, coating, and cleaning equipment processes.
 8. State whether Ferguson made arrangements with local authorities to familiarize them with properties of hazardous waste handled and types of injuries that could result from fires, explosions, or releases at the facility prior to September 24, 1997.
 9. State whether Ferguson has phone numbers and/or agreements with State emergency response teams, emergency contractors, or equipment suppliers prior to September 24, 1997.
 10. State whether an emergency coordinator is on-site or within short driving distance of the facility at all times prior to September 24, 1997.
 - a. If the emergency coordinator is within a short driving distance of the facility, then state the distance.
 11. Identify the amount of product purchased and hazardous waste generated per month. Provide documentation supporting the estimation.

MATERIALS AND/OR CONDITIONS EXISTING AT THE FERGUNSON FACILITY

The following are questions about the materials and/or conditions existing in certain areas at the Ferguson facility at the time of the New Mexico Oil Conservation Division Inspection on September 19, 1997.

1. State the method for discharging residues on the ground from the sandblasting, coating, and painting operations.
2. Identify the type and quantity of residues per month discharged onto the ground.



ENCLOSURE B

FERGUNSON CONSTRUCTION CO.

**P.O. Box 1329
2200 Commercial St.
Lovington, NM 88260**

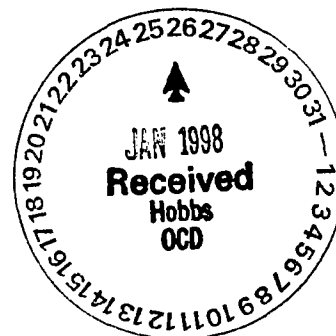
STATEMENT OF CERTIFICATION

I certify under penalty of law that I have personally examined and am familiar with the information submitted in this document and all attachments and that, based on my inquiry of those individuals immediately responsible for obtaining this information, I believe the information is true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine or imprisonment.

(Signature)

(Title)

(Date)



Please Deliver This Fax To:

WAYNE PRICE

OCD - ~~Hobbs~~

393-0720

From:

JACK FORD

Oil Conservation Division

2040 S. Pacheco

Santa Fe, NM 87505

(505) 827-7131 Office

(505) 827-8177 Fax

Date: 1-15-98

Pages: 3

Subject: Ferguson Constr. Co.

(If you have trouble receiving this fax, please call the phone number above.)

Nov. 3rd letter



NEW MEXICO ENERGY, MINERALS
& NATURAL RESOURCES DEPARTMENT

OIL CONSERVATION DIVISION
2040 South Pacheco Street
Santa Fe, New Mexico 87505
(505) 827-7131

November 3, 1997

CERTIFIED MAIL
RETURN RECEIPT NO. P-176-013-375

Mr. Mark Wieser
Ferguson Construction Co.
P.O. 1329
Lovington, New Mexico 88260

Re: Ferguson Construction Facility
2200 Commercial Street
Lovington, New Mexico

Dear Mr. Wieser:

Under the provision of the Water Quality Control Commission (WQCC) Regulations, and as a result of the September 19, 1997 facility inspection by the New Mexico Oil Conservation Division (OCD), District 1, you are hereby notified that the filing of a discharge plan is required for the Ferguson Construction Facility located in Lea County, New Mexico.

The notification of discharge plan requirement is pursuant to Section 3104 and 3106 of the WQCC regulations. The discharge plan, defined in Section 1101.N of the WQCC regulations should cover all discharges of effluent or leachate at the facility site or adjacent to the facility site. Included in the plan should be plans for controlling spills and accidental discharges at the facility, including detection of leaks in buried underground tanks and/or piping.

Pursuant to Section 3106.A, a discharge plan should be submitted for approval to the OCD Director within 120 days of receipt of this letter. Please submit the original and one copy to the OCD Santa Fe Office and one copy to the OCD Hobbs District Office. Note that the completed and signed application form must be submitted with your discharge plan request.

The Director shall allow a period of thirty days from the date of this letter for requesting an exemption from filing a discharge plan. Requests for an exemption shall be in writing and shall set forth the reasons why an exemption should be granted.

A copy of the regulations have been enclosed for your convenience. Also enclosed is a copy of the OCD guideline for the preparation of discharge plans at oil & gas service companies. The guideline addresses berming of tanks, curbing and paving of process areas susceptible to leaks or spills and the disposition of any solid wastes.

Mr. Mark Wieser
November 3, 1997
Page 2

The discharge plan is subject to WQCC Regulation 3114. Every billable facility submitting a discharge plan will be assessed a fee equal to the filing fee of \$50 plus the flat rate of \$1380 for oil & gas service companies. The \$50 dollar filing fee is due when the discharge plan is submitted. The flat rate fee is due upon approval of the discharge plan.

Please make all checks payable to: **NMED Water Quality Management** and addressed to the OCD Santa Fe office.

If you have any questions, please feel free to contact Jack Ford at 827-7156.

