

From: [Oberding, Tomas, EMNRD](#)
To: [Katie Parker](#); [Yu, Olivia, EMNRD](#); [Chase Settle](#)
Cc: [Griswold, Jim, EMNRD](#); [Bob Asher](#); [Amber Griffin](#)
Subject: RE: C-141 Final Vespa BME Federal #1H
Date: Wednesday, February 8, 2017 7:47:14 AM
Attachments: [image001.png](#)
[image002.png](#)

Ms. Parker Mr. Settle et al,

To address the point brought up by Mr. Settle it has been a long time policy to have a workplan approved by the division as noted in the regulations-

The responsible person shall complete division-approved corrective action for releases that endanger public health or the environment. The responsible person shall address releases in accordance with a remediation plan submitted to and approved by the division or with an abatement plan submitted in accordance with 19.15.30 NMAC.
[emphasis added]

Without such confirmation all work done by the responsible party is done at the RP's own risk.

Ms. Parker, to address your point- we review items in the order in which they are received.

Thank you for your understanding.

-Dr. Oberding

Tomáš 'Doc' Oberding PhD
Hydrologist, Adv-District 1
Oil Conservation Division, EMNRD
(505) 476-3403
E-Mail: tomas.oberding@state.nm.us

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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 ground water, 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, local laws and/or regulations.

From: Katie Parker [mailto:Katie_Parker@eogresources.com]
Sent: Tuesday, February 7, 2017 7:58 PM
To: Yu, Olivia, EMNRD <Olivia.Yu@state.nm.us>
Cc: Oberding, Tomas, EMNRD <Tomas.Oberding@state.nm.us>; Griswold, Jim, EMNRD <Jim.Griswold@state.nm.us>; Bob Asher <Bob_Asher@eogresources.com>; Amber Griffin <Amber_Griffin@eogresources.com>
Subject: FW: C-141 Final Vespa BME Federal #1H

Dear Ms. Yu,

I am following up on the request for closure for this site. The initial samples following excavation of impacted material show that this site should be closed. Please let us know if you will approve the closure request based on the information provided.

Thank you,

Katie Parker

Safety & Environmental Manager
EOG Resources, Inc – Artesia NM Division
105 S. Fourth Street
Artesia, NM 88210

Cell: 575-513-9915
Office: 575-748-4193



From: Chase Settle
Sent: Monday, January 16, 2017 10:29 AM
To: 'Yu, Olivia, EMNRD'
Cc: stucker@blm.gov; Oberding, Tomas, EMNRD; 'Flores, Rick'; Katie Parker; Bob Asher; Amber Griffin
Subject: RE: C-141 Final Vespa BME Federal #1H

Ms. Yu,

Unfortunately, I do not have any documentation of approval for a work plan to conduct delineation activities. Until I received your email specifically pointing out that request in the C-141 Initial, I had not noticed it. This is the first time a request has ever been made for a prior work plan before delineation activities occur. The normal operating procedure has been to submit a work plan after delineation activities have been completed in order to get approval for final remediation work. Luckily, the initial clean up excavation removed all impacted soils at this release as evidenced by the previously enclosed analytical results of the soil sampling procedures that were conducted, which should be noted, were scheduled prior to receiving Ms. Lynch's email on 10/20/2016. I do apologize for the oversight in regards to a delineation plan, but EOG Resources, Inc. still requests closure based on the analytical results that have been provided. We see no reason for continued activities when analytical results have deemed the release as posing no danger to public health or the environment, the obligation for remediation activities under both the Oil & Gas Act and Water Quality Act.

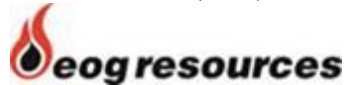
Thank you,

Chase Settle, M.S.

Rep Safety & Environmental II

EOG Resources

105 S. 4th Street
Artesia, NM 88210
575-748-4171 (Office)
575-703-6537 (Cell)



From: Yu, Olivia, EMNRD [<mailto:Olivia.Yu@state.nm.us>]
Sent: Wednesday, January 11, 2017 8:45 AM
To: csettle@yatespetroleum.com
Cc: stucker@blm.gov; Oberding, Tomas, EMNRD
Subject: RE: C-141 Final Vespa BME Federal #1H

**** External email. Use caution.****

Dear Chase:

I need to see documentation of a workplan approval before I review your final C-141. If you have an email from OCD with workplan approval, please forward it to me. According to your initial C-141 (attached), a delineation and characterization workplan must be submitted to OCD BEFORE sampling.

Thanks,

Olivia Yu
Environmental Specialist; District 1
OCD-EMNRD
575-393-6161 x 113
Olivia.yu@state.nm.us

From: Chase Settle
Sent: Tuesday, December 27, 2016 1:31:38 PM (UTC-07:00) Mountain Time (US & Canada)
To: Lynch, Kristen, EMNRD; rflores@blm.gov
Cc: Oberding, Tomas, EMNRD; Katie Parker; Bob Asher; Veronica Alvarado; Amber Griffin
Subject: C-141 Final Vespa BME Federal #1H

Please find attached the C-141 Final for the below listed location. Enclosed with the C-141 Final are the analytical results and a site diagram, EOG Y Resources, Inc. requests closure.

Vespa BME Federal #1H
30-005-29095
Section 12, T15S-R31E
2500' FSL & 200' FEL

Chaves County, New Mexico

Thank you,

Chase Settle, M.S.

Adv. Environmental Representative

EOG Resources

105 S. 4th Street

Artesia, NM 88210

575-748-4171 (Office)

575-703-6537 (Cell)

