

MARTIN YATES, III

1912-1985

FRANK W. YATES

1936-1986

S.P. YATES

1914-2008



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ARTESIA, NEW MEXICO 88210-2118  
TELEPHONE (575) 748-1471

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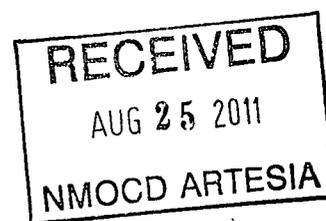
JAMES S. BROWN  
CHIEF OPERATING OFFICER

JOHN D. PERINI  
CHIEF FINANCIAL OFFICER

August 24, 2011

Mr. Mike Bratcher  
NMOCD District II  
811 S. First Street  
Artesia, NM 88210

Re: Corral Draw AQH Federal #2  
30-015-34257  
Section 13, T24S-R29E  
Eddy County, New Mexico



Dear Mr. Bratcher,

Enclosed please find a Form C-141, Final Report for the above captioned site regarding the release on June 29, 2011 (1 B/O and 6 B/PW released with 0 B/O and 0 B/PW recovered). The C-141 Initial Report was submitted to your office on July 8, 2011. Impacted soils north and south of the lease road to the above mentioned site were excavated and hauled to an NMOCD approved facility. Vertical and horizontal delineation samples were taken on 8/4/2011 and sent to an NMOCD approved laboratory. Enclosed are the analytical reports (these were reviewed by the NMOCD on 8/23/2011), results show TPH and BTEX, to be below RRAL's, based on a site ranking of zero (depth to ground water recorded at 125' per Trend Map, Section 13, T24S-R29E); Yates Petroleum Corporation requests closure based on the recovered amounts of released oil, impacted soils excavated/hauled and analytical results.

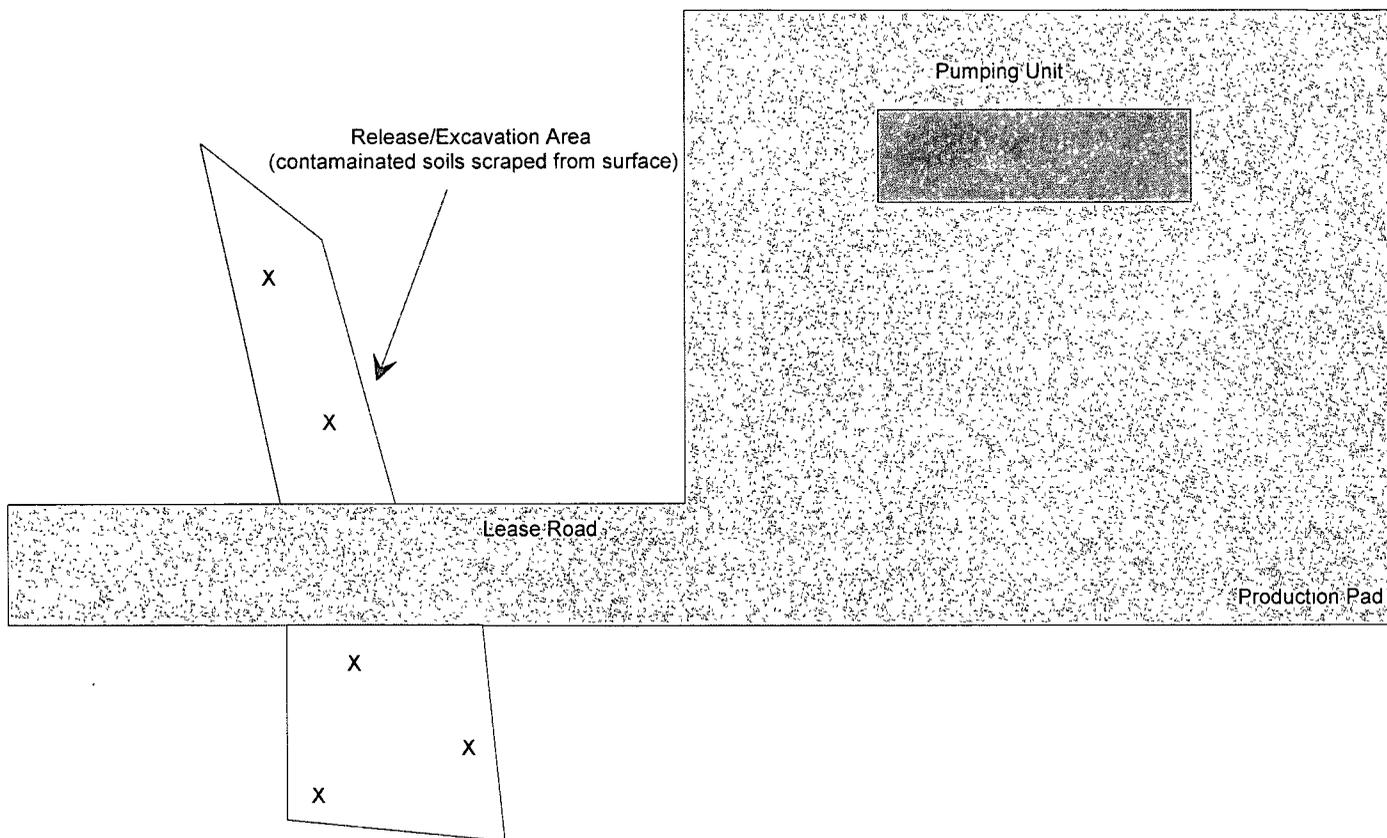
If you have any questions, please call me at 575-748-4111.