Sincerely,



Roger C. Anderson
Environmental Bureau Chief

RCA/wjf

XC: OCD Hobbs Office

P 176 013 375



Receipt for
Certified Mail

No Insurance Coverage Provided
Do not use for International Mail
(See Reverse)

Sent to		MR. MARK WIESER	
Street and No.			
P.O., State and ZIP Code		1329, Lovington, NM 88240	
Postage		\$	
Certified Fee			
Special Delivery Fee			
Restricted Delivery Fee			
Return Receipt Showing to Whom & Date Delivered			
Return Receipt Showing to Whom, Date, and Addressee's Address			
TOTAL Postage & Fees		\$	
Postmark or Date			

PS Form 3800, June 1991



NEW MEXICO ENERGY, MINERALS
& NATURAL RESOURCES DEPARTMENT

OIL CONSERVATION DIVISION
DISTRICT I HOBBS
PO BOX 1980, Hobbs, NM 88241
(505) 393-6161
FAX (505) 393-0720

Jennifer A. Salisbury
CABINET SECRETARY

NMOCD INTER-OFFICE CORRESPONDENCE

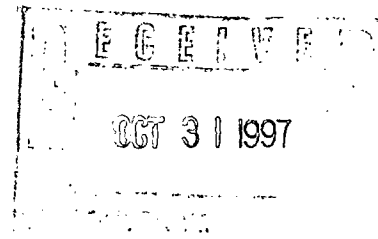
TO: Roger Anderson-Environmental Bureau Chief, Santa Fe, NM

From: Wayne Price-Environmental Engineer *Wayne Price*

Date: September 19, 1997

Reference: Ferguson Construction Co. (FCC)
P.O. Box 1329
Lovington, NM 88260

Subject: Site Inspection
2200 Commercial St.
Lovington, NM 88260



Comments:

New Mexico Oil Conservation Division (NMOCD) District I had received complaints concerning improper disposal of chemicals at the Ferguson Construction Co. Site.

On September 19, 1997 NMOCD requested information from FCC's ES&H representative Mr. James Calderon pertaining to the complaint. Mr. Calderon gave Mr. Price a tour of the facility. NMOCD took notes and pictures.

Ferguson Construction Company is an oil field pipeline service company which supplies and installs oil field piping systems, such as flow lines for both E&P and transmission operations. According to Mr. Calderon more than 50% of FCC's business is with the Oil & Gas Industry.

Photos and a plot plan sketch are enclosed along with the findings:

1. FCC presently does not have a plan in place to manage oil field waste properly. Several areas were found to have buckets of oily substances that were full and overflowing onto the ground.
2. There were several un-identified buckets and drums of materials and waste that were not labeled or properly stored.
3. FCC is presently discharging waste water from their main shop area into a class V disposal well. (Septic system)
4. FCC operates a painting operation at an area called paint shop. They presently are discharging onto the ground residues from blasting, coating and painting operations.

5. There is an area northeast of the ditching shop where one of their employees told me that they have buried waste on site. This area is identified on the plot plan.
6. There is one monitor well on site from a previous UST removal project. At the time of the visit FCC did not have information pertaining to that project available at that time.
7. FCC has two fuel terminals both are bermed and on concrete.
8. FCC has two waste oil collection points with storage tanks, both are bermed and on concrete.
9. There were two active solvent tanks, one behind the tire shop, the other behind the welding shop that did not have secondary containment.
10. The storage room next to the tire shop had an abundant supply of different types of solvents, most notably was a chlorinated solvent (1,1,1 Tri) used for cleaning purposes. Mr. Calderon indicated they maintain an MSDS for this product.
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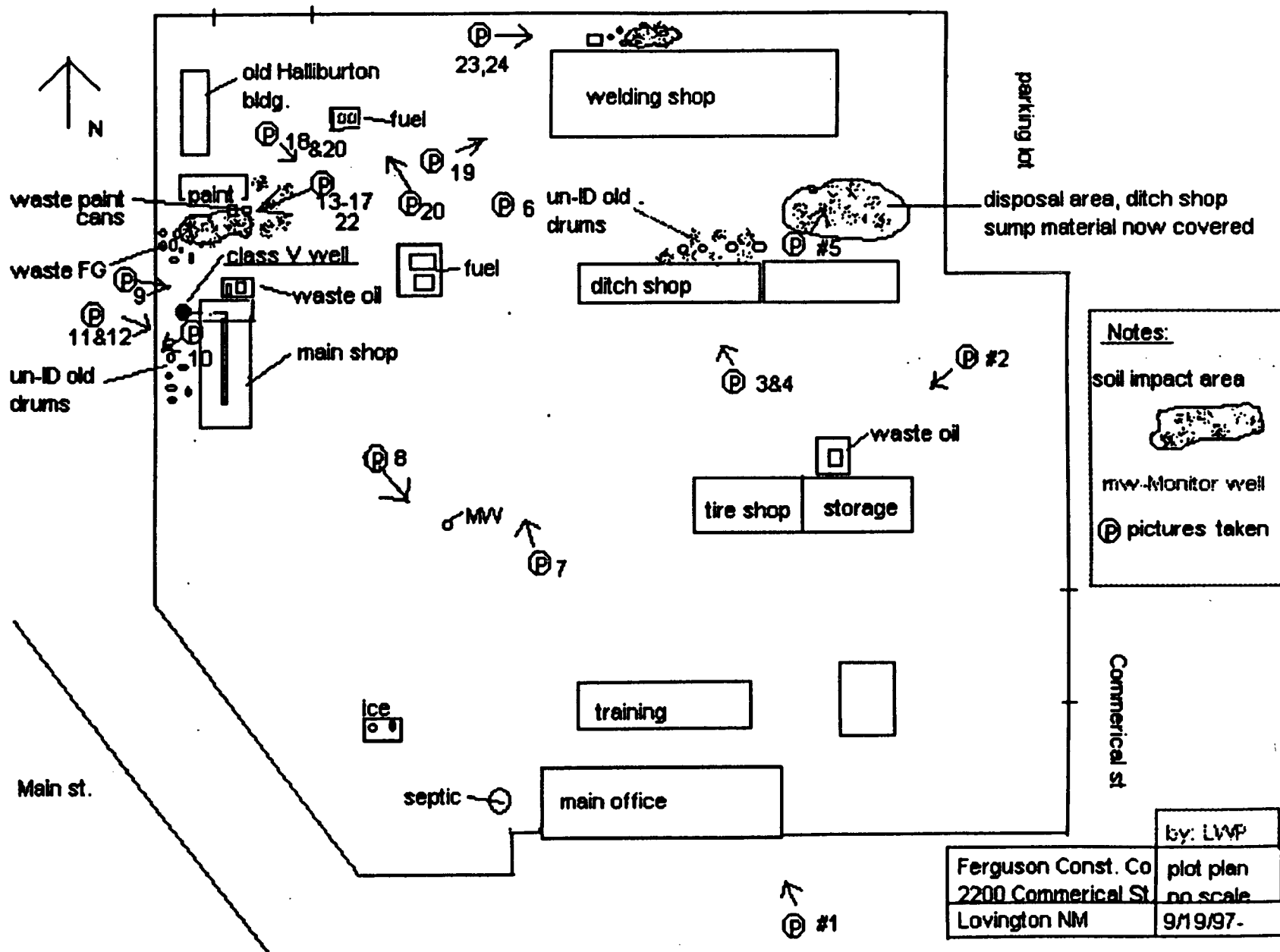
Ferguson Construction Company is presently discharging industrial waste water and other water contaminants directly into and upon the ground without having an approved discharge plan.

