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 Department

Oil Conservation Division 1220 South St. Francis Dr. Santa Fe, NM 87505 Form C-141
Revised August 24, 2018
Submit to appropriate OCD District office

Incident ID	NRM2012229921
District RP	
Facility ID	
Application ID	

Release Notification

Responsible Party

5.					5380		
Contact Name Kyle Littrell					elephone 432-221-7331		
Contact email Kyle_Littrell@xtoenergy.com					Incident # (assigned by OCD)		
Contact maili	ng address	522 W. Mermod	, Carlsbad, NM 88	3220			
			Location	of Release So	ource		
Latitude 32.24287 Longitude —-103.88607 (NAD 83 in decimal degrees to 5 decimal places)							
Site Name PL	U 320 Batte	erv		Site Type B	Battery		
Date Release I		4/22/2020		API# (if app	•		
Unit Letter	Section	Township	Range	Coun	nty		
О	04	24S	30E	Eddy	ly		
Surface Owner				l Volume of I	BLM Release pustification for the volumes provided below)		
× Crude Oil		Volume Release			Volume Recovered (bbls) .90		
× Produced	Water	Volume Release	d (bbls) 15.53		Volume Recovered (bbls) 14.10		
			tion of total dissolv water >10,000 mg	, ,	☐ Yes ☐ No		
Condensat	te	Volume Release	d (bbls)		Volume Recovered (bbls)		
☐ Natural Ga	as	Volume Release	d (Mcf)		Volume Recovered (Mcf)		
Other (describe) Volume/Weight Released (provide units)					Volume/Weight Recovered (provide units)		
Cause of Release Fluids were released from a broken sight glass on a two phase separator. A third-party contractor has been retained for remediation activities.							

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Page 2 Oil Conservation Division

Incident ID	NRM2012229921
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Was this a major	If YES, for what reason(s) does the response	nsible party consider this a major release?
release as defined by	N/A	
19.15.29.7(A) NMAC?		
☐ Yes ☐ No		
If VEC i li-t	COD Develope Terri	h9 W/h
	notice given to the OCD? By whom? To w	hom? When and by what means (phone, email, etc)?
N/A		
	Initial R	asnansa
	initiai N	esponse
The responsible	party must undertake the following actions immediate	ly unless they could create a safety hazard that would result in injury
➤ The source of the rel	ease has been stopped.	
The impacted area ha	as been secured to protect human health and	I the environment.
	1	dikes, absorbent pads, or other containment devices.
	recoverable materials have been removed ar	
If all the actions describe	ed above have <u>not</u> been undertaken, explain	why:
Per 19 15 29 8 R (4) NN	AAC the responsible party may commence	remediation immediately after discovery of a release. If remediation
		efforts have been successfully completed or if the release occurred
		please attach all information needed for closure evaluation.
I hereby certify that the info	ormation given above is true and complete to the	best of my knowledge and understand that pursuant to OCD rules and
regulations all operators are	e required to report and/or file certain release not	ifications and perform corrective actions for releases which may endanger
		OCD does not relieve the operator of liability should their operations have eat to groundwater, surface water, human health or the environment. In
		responsibility for compliance with any other federal, state, or local laws
and/or regulations.	•	
Printed Name: Kyle Litt	rell	Title: SH&E Supervisor
		4 20 20
Signature:	they	Date: 4-29-20
email: Kyle_Littrell@xt	oenergy.com	Telephone: 432-221-7331
emaii:		reiepnone:
OCD O I		
OCD Only		
Received by: Ramona	Marcus	Date:5/1/2020

