• <u>District I</u>	State of New Mexico	Form C-144
1625 N. French Dr., Hobbs, NM 88240	Trans Minerals and Natural Resources	July 21, 2008
REGISTER	ED Department —ervation Division uth St. Francis Dr.	For temporary pits, closed-loop sytems, and below-grade tanks, submit to the appropriate NMOCD District Office.
District IV	Santa Fe, NM 87505	For permanent pits and exceptions submit to the Santa Fe Environmental Bureau office and provide a copy to the
1220 S. St. Francis Dr., Santa Fe, NM 87505		appropriate NMOCD District Office.
	Pit, Closed-Loop System, Below-Grad	de Tank, or
Propos	ed Alternative Method Permit or Closu	re Plan Application
Type of action:	X Permit of a pit, closed-loop system, below-grade	tank or proposed alternative method
Type of deficit.	Closure of a pit, closed-loop system, below-grade	
	Modification to an existing permit	e tank, of proposed attendance method
	Closure plan only submitted for an existing permit	sitted or non nermitted nit closed-loon system
	below-grade tank, or proposed alternative method	
Instructions: Please submit one of	application (Form C-144) per individual pit, closed-lo	oop system, below-grade tank or alternative request
	of this request does not relieve the operator of liability should operations	
environment. Nor does approval rel	ieve the operator of its responsibility to comply with any other applicable	e governmental authority's rules, regulations or ordinances.
<sup>1</sup> Operator: Burlington Resources O	il & Cas Company LP	OGRID#: 14538
Address: PO Box 4289, Farmingto		
Facility or well name: SAN JUAN		· · · · · · · · · · · · · · · · · · ·
	3003907049 OCD Permit Numb	
U/L or Qtr/Qtr: <u>K</u> Secti		5W County: Rio Arriba
Center of Proposed Design: Latitud		-107.40308°W NAD: X 1927 1983
Surface Owner: X Federal	State Private Tribal Trust or India	an Allotment
Pit: Subsection F or G of 19.15.1	7.11 NMAC	
Temporary: Drilling Wo	rkover	
Permanent Emergency	Cavitation P&A	
Lined Unlined L	iner type: Thickness mil LLDPE	HDPE PVC Other
String-Reinforced		
	actory Other Volume:	bbl Dimensions L x W x D
3		
Closed-loop System:     Subsec       Type of Operation:     P&A	tion H of 19.15.17.11 NMAC Drilling a new well Workover or Drilling (Applies t	o activities which require prior approval of a permit or
	notice of intent)	o activities which require prior approval of a pointe of
Drying Pad Above Grou	and Steel Tanks Haul-off Bins Other	
		HDPE PVD Other
	actory Other	
4 X Below-grade tank: Subsection	I of 19.15.17.11 NMAC	
	obl Type of fluid: <b>Produced Water</b>	
Tank Construction material:	Metal	
Secondary containment with leak of		tomatic querflow chut-off
		ionate overnow shar-on
Visible sidewalls and liner		Unspecified
Liner Type: Thickness	mil HDPE PVC X Other	Unspecified
5 Alternative Method:		
_		
Submittal of an exception request is re	equired. Exceptions must be submitted to the Santa Fe Envir	ronmental Bureau office for consideration of approval.
Form C-144	Oil Conservation Division	Page 1 of 5

1	
<ul> <li><u>Fencing:</u> Subsection D of 19:15.17.11 NMAC (Applies to permanent pit, temporary pits, and below-grade tanks)</li> <li>Chaon link, six feet in height, two strands of barbed wire at top (Required if located within 1000 feet of a permanent residence, school, hospital</li> <li>Four foot height, four strands of barbed wire evenly spaced between one and four feet</li> <li>X Alternate. Please specify <u>4' hog wire fencing topped with two strands barbed wire.</u></li> </ul>	l, institution or church)
7       Netting:       Subsection E of 19.15.17.11 NMAC (Applies to permanent pits and permanent open top tanks)         X       Screen       Netting       Other        Monthly inspections (If netting or screening is not physically feasible)	
8       Signs:       Subsection C of 19.15.17.11 NMAC         12" X 24". 2" lettering, providing Operator's name, site location, and emergency telephone numbers         X Signed in compliance with 19.15.3.103 NMAC	
9       Administrative Approvals and Exceptions:         Justifications and/or demonstrations of equivalency are required. Please refer to 19.15.17 NMAC for guidance.         Please check a box if one or more of the following is requested, if not leave blank:         X         Administrative approval(s): Requests must be submitted to the appropriate division district of the Santa Fe Environmental Bureau office for of (Fencing/BGT Liner)         Exception(s): Requests must be submitted to the Santa Fe Environmental Bureau office for consideration of approval.	consideration of approval.
10 <u>Siting (riteria (regarding permitting)</u> : 19.15.17.10 NMAC Instructions: The applicant must demonstrate compliance for each siting criteria below in the application. Recommendations of acceptable source material are provided below. Requests regarding changes to certain siting criteria may require administrative approval from the appropriate district office or may be considered an exception which must be submitted to the Santa Fe Environmental Bureau Office for consideration of approval. Applicant must attach justification for request. Please refer to 19.15.17.10 NMAC for guidance. Siting criteria does not apply to drying pads or above grade-tanks associated with a closed-loop system.	
<ul> <li>Ground water is less than 50 feet below the bottom of the temporary pit, permanent pit, or below-grade tank.</li> <li>NM Office of the State Engineer - iWATERS database search: USGS; Data obtained from nearby wells</li> <li>Within .300 feet of a continuously flowing watercourse, or 200 feet of any other watercourse, lakebed, sinkhole, or playa lake (measured from the ordinary high-water mark).</li> </ul>	Yes XNo
- Topographic map; Visual inspection (certification) of the proposed site Within 300 feet from a permanent residence, school, hospital, institution, or church in existence at the time of initial application.	Yes XNo
<ul> <li>(Applies to temporary, emergency, or cavitation pits and below-grade tanks)</li> <li>Visual inspection (certification) of the proposed site; Aerial photo; Satellite image</li> <li>Within 1000 feet from a permanent residence, school, hospital, institution, or church in existence at the time of initial application.</li> <li>(Applied to permanent pits)</li> </ul>	NA Yes No
<ul> <li>Visual inspection (certification) of the proposed site; Aerial photo: Satellite image</li> <li>Within 500 horizonal feet of a private, domestic fresh water well or spring that less than five households use for domestic or stock watering purposes, or within 1000 horizontal feet of any other fresh water well or spring, in existence at the time of initial application.</li> </ul>	XNA Yes XNo
<ul> <li>NM Office of the State Engineer - iWATERS database search; Visual inspection (certification) of the proposed site.</li> <li>Within incorporated municipal boundaries or within a defined municipal fresh water well field covered under a municipal ordinance adopted pursuant to NMSA 1978, Section 3-27-3, as amended</li> <li>Written confirmation or verification from the municipality; Written approval obtained from the municipality</li> </ul>	Yes XNo
<ul> <li>Within 500 feet of a wetland.</li> <li>US Fish and Wildlife Wetland Identification map; Topographic map; Visual inspection (certification) of the proposed site</li> <li>Within the area overlying a subsurface mine.</li> <li>Written confirmation or verification or map from the NM EMNRD - Mining and Mineral Division</li> </ul>	Yes XNo
<ul> <li>Within an unstable area.</li> <li>Engineering measures incorporated into the design; NM Bureau of Geology &amp; Mineral Resources; USGS; NM Geological Society; Topographic map</li> <li>Within a 100-year floodplain</li> </ul>	Yes XNo
- FEMA map	Yes XNo