Recommendation:

Ferguson Construction Co. should be required to obtain a discharge plan pursuant to NMOCD WQCC rules and regulations.

cc: Chris Williams-NMOCD District I Supervisor

attachments- plot plan sketch & photos





**NEW MEXICO ENERGY, MINERALS
& NATURAL RESOURCES DEPARTMENT**

OIL CONSERVATION DIVISION
DISTRICT I HOBBS
PO BOX 1980, Hobbs, NM 88241
(505) 393-6161
FAX (505) 393-0720

Jennifer A. Salisbury
CABINET SECRETARY

October 28, 1997

Mr. Mark Wieser
Ferguson Construction Co.
P.O. 1329
Lovington, NM 88260

Re: Site Inspection
Ferguson Construction Co.
2200 Commercial St.
Lovington, NM 88260

Dear Mr. Wieser:

Please find enclosed the site inspection report generated during the New Mexico Oil Conservation Division (NMOCD) visit to your facility on September 19, 1997. Please note after review of your facility operations the NMOCD District I office is recommending to the NMOCD Environmental Bureau that your facility be required to obtain a Discharge Plan pursuant to NMOCD (WQCC) rules and regulations.

The definition of "Discharge Plan" as per State of New Mexico Water Quality Control Commission regulations (Title 20 Ch. 6 Part 2 subpart I 1101.n); " means a description of any operational, monitoring, contingency and closure requirements and conditions for any discharge of effluent or leachate which may move directly or indirectly into ground water."

Please be aware that discharge plan requirements can only be issued from the NMOCD Directors office out of the NMOCD Environmental Bureau located at 2040 South Pacheco, Santa Fe, New Mexico 87505. If you have questions concerning this issue please contact Mr. Roger Anderson-Environmental Bureau Chief at 505-827-7152.

On September 24, 1997 your company received another visit from a US EPA Region VI RCRA inspector, a Mr. Greg Pashia. Mr. Pashia can be contacted at 214-665-2287. During that visit Mr. Pashia had marked several drums of waste to be classified, and instructed your on-site personnel Mr. Fred Hemmingson and Mr. Calderon to make a hazardous waste determination on those drums that were declared a waste.

Please note for clarification, the NMOCD does not have any authority on regulating hazardous waste. These issues should be dealt with directly with Mr. Pashia or the State of New Mexico Hazardous Waste Section. Therefore the NMOCD advises you to contact these agencies for instructions on classifying, sampling and testing, and for proper storage, treating and disposal issues. Any waste that is oil field related and non-hazardous, then NMOCD will have jurisdiction and FCC should contact NMOCD for approvals of proper waste disposal.

If you require any further information or assistance please do not hesitate to call (505-393-6161) or write this office.

Sincerely Yours,

Wayne Price-Environmental Engineer

cc: Chris Williams-NMOCD District I Supervisor
Roger Anderson-Environmental Bureau Chief, Santa Fe, NM

attachments- copy of NMOCD site inspection report.



