

From: [Eads, Cristina, EMNRD](#)
To: ["Littrell, Kyle"](#)
Cc: [Mike EMNRD Bratcher \(mike.bratcher@state.nm.us\)](#); [Robert EMNRD Hamlet \(Robert.Hamlet@state.nm.us\)](#); [Victoria EMNRD Venegas \(Victoria.Venegas@state.nm.us\)](#)
Subject: Poker Lake Unit 18 BD #123, nAB1912738712
Date: Tuesday, February 25, 2020 11:25:00 AM
Attachments: [\(C-141 Closure Denied\) POKER LAKE UNIT 18 BD #123H NAB1912738712.pdf](#)

Kyle,

The OCD has denied the submitted Closure Plan C-141 for incident # nAB1912738712 for the following reason:

- Depth to groundwater has not been adequately identified.

The well referenced in the closure report is well over ½ mile away from the release site. As the analytical data meets Closure Criteria for Soils Impacted by a Release for groundwater at 51-100 feet below ground surface (bgs), XTO will need to drill a borehole on site to 51' bgs and leave it open for at least 24 hours. If there is no evidence of groundwater after 24 hours, the OCD will approve the closure report with a copy of the driller's log. If XTO chooses not to drill a borehole to confirm depth to groundwater, and is unable to provide reasonable evidence of depth to groundwater within a ½ mile radius, the impacted area will need to be remediated to meet closure criteria for water at a depth of <50' bgs.

Please let me know if you have any questions.

Thanks,

Cristina Eads

Environmental Bureau

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OCD approval does not relieve the operator of liability should their operations fail to adequately investigate and remediate contamination that may pose a threat to groundwater, surface water, human health or the environment. In addition, OCD approval does not relieve the operator of responsibility for compliance with any other federal, state, or local laws and/or regulations.