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	Pits, Emergency Pits and ach of the following items on	Below-grade Tanks	Permit Appl	ication Attachment C	Thecklist: Subsection B of 19.15.17.9 NMAC
X Hydrog					
E Hydrog	eologic Data (Temporary :	and Emergency Pite)	based upon	ments of Paragraph (4	) of Subsection B of 19.15.17.9 NMAC ragraph (2) of Subsection B of 19.15.17.9 NMAC
X Siting C	Priteria Compliance Demo	Instrations - based up	w the approxim	ne requirements of Par	ragraph (2) of Subsection B of 19:15,17.9
X Design	Plan - based upon the appr	Contiate requirements	of to ts ta t	tate requirements of 19	0.15.17.10 NMAC
X Operati	ng and Maintenance Plan	based upon the apor	01 19.15.[7.]	INMAC	
X Closure	Plan (Please complete Bo	ves 11 through 19 ic	opriate require	ments of 19.15.17.12	NMAC
19.15.1	7.9 NMAC and 19.15.17.1	3 NMAC	applicable) - t	ased upon the appropr	iate requirements of Subsection C of
	Approved Design (attach co		API		
12					or Permit
Closed-loop S	ystems Permit Application	n Attachment Chec	klist: Subsect	ion B of 19 15 17 9 NM /	
	compliance Demon	suations (only for on-	site closure) -	based upon the approx	priate requirements of 19.15.17.10 NMAC
	apoin the applied	phate requirements o	01 19.15.17.11	NMAC	
	ig and Maintenance Plan - I	based upon the appro-	priate requires	ments of 19.15.17.12 N	MAC
	Plan (Please complete Box)	es 14 through 18, if a	pplicable) - ba	used upon the appropria	ate requirements of Subsection C of 19.15.17.9
Drawinghy A	pproved Design (attach co	py of design)	API		
TICVIOUSIY A	pproved Operating and Ma	untenance Plan	API		
13 D					
Instructions, En	s Permit Application Che	cklist: Subsection I	B of 19.15.17.	9 NMAC	
Hydrona	n of the following items mus	it be attached to the app	plication. Pleas	se indicate, by a check m	nark in the box, that the documents are attached.
	E port tabee aport	me requirements of P	aragrann (1) c	of Subsection R of 10-1	5 17 0 MMAAC
onling on	terna compnance Demons	trations - based upon	the appropriat	e requirements of 19.1	5.17.10 NMAC
	Figure 1 metrors (reseased)				
Dike Prot	Engineering Design Plans	based upon the appre	opriate require	ements of 19.15.17.11	NMAC
Lcak Dete	ection and Structural Integr ection Design - based upon	the appropriate and upo	on the appropr	iate requirements of 19	9.15.17.11 NMAC
Liner Spe	cifications and Compatibili	tv Assessment basis	rements of 19	.15.17.11 NMAC	
Quality Co	cifications and Compatibili ontrol/Quality Assurance C	Onstruction and Insta	u upon ine apj llation Plan	propriate requirements	of 19.15.17.11 NMAC
	and Maintenance Plan - ba	ised upon the appropr	iate requirem	ents of 10-15-17-11 MA	110
recooutd	and Overtopping Preventio	on Plan - based upon t	the appropriate	e requirements of 19.1	
	a mazardous odors, menud	ling H2S, Prevention	Plan	requirements of 17.1.	S.17, IT NMAC
Emergency	y Response Plan				
	Vaste Stream Characterizat	ion			
	g and Inspection Plan				
I I LIOSURE PE	ontrol Plan				
		riate requirements of	Subsection C	of 19.15.17.9 NMAC	and 19.15.17.13 NMAC
4	ontrol Plan an - based upon the approp	riate requirements of	Subsection C	of 19.15.17.9 NMAC (	and 19.15.17.13 NMAC
4 roposed Closur	e: 19.15.17.13 NMAC				
a roposed Closur structions: Please	ontrol Plan an - based upon the appropri- e: 19.15.17.13 NMAC e complete the applicable box	xes, Boxes 14 through	18, in regards t	o the proposed closure p	olan.
4 roposed Closur istructions: Please	e: 19.15.17.13 NMAC complete the applicable box g Workover Emerg	xes, Boxes 14 through	18, in regards t	o the proposed closure p	
roposed Closur structions: Please pe: Drillin Altern	e: 19.15.17.13 NMAC e complete the applicable box g Workover Emerg ative	xes, Boxes 14 through a gency Cavitation	18, in regards f	o <b>the proposed closure p</b> Permanent Pit XB	olan.
structions: Please poposed Closur structions: Please ppe: Drillin Altern	e: 19.15.17.13 NMAC e complete the applicable box ng Workover Emerg ative Method: X Waste Excava	xes, Boxes 14 through a gency Cavitation ation and Removal	18, in regards f	o the proposed closure p	olan.
structions: Please poposed Closur structions: Please ppe: Drillin Altern	e: 19.15.17.13 NMAC c complete the applicable box g Workover Emerg ative Method: X Waste Excave Waste Remov	xes, Boxes 14 through a gency Cavitation ation and Removal (al (Closed-loop system	( <b>Below-C</b> ( <b>Below-C</b> ( <b>Below-C</b>	o the proposed closure p Permanent Pit XB Grade Tank)	elow-grade Tank Closed-loop System
4 roposed Closur structions: Please ype: Drillin Altern	e: 19.15.17.13 NMAC e complete the applicable box g Workover Emerg ative Method: X Waste Excava On-site Closu	tes, Boxes 14 through a gency Cavitation ation and Removal (al (Closed-loop system re Method (only for test	(8, in regards t P&A [ (Below-C ns only) mporary pits a	o the proposed closure p Permanent Pit XB Grade Tank) nd closed-loop systems	elow-grade Tank Closed-loop System
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4 roposed Closur sstructions: Please ype: Drillin Altern. roposed Closure N	e: 19.15.17.13 NMAC e complete the applicable box g Workover Emerg ative Method: XWaste Excava Waste Remov On-site Closu	xes, Boxes 14 through a gency Cavitation ation and Removal val (Closed-loop system re Method (only for ter n-place Burial C	18. in regards t           P&A           P&A           (Below-C           ns only)           mporary pits a           On-site Trench	o <i>the proposed closure p</i> Permanent Pit XB Grade Tank) nd closed-loop systems	elow-grade Tank Closed-loop System
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A roposed Closur structions: Please /pe: Drillin Altern oposed Closure N aste Excavation aste indicate, by a	e: 19.15.17.13 NMAC e complete the applicable box g Workover Emerg ative Method: XWaste Excava Waste Remov On-site Closur h Alternative Cl and Removal Closure Pl check mark in the box, that	xes, Boxes 14 through a gency Cavitation ation and Removal val (Closed-loop system re Method (only for ten n-place Burial Co losure Method (Except an Checklist: (19.15. the documents are atta	18, in regards 1 P&A [ (Below-C)	o the proposed closure p Permanent Pit XB Grade Tank) nd closed-loop systems submitted to the Santa F	elow-grade Tank Closed-loop System
A TOPOSEd Closur Structions: Please Structions: Please Structions: Please Structions: Please Structure Str	e: 19.15.17.13 NMAC complete the applicable box g Workover Emergy ative Method: Waste Excava Waste Remov On-site Closure h Alternative Closure Pl check mark in the box, that d Procedures - based upon	xes, Boxes 14 through a gency Cavitation ation and Removal val (Closed-loop system re Method (only for ter n-place Burial Co losure Method (Except an Checklist: (19.15, the documents are atta the appropriate require	18, in regards t P&A [ (Below-C)	The proposed closure p Permanent Pit XB Grade Tank) Ind closed-loop systems submitted to the Santa F Instructions: Each of the	elow-grade Tank Closed-loop System
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roposed Closur     isstructions: Please     ype: Drillin         Altern     roposed Closure M     aste Excavation     asse indicate, by a     X     Protocols and     X     Confirmation     X     Disposal Fac     X     Soil Backfill	e: 19.15.17.13 NMAC e complete the applicable box g Workover Emerg ative Method: X Waste Excava Waste Remov On-site Closu In Alternative Cl and Removal Closure Pl check mark in the box, that d Procedures - based upon n Sampling Plan (if applica cility Name and Permit Nur and Cover Design Specific	tes, Boxes 14 through a gency Cavitation ation and Removal (al (Closed-loop system re Method (only for ten n-place Burial Co losure Method (Except an Checklist: (19.15, the documents are atta the appropriate require table) - based upon the mber (for liquids, drill cations - based upon the	18. in regards t P&A [ (Below-C (Below-C ns only) mporary pits a Dn-site Trench ions must be s 17.13 NMAC). iched. rements of 19. appropriate re- ling fluids and he appropriate	to the proposed closure p Permanent Pit XB Grade Tank) Ind closed-loop systems submitted to the Santa F Instructions: Each of the 15.17.13 NMAC equirements of Subsect I drill cuttings)	elow-grade Tank Closed-loop System ) Te Environmental Bureau for consideration) e following items must be attached to the closure plattion F of 19.15.17.13 NMAC
4 roposed Closur structions: Please ypc: Drillin Altern roposed Closure N aste Excavation rase indicate, by a X Protocols and X Confirmation X Disposal Fac X Soil Backfill X Re-vegetation	e: 19.15.17.13 NMAC e complete the applicable box g Workover Emerg ative Method: Waste Excava On-site Closu In Alternative Cl tendek mark in the box, that d Procedures - based upon n Sampling Plan (if applica citity Name and Permit Nur	tes, Boxes 14 through a gency Cavitation ation and Removal ral (Closed-loop system re Method (only for ten n-place Burial Course losure Method (Except lan Checklist: (19.15. the documents are atta the appropriate require the appropriate require the based upon the mber (for liquids, drill cations - based upon the propriate requirements	18. in regards t P&A [ (Below-C ns only) mporary pits a )n-site Trench ions must be s 17.13 NMAC). iched. rements of 19. appropriate re- ling fluids and he appropriates s of Subsectio	The proposed closure p Permanent Pit XB Grade Tank) and closed-loop systems submitted to the Santa F Instructions: Each of the 15.17.13 NMAC equirements of Subsect I drill cuttings) e requirements of Subsect requirements of Subsect	elow-grade Tank Closed-loop System () () () () () () () () () () () () ()

