

From: [Eads, Cristina, EMNRD](#)
To: ["Littrell, Kyle"](#)
Cc: [Mike EMNRD Bratcher \(mike.bratcher@state.nm.us\)](#); [CFO_Spill, BLM, NM](#); [Robert EMNRD Hamlet \(Robert.Hamlet@state.nm.us\)](#); [Victoria EMNRD Venegas \(Victoria.Venegas@state.nm.us\)](#)
Subject: NCE2002857417 PLU 15 TWR PLU C1 FRAC POND @ 30-015-29847
Date: Thursday, June 25, 2020 4:46:00 PM
Attachments: [NCE2002857417 \(C-141 Closure Request\).pdf](#)
[image003.png](#)

NCE2002857417 PLU 15 TWR PLU C1 FRAC POND @ 30-015-29847

Mr. Littrell,

The OCD has denied the submitted Closure C-141 for incident # NCE2002857417 for the following reason:

- The depth to groundwater has not been adequately determined and samples SS03 and SS04 exceed the most stringent levels in Table 1. When nearby wells are used to determine depth to groundwater, the wells should be no further than ½ mile away from the site, and data should be no more than 25 years old, and well construction information should be provided. 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.

The Denied C-141 can be found in the online image file. Please review and make the required correction prior to resubmitting through 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

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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.