Location:	PLU 320 BTTY					
Spill Date:	4/22/2020					
	Area 1					
Approximate A	rea =	661.00	sq. ft.			
	tion (or depth) of spill =		inches			
Average Porosi	ty Factor =	0.03				
	VOLUME OF LEAK					
Total Crude Oil		0.94	hhls			
Total Produced		14.65				
Total i Todacea	Area 2	14.03	0013			
Approximate A	1 11 1 1	1266.00	sa. ft.			
	tion (or depth) of spill =		inches			
Average Porosi	ty Factor =	0.03				
	VOLUME OF LEAK					
Total Crude Oil		0.03	hhls			
Total Produced		0.53				
- Total I Todacca	· · · · · · · · · · · · · · · · · · ·	0.55	0010			
	Area 3					
Approximate A	rea =	1353.00	sq. ft.			
Average Satura	tion (or depth) of spill =	0.25	inches			
			•			
Average Porosi	ty Factor =	0.03				
	VOLUME OF LEAK					
Total Crude Oil		0.01	bbls			
Total Produced	Water =	0.14				
			-			
	Area 4					
Approximate A		3982.00	sq. ft.			
Average Satura	tion (or depth) of spill =	0.13	inches			
Average Porosi	ty Factor –	0.03				
Average Folosi	ty ractor –	0.03				
	VOLUME OF LEAK					
Total Crude Oil	=	0.01	bbls			
Total Produced	Water =	0.21	bbls			
	TOTAL VOLUME OF LEAK					
Total Crude Oil	=	0.99				
Total Produced	Water =	15.53	bbls			
	TOTAL VOLUME RECOVERED					
Total Crude Oil	=	0.90	bbls			
Total Produced	Water =	14.10	bbls			

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Incident ID	NRM2012229921
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Site Assessment/Characterization

This information must be provided to the appropriate district office no later than 90 days after the release discovery date.

This information must be provided to the appropriate district office no later than 20 days after the release discovery date.	
What is the shallowest depth to groundwater beneath the area affected by the release?	>100' (ft bgs)
Did this release impact groundwater or surface water?	☐ Yes 🛛 No
Are the lateral extents of the release within 300 feet of a continuously flowing watercourse or any other significant watercourse?	☐ Yes 🛛 No
Are the lateral extents of the release within 200 feet of any lakebed, sinkhole, or playa lake (measured from the ordinary high-water mark)?	☐ Yes 🛛 No
Are the lateral extents of the release within 300 feet of an occupied permanent residence, school, hospital, institution, or church?	☐ Yes 🛛 No
Are the lateral extents of the release within 500 horizontal feet of a spring or a private domestic fresh water well used by less than five households for domestic or stock watering purposes?	☐ Yes 🛛 No
Are the lateral extents of the release within 1000 feet of any other fresh water well or spring?	☐ Yes ☒ No
Are the lateral extents of the release within incorporated municipal boundaries or within a defined municipal fresh water well field?	☐ Yes 🛛 No
Are the lateral extents of the release within 300 feet of a wetland?	☐ Yes 🛛 No
Are the lateral extents of the release overlying a subsurface mine?	☐ Yes ☒ No
Are the lateral extents of the release overlying an unstable area such as karst geology?	☐ Yes ☒ No
Are the lateral extents of the release within a 100-year floodplain?	☐ Yes 🛛 No
Did the release impact areas not on an exploration, development, production, or storage site?	☐ Yes 🛛 No
Attach a comprehensive report (electronic submittals in .pdf format are preferred) demonstrating the lateral and ver contamination associated with the release have been determined. Refer to 19.15.29.11 NMAC for specifics.	rtical extents of soil
Characterization Report Checklist: Each of the following items must be included in the report.	

•					
Characterization Report Checklist: Each of the following items must be included in the report.					
Scaled site map showing impacted area, surface features, subsurface features, delineation points, and monitoring wells.					
☑ Field data					
Data table of soil contaminant concentration data					
Depth to water determination					
Determination of water sources and significant watercourses within ½-mile of the lateral extents of the release					
Boring or excavation logs					
Photographs including date and GIS information					
Topographic/Aerial maps					
Laboratory data including chain of custody					
— • • • • • • • • • • • • • • • • • •					

If the site characterization report does not include completed efforts at remediation of the release, the report must include a proposed remediation plan. That plan must include the estimated volume of material to be remediated, the proposed remediation technique, proposed sampling plan and methods, anticipated timelines for beginning and completing the remediation. The closure criteria for a release are contained in Table 1 of 19.15.29.12 NMAC, however, use of the table is modified by site- and release-specific parameters.