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Oil Conservation Division

are required,	s That Utilize Above Ground Steel Tanks or Haul-off Bins Only: (19.15.17.13.D NM for the disposal of liquids, deilling fluids and drift cuttings. Use attachment if more than	AC) Uwa faziliti z
Disposal Facility Name:		e os o jacuares
Disposal Facility Name:	Disposal Facility Permit #:	
Will any of the proposed closed-loon system on	Disposal Facility Permit #:	
Yes (If yes, please provide the informati	erations and associated activities occur on or in areas that will not be used for fut onNo	ure service and operations?
Required for impacted areas which will not be used Soil Backfill and Cover Design Specific Re-vegetation Plan - based upon the ap Site Reclamation Plan - based upon the a	for future service and operations: ation - based upon the appropriate requirements of Subsection H of 19.15.17.13 N ropriate requirements of Subsection F of 19.15.17.13 NMAC ppropraite requirements of Subsection G of 19.15.17.13 NMAC	IMAC
17 Siting Criteria (Regarding on-site closure me		
ertain siting criteria may require administrative approva 9 consideration of approval. Justifications and/or Jams	thods only: <u>19,15,17,10 NMAC</u> of compliance in the closure plan. Recommendations of acceptable source material are providea (from the appropriate district office or may be considered an exception which must be submitted to istrations of equivalency are required. Please refer to 19,15,17,10 NMAC for enidowce	below. Requests regarding changes
itound water is less than 50 fear ball	From the appropriate district office or may be considered an exception which must be submitted to istrations of equivalency are required. Please refer to 19.15.17.10 NMAC for guidance.	n ne suna ce Environmental Bucesa
Ground water is less than 50 feet below the botto NM Office of the State Engineer, iWATERS	m of the buried waste.	Yes No
	latabase search: USGS: Data obtained from nearby wells	
round water is between 50 and 100 feet below	the bottom of the buried waste	
Give Office of the State Engineer - iWATERS d	stabase search: USGS: Data obtained from nearby wells	Yes No
round water is more than 100 feet below the bo	ttom of the buried waste	
<ul> <li>NM Office of the State Engineer - iWATERS date</li> </ul>	tabase search; USGS; Data obtained from nearby wells	Yes No
ithin 300 feet of a continuously flowing watercourse easured from the ordinary high-water mark).	or 200 feet of any other significant watercourse or lakebed, sinkhole, or playa lake	N/A Yes No
- Topographic map: Visual inspection (certificatio	n) of the proposed site	
hin 300 feet from a permanent residence, school, h	ospital, institution, or church in existence at the time of initial application.	
Visual inspection (certification) of the proposed s	ite; Aerial photo; satellite image	Yes No
- NM Office of the State Engineer - iWATERS data	water well or spring that less than five households use for domestic or stock watering sh water well or spring, in existence at the time of the initial application, base: Visual inspection (certification) of the proposed site	Yes No
suant to NMSA 1978, Section 3-27-3, as amended.	etined municipal fresh water well field covered under a municipal ordinance adopted	Yes No
weitand	icipality; Written approval obtained from the municipality	
· US Fish and Wildlife Wetland Identification map:	Topographic map; Visual inspection (certification) of the proposed site	Yes No
and the area overrying a subsurface mine.		
- Written confirantion or verification or map from the	e NM EMNRD-Mining and Mineral Division	Yes No
nin an unstable area.		TYes No
	NM Bureau of Geology & Mineral Resources: USGS; NM Geological Society:	
hin a 100-year floodplain. FEMA map		Yes No
Site Closure Plan Charleline (10.16.15		
check mark in the box, that the documents are	AC) Instructions: Each of the following items must bee attached to the closur attached.	e plan. Please indicate.
	based upon the appropriate requirements of 19.15.17.10 NMAC	
Proof of Surface Owner Notice - based upon	the appropriate requirements of Subsection F of 19.15.17.13 NMAC	
Construction/Design Plan of Burial Trench (i	applicable) based upon the appropriate requirements of 10.15.17.11 March	
construction/Design Plan or Temporary Pit (f	or in place burial of a drying nady, based upon the anena the	
-F	Nopriate requirements of 19.15 17 13 NM AC	0.15.17.11 NMAC
Confirmation Sampling Plan (if applicable) - t	ased upon the appropriate requirements of Subsection E of 10, 15, 17, 13, 19, 19, 19, 19, 19, 19, 19, 19, 19, 19	
aste material Sampling Flan - based upon th	e appropriate requirements of Subsection E of 10.15.17.12 NMAAG	
Disposal Pacifity Name and Permit Number (fi	or liquids, drilling fluids and drill cuttings or in some an it.	not be asking the
		ior og achieved)
the regenation rial - based upon the appropria	E requirements of Subsection Lof 10 15 17 13 NUM 4	
	riate requirements of Subsection G of 19.15.17.13 NMAC	

19			
Operator Application Ce	rtification:		
Thereby certify that the infor-	mation submitted with this application is true, accu	irate and complete to the	best of my knowledge and belief.
Name (Print):	Crystal Tafoya	Title:	Regulatory Technician
Signature:	anotal Talara	Date:	12/22/2008
e-mail address:	crystal.tafoya@conecaphillips.com	Telephone:	505-326-9837
	mit Application (including closure plan)	Closure Plan (only)	OCD Conditions (see attachment)
OCD Representative Sign	ature:		Approval Date:
Title:		OCD Perm	it Number:
21			
Closure Report (required	within 60 days of closure completion): Subse	ection K of 19.15.17.13 NMAC	
report is required to be submi	quired to obtain an approved closure plan prior to tied to the division within 60 days of the completio	o implementing any closur	re activities and submitting the closure report. The closure . Please do not complete this section of the form until an
approved closure plan has bee	en obtained and the closure activities have been co	moj me closure activities. impleted.	. Please do not complete this section of the form until an
		Closure	Completion Date:
22			
Closure Method:			
Waste Excavation and	Removal On-site Closure Method	Alternative Closure M	Method Waste Removal (Closed-loop systems only)
If different from appro	ved plan, please explain.	_	
23			
Closure Report Regarding W	aste Removal Closure For Closed-loop Systems	That Utillze Above Gro	und Steel Tanks or Haul-off Bins Only:
Instructions: Please identify to were utilized.	he facility or facilities for where the liquids, drilli	ng fluids and drill cutting	gs were disposed. Use attachment if more than two facilities
Disposal Facility Name:		Disposal Facility P	Armit Number
Disposal/Facility Name:		Disposal Facility P	
	n operations and associated activities performed or	n or in areas that will not	be used for future continue and second in 2
Yes (If yes, please dem		No	or used for finare service and opeartions?
Required for impacted area	s which will not be used for future service and ope	rations:	
Site Reclamation (Phot	o Documentation)		
Soil Backfilling and Co			
Re-vegetation Applicat	ion Rates and Seeding Technique		
24 Closure Report Attache	nent Checklint, free start and		
the box, that the documents	tent Cnecknst: Instructions: Each of the follow are attached.	ving items must be attach	ed to the closure report. Please indicate, by a check mark in
Proof of Closure Noti	ce (surface owner and division)		
	(required for on-site closure)		
Plot Plan (for on-site	closures and temporary pits)		
Confirmation Sampli	ng Analytical Results (if applicable)		
Waste Material Samp	ling Analytical Results (if applicable)		
Disposal Facility Nam	e and Permit Number		
Soil Backfilling and C	over Installation		
Re-vegetation Applica	tion Rates and Seeding Technique		
Site Reclamation (Pho	to Documentation)		
On-site Closure Locat	ion: Latitude:	Longitude:	NAD 1927 1983
Derator Closure Certificat			
nereby certify that the informa- te closure complies with all an	tion and attachments submitted with this closure re plicable closure requirements and conditions specij	port is ture, accurate and field in the annumber of the field of the second sec	complete to the best of my knowledge and belief. I also certify that
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New Mexico Office of the State Engineer

