

From: [Yu, Olivia, EMNRD](#)
To: ["Emmanuel Lujan"](#); [William Pilkington](#); [Dawson, Penny](#); [Tucker, Shelly](#)
Subject: RE: MEYERS B-27 #3
Date: Friday, March 16, 2018 9:28:00 AM
Attachments: approved_backfill_1RP4767_16Mar2018.pdf

Good morning Mr. Lujan:

Thank you for your patience. Given the information provided, NMOCD will grant backfill approval for 1RP-4767 with one clarification: since MBB #2 at 7 ft. bgs exceeds permissible 600 mg/kg chlorides, does that mean the area represented by MBB#2 has been excavated to 9 ft. bgs?

Please be advised that photo documentation of the remedial activities is required. Like approval from BLM is required. BLM will provide guidance and required documents for construction of the new battery location. NMOCD recommends that the new battery be lined.

Thanks,
Olivia

From: Emmanuel Lujan [mailto:emmanuel@pantherenergy.net]
Sent: Thursday, March 8, 2018 1:54 PM
To: Yu, Olivia, EMNRD <Olivia.Yu@state.nm.us>; William Pilkington <wpilkington@enervest.net>; Dawson, Penny <PDawson@EnerVest.net>; Tucker, Shelly <stucker@blm.gov>
Subject: Re: MEYERS B-27 #3

attached is the aerial view of the site. I have plotted the sample points and have noted the depth of each plot. Also, I have drawn where the new proposed battery is to be placed. Finally, I have also shown where all material and tank were stock piled at. Everything was stock piled on plastic. As of today there is nothing left on site. Everything has been removed and hauled off to Sundance.

From: "Yu, Olivia, EMNRD" <Olivia.Yu@state.nm.us>
To: Emmanuel Lujan <emmanuel@pantherenergy.net>; William Pilkington <wpilkington@enervest.net>; "Dawson, Penny" <PDawson@EnerVest.net>; "Tucker, Shelly" <stucker@blm.gov>
Sent: Monday, January 22, 2018 10:09 AM
Subject: RE: MEYERS B-27 #3

Good morning Mr. Lujan:

Several concerns regarding 1RP-4767:

1. What is the depth of excavation? Or are there different depths of soil removed?
To facilitate review, please submit an appropriately scaled map, preferably aerial imagery, with the delineation and confirmation sample location IDs marked, depth(s) of excavation annotated, and proposed location of the new battery outlined.
2. Please clarify what is meant by 'clean line'. Were the samples collected on January 5, 2018, from the bottom of the excavated area, to complete

delineation?

3. Did BLM approve of the required sundry for the new battery location?

Thanks,

Olivia Yu
Environmental Specialist
NMOCD, District I
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575-393-6161 x113

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: Emmanuel Lujan [<mailto:emmanuel@pantherenergy.net>]
Sent: Tuesday, January 9, 2018 9:44 AM
To: William Pilkington <wpilkington@enervest.net>; Dawson, Penny <PDawson@EnerVest.net>; Tucker, Shelly <stucker@blm.gov>; Yu, Olivia, EMNRD <Olivia.Yu@state.nm.us>
Subject: Fwd: MEYERS B-27 #3

These are the samples we took at 5' below each clean line. As you can see MBB#2 spiked at 7' but is completely clean at 9'. All other spots tested clean. We took samples at 5' below clean as requested by OCD/BLM and at 7' below clean as requested by Enervest. MBB #2 section has been excavated down to the 7' to remove all contamination. Would OCD/BLM like for us to proceed with the backfilling process? Also, i was wondering if we could proceed with building the new battery to the East of the old battery, since the boundary samples came back to be clean.

Sent from my iPhone

Begin forwarded message:

From: "Celey Keene" <celey.keene@cardinallabsnm.com>
Date: January 8, 2018 at 9:50:16 AM MST
To: "Don Green" <dwgre@valornet.com>, <emmanuel@pantherenergy.net>
Subject: MEYERS B-27 #3

THANK YOU,

Celey Keene

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