**NEW MEXICO ENERGY, MINERALS
& NATURAL RESOURCES DEPARTMENT**

OIL CONSERVATION DIVISION
DISTRICT I HOBBBS
PO BOX 1980, Hobbs, NM 88241
(505) 393-6161
FAX (505) 393-0720

Jennifer A. Salisbury
CABINET SECRETARY

NMOCD INTER-OFFICE CORRESPONDENCE

TO: Roger Anderson-Environmental Bureau Chief, Santa Fe, NM

From: Wayne Price-Environmental Engineer *Wayne Price*

Date: September 19, 1997

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P.O. Box 1329
Lovington, NM 88260

Subject: Site Inspection
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Conclusion:

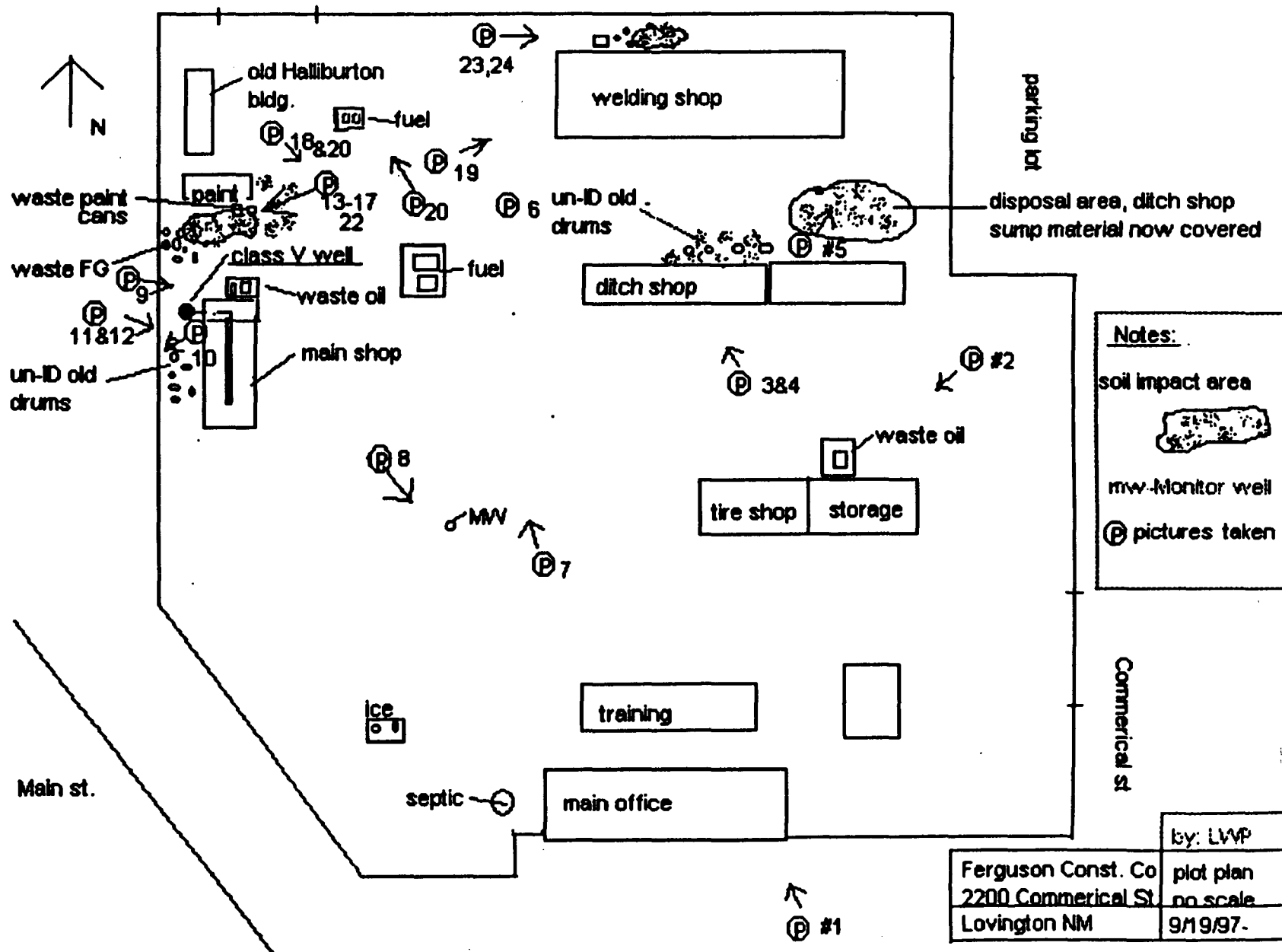
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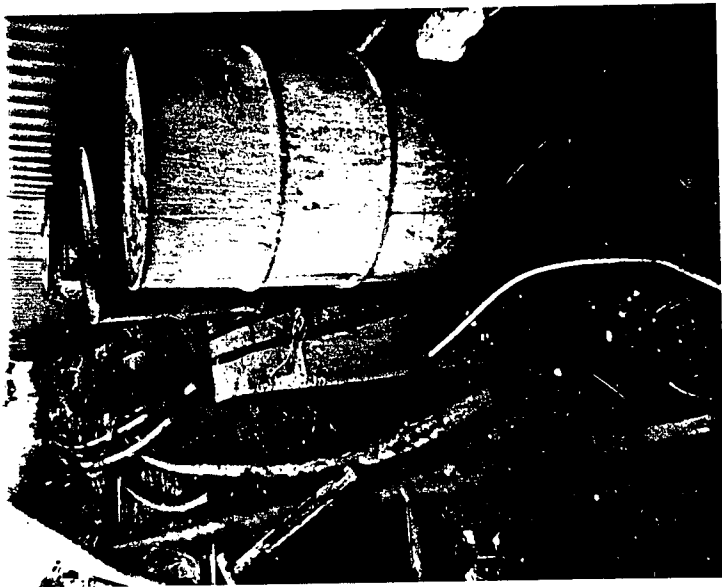
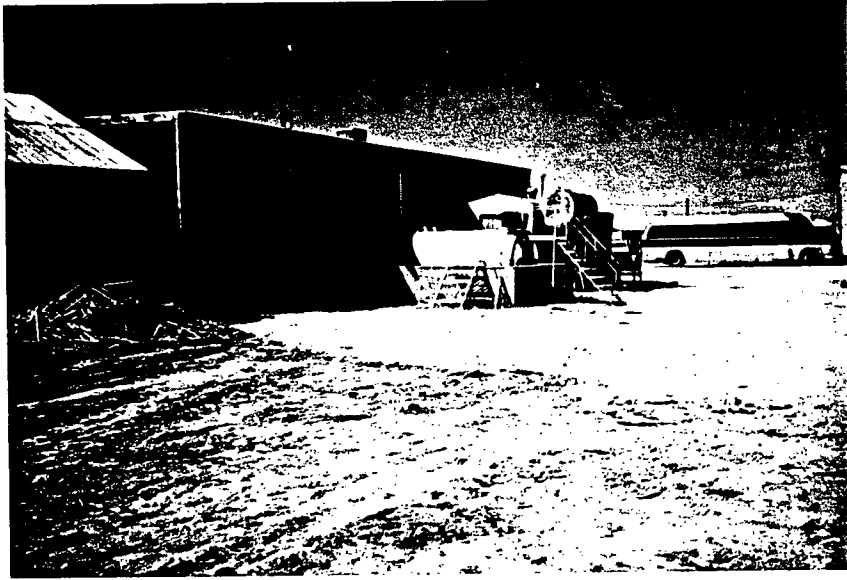
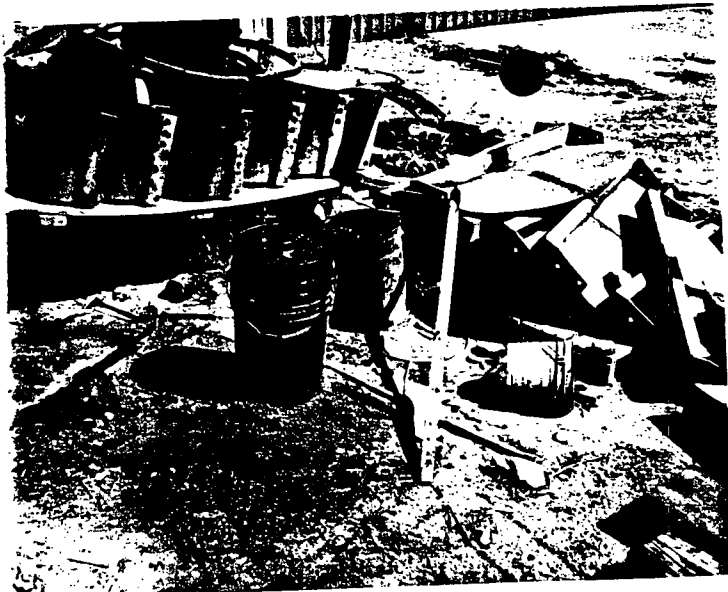
Recommendation:

Ferguson Construction Co. should be required to obtain a discharge plan pursuant to NMOCD WQCC rules and regulations.

cc: Chris Williams-NMOCD District I Supervisor

attachments- plot plan sketch & photos





NMOCB: ID#. 291113 By: W Price
Date/Time: Sept 19, 1997 10am-2pm
Site/Co. Ferguson Construct. Co.
Location: 2200 Commercial Lovington,
Subject: Near Ditching shop, buckets
of oily substance overflowing. #4

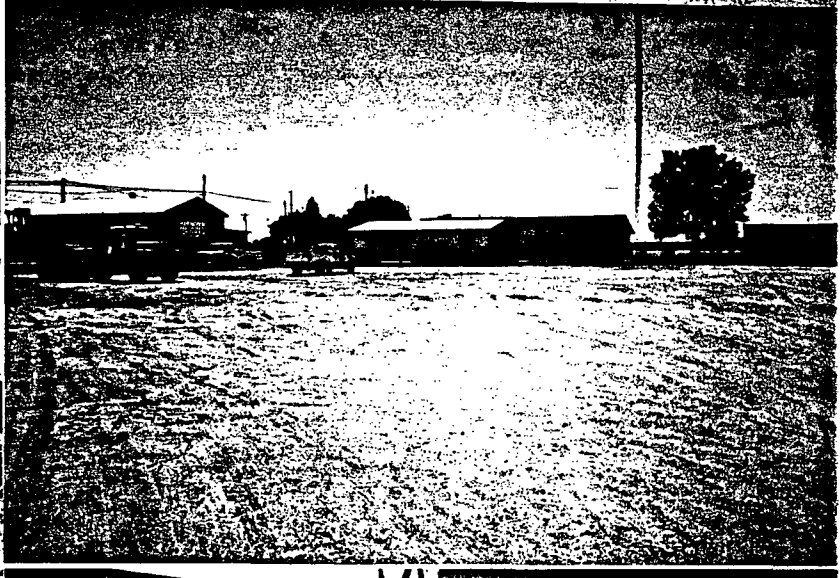
NMOCB: ID#. 291113 By: W Price
Date/Time: Sept 19, 1997 10am-2pm
Site/Co. Ferguson Construct. Co.
Location: 2200 Commercial Lovington,
Subject:
Sign at entrance. #1