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I hereby certify that the information given above is true and complete to the best of my knowledge and understand that pursuant to OCD 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 OCD does not relieve the operator of liability should their operations have failed to adequately investigate and remediate contamination that pose a threat to groundwater, surface water, human health or the environment. In addition, OCD 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. SH&E Supervisor _____ Title: ____ Printed Name: Signature: email: Kyle_Littrell@xtoenergy.com Telephone: _ **OCD Only** Received by: Date:

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Incident ID NRM2012229921
District RP
Facility ID
Application ID

Remediation Plan

Remediation Plan Checklist: Each of the following items must be inc	cluded in the plan.
☐ Detailed description of proposed remediation technique ☐ Scaled sitemap with GPS coordinates showing delineation points ☐ Estimated volume of material to be remediated ☐ Closure criteria is to Table 1 specifications subject to 19.15.29.12(C☐ Proposed schedule for remediation (note if remediation plan timeling)	E)(4) NMAC
<u>Deferral Requests Only</u> : Each of the following items must be confirm	ned as part of any request for deferral of remediation.
Contamination must be in areas immediately under or around produ deconstruction.	ction equipment where remediation could cause a major facility
■ Extents of contamination must be fully delineated.	
☐ Contamination does not cause an imminent risk to human health, th	e environment, or groundwater.
I hereby certify that the information given above is true and complete to rules and regulations all operators are required to report and/or file certa which may endanger public health or the environment. The acceptance liability should their operations have failed to adequately investigate and surface water, human health or the environment. In addition, OCD acceresponsibility for compliance with any other federal, state, or local laws	of a C-141 report by the OCD does not relieve the operator of dremediate contamination that pose a threat to groundwater, eptance of a C-141 report does not relieve the operator of
Printed Name: Kyle Littrell	SH&E Supervisor Title:
- transfer -	Date: 1/25/2021
Kyla Littrall@ytoenergy.com	Γelephone: 432-221-7331
OCD Only	
	ate: 03/25/2021
☐ Approved ☐ Approved with Attached Conditions of App	proval Denied Deferral Approved
Signature: Date Meno Date	re: 03/25/2021

wsp

WSP USA

3300 North "A" Street Building 1, Unit 222 Midland, Texas 79705 432.704.5178

January 26, 2021

District II New Mexico Oil Conservation Division 811 South First Street Artesia, New Mexico 88210

RE: Deferral Request Addendum
Poker Lake Unit 320 Battery
Incident Number NRM2012229921
Eddy County, New Mexico

To Whom it May Concern:

WSP USA Inc. (WSP) (formerly LT Environmental, Inc.), on behalf of XTO Energy, Inc. (XTO), presents the following Addendum to the Deferral Request submitted July 20, 2020. This Addendum provides a description of the depth to groundwater determination activities at the Poker Lake Unit (PLU) 320 Battery (Site) in Unit O, Section 4, Township 24 South, Range 30 East, in Eddy County, New Mexico (Figure 1), in response to the denial of the Deferral Request by the New Mexico Oil Conservation Division (NMOCD). In the denial, NMOCD expressed concern that the depth to groundwater assessment and horizontal delineation may not be sufficient. Based on the additional depth to groundwater determination activities described below, XTO is submitting this Deferral Request Addendum, requesting deferral of final remediation for Incident Number NRM2012229921 until the Site is reconstructed, and/or the well pad is abandoned.

BACKGROUND

On July 20, 2020, WSP submitted a Deferral Request to the NMOCD for the April 22, 2020 release from a failed sight glass on a two-phase separator. Approximately 0.99 (bbls) of crude oil and 15.53 bbls of produced water were released onto the well pad. A vacuum truck was immediately dispatched to the Site to recover freestanding fluids; approximately 0.90 bbls of crude oil and 14.10 bbls of produced water were recovered. XTO reported the release to NMOCD on a Release Notification and Corrective Action Form C-141 (Form C-141) on April 29, 2020 and was subsequently assigned Incident Number NRM2012229921.

The Deferral Request detailed site characterization according to Table 1, Closure Criteria for Soils Impacted by a Release, of Title 19, Chapter 15, Part 29, Section 12 (19.15.29.12) of the New Mexico Administrative Code (NMAC). Based on the site characterization, the following Closure Criteria were applied:

- Benzene: 10 milligrams per kilogram (mg/kg)
- Benzene, toluene, ethylbenzene, and total xylenes (BTEX): 50 mg/kg



District II Page 2

 Total petroleum hydrocarbons (TPH)-gasoline range organics (GRO) and TPH-diesel range organics (DRO): 1,000 mg/kg

TPH: 2,500 mg/kg

Chloride: 20,000 mg/kg

Deferral was requested due to TPH-impacted soil left in place immediately surrounding active production equipment near floor sample FS11. XTO safety policy restricts earth-moving activities within two feet of active production equipment. An estimated 2.9 cubic yards of residual impacted soil remains in-place. The requested deferral area and active production equipment is shown on Figure 2. The residual impacted soil beneath or adjacent to the active production equipment is delineated laterally by final excavation soil samples FS08 to the north, FS05 and FS06 to the west, FS01, FS04, and FS12 to the south, FS09, FS15, and FS16 to the east, and vertically by borehole samples BH01 and BH01A that were compliant with the Closure Criteria.

