From: sdutton
To: Enviro, OCD, EMNRD
Subject: [EXTERNAL] Fw: The Oil Conservation Division (OCD) has accepted the application, Application ID: 97988
Date: Tuesday, April 12, 2022 3:48:33 PM

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I was trying to reply to some conditions on a prior incident, but this created another incident number.

I am trying to respond to: fOY1816445881 nOY1816446096- Submission 79988 West Pearl Queen Historic Site
It was approved on 3/18/2022 but had some conditions so we were replying to them.

I am needing to submit the following statement to the OCD:

The depth to groundwater has been defined. As stated in the report submitted in February of 2022; HRL installed four additional monitoring wells in the late summer of 2021. The wells were drilled an average of 400 feet from the center of the site to determine if groundwater was present at depths less than 50 feet. The wells were drilled to a depth of 55 feet and completed with 5-foot screens. Boring logs from each location indicated the holes were dry to 50 feet. Saturated soil conditions were encountered at a depth of approximately 52 feet. This being the case, AEC requested a less stringent cleanup standard (Table 1 >50 < 100 feet).

The site itself has been fully characterized. The figures, tables and attachments included with the February 2022 report depict this. There is no evidence of a plume of contamination at the site. Any contamination observed was localized to areas adjacent to the remaining contamination west of the pit. The sump area meets Table 1 standards. Thus, no further action is needed in this area.

What AEC needs clarification on is: If groundwater is greater than 50 feet can the less stringent cleanup standard be applied to the site in the remaining area that needs to be remediated.

Can you please help me and delete the new incident number that was created.

thank you,

Shelby Dutton
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Revenue Accountant
Regulatory Accountant

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From: OCDOnline@state.nm.us <OCDOnline@state.nm.us>
Sent: Tuesday, April 12, 2022 3:42 PM
To: sdutton <sdutton@aecnm.com>
Subject: The Oil Conservation Division (OCD) has accepted the application, Application ID: 97988

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To whom it may concern (c/o Shelby Dutton for ARMSTRONG ENERGY CORP),
The OCD has accepted the submitted *Notification of a legacy release* (NOR-LR), for incident ID (n#) nAPP2210256558,
with the following conditions:

- **When submitting future reports regarding this legacy release, please submit the calculations used or specific justification for the volumes reported on the initial C-141.**

This notification was recognized as a legacy release because the Discovery Date (06/13/2018) was submitted with a date prior to the 08/15/2018 rule change. If this was not your intent and you have submitted a notification with an incorrect Discovery Date (06/13/2018), please contact us using the email below.
Please reference nAPP2210256558, on all subsequent C-141 submissions and communications regarding the remediation of this release.
NOTE: As of December 2019, NMOCD has discontinued the use of the "RP" number.
If you have any questions regarding this application, or don't know why you have received this email, please contact us.
ocd.enviro@state.nm.us
New Mexico Energy, Minerals and Natural Resources Department
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