NMOCB: ID#. 291113 By: W Price
Date/Time: Sept 19, 1997 10am-2pm
Site/Co. Ferguson Construct. Co.
Location: 2200 Commercial Lovington,
Subject: Area behind ditching shop
sump waste buried in this area. #5

NMOCB: ID#. 291113 By: W Price #2
Date/Time: Sept 19, 1997 10am-2pm
Site/Co. Ferguson Construct. Co.
Location: 2200 Commercial Lovington,
Subject: pic. looking SW, behind tire
shop. Waste oil TK in berm, varsol tk

NMOCB: ID#. 291113 By: W Price #6
Date/Time: Sept 19, 1997 10am-2pm
Site/Co. Ferguson Construct. Co.
Location: 2200 Commercial Lovington,
Subject: Behind ditch shop-looking E,
4 Un-ID drums of waste, soil impact.

NMOCB: ID#. 291113 By: W Price
Date/Time: Sept 19, 1997 10am-2pm
Site/Co. Ferguson Construct. Co.
Location: 2200 Commercial Lovington,
Subject: Trash barrel with oil filter
has free oil dripping out of filter. #3



NMOCB: ID#. 291113 By: W Price #10
Date/Time: Sept 19, 1997 10am-2pm
Site/Co. Ferguson Construct. Co.
Location: 2200 Commercial Lovington,
Subject: West of Main shop-look W.
leaking old fuel tk.

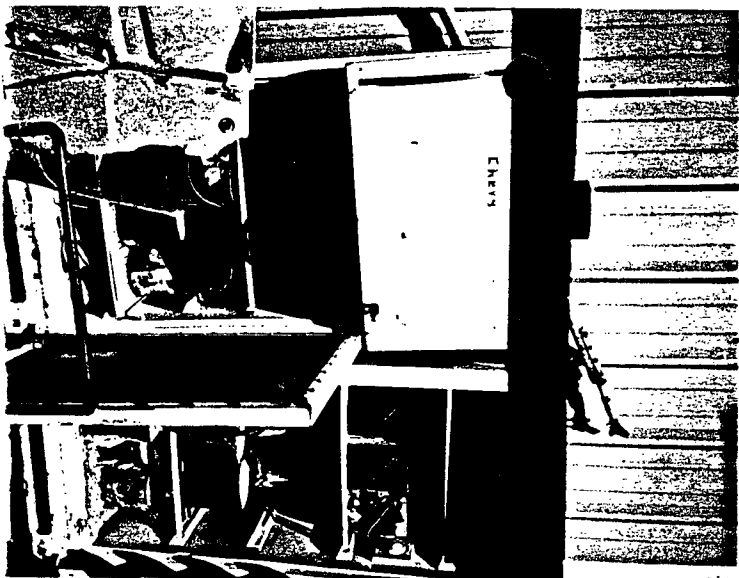
NMOCB: ID#. 291113 By: W Price #7
Date/Time: Sept 19, 1997 10am-2pm
Site/Co. Ferguson Construct. Co.
Location: 2200 Commercial Lovington,
Subject: Stand in center of yard look
North. Main shop on left, ditch shop.

NMOCB: ID#. 291113 By: W Price #11
Date/Time: Sept 19, 1997 10am-2pm
Site/Co. Ferguson Construct. Co.
Location: 2200 Commercial Lovington,
Subject: West of main shop, un-ID
drums of waste.

NMOCB: ID#. 291113 By: W Price #8
Date/Time: Sept 19, 1997 10am-2pm
Site/Co. Ferguson Construct. Co.
Location: 2200 Commercial Lovington,
Subject: Look South, center of yard
office area. MW from old UST nearby.

NMOCB: ID#. 291113 By: W Price #12
Date/Time: Sept 19, 1997 10am-2pm
Site/Co. Ferguson Construct. Co.
Location: 2200 Commercial Lovington,
Subject: West of main shop, picture
shows active class U well for shop.

NMOCB: ID#. 291113 By: W Price #9
Date/Time: Sept 19, 1997 10am-2pm
Site/Co. Ferguson Construct. Co.
Location: 2200 Commercial Lovington,
Subject: North side of main shop, old
drums of un-ID material, waste oil tk.



