

District I
1625 N. French Dr., Hobbs, NM 88240
District II
811 S. First St., Artesia, NM 88210
District III
1000 Rio Brazos Road, Aztec, NM 87410
District IV
1220 S. St. Francis Dr., Santa Fe, NM 87505

State of New Mexico
Energy Minerals and Natural Resources
Oil Conservation Division
1220 South St. Francis Dr.
Santa Fe, NM 87505

Form C-141
Revised April 3, 2017

Submit 1 Copy to appropriate District Office in
accordance with 19.15.29 NMAC.

Release Notification and Corrective Action

OPERATOR

☐ Initial Report ☒ Final Report

Name of Company MCELVAIN ENERGY INC	Contact TONY COOPER	
Address 1050 17 TH STREET SUITE 2500	Telephone No. 3039626489	
Facility Name EK 29 BS2 FED COM 3H	Facility Type PRODUCTION	
Surface Owner FEDERAL	Mineral Owner MULTIPLE	API No. 025-42699

LOCATION OF RELEASE

Unit Letter C	Section 29	Township 18S	Range 34E	Feet from the 215	North/South Line NORTH	Feet from the 1920	East/West Line EAST	County LEA
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Latitude 32.71229722 Longitude -103.58404444 NAD83

NATURE OF RELEASE

Type of Release CRUDE OIL	Volume of Release 8 BBLS	Volume Recovered 8 BBLS
Source of Release CRUDE OIL TANK	Date and Hour of Occurrence 7/12/17 14:00	Date and Hour of Discovery 7/12/17 14:00
Was Immediate Notice Given? <input type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> Not Required	If YES, To Whom?	
By Whom?	Date and Hour	
Was a Watercourse Reached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	If YES, Volume Impacting the Watercourse. NA	

If a Watercourse was Impacted, Describe Fully.*

NA

APPROVED

By Olivia Yu at 1:30 pm, Aug 31, 2017

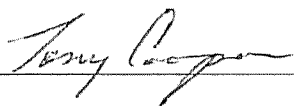

Describe Cause of Problem and Remedial Action Taken.*

90 BBLS OF CRUDE OIL WAS BEING TRANSFERRED BY VAC TRUCK FROM THE PRODUCED WATER TANK TO THE CRUDE OIL TANK. THE TRUCK DRIVER RAN THE TANK OVER. ANOTHER VAC TRUCK WAS IMMEDIATELY CALLED AND THE FLUID WAS VAC'D UP. THE LINER WAS STEAMED CLEANED TO CLEAN UP ANY RESIDUAL OIL REMAINING ON THE LINER. THAT FLUID WAS VAC'D UP ALSO. ALL FLUIDS RECOVERED WERE TAKEN TO A COMMERCIAL SWD FOR DISPOSAL.

Describe Area Affected and Cleanup Action Taken.*

THE SPILL WAS CONFINED TO INSIDE THE SECONDARY COTAIMENT WITH THE EXCEPTION OF A SMALL 5'X5' AREA THAT WAS MISTED WITH CRUDE RIGHT NEXT TO THE STEEL CONTAINMENT PANEL. THE MISTED AREA WAS ON THE WELL PAD. THE AREA WITHIN THE CONTAINMENT WAS LINED WITH A 20 MIL POLY LINER, THEREFORE NO SOIL INSIDE THE CONTAINMENT WAS IMPACTED.