2		New Mexico Oj POD Rep	fice of the State orts and Down			
T	ownship: 27N	Range: 05W	Sections:			
NAD	27 X:	Y:	Zone:	Searc	h Radius:	
County:	Bas	in:	¥	Number:	Suffix:	
Owner Name:	(First)	(Last)		C Non-E	Domestic C Dor	nestic 6 All
POD / Su	urface Data Repo	ort Avg	Depth to Water	Report	Water Colum	n Report
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POD Number	TWS	Rng	Sec	q	q	P	Zone	X	Y	Well	Water	Column	
RG 81026	27N	05W	27	4	4	3				460	186	274	
SJ 00199	27N	05W	03	2	1					1840			
SJ 00046	27N	05W	04	4	4					506	260	246	

Record Count: 3

New Mexico Office of the State Engineer

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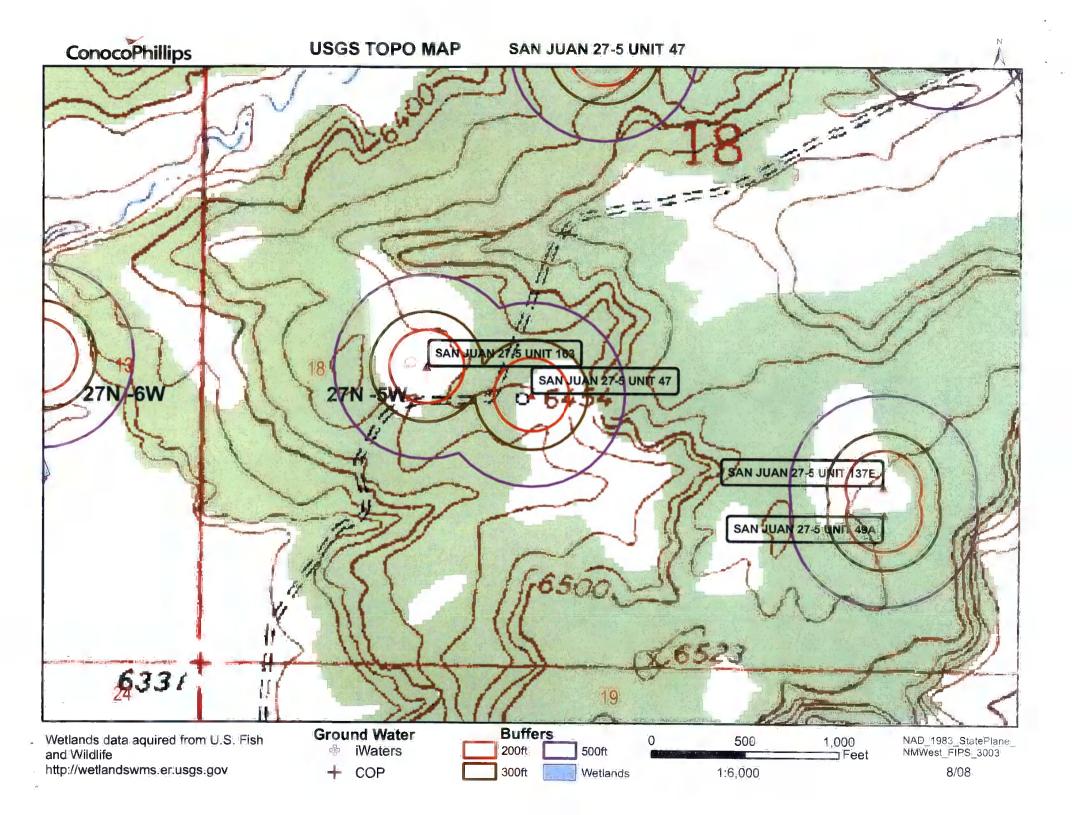
Page	1	of	1

New Mexico Office of the State Engineer POD Reports and Downloads
Township: 27N Range: 06W Sections:
NAD27 X: Y: Zone: Search Radius:
County: Basin: Number: Suffix:
Owner Name: (First) (Last) CNon-Domestic Domestic Al
POD / Surface Data Report Avg Depth to Water Report Water Column Report
Clear Form iWATERS Menu Help

#### WATER COLUMN REPORT 08/20/2008

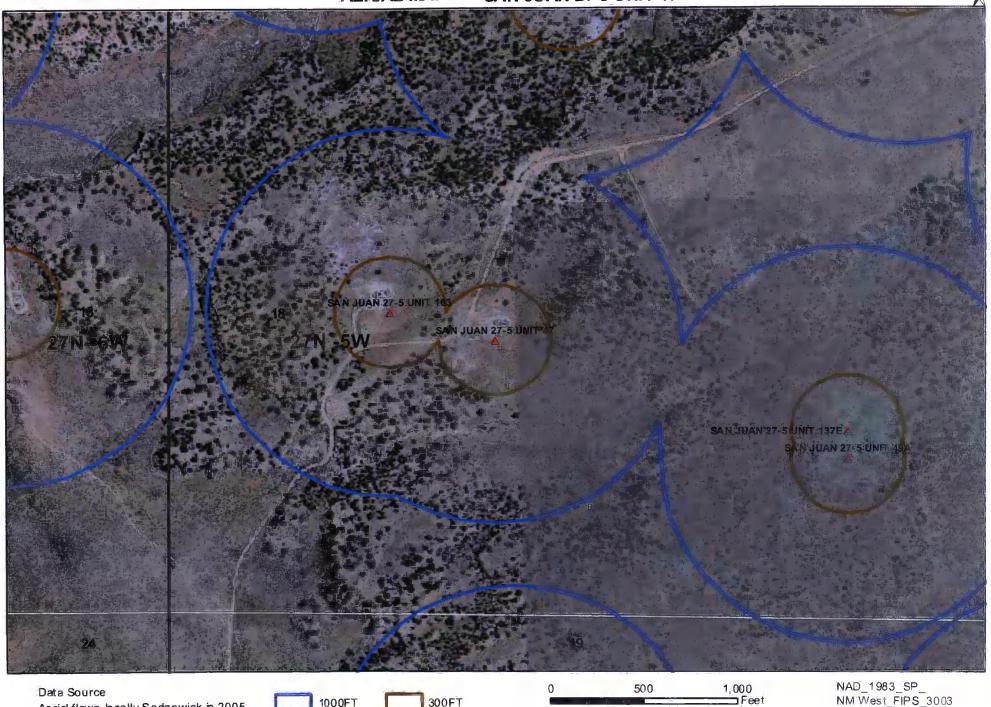
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POD Number	Tws	Rng	Sec	P	P	P	Zone	х	Y	Well	Water	Column
SJ 03001	27N	06W	07	2	2	1				141	41	100
SJ 02403	27N	06W	30	3	1	3				505	300	205
SJ 00213	27N	06W	32	1	4	4				1308	485	823
SJ 00062	27N	06W	32	3	3	3				452	301	151
SJ 00061	27N	06W	32	3	3	3				445	301	144

Record Count: 5



# ConocoPhillips

#### AERIAL MAP SAN JUAN 27-5 UNIT 47



Aerial flown bcally Sedgewick in 2005.