On August 19, 2020, NMOCD denied the Deferral Request for Incident Number NRM2012229921 for the following reasons:

- Depth to groundwater is not adequately determined. 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. Vertical delineation, which is driven by depth to water, is incomplete because the depth to groundwater has not been established.
- Horizontal delineation has not been completed. The values for determination of horizontal impact are derived by either "background" value as determined appropriate to Rule 29, or, for chloride, 600 mg/kg in soils.

ADDITIONAL SITE ACTIVITIES

In an effort to confirm the depth to groundwater determination, WSP installed a soil boring within 0.5 miles of the Site utilizing a truck-mounted hollow-stem auger rig. Soil boring BH01 was drilled to a depth of 110 feet bgs. A WSP geologist logged and described soils continuously. No moisture or groundwater was encountered during drilling activities. The borehole lithologic/soil sampling log is included in Attachment 1. The location of the borehole is approximately 0.3 miles northwest of the site and is depicted on Figure 1. The borehole was left open for over 72 hours to allow for potential slow infill of groundwater. After the 72-hour waiting period without observing groundwater, it was confirmed that groundwater beneath the Site is greater than 110 feet bgs. The borehole was properly abandoned with drill cuttings and hydrated bentonite chips. Based on the confirmed depth to water greater than 110 feet bgs, the Table 1 Closure Criteria identified in the original Deferral Request are applicable and appropriate for protection of groundwater at this Site.



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DELINEATION

An estimated 2.9 cubic yards of residual impacted soil remains in-place immediately surrounding active production equipment near floor sample FS11. The residual impacted soil beneath or adjacent to the active production equipment is delineated laterally to the correctly applied Closure Criteria by final excavation soil samples FS08 to the north, FS05 and FS06 to the west, FS01, FS04, and FS12 to the south, FS09, FS15, and FS16 to the east, and vertically by borehole samples BH01 and BH01A that were compliant with the Closure Criteria. Based on the confirmed depth to groundwater greater than 100 feet bgs, the samples meet the applied Closure Criteria and no further delineation is necessary. The requested deferral area, soil sample locations, and analytical results are shown on Figure 2.

DEFERRAL REQUEST

Site assessment and excavation activities were completed at the Site to address the impacted soil resulting from the July 20, 2020 release of crude oil and produced water. An estimated 2.9 cubic yards of residual impacted soil remains in-place beneath or adjacent to the active production equipment. The impacted soil remaining in-place is laterally and vertically delineated to below the Site Closure Criteria.

Based on the confirmed depth to water greater than 110 feet bgs and laboratory analytical results for the lateral and vertical delineation soil samples below the Site Closure Criteria, XTO respectfully requests deferral of final remediation for Incident Number NRM2012229921 until the Site is reconstructed, and/or the well pad is abandoned.

If you have any questions or comments, please do not hesitate to contact Ms. Ashley Ager at (970) 385-1096 or Ashely.Ager@wsp.com.

Sincerely, WSP USA, INC.