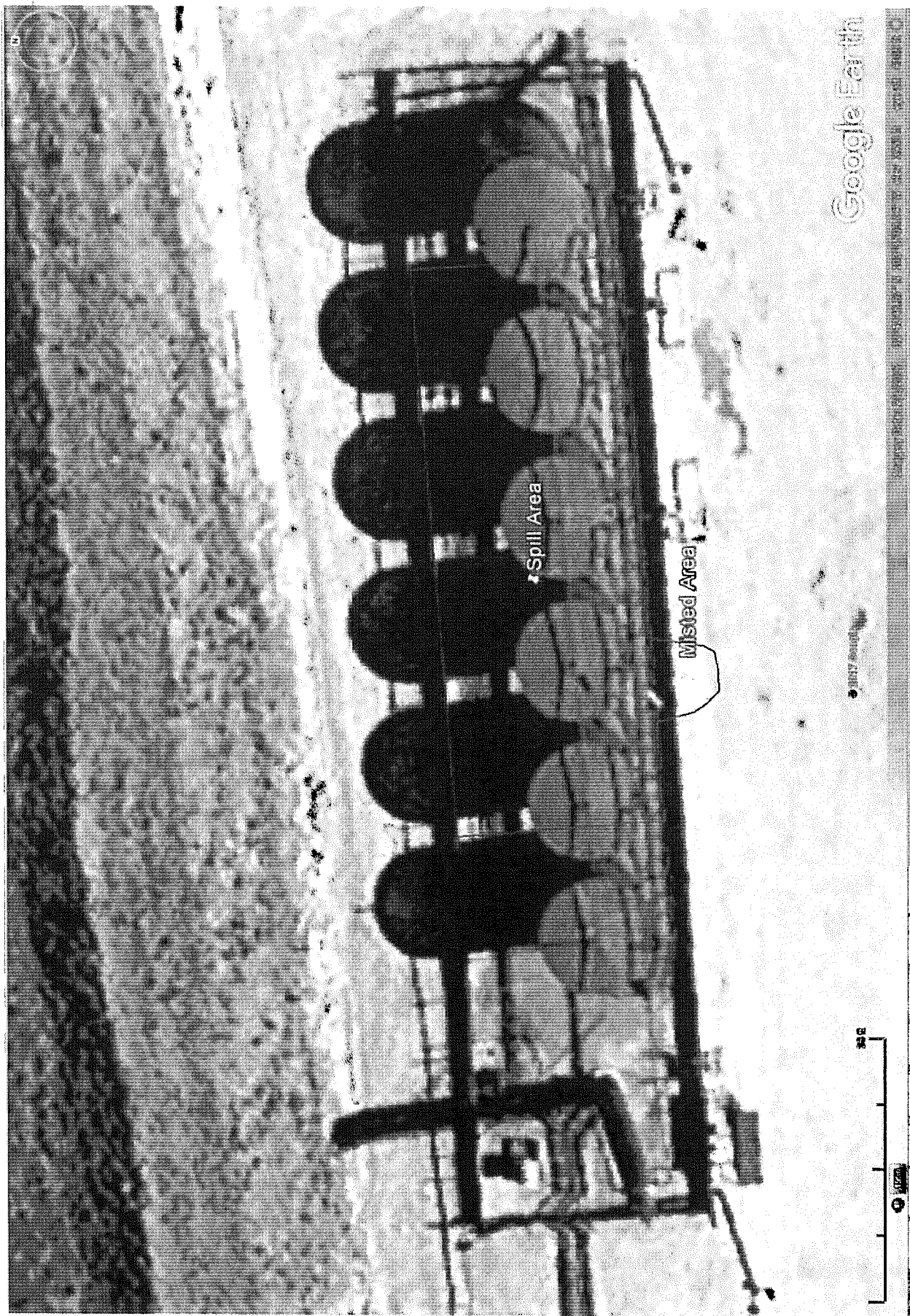
I hereby certify that the information given above is true and complete to the best of my knowledge and understand that pursuant to NMOCD rules and regulations all operators are required to report and/or file certain release notifications and perform corrective actions for releases which may endanger public health or the environment. The acceptance of a C-141 report by the NMOCD marked as "Final Report" does not relieve the operator of liability should their operations have failed to adequately investigate and remediate contamination that pose a threat to ground water, surface water, human health or the environment. In addition, NMOCD acceptance of a C-141 report does not relieve the operator of responsibility for compliance with any other federal, state, or local laws and/or regulations.

Signature: 	OIL CONSERVATION DIVISION	
Printed Name: Tony Cooper	Approved by Environmental Specialist: 	
Title: Regulatory Compliance Manager	Approval Date: 8/31/2017	Expiration Date: xx/xx/xxxx

nOY1720249942

E-mail Address: tony.cooper@mcelvain.com	Conditions of Approval:	Attached <input type="checkbox"/>
Date: 7/14/2017 Phone: 3039626489		

* Attach Additional Sheets If Necessary



Google Earth

3157 000000



From: [Yu, Olivia, EMNRD](#)
To: ["Tony Cooper"](#)
Cc: [Brian O'Dell](#); [Joe H. Kelloff](#); [Chris Caplis](#)
Subject: RE: C-141 McElvain Energy Inc.
Date: Thursday, August 31, 2017 1:37:00 PM
Attachments: approvedC-141 Final-EK 29 BS2 Fed Com 3H.pdf

Dear Mr. Cooper:

The available information indicates **OPERATOR** has met the requirements of 19.15.29 NMAC and no further corrective action is required. NMOCD considers **nOY1720249942** closed. This determination by the Oil Conservation Division does not relieve Operator of responsibility should future information indicate a threat to ground water, surface water, human health, or the environment. Furthermore, it does not relieve Operator of responsibility for compliance with any federal, state, or local laws and/or regulations.

Please see the attachment for your records.