1000FT	

300FT

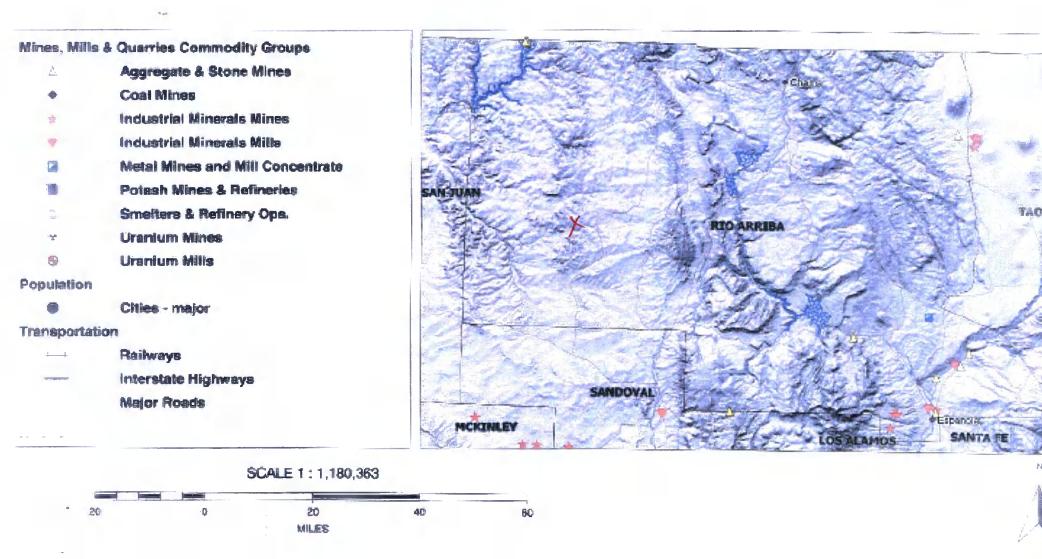
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NAD\_1983\_SP\_ NM West\_FIPS\_3003 8/08

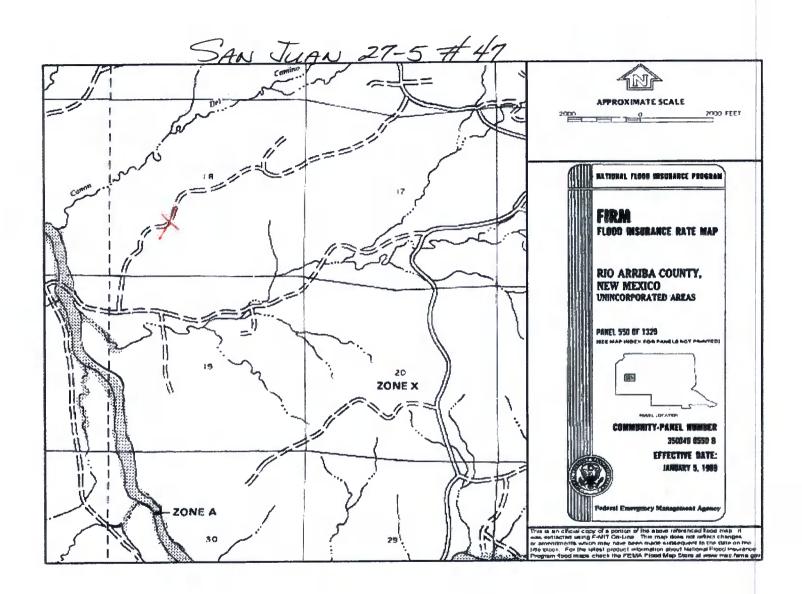
# Mines, Mills and Quarries Web Map

# SAN JUAN 27-5 UNIT 47

Unit Letter: K, Section: 18, Town: 027N, Range: 005W



Page 1 of 1 29



### SAN JUAN 27-5 UNIT 47

#### Site Specific Hydrogeology

A visual site inspection confirming the information contained herein was performed on the well 'SAN JUAN 27-5 UNIT 47', which is located at 36.57108 degree, North latitude and 107.40308 degree, West longitude. This location is located on the Santos Peak 7.5' USGS topographic quadrangle. This location is in section 18 of Township 27 North Range 5 West of the Public Land Survey System (New Mexico Principal Meridian). This location is located in Rio Arriba County, New Mexico. The nearest town is Turley, located 24.4 miles to the northwest. The nearest large town (population greater than 10,000) is Farmington, located 46.0 miles to the west (National Atlas). The nearest highway is US Highway 64, located 7.9 miles to the north. The location is on BLM land and is 550 feet from the edge of the parcel as notated in the BLM land status layer updated January 2008. This location is in the Blanco Canyon. New Mexico, Sub-basin. This location is located 1966 meters or 6448 feet above sea level and receives 11.5 inches of rain each year. The vegetation at this location is classified as Inter-Mountain Basins Greasewood Flat as per the Southwest Regional Gap Analysis Program.

The estimated depth to ground water at this point is 208 feet. This estimation is based on the data published on the New Mexico Engineer's iWaters Database website and water depth data from ConocoPhillips' Cathodic wells. Groundwater data available from the NM State Engineer's iWaters Database for wells near the proposed site are attached. The nearest stream is 2,079 feet to the northwest and is classified by the USGS as an intermittent stream. The nearest perennial stream is 3,304 feet to the west. The nearest water body is 2,790 feet to the west. It is classified by the USGS as a perennial lake and is 0.2 acres in size. The nearest spring is 32,625 feet to the east. All stream, river, water body and spring information was determined as per the USGS Hydrographic Dataset (High Resolution), downloaded 3/2008. The nearest water well is 1,167 feet to the northeast. The nearest wetland is a 0.2 acre Freshwater Pond located 2,777 feet to the west. The slope at this location is 4 degree, to the southwest as calculated from USGS 30M National Elevation Dataset. This information is also discerned from the aerial and topographic map included. The surface geology at this location is SAN JOSE FORMATION--Siltstone, shale, and sandstone with a Sandstone dominated formations of all ages substrate. The soil at this location is 'Vessilla-Menefee-Orlie complex, 1 to 30 percent slopes' and is well drained and not hydric with severe erosion potential as taken from the NRCS SSURGO map unit, downloaded January 2008. The nearest underground mine is 18.5 miles to the north as indicated on the Mines, Mills and Quarries Map of New Mexico provided.

#### Regional Hydrogeological context:

The San Jose Formation of Eocene age occurs in New Mexico and Colorado, and its outcrop forms the land surface over much of the eastern half of the central basin. It overlies the Nacimiento Formation in the area generally south of the Colorado-New Mexico State line and overlies the Animas Formation in the area generally north of the State line. The San Jose Formation was deposited in various fluvial-type environments. In general, the unit consists of an interbedded sequence of sandstone, siltstone, and variegated shale. Thickness of the San Jose Formation generally increases from west to east (200 feet in the west and south to almost 2,700 feet in the center of the structural basin). Ground water is associated with alluvial and fluvial sandstone aquifers. Thus, the occurrence of ground water is mainly controlled by the distribution of sandstone in the formation. The distribution of such sandstone is the result of original depositional extent plus any post-depositional modifications, namely erosion and structural deformation. Transmissivity data for San Jose Formation are minimal. Values of 40 and 120 feet squared per day were determined from two aquifer tests (Stone et al, 1983, table 5). The reported or measured discharge from 46 water wells completed in San Jose Formation ranges from 0.15 to 61 gallons per minute and the median is 5 gallons per minute. Most of the wells provide water for livestock and domestic use. The San Jose Formation is a very suitable unit for recharge from precipitation because soils that form on the unit are sandy and highly permeable and therefore readily adsorb precipitation. However, low annual precipitation, relatively high transpiration and evaporation rates, and deep dissection of the San Jose Formation by the San Juan River and its tributaries all tend to reduce the effective recharge to the unit.

