

ACO NMOCD Update

Discuss Burlington Sites



April 11, 2023

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Created By: Charles Beauvais

McGrath 3RP-286

- Path of liabilities
- Current Ownership
 - This site has recent reclamation and remediation work has been performed and reported by Hilcorp, and approved by NMOCD (look at the last item on the link below). Note that is not related to the 1994 spill. This prove that the site was passed to Hillcorp.
- <http://ocdimage.emnrd.state.nm.us/imaging/WellFileView.aspx?RefType=WF&RefID=30045259230000&GISReferenceSource=ArcGISOnline>
- The lease name is the name of the SWD well. McGrath. API: 30-045-25923

McGrath 3RP-286

- Hilcorp Divestiture Agreement

7.5 ASSIGNEE's Environmental Obligations.

7.5.1 **Description of Obligations.** Upon and after Closing, subject to Section 7.5.2, ASSIGNEE assumes full responsibility and liability for the following occurrences, events, conditions, and activities on or related to the Property (the "Environmental Obligations"), regardless of whether arising from the ownership or operation of the Property before, on or after the Effective Date, and REGARDLESS OF WHETHER RESULTING FROM ANY ACTS OR OMISSIONS OF ASSIGNORS (INCLUDING THOSE ARISING FROM ASSIGNORS' SOLE, JOINT, CONCURRENT, OR COMPARATIVE NEGLIGENCE, STRICT LIABILITY OR OTHER FAULT) OR THE CONDITION OF THE PROPERTY WHEN ACQUIRED:

(a) Environmental pollution or contamination, including pollution or contamination of the soil, water bodies, groundwater, or air by Hydrocarbons, drilling fluid or other chemicals, brine, produced water, NORM, asbestos, or any other substance;

(b) Underground injection activities and waste disposal on the Property;

(c) Clean-up responses, and the cost of remediation, control, assessment, or compliance with respect to surface, water bodies, and subsurface pollution caused by spills, pits, ponds, lagoons, or subsurface storage tanks;

McGrath 3RP-286

• McGrath – Current Ownership

District I 1625 N. French Dr., Hobbs, NM 88249		State of New Mexico Energy Minerals and Natural Resources		Form C-141 Revised April 3, 2017	
District II 811 S. First St., Artesia, NM 88210		Oil Conservation Division 1220 South St. Francis Dr. Santa Fe, NM 87505		Submit 1 Copy to appropriate District Office in accordance with 19.15.29 NMAC.	
District III 1000 Rio Brazos Road, Aztec, NM 87410					
District IV 1220 S. St. Francis Dr., Santa Fe, NM 87505					

Release Notification and Corrective Action									
OPERATOR <input type="checkbox"/> Initial Report <input checked="" type="checkbox"/> Final Report									
Name of Company Hilcorp Energy Company				Contact Jennifer Deal					
Address 9a CR 5793				Telephone No. (505) 324-5128					
Facility Name McGrath 4				Facility Type SWD					
Surface Owner Private				Mineral Owner Federal		API No. 30-045-25923			

LOCATION OF RELEASE									
Unit Letter B	Section 34	Township 30N	Range 12W	Feet from the 800	North/South Line North	Feet from the 1730	East/West Line EAST	County San Juan County	
Latitude 36.77417 Longitude -108.08192 NAD83									

NATURE OF RELEASE									
Type of Release Produced Fluids				Volume of Release Unknown			Volume Recovered 10,000 cu yds		
Source of Release Production Tanks				Date and Hour of Occurrence Unknown			Date and Hour of Discovery		
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 12/21/2017 @ 9:00am					
Was a Watercourse Reached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No				If YES, Volume Impacting the Watercourse.					
If a Watercourse was Impacted, Describe Fully. N/A									
Describe Cause of Problem and Remedial Action Taken.* P&A Facility Removal Activities									
Describe Area Affected and Cleanup Action Taken.* The facility removal activities for the subject well resulted in several excavations. Please see the attached report which includes: Excavation and confirmation sampling occurred. Field and laboratory results for TPH were below the regulatory standards set forth in the NMOCD Guidelines for Remediation of Leaks, Spills and Releases for all samples. The results are attached for review. No further action required.									
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: <i>Jennifer Deal</i>				OIL CONSERVATION DIVISION					
Printed Name: Jennifer Deal				Approved by Environmental Specialist: <i>[Signature]</i>					
Title: Environmental Specialist				Approval Date: 6/28/19			Expiration Date:		
E-mail Address: jdeal@hilcorp.com				Conditions of Approval:			Attached <input type="checkbox"/>		
Date: 6/26/2018 Phone: (505) 324-5128									

* Attach Additional Sheets If Necessary

#NCS 1626549360

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McNeill 1RP-419 and 1RP-2079

- Remediation responsibilities passed to McNeill
- While the initial C-141 was submitted by Hungry horse. The C-141 in the facility name, it specifies it is related to the old case 419, but it creates a new RP, the 2079. (this document links both RP)
- Both, C141 and C144 were submitted the same date 2/5/2009
- Here is a C-144 (Closure plan for abandoned pit) approved by NMOCD, The C-144 was signed by McNeill and the plan was created by Hungry Horse. The plan was approved by NMOCD.

McNeill

- McNeill
 - C-141 – Signed by Hungry Horse

Signature: <u>V. Black</u>	OIL CONSERVATION DIVISION	
Printed Name: <u>Vernon K. Black</u>	Approved by District Supervisor: <u>S. Johnson</u> ENVIRONMENTAL ENGINEER	
Title: <u>HSE</u>	Approval Date: <u>2.10.09</u>	Expiration Date: <u>7.10.09</u>
E-mail Address: <u>V.K.Black@hungryhorseenvironmentalservices.com</u>	Conditions of Approval: <u>ON INDEFINITE HOLD</u>	
Date: <u>5 Feb 09</u> Phone: <u>575-631-2753</u>	Attached <input type="checkbox"/> <u>1 RPT 09.2.2079</u>	

- C-144 – Signed by McNeill

17. **Operator Application Certification:**
I hereby certify that the information submitted with this application is true, accurate and complete to the best of my knowledge and belief.

Name (Print): PAIGE McNeill Title: _____

Signature: Paige McNeill Date: 5 Feb 09

e-mail address: _____ Telephone: _____

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FEB 10 2009
HOBBSOCD

18. **OCD Approval:** ☐ Permit Application (including closure plan) ☐ Closure Plan (only) ☐ OCD Conditions (see attachment)

OCD Representative Signature: S. Johnson Approval Date: 2.10.09

Title: ENVIRONMENTAL ENGINEER OCD Permit Number: P1-DD901

District I
1625 N. French Dr., Hobbs, NM 88240
Phone:(575) 393-6161 Fax:(575) 393-0720
District II
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
District IV
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 206461

CONDITIONS

Operator: BURLINGTON RESOURCES OIL AND GAS CO LP 3300 N. "a" St., Bldg. 6 Midland, TX 797101810	OGRID: 90341
	Action Number: 206461
	Action Type: [IM-SD] Incident File Support Doc (ENV) (IM-BNF)

CONDITIONS

Created By	Condition	Condition Date
jharimon	HISTORIC DOCUMENTS	4/11/2023