Thank you.

YATES PETROLEUM CORPORATION

Amber Cannon  
Environmental Regulatory Agent Trainee

/anc  
Enclosure(s)



Analytical Report 425341 & 425342	Sample Area	Sample Date	Sample Type	Depth	BTEX	GRO	DRO	TOTAL	Chlorides
Comp-00.5	Release Area	8/4/2011	Comp/Auger	5"	0.0118	ND	ND	ND	357
Comp-01.0	Release Area	8/4/2011	Comp/Auger	1'	0.0125	ND	ND	ND	310

Site Ranking is Zero (0). Depth to Ground Water >100' (approx. 125', per Trend Map).

All results are ppm.Chlorides for documentation. X - Sample Points

Released: 6 B/PW & 1 B/O; Recovered: 0 B/PW & 0 B/O. Release Date: 6/29/2011



Corral Draw AQH Federal #2

30-015-34257

Section 13, T24S-R29E

Eddy County, NM

SAMPLE DIAGRAM(Not to Scale)

Xenco Laboratories# 425342 & 425341

Report Date: 8/17/2011

Prepared by Amber Cannon  
Environmental Regulatory Agent Trainee

# Analytical Report 425341

for  
**Yates Petroleum Corporation**

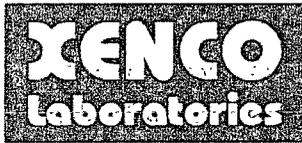
**Project Manager: Amber Cannon**

**Corral Draw AQH Federal # 2**

**30-015-34257**

**17-AUG-11**

Collected By: Client



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Xenco-Houston (EPA Lab code: TX00122):

Texas (T104704215-10-6-TX), Arizona (AZ0765), Arkansas (08-039-0), Connecticut (PH-0102), Florida (E871002)  
Illinois (002082), Indiana (C-TX-02), Iowa (392), Kansas (E-10380), Kentucky (45), Louisiana (03054)  
New Hampshire (297408), New Jersey (TX007), New York (11763), Oklahoma (9218), Pennsylvania (68-03610)  
Rhode Island (LAO00312), USDA (S-44102)

Xenco-Atlanta (EPA Lab Code: GA00046):

Florida (E87429), North Carolina (483), South Carolina (98015), Utah (AALI1), West Virginia (362), Kentucky (85)  
Louisiana (04176), USDA (P330-07-00105)

Xenco-Miami (EPA Lab code: FL01152): Florida (E86678), Maryland (330)

Xenco-Tampa Mobile (EPA Lab code: FL01212): Florida (E84900)

Xenco-Odessa (EPA Lab code: TX00158): Texas (T104704400-TX)

Xenco-Dallas (EPA Lab code: TX01468): Texas (T104704295-TX)

Xenco Phoenix (EPA Lab Code: AZ00901): Arizona (AZ0757)

Xenco-Phoenix Mobile (EPA Lab code: AZ00901): Arizona (AZM757)

Xenco Tucson (EPA Lab code: AZ000989): Arizona (AZ0758)



17-AUG-11

Project Manager: **Amber Cannon**  
**Yates Petroleum Corporation**  
105 South Fourth St.  
Artesia, NM 88210

Reference: XENCO Report No: **425341**  
**Corral Draw AQH Federal # 2**  
Project Address: Eddy County

**Amber Cannon:**

We are reporting to you the results of the analyses performed on the samples received under the project name referenced above and identified with the XENCO Report Number 425341. All results being reported under this Report Number apply to the samples analyzed and properly identified with a Laboratory ID number. Subcontracted analyses are identified in this report with either the NELAC certification number of the subcontract lab in the analyst ID field, or the complete subcontracted report attached to this report.

Unless otherwise noted in a Case Narrative, all data reported in this Analytical Report are in compliance with NELAC standards. Estimation of data uncertainty for this report is found in the quality control section of this report unless otherwise noted. Should insufficient sample be provided to the laboratory to meet the method and NELAC Matrix Duplicate and Matrix Spike requirements, then the data will be analyzed, evaluated and reported using all other available quality control measures.