Stone et al., 1983, Hydrogeology and Water Resources of the San Juan Basin, New Mexico: Socorro, New Mexico Bureau of Mines and Mineral Resources Hydrologic Report 6, 70 p.

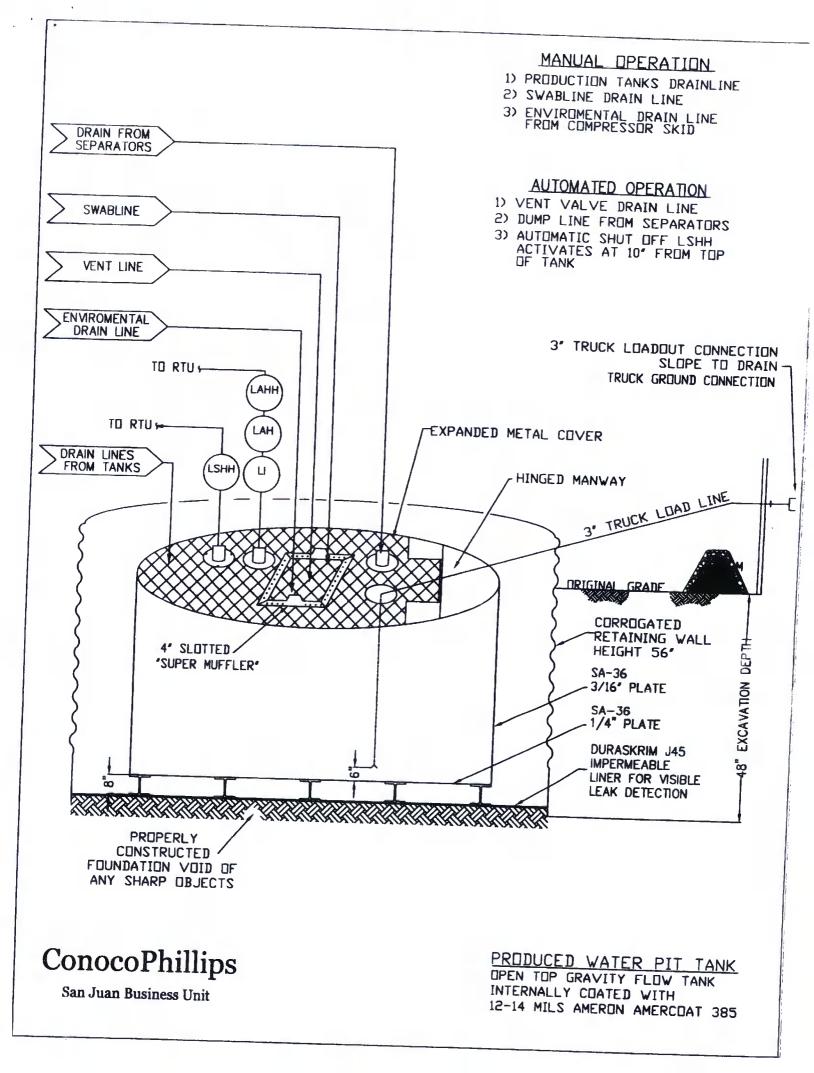
# Burlington Resources Oil & Gas Company, LP San Juan Basin Below Grade Tank Design and Construction

In accordance with NMAC 19.15.17 the following information describes the design and construction of below grade tanks on Burlington Resources Oil & Gas Company, LP (BR) locations. This is BR's standard procedure for all below grade tanks (BGT). A separate plan will be submitted for any BGT which does not conform to this plan.

#### General Plan:

- 1. BR will design and construct a properly sized and approved BGT which will contain liquids and should prevent contamination of fresh water to protect the public health and environment.
- 2. BR signage will comply with 19.15.3.103 NMAC when BR is the operator. If BR is not the operator it will comply with 19.15.17.11NMAC. BR includes Emergency Contact information on all signage.
- 3. BR has approval to use alternative fencing that provides better protection. BR constructs fencing around the BGT using 4 foot hog wire fencing topped with two strands of barbed wire, or with a pipe top rail. A six foot chain link fence topped with three strands of barbed wire will be use if the well location is within 1000 feet of permanent residence, school, hospital, institution or church. BR ensures that all gates associated with the fence are closed and locked when responsible personnel are not onsite.
- 4. BR will construct a screened, expanded metal covering, on the top of the BGT.
- 5. BR shall ensure that a below-grade tank is constructed of materials resistant to the below-grade tank's particular contents and resistant to damage from sunlight as shown on design drawing and specification sheet.
- 6. The BR below-grade tank system shall have a properly constructed foundation consisting of a level base free of rocks, debris, sharp edges or irregularities to prevent punctures, cracks or indentations of the liner or tank bottom as shown on design drawing.
- 7. BR shall operate and install the below-grade tank to prevent the collection of surface water run-on. BR has built in shut off devices that do not allow a below-grade tank to overflow. BR constructs berms and corrugated retaining walls at least 6" above ground to keep from surface water run-on entering the below grade tank as shown on the design plan.
- 8. BR will construct and use a below-grade tank that does not have double walls. The below-grade tank's side walls will be open for visual inspection for leaks, the below-grade tank's bottom is elevated a minimum of six inches above the underlying ground surface and the below-grade tank is underlain with a geomembrane liner to divert leaked liquid to a location that can be visually inspected.

- 9. BR has equipped the below-grade tanks with the ability to detect high level in the tank and provide alarm notification and shutdown process streams into the tank. Once high level is detected RTU logic closes the inlet separator sales valve and does not permit vent valve to open. This shutdown of the sales valve and gagging of the vent valves prevents any hydrocarbon process streams from entering the pit tank once a high level is detected. Furthermore, an electronic page is sent to the BR MSO for that well site and to the designated contract "Water-Hauling" Company indicating a high level and that action must be taken to address this alarm. The environmental drain line from BR's compressor skid under normal operating conditions is in the open position. The environmental drain line is in place to capture any collected rain water or spilled lubricants from our compressor skids. The swab drain line is a manually operated drain and by normal operating procedures is in the closed position. The tank drain line is also a manually operated drain and during normal operations it is in the closed position.
- 10. The geomembrane liner consists of a 45-mil flexible LLDPE material manufactured by Raven Industries as J45BB. This product is a four layer reinforced laminated containing no adhesives. The outer layers consist of a high strength polyethylene film manufactured using virgin grade resins and stabilizers for UV resistance in exposed applications. The J45BB is reinforced with 1300 denier (minimum) tri-directional scrim reinforcement. It exceeds ASTMD3083 standard by 10%. J45BB has a warranty for 20 years from Raven Industries and is attached. It is typically used in Brine Pond, Oilfield Pit liner and other industrial applications. The manufacture specific sheet is attached and the design attached displays the proper installation of the liner.
- 11. The general specification for design and construction are attached in the BR document.