NMDCO: ID#. 291114 By: W Price #16
Date/Time: Sept 19, 1997 10am-2pm
Site/Co. Ferguson Construct. Co.
Location: 2200 Commercial Lovington,
Subject: Same as #15

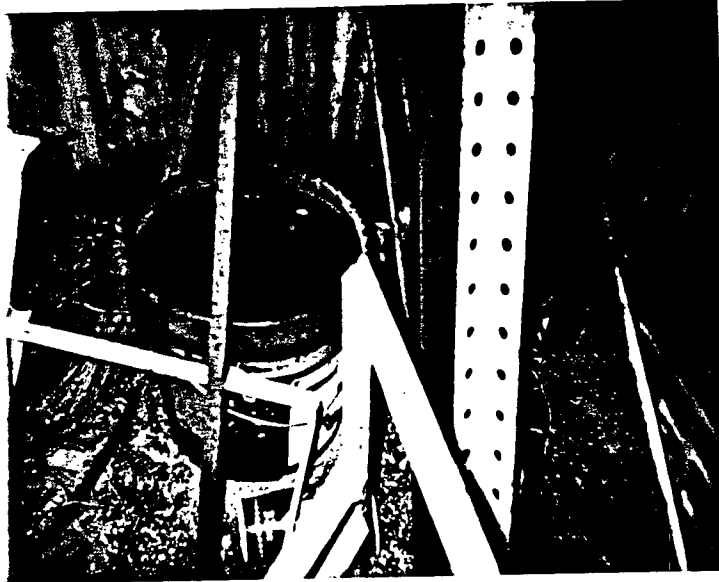
NMDCO: ID#. 291114 By: W Price #13
Date/Time: Sept 19, 1997 10am-2pm
Site/Co. Ferguson Construct. Co.
Location: 2200 Commercial Lovington,
Subject: sandblast area. Un-ID waste
paint solvent in bucket.

NMDCO: ID#. 291114 By: W Price #14
Date/Time: Sept 19, 1997 10am-2pm
Site/Co. Ferguson Construct. Co.
Location: 2200 Commercial Lovington,
Subject: Sandblast & Painting area.
Old drums of waste paints, fiberglass.

NMDCO: ID#. 291114 By: W Price #15
Date/Time: Sept 19, 1997 10am-2pm
Site/Co. Ferguson Construct. Co.
Location: 2200 Commercial Lovington,
Subject: Paint shop- buckets of un-ID
waste. Soil impact from blast & Paint

NMDCO: ID#. 291114 By: W Price #18
Date/Time: Sept 19, 1997 10am-2pm
Site/Co. Ferguson Construct. Co.
Location: 2200 Commercial Lovington,
Subject: East side of paint & blast
area looking south. Soil impacted.

NMDCO: ID#. 291114 By: W Price #15
Date/Time: Sept 19, 1997 10am-2pm
Site/Co. Ferguson Construct. Co.
Location: 2200 Commercial Lovington,
Subject: Paint shop. Old buckets and
cans of waste paint.



NMOCB: ID#. 291114 By: W Price #22
Date/Time: Sept 19, 1997 10am-2pm
Site/Co. Ferguson Construct. Co.
Location: 2200 Commercial Lovington,
Subject: Area S. of Paint shop, blast
& Paint area, residues on ground.

NMOCB: ID#. 291114 By: W Price #19
Date/Time: Sept 19, 1997 10am-2pm
Site/Co. Ferguson Construct. Co.
Location: 2200 Commercial Lovington,
Subject: Near North end of property,
Looking NE at Welding Shop.

NMOCB: ID#. 291114 By: W Price #23
Date/Time: Sept 19, 1997 10am-2pm
Site/Co. Ferguson Construct. Co.
Location: 2200 Commercial Lovington,
Subject: North of welding shop. Old
buckets of un-ID waste. Soil Impacted

NMOCB: ID#. 291114 By: W Price #20
Date/Time: Sept 19, 1997 10am-2pm
Site/Co. Ferguson Construct. Co.
Location: 2200 Commercial Lovington,
Subject: Near North end, looking
north. Fuel Isl. in background.

NMOCB: ID#. 291114 By: W Price #24
Date/Time: Sept 19, 1997 10am-2pm
Site/Co. Ferguson Construct. Co.
Location: 2200 Commercial Lovington,
Subject: Same as #23, under solvent
Tk, no containment.

NMOCB: ID#. 291114 By: W Price #21
Date/Time: Sept 19, 1997 10am-2pm
Site/Co. Ferguson Construct. Co.
Location: 2200 Commercial Lovington,
Subject: Paint shop, looking south.
Shows paint & Blast residues in soil.





















NMOCB: ID#. 291113 By: W Price #7
Date/Time: Sept 19, 1997 10am-2pm
Site/Co, Ferguson Construct. Co.
Location: 2200 Commercial Lovington,
Subject: Stand in center of yard look
North. Main shop on left, ditch shop.



NMOCID: ID#. 291114 By: W Price #18
Date/Time: Sept 19, 1997 10am-2pm
Site/Co. Ferguson Construct. Co.
Location: 2200 Commercial Lovington,
Subject: East side of paint & blast
area looking south. Soil impacted.



FERGULSON
CONSTRUCTION CO.

NMOCB: ID#. 291113 By: W Price
Date/Time: Sept 19, 1997 10am-2pm
Site/Co. Ferguson Construct. Co.
Location: 2200 Commercial Lovington,
Subject:
Sign at entrance. #1



NMOCID: ID#. 291113 By: W Price
Date/Time: Sept 19, 1997 10am-2pm
Site/Co. Ferguson Construct. Co.
Location: 2200 Commercial Lovington,
Subject: Trash barrel with oil filter
has free oil dripping out of filter. #3



NMOCID: ID#. 291113 By: W Price #6
Date/Time: Sept 19, 1997 10am-2pm
Site/Co. Ferguson Construct. Co.
Location: 2200 Commercial Louington,
Subject: Behind ditch shop-looking E.
4 Un-ID drums of waste, soil impact.