Thanks,

Olivia Yu
Environmental Specialist
NMOCD, District I
Olivia.yu@state.nm.us
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: Tony Cooper [mailto:Tony.Cooper@McElvain.com]
Sent: Tuesday, August 8, 2017 10:54 AM
To: Yu, Olivia, EMNRD <Olivia.Yu@state.nm.us>
Cc: Brian O'Dell <brian.odell@mcelvain.com>; Joe H. Kelloff <Joe.Kelloff@McElvain.com>; Chris Caplis <Chris.Caplis@McElvain.com>
Subject: FW: C-141 McElvain Energy Inc.

[C141 final report attached](#)

Tony Cooper
Regulatory Compliance Manager
McElvain Energy Inc.
1050 17th Street Suite 2500

Denver CO 80265
303-962-6489 direct
303-501-0004 cell
tony.cooper@mcelvain.com

From: Yu, Olivia, EMNRD [<mailto:Olivia.Yu@state.nm.us>]
Sent: Tuesday, August 08, 2017 9:45 AM
To: Tony Cooper
Subject: RE: C-141 McElvain Energy Inc.

Dear Mr. Cooper:

Thank you for the liner integrity statement below. Please submit the same C141 form with the box for final checked. NMOCD strongly encourages the Responsible Operator to submit photo documentation along with the final C141.

Olivia

From: Tony Cooper [<mailto:Tony.Cooper@McElvain.com>]
Sent: Tuesday, August 8, 2017 7:06 AM
To: Yu, Olivia, EMNRD <Olivia.Yu@state.nm.us>
Subject: RE: C-141 McElvain Energy Inc.

Ms. Yu, McElvain field personnel have fully inspected the liner in the secondary containment area of the tanks where the release happened. This is a new facility so the liner is less than a year old. The liner is still in like new condition and will continue to hold fluids if and when required. McElvain does not put any material such as pea gravel etc. over the liner therefore there was no contaminated material to haul off. The liquids vacuumed up as a result of the pressure washing of the liner were taken to a commercial SWD facility in Lea County. McElvain is asking for closure of this release. Is another C-141 required to be submitted for final closure to be approved? Please advise me as to how to proceed with this.

Respectfully Submitted,

Tony Cooper
Regulatory Compliance Manager
McElvain Energy Inc.
1050 17th Street Suite 2500
Denver CO 80265
303-962-6489 direct
303-501-0004 cell
tony.cooper@mcelvain.com

From: Yu, Olivia, EMNRD [<mailto:Olivia.Yu@state.nm.us>]
Sent: Friday, July 21, 2017 2:02 PM
To: Tony Cooper; Joe H. Kelloff; Brian O'Dell; Chris Caplis
Cc: stucker@blm.gov
Subject: C-141 McElvain Energy Inc.

Dear Mr. Cooper:

Please see the attachment for your records.

Please inspect the liner in question. It is NMOCD's understanding that all impacted material in the containment has been removed and the liner inspected for integrity. Provide NMOCD with a concise report of the inspection with affirmation the liner has and will continue to contain liquids. Pictures and a record of the removal of contaminated fill or proper disposal of liquids are strongly encouraged to accompany submission of initial C-141s.

Thanks,

Olivia Yu
Environmental Specialist
NMOCD, District I
Olivia.yu@state.nm.us
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: Brown, Maxey G, EMNRD
Sent: Monday, July 17, 2017 2:18 PM
To: Yu, Olivia, EMNRD <Olivia.Yu@state.nm.us>
Subject: FW: C-141 McElvain Energy Inc.

C-141

From: Tony Cooper [<mailto:Tony.Cooper@McElvain.com>]
Sent: Friday, July 14, 2017 10:33 AM
To: Brown, Maxey G, EMNRD <MaxeyG.Brown@state.nm.us>
Cc: stucker@blm.gov; Joe H. Kelloff <Joe.Kelloff@McElvain.com>; Brian O'Dell <brian.odell@mcelvain.com>; Chris Caplis <Chris.Caplis@McElvain.com>
Subject: C-141 McElvain Energy Inc.

Mr. Brown, I have attached a completed C-141 detailing a crude oil release of 8 bbl. at the EK 29 BS2 Fed Com 3H oil well facility in Lea County . The spill was confined to the lined tanks secondary containment area with the exception of a de minimis amount of crude that misted from the thief hatch outside the steel containment panel (see attached image of spill boundary). The misted area was still on the well pad. Everything has been cleaned up . See attached C-141 for greater detail.

Ms. Tucker – I am cc'ing you on this as a courtesy although the spill was not > 10 bbls.

Respectfully Submitted,

Tony Cooper
Regulatory Compliance Manager
McElvain Energy Inc.
1050 17th Street Suite 2500
Denver CO 80265
303-962-6489 direct
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tony.cooper@mcelvain.com