#### PROPERTIES TEST METHOD J30BE J36BE **J45BE** Min. Roll Typical Roll Min. Rolf Typical Roll Min. Roll Averages Typical Roll Averages Averages Averages Averages Averages Appearance Black/Black Black/Black Black/Black Thickness. **ASTM D 5199** 27 mil 30 mil 32 mil 36 mil 40 mil 45 mil Weight Lbs Per MSF 126 lbs 140 lbs ASTM D 5261 (oz/yd²) 151 lbs 168 lbs 189 lbs 210 lbs (18.14)(20.16)(21.74)(24.19)(27.21)(30.24)Construction \*\*Extrusion laminated with encapsulated tri-directional scrim reinforcement Ply Adhesion **ASTM D 413** 16 lbs 20 lbs 19 lbs 24 lbs 25 lbs 31 lbs 1" Tensile Strength 88 lbf MD 110 lbf MD ASTM D 7003 90 lbf MD 113 lbf MD 110 Ibf MD 138 lbf MD 63 lbf DD 79 lbf DD 70 lbf DD 87 Ibf DD 84 lbf DD 105 lbf DD 1" Tensile Elongation @ 550 MD 750 MD Break, % (Film Break) **ASTM D 7003** 550 MD 750 MD 550 MD 750 MD 550 DD 750 DD 550 DD 750 DD 550 DD 750 DD 1" Tensile Elongation @ 20 MD 33 MD **ASTM D 7003** 20 MD Peak % (Scrim Break) 30 MD 20 MD 20 DD 36 MD 33 DD 20 DD 31DD 20 DD 36 DD Tongue Tear Strength 75 lbf MD 97 lbf MD ASTM D 5884 75 lbf MD 104 lbf MD 100 lbf MD 75 lbf DD 117 lbf MD 90 lbf DD 75 lbf DD 92 lbf DD 100 lbf DD 118 lbf DD Grab Tensile 180 lbf MD 218 lbf MD ASTM D 7004 180 lbf MD 222 lbf MD 220 lbf MD 257 lbf MD 180 lbf DD 210 lbf DD

146 lbf MD

141 lbf DD

< 0.5

64 lbf

180° F

-70° F

Trapezoid Tear

\* Dimensional Stability

Maximum Use Temperature

Minimum Use Temperature

Puncture Resistance

Note: Minimum Roll Averages are set to take into account product variability in addition to testing variability between laboratories.

180 lbf DD

130 lbf MD

130 lbf DD

<1

65 lbf

180° F

-70° F

223 lbf DD

189 lbf MD

172 lbf DD

< 0.5

83 lbf

180° F

-70° F

\*Dimensional Stability Maximum Value

120 lbf MD

120 lbf DD

<1

50 lbf

180° F

-70° F

ASTM D 4533

ASTM D 1204

**ASTM D 4833** 

\*\*DURA-SKRIM J30BB, J36BB & J45BB are a four layer reinforced laminate containing no adhesives. The outer layers consist of a high strength polyethylene film manufactured using virgin grade resins and stabilizers for UV resistance in exposed applications. DURA-SKRIM J30BB, J36BB & J45BB are reinforced with a 1300 denier (minimum) tri-directional scrim reinforcement.

NOTE: SAVEN INDUSTRIES MAKES NO WARRANTIES AS TO THE FITNESS FOR A SPECIFIC USE OR MERCHANTABILITY OF PRODUCTS REFERRED TO, to guarantee of satisfactory, esuits from securce upon contained information or recommendations and

# PLANT LOCATION

Sioux Falls, South Dakota

## SALES OFFICE

220 lbf DD

160 lbf MD

160 lbf DD

<1

80 lbf

180° F

-70° F

258 lbf DD

193 Ibf MD

191 lbf DD

< 0.5

99 lbf

180° F

-70° F

P.O. Box 5107 Sioux Falls, SD 57117-5107 (605) 335-0174 (605) 331-0333 FAX 800-635-3456

RAVEN









# RAVEN INDUSTRIES INC. EXPOSED GEOMEMBRANE LIMITED WARRANTY

Raven Industries Inc. warrants Dura-Skrim J30BB, J36BB, and J45BB to be free from manufacturing defects and to be able to withstand normal exposure to sunlight for a period of 20 years from the date of sale for normal use in approved applications in the U.S and Canada, excluding Hawaii. This warranty is effective for products sold and shipped from January 1, 2008 to December 31, 2008.

This Limited Warranty does not include damages or defects in the Raven geomembrane resulting from acts of God, casualty or catastrophe including but not limited to: earthquakes, floods, piercing hail, or tornadoes. The term "normal use" as used herein does not include, among other things improper handling during transportation, unloading, storage or installation, the exposure of Raven geomembranes to harmful chemicals, atypical atmospheric conditions, abuse of Raven geomembranes by machinery, equipment or people; improper site preparation or covering materials, excessive pressures or stresses from any source or improper consumer as defined in the Magnuson Moss Warranty or any similar federal, state, or local statues. The parties expressly agree

Should defects or premature loss of use within the scope of the above Limited Warranty occur, Raven Industries Inc. will, at its option, repair or replace the Raven geomembrane on a pro-rata basis at the then current price in such manner as to charge the Purchaser/User only for that portion of the warranted life which has elapsed since purchase of the material. Raven Industries Inc. will have the right to inspect and determine the cause of any alleged defect in the Raven geomembrane and to take appropriate steps to repair or replace the Raven geomembrane if a defect exists which is covered under this warranty. This Limited Warranty extends only to Raven's geomembrane, and does not extend to the installation service of third parties nor does it extend to materials furnished or installed by others in connection with the intended use of the Raven geomembranes.

Any claim for any alleged breach of this warranty must be made in writing, by certified mail, to the General Manager of Engineered Films Division of Raven Industries Inc. within ten (10) days of becoming aware of the alleged defect. Should the required notice not be given, the defect and all warranties are waived by the Purchaser, and Purchaser shall not have any rights under this warranty. Raven Industries Inc. shall not be obligated to perform repairs or replacements under this warranty unless and until the area to be replacement of Raven geomembrane to be free from all water, dirt, sludge, residuals and liquids of any kind. If after inspection it is associated with the site inspection.

In the event the exclusive remedy provided herein fails in its essential purpose, and in that event only, the Purchaser shall be entitled to a return of the purchase price for so much of the material as Raven Industries Inc. determines to have violated the warranty provided herein. Raven Industries Inc. shall not be liable for direct, indirect, special, consequential or incidental damages resulting from a breach of this warranty including, but not limited to, damages for loss of production, lost profits, personal injury or property damage. Raven Industries Inc. shall not be obligated to reimburse Purchaser for any repairs, replacement, modifications or alterations made by Purchaser unless Raven Industries Inc. specifically authorized, in writing, said repairs, replacements, modifications or alteration in advance of them having been made. Raven Industry's liability under this warranty shall in no event exceed the replacement cost of the material sold to the Purchaser for the particular installation in which it failed.

Raven Industries Inc. neither assumes nor authorizes any person other than the undersigned of Raven Industries Inc. to assume for it any other or additional liability in connection with the Raven geomembrane made on the basis of the Limited Warranty. The Limited Warranty on the Raven geomembrane herein is given in lieu of all other possible material warranties, either expressed or implied, and by accepting delivery of the material; Purchaser waives all other possible warranties, except those specifically given. This Limited Warranty may only be modified by written document mutually executed by Owner and Raven Industries Inc.

Limited Warranty is extended to the purchaser/owner and is non-transferable and non-assignable; i.e., there are no third-party beneficiaries to this warranty.

Purchaser acknowledges by acceptance that the Limited Warranty given herein is accepted in preference to any and other possible materials warranties.

THIS LIMITED WARRANTY SHALL BE GOVERNED BY SOUTH DAKOTA LAW AND VENUE FOR ALL LEGAL PROCEEDINGS IN CONNECTION WITH THIS LIMITED WARRANTY SHALL BE IN MINNEHAHA COUNTY, SOUTH DAKOTA. RAVEN INDUSTRIES INC. MAKES NO WARRANTY OF ANY KIND OTHER THAN THAT GIVEN ABOVE AND HEREBY DISCLAIMS ALL WARRANTIES, BOTH EXPRESSED OR IMPLIED, OF MERCHANTABILITY AND FITNESS FOR A PARTICULAR PURPOSE. THIS IS THE ONLY WARRANTY THAT APPLIES TO THE MATERIALS REFERRED TO HEREIN AND RAVEN INDUSTRIES INC. DISCLAIMS ANY LIABILITY FOR ANY WARRANTIES GIVEN BY ANY OTHER PERSON OR ENTITY, EITHER WRITTEN OR ORAL.

RAVEN INDUSTRIES' WARRANTY BECOMES AN OBLIGATION OF RAVEN INDUSTRIES INC. TO PERFORM UNDER THE WARRANTY ONLY UPON RECEIPT OF FINAL PAYMENT AND EXECUTION BY A DULY AUTHORIZED OFFICER OF RAVEN INDUSTRIES INC.