Spencer Lo Assistant Geologist Ashley L. Ager, P.G. Managing Director, Geologist

ashley L. ager

cc: Kyle Littrell, XTO

pen L

United States Bureau of Land Management - New Mexico



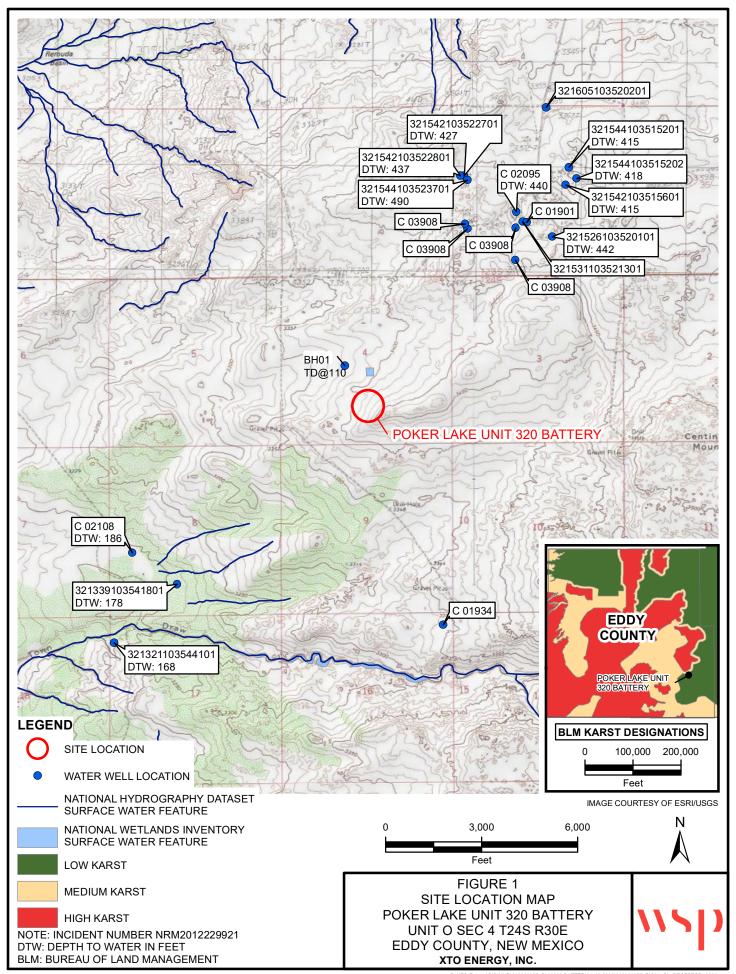
District II Page 4

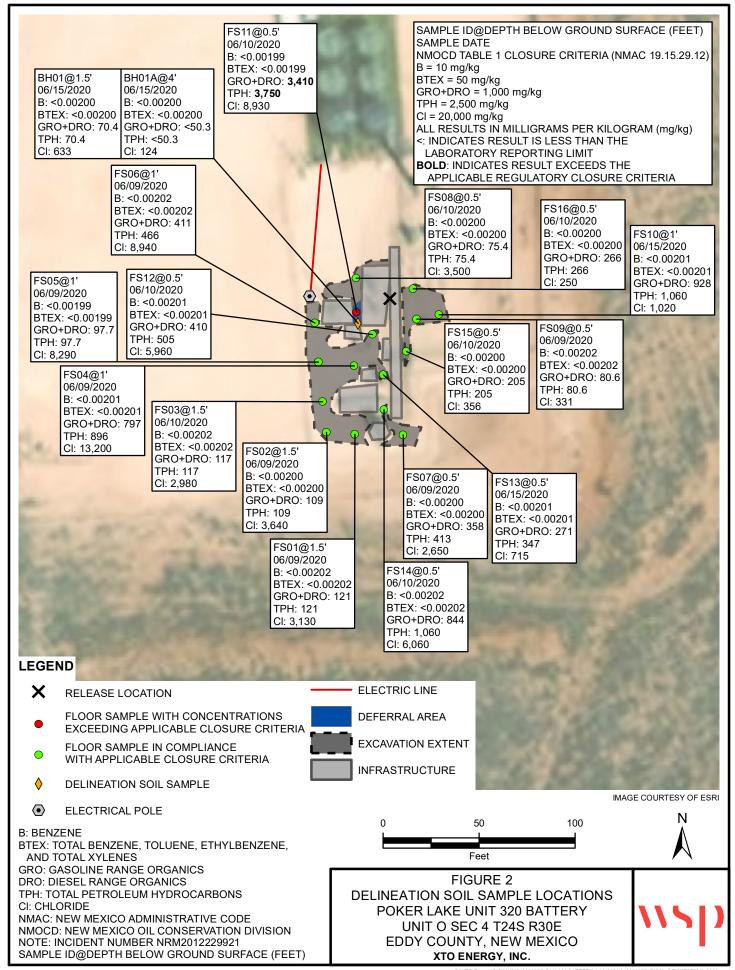
Attachments:

Figure 1 Site Location Map

Figure 2 Delineation Soil Sample Locations

Attachment 1 Lithologic / Soil Sample Log





									BH or PH Name:	Date:
	WSP USA						BH01	12/28/2020		
,	508 West Stevens Street					Stevens S	Site Name:	PLU 320		
	Carlahad Maria a 00000						RP or Incident Number:	NRM2012229921		
							LTE Job Number:	TE012920077		
LITHOLOGIC / SOIL SAMPLING LOG						Logged By WM, LD	Method: Hollow Stem Auger			
Lat/Lo					Field Scre	ening:			Hole Diameter:	Total Depth:
I —	5338, -103	.888448			Chloride,	PID			8.25"	110'
	Comments: No filed screenings, lithologic remarks only									
							×			
ure	ide n)	or 1)	ng	# e	Sample	Depth	300			
Moisture Content	Chloride (ppm)	Vapor (ppm)	Staining	Sample #	Depth	(ft has)	SS/l		Litholog	gy/Remarks
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						Ť			ht brown, no stain, no c	
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М			Ν		_	† Š	SC			graded, few gravel, 4-20mm, some
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Lat/Lo	na.	LIIII	OLOG	JIC / 301	Field Scre		Hole Diameter:		Total Depth:		
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					508 West	Stevens	Street		Site Name:		PLU 320
				Ca	508 West rlsbad, Ne	ew Mexic	0 88220		RP or Incident Number: NRM2012229921		
									LTE Job Number:	1	ΓΕ012920077
		LITH	OLO	GIC / SOI)G		Logged By WM, LD		Method: Hollow Stem Auger
Lat/Lo	ng: 6338, -103	999119			Field Scre		Hole Diameter: 8.25"		otal Depth:		
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Moisture Content	Chloride (ppm) Chloride (ppm) Samble # Sample # Debtth (tt pds) USCS/Rock Symbol				Lithology/Remarks						
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					- - -	79		85' - 105	5' : SANDSTONE, ve	ery poorl	y consolidated, medium-fine
					- -	80			ell graded, few calich almond brown, no st		el, sub angular, 1.5-7mm, light odor, moist
					- -	81		92' : Shi	ft to trace caliche gra	avel	
					_	82		99' : Cal	iche gravel absent		
					- -	83					
					-	84 85					
М			N		- -	86	SW-S				
					- -	87					
					- -	88					
					- -	89					
					- -	90					
					-	92					
					- -	93					
					- -	94					
					-	95					
					-	96					
					-	97 98					
					- -	99					
					-	100	SW-S				

									BH or PH Name:	Date:	Tuge	
7			7		W	SP USA			BH01	12/28/2020		
					508 West	Stevens	Street		Site Name:	PLU 320		
				Ca	rlsbad, No	ew Mexic	o 88220		RP or Incident Number: NRM2012229921			
									LTE Job Number:	TE012920077		
		LITH	OLO	GIC / SOI			OG		Logged By WM, LD	Method: Hollow Stem A	uger	
Lat/Long: Field Screening:									Hole Diameter:	Total Depth:		
32.246338, -103.888448 Chloride, PID Comments:									8.25"	110'		
	d screenin	ıgs, litholo	ogic ren	narks only	•	•						
phristing Dept Dept Dept					Sample Depth (ft bgs)	(ft bas)	USCS	Lithology/Remarks				
M			Ζ]	101	SW-S	grain, w		y poorly consolidated, me e gravel, sub angular, 1.5 ain, no odor, moist		
					-	103			eintroduction of calich			
					- -	104				ghly consolidated, mediu		
D			N		-	105	SP-S	brown-a	Imond brown, no stai		ivo, iigrit	
					-	106	(SP-SC)					
					-	107						
					-	109						
						110						
					- -	111		(12/28/2	pth : 110.45' bgs Cor 0 @ 14:40) easurement on 1/5/20			
					- -	112		I VV IVIE	asurement on 1/5/20	л. Ма Біу		
					-	113						
					-	114						
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					-	118						
					-	119						
					-	120						
					-	121						
					-	123						
					-	124						
						125						

<u>District I</u> 1625 N. French Dr., Hobbs, NM 88240 Phone:(575) 393-6161 Fax:(575) 393-0720

811 S. First St., Artesia, NM 88210 Phone:(575) 748-1283 Fax:(575) 748-9720

District III
1000 Rio Brazos Rd., Aztec, NM 87410 Phone:(505) 334-6178 Fax:(505) 334-6170

1220 S. St Francis Dr., Santa Fe, NM 87505 Phone:(505) 476-3470 Fax:(505) 476-3462

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

CONDITIONS

Action 15873

CONDITIONS OF APPROVAL

Operator:	OGRID:	Action Number:	Action Type:
XTO ENERGY, INC 6401 Holiday Hill Road	5380	15873	C-141
Building #5 Midland, TX79707			

OCD Reviewer	Condition
chensley	None