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APPROVALS

YEAR(S):

2006-2005



NEW MEXICO ENERGY, MINERALS and NATURAL RESOURCES DEPARTMENT

BILL RICHARDSON

Governor

Joanna Prukop

Cabinet Secretary

Mark E. Fesmire, P.E.

Director

Oil Conservation Division

May 31, 2006

Ms. Camille Reynolds
Plains All American
3112 West Highway 82
Lovington, NM 88260

RE: Closure Request – Plains Marketing, L.P. Ballard Grayburg 5" Site (231735)
Unit Letter M, Section 10, Township 18 South, Range 29 East
Eddy County, New Mexico
NMOCD File Number 2R-0053

Dear Ms. Reynolds:

The New Mexico Oil Conservation Division (NMOCD) has received and reviewed the closure request for the remediation site shown above. This request is presumed to cover the soil phase of the project only, since groundwater monitoring and product recovery is ongoing. The request for soil closure at this site is hereby approved.

NMOCD approval does not relieve Plains Marketing, L.P. (Plains) of responsibility should its operations at this site prove to have been harmful to public health or the environment. Nor does it relieve Plains of its responsibility to comply with the rules and regulations of any other governmental agency.

If you have any questions, contact me at (505) 476-3470 or ed.martin@state.nm.us

NEW MEXICO OIL CONSERVATION DIVISION

Edwin E. Martin
Environmental Bureau

Copy: NMOCD, Artesia



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April 7, 2005

Ms. Camille Reynolds
Plains Marketing, L.P.
214 W. C-61
Hobbs, New Mexico 88240

**Re: PRELIMINARY SITE INVESTIGATION REPORT
And REMEDIATION PLAN
PLAINS MARKETING, L.P.
Ballard Grayburg 5"
Eddy County, New Mexico
Plains EMS # 2004-00192
UNIT M (SW/SW), Section 10, Township 18S, Range 29E
Latitude, Longitude 32°, 45', 27.1" North, 104°, 04', 12.0" West
NMOCD Ref. 2R-0053**

Dear Ms. Reynolds:

The New Mexico Oil Conservation Division (NMOCD) has received and reviewed the report shown above submitted by Basin Environmental Service Technologies, LLC on behalf of Plains Marketing, L.P. (Plains).

The remediation plan as shown in the report is hereby approved with the following conditions and understandings:

1. The report states that "Plains proposes to excavate the hydrocarbon-impacted soil at the release point to a depth of approximately 12 feet bgs." The NMOCD assumes this to mean 12 additional feet below the bottom of the current excavation in the area of the initial release, since earlier in the report it is stated that the site has already been excavated to a depth of 12 feet bgs.
2. The installation of a 40-mil poly liner in the bottom of the excavation, to prevent the migration of contaminants left in place below the liner, is approved. Also, as stated in the report, this liner will extend a minimum of four feet beyond the edges of soil impacted above NMOCD remedial thresholds. Installation shall not commence until the NMOCD receives a report showing the sampling results of the sides of the excavation.

3. The report recommends the plugging and abandonment of monitor wells upon the completion of four (4) consecutive sampling events that result in groundwater testing below NMOCD regulatory standards. This recommendation is not approved at this time. This may be reconsidered by the NMOCD upon a formal report showing the results of the four consecutive sampling events and a request to plug the monitor wells.
4. Plains has not adequately delineated the horizontal extent of the contamination at this site. If the proposed additional horizontal excavation activities do not completely delineate the horizontal extent of the contamination, then further delineation will be required until the contamination at the site is completely delineated.
5. All stockpiled soils will be disposed of at an NMOCD-approved facility.
6. The NMOCD Artesia District Office shall be notified 72 hours in advance of any sampling event.

NMOCD approval does not relieve Plains of future liability should its site investigation and remediation efforts prove inadequate to protect human health and the environment. Nor does it relieve Plains of its responsibility to comply with the rules and regulations of any other federal, state, county or local governmental agency.

If you have any questions contact me at (505) 476-3492 or emartin@state.nm.us

NEW MEXICO OIL CONSERVATION DIVISION



Edwin E. Martin
Environmental Bureau

cc: NMOCD, Artesia

Martin, Ed, EMNRD**To...** Camille J Reynolds**Cc...****Bcc...****Subject:** RE: Ballard Grayburg**Attachments:**

This plan is approved.

Ed Martin
 NMOCD
 1220 S. St. Francis
 Santa Fe, NM 87505
 PH: (505) 476-3492
 FA: (505) 476-3462
 email: ed.martin@state.nm.us
 Cell: (505) 690-0894

2R-53

From: Camille J Reynolds [mailto:cjreynolds@paalp.com]**Sent:** Mon 6/13/2005 11:53 AM**To:** Martin, Ed**Subject:** Ballard Grayburg

Mr. Martin;

As per our phone conversation regarding the Ballard Grayburg release site located in Section 10, T18S, T29E of Eddy County, NM. The excavation will be completed to an approximate depth of 18 feet bgs, confirmation sidewall samples will be collected (TPH concentrations below 1,000 ppm). A synthetic liner will be installed at 18 feet bgs. Excavated soil with 1,000 ppm TPH concentrations will be utilized as backfill. Please call with any questions.

Thanks,

Camille Reynolds
 Remediation Coordinator
 Plains Pipeline

 Attention:

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