# Burlington Resources Oil & Gas Company, LP San Juan Basin Below Grade Tank Maintenance and Operating Plan .

In accordance with Rule 19.15.17 the following information describes the operation and maintenance of Below Grade Tank (BGT) on Burlington Resources Oil & Gas Company, LP (BR) locations. This is BR's standard procedure for all BGT. A separate plan will be submitted for any BGT which does not conform to this plan.

#### General Plan:

- BR will operate and maintain a BGT to contain liquids and solids and maintain the integrity of the liner, liner system and secondary containment system to prevent contamination of fresh water and protect public health and environment. BR will accomplish this by performing an inspection on a monthly basis, installing cathodic protection, and automatic overflow shutoff devices as seen on the design plan.
- 2. BR will not discharge into or store any hazardous waste in the BGT.
- 3. BR shall operate and install the below-grade tank to prevent the collection of surface water run-on. BR has built in shut off devices that do not allow a below-grade tank to overflow. BR constructs berms and corrugated retaining walls at least 6" above ground to keep from surface water run-on entering the below grade tank as shown on the design plan.
- 4. As per 19.17.15.12 Subsection D, Paragraph 3, BR will inspect the below-grade tank at least monthly reviewing several items which include 1) containment berms adequate and no oil present, 2) tanks had no visible leaks or sign of corrosion, 3) tank valves, flanges, and hatches had no visible leaks and 4) no evidence of significant spillage of produced liquids. In addition, BR's multi-skilled operators (MSOs) are required to visit each well location once per week. If detected on either inspection, BR shall remove any visible or measurable layer of oil from the fluid surface of a below-grade tank in an effort to prevent significant accumulation of oil overtime. The written record of the monthly inspections will include the items listed above and will be maintained for five years.
- 5. BR shall require and maintain a 10" adequate freeboard to prevent overtopping of the below-grade tank.
- 6. If the below grade tank develops a leak, or if any penetration of the pit liner or below grade tank, occurs below the liquid's surface, then BR shall remove all liquid above the damage or leak line within 48 hours. BR shall notify the appropriate district office. BR shall repair or replace the pit liner or below grade tank, within 48 hours of discovery. If the below grade tank or pit liner does not demonstrate integrity, BR shall promptly remove and install a below grade tank or pit liner that complies with Subsection I of 19.15.17.11 NMAC. BR shall notify the appropriate district office of a discovery of leaks less than 25 barrels as required pursuant to Subsection B of 19.15.3.116 NMAC shall be reported within twenty-four (24) hours of discovery of leaks greater than 25 barrels. In addition, immediate verbal notification pursuant to Subsection B, Paragraph (1), and Subparagraph (d) of 19.15.3.116 NMAC shall be reported to the division's Environmental Bureau Chief.

# Burlington Resources Oil & Gas Company, LP San Juan Basin Below Grade Tank Closure Plan

In accordance with Rule 19.15.17.13 NMAC the following information describes the closure requirements of Below Grade Tanks (BGTs) on Burlington Resources Oil & Gas Company, LP locations hereinafter known as BR locations. This is BR's standard procedure for all BGTs. A separate plan will be submitted for any BGT which does not conform to this plan.

#### General Requirements:

- BR shall close a below-grade tank within the time periods provided in Subsection A of 19.15.17.13 NMAC. This will include a) below-grade tanks that do not meet the requirements of Paragraphs (1) through (4) of Subsection I of 19.15.17.11 NMAC or is not included in Paragraph (5) of Subsection I o f19.15.17.11 NMAC within five years, if not retrofitted to comply with Paragraphs (1) through (4) of Subsection I of 19.15.17.11 NMAC; b) permitted below-grade tanks within 60 days of cessation of the below-grade tank's operation., or c) an earlier date that the division requires because of imminent danger to fresh water, public health or the environment. For any closure, BR will file the C144 Closure Report as required.
- BR shall remove liquids and sludge from a below-grade tank prior to implementing a closure method and shall dispose of the liquids and sludge in a division-approved facility. The facilities to be used will be Basin Disposal (Permit #NM-01-005) and Envirotech Land Farm (Permit #NM-01-011). The liner after being cleaned well (Subsection D, Paragraph 1, Subparagraph (m) of 19.15.9.712 NMAC) will be disposed of at the San Juan County Regional Landfill located on CR 3100.
- 3. BR will receive prior approval to remove the below-grade tank and dispose of it in a division-approved facility or recycle, reuse, or reclaim it in a manner that the appropriate division district office approves. Documentation of how the below-grade tank was disposed of or recycled will be provided in the closure report.
- 4. If there is any on-site equipment associated with a below-grade tank, then BR shall remove the equipment, unless the equipment is required for some other purpose.
- 5. BR shall test the soils beneath the below-grade tank to determine whether a release has occurred. BR shall collect, at a minimum, a five point, composite sample; collect individual grab samples from any area that is wet, discolored or showing other evidence of a release; and analyze for BTEX, TPH and chlorides to demonstrate that the benzene concentration, as determined by EPA SW-846 methods 8021B or 8260B or other EPA method that the division approves, does not exceed 0.2 mg/kg; total BTEX concentration, as determined by EPA SW-846 methods 8021B or 8260B or other EPA method that the division approves, does not exceed 0.2 mg/kg; total BTEX concentration, as determined by EPA SW-846 methods 8021B or 8260B or other EPA method that the division approves, does not exceed 50 mg/kg; the TPH concentration, as determined by EPA method 418.1 or other EPA method that the division approves, does not exceed 50 mg/kg; the TPH concentration, as determined by EPA method 418.1 or other EPA method that the division approves, does not exceed 50 mg/kg; the TPH concentration, as determined by EPA method that the division approves, does not exceed 50 mg/kg; the TPH concentration, as determined by EPA method 418.1 or other EPA method that the division approves, does not exceed 250 mg/kg, or the background concentration, whichever is greater. BR shall notify the division of its results on form C-141.
- 6. If BR or the division determines that a release has occurred, then BR shall comply with 19.15.3.116 NMAC and 19.15.1.19 NMAC, as appropriate.

- 7. If the sampling program demonstrates that a release has not occurred or that any release does not exceed the concentrations specified in Paragraph (4) of Subsection E of 19.15.17.13 NMAC, then BR shall backfill the excavation with compacted, nonwaste containing, earthen material; construct a division-prescribed soil cover; recontour and re-vegetate the site.
- 8. Notice of Closure will be given prior to closure to the Aztec Division office between 72 hours and one week via email or verbally. The notification of closure will include the following:
  - i. Operator's name
  - ii. Location by Unit Letter, Section, Township, and Range. Well name and API number.
- 9. The surface owner shall be notified of BR's closing of the below-grade tank prior to closure as per the approved closure plan via certified mail, return receipt requested.
- 10. Re-contouring of location will match fit, shape, line, form and texture of the surrounding. Re-shaping will include drainage control, prevent ponding, and prevent erosion. Natural drainages will be unimpeded and water bars and/or silt traps will be place in areas where needed to prevent erosion on a large scale. Final re-contour shall have a uniform appearance with smooth surface, fitting the natural landscape.
- 11. BR shall seed the disturbed areas the first growing season after the operator closes the pit. Seeding will be accomplished via drilling on the contour whenever practical or by other division-approved methods. BLM stipulated seed mixes will used on federally jurisdicted lands and division-approved seed mixtures (administratively approved if required) will be utilized on all State or private lands. Vegetative cover will equal 70% of the native perennial vegetative cover (un-impacted) consisting of at least three native plant species, including at least one grass, but not including noxious weeds, and maintain that cover through two successive growing seasons. If alternate seed mix is required by the state, private owner or tribe, it will be implemented with administrative approval if needed. BR will repeat seeding or planting will be continued until successful vegetative growth occurs.
- 12. A minimum of four feet of cover shall be achieved and the cover shall include one foot of suitable material to establish vegetation at the site, or the background thickness of topsoil, whichever is greater.
- 13. All closure activities will include proper documentation and be available for review upon request and will be submitted to OCD within 60 days of closure of the belowgrade tank. Closure report will be filed on C-144 and incorporate the following:
  - Soil Backfilling and Cover Installation
  - Re-vegetation application rates and seeding techniques .
  - Photo documentation of the site reclamation
  - Confirmation Sampling Results
  - Proof of closure notice