NMOC0: ID#. 291113 By: W Price #11
Date/Time: Sept 19, 1997 10am-2pm
Site/Co. Ferguson Construct. Co.
Location: 2200 Commercial Lovington,
Subject: West of main shop, un-ID
drums of waste.



NMOCB: ID#. 291113 By: W Price #9
Date/Time: Sept 19, 1997 10am-2pm
Site/Co. Ferguson Construct. Co.
Location: 2200 Commercial Lovington,
Subject: North side of main shop, old
drums of un-ID material, waste oil tk.



NMOCD; ID#, 291114 By; W Price #14
Date/Time: Sept 19, 1997 10am-2pm
Site/Co. Ferguson Construct. Co.
Location: 2200 Commercial Lovington,
Subject: Sandblast & Painting area.
Old drums of waste paints, fiberglass.



NMOCID: ID#. 291114 By: W Price #22
Date/Time: Sept 19, 1997 10am-2pm
Site/Co. Ferguson Construct. Co.
Location: 2200 Commercial Lovington,
Subject: Area S. of Paint shop, blast
& Paint area, residues on ground.



NMOCB: ID#. 291113 By: W Price #8
Date/Time: Sept 19, 1997 10am-2pm
Site/Co. Ferguson Construct. Co.
Location: 2200 Commercial Lovington,
Subject: Look South, center of yard
office area, MW from old UST nearby



HMOCB: ID#, 291113 By: W Price
Date/Time: Sept 19, 1997 10am-2pm
Site/Co. Ferguson Construct. Co.
Location: 2200 Commercial Lovington,
Subject: Near Ditching shop, buckets
of oily substance overflowing. #4



NMOCB: ID#. 291113 By: W Price
Date/Time: Sept 19, 1997 10am-2pm
Site/Co. Ferguson Construct. Co.
Location: 2200 Commercial Lovington,
Subject: Area behind ditching shop
sump waste buried in this area. #5



NMOCB: ID#. 291113 By: W Price #10
Date/Time: Sept 19, 1997 10am-2pm
Site/Co. Ferguson Construct. Co.
Location: 2200 Commercial Lovington,
Subject: West od Main shop-look W.
leaking old fuel tk.



NMOCB: ID#, 291114 By: W Price #16
Date/Time: Sept 19, 1997 10am-2pm
Site/Co. Ferguson Construct. Co.
Location: 2200 Commercial Lovington,
Subject: Same as #15



HMOCID: ID#, 291114 By: W Price #15
Date/Time: Sept 19, 1997 10am-2pm
Site/Co. Ferguson Construct. Co.
Location: 2200 Commercial Lovington,
Subject: Paint shop. Old buckets and
cans of waste paint.

040. 957007 234102 180981 20901 953



NMOCID: ID#. 291114 By: W Price #19
Date/Time: Sept 19, 1997 10am-2pm
Site/Co, Ferguson Construct. Co.
Location: 2200 Commercial Lovington,
Subject: Near North end of property.
Looking NE at Welding Shop.



NMOCD: '0#, 291114 By: W Price #20
Date/Time: Sept 19, 1997 10am-2pm
Site/Co. Ferguson Construct. Co.
Location: 2200 Commercial Lovington,
Subject: Near North end, looking
north. Fuel Isl. in background.



NMOCID: ID#. 291114 By: W Price #23
Date/Time: Sept 19, 1997 10am-2pm
Site/Co. Ferguson Construct. Co.
Location: 2200 Commercial Lovington,
Subject: North of welding shop. Old
buckets of un-ID waste. Soil Impacted



NMDCD: ID#. 291114 By: W Price #24
Date/Time: Sept 19, 1997 10am-2pm
Site/Co. Ferguson Construct. Co.
Location: 2200 Commercial Lovington,
Subject: Same as #23, under solvent
Tk, no containment.



NMOCD: ID#. 291114 By: W Price #21
Date/Time: Sept 19, 1997 10am-2pm
Site/Co. Ferguson Construct. Co.
Location: 2200 Commercial Lovington,
Subject: Paint shop, looking south.
Shows paint & Blast residues in soil.



NMOCID: ID#, 291114 By: W Price #17
Date/Time: Sept 19, 1997 10am-2pm
Site/Co. Ferguson Construct. Co.
Location: 2200 Commercial Lovington,
Subject: Paint shop- buckets of un-ID
waste. Soil impact from blast & Paint



NMOCB; ID#. 291113 By: W Price #12
Date/Time: Sept 19, 1997 10am-2pm
Site/Co. Ferguson Construct. Co.
Location: 2200 Commercial Lovington,
Subject: West of main shop, picture
shows active class U well for shop.



NMOCB: ID#, 291114 By: W Price #13
Date/Time: Sept 19, 1997 10am-2pm
Site/Co. Ferguson Construct. Co.
Location: 2200 Commercial Lovington,
Subject: sandblast area. Un-ID waste
paint solvent in bucket.



NMOCB: ID#. 291113 By: W Price #2
Date/Time: Sept 19, 1997 10am-2pm
Site/Co. Ferguson Construct. Co.
Location: 2200 Commercial Lovington,
Subject: pic. looking SW, behind tire
shop. Waste oil TK in berm, varsol tk