From: <u>Eads, Cristina, EMNRD</u>

To: "Chris Jones"

Cc: "DeHoyos, Kendra"; 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: NAB1909829288 PERIDOT 13 STATE #002H @ 30-015-40777

 Date:
 Tuesday, May 12, 2020 11:12:00 AM

 Attachments:
 (C-141 Closure) NAB1909829288.pdf

image003.png

NAB1909829288 PERIDOT 13 STATE #002H @ 30-015-40777

Mr. Jones,

The OCD has denied the submitted Closure C-141 for incident # NAB1909829288 for the following reason:

• Depth to groundwater at this site has not been determined. The responsible party may choose to remediate to the most stringent levels listed in Table 1 in lieu of drilling to determine the depth to groundwater. —To be specific, the North Sidewall sample for the 1' excavation shows concentrations of TPH exceeding 100 mg/kg, and the data provided for depth to groundwater is from a well over ½ mile away from the release.

The Denied C-141 can be found in the online image file. Please review and make the required correction prior to resubmitting though the fee portal. If you have any questions or believe this denial is in error, please contact me prior to submitting an additional C-141.

Cristina Eads

Environmental Bureau

EMNRD – Oil Conservation Division

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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.