The validity and integrity of this report will remain intact as long as it is accompanied by this letter and reproduced in full, unless written approval is granted by XENCO Laboratories. This report will be filed for at least 5 years in our archives after which time it will be destroyed without further notice, unless otherwise arranged with you. The samples received, and described as recorded in Report No. 425341 will be filed for 60 days, and after that time they will be properly disposed without further notice, unless otherwise arranged with you. We reserve the right to return to you any unused samples, extracts or solutions related to them if we consider so necessary (e.g., samples identified as hazardous waste, sample sizes exceeding analytical standard practices, controlled substances under regulated protocols, etc).

We thank you for selecting XENCO Laboratories to serve your analytical needs. If you have any questions concerning this report, please feel free to contact us at any time.

Respectfully,

---

**Brent Barron II**

Odessa Laboratory Manager

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**Sample Cross Reference 425341**



**Yates Petroleum Corporation, Artesia, NM**  
Corral Draw AQH Federal # 2

<b>Sample Id</b>	<b>Matrix</b>	<b>Date Collected</b>	<b>Sample Depth</b>	<b>Lab Sample Id</b>
Comp-00.5	S	08-04-11 10:13	6 - 6 In	425341-001
Comp-01.0	S	08-04-11 10:26	1 - 1 ft	425341-002



## CASE NARRATIVE

*Client Name: Yates Petroleum Corporation*  
*Project Name: Corral Draw AQH Federal # 2*



*Project ID: 30-015-34257*  
*Work Order Number: 425341*

*Report Date: 17-AUG-11*  
*Date Received: 08/09/2011*

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**Sample receipt non conformances and comments:**

None

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**Sample receipt non conformances and comments per sample:**

None

**Analytical non nonformances and comments:**

*Batch: LBA-866807 TPH By SW8015B Mod*  
*SW8015B\_NM*

*Batch 866807, 1-Chlorooctane recovered above QC limits . Matrix interferences is suspected;  
data not confirmed by re-analysis*  
*Samples affected are: 425341-002,425341-001.*



# Certificate of Analysis Summary 425341

Yates Petroleum Corporation, Artesia, NM

Project Name: Corral Draw AQH Federal # 2



Project Id: 30-015-34257

Contact: Amber Cannon

Project Location: Eddy County

Date Received in Lab: Tue Aug-09-11 10:15 am

Report Date: 17-AUG-11

Project Manager: Brent Barron II

<i>Analysis Requested</i>	<i>Lab Id:</i>	425341-001	425341-002				
	<i>Field Id:</i>	Comp-00 5	Comp-01.0				
	<i>Depth:</i>	6-6 In	1-1 ft				
	<i>Matrix:</i>	SOIL	SOIL				
	<i>Sampled:</i>	Aug-04-11 10 13	Aug-04-11 10:26				
<b>BTEX by EPA 8021B</b>	<i>Extracted:</i>	Aug-11-11 10:47	Aug-11-11 10:47				
	<i>Analyzed:</i>	Aug-11-11 17:59	Aug-11-11 19:52				
	<i>Units/RL:</i>	mg/kg      RL	mg/kg      RL				
Benzene		ND    0.00102	ND    0.00103				
Toluene		0.00277    0.00204	0.00234    0.00205				
Ethylbenzene		0.00322    0.00102	0.00291    0.00103				
m_p-Xylenes		0.00407    0.00204	0.00473    0.00205				
o-Xylene		0.00170    0.00102	0.00251    0.00103				
Total Xylenes		0.00577    0.00102	0.00724    0.00103				
Total BTEX		0.0118    0.00102	0.0125    0.00103				
<b>Percent Moisture</b>	<i>Extracted:</i>	Aug-09-11 15:35	Aug-09-11 15:35				
	<i>Analyzed:</i>						
	<i>Units/RL:</i>	%      RL	%      RL				
Percent Moisture		2.46    1.00	3.04    1.00				
<b>TPH By SW8015B Mod</b>	<i>Extracted:</i>	Aug-09-11 14:45	Aug-09-11 14:45				
	<i>Analyzed:</i>	Aug-09-11 22:28	Aug-09-11 22:55				
	<i>Units/RL:</i>	mg/kg      RL	mg/kg      RL				
C6-C10 Gasoline Range Hydrocarbons		ND    15.0	ND    15.0				
C10-C28 Diesel Range Hydrocarbons		ND    15.0	ND    15.0				
Total TPH		ND    15.0	ND    15.0				

This analytical report, and the entire data package it represents, has been made for your exclusive and confidential use. The interpretations and results expressed throughout this analytical report represent the best judgment of XENCO Laboratories. XENCO Laboratories assumes no responsibility and makes no warranty to the end use of the data hereby presented. Our liability is limited to the amount invoiced for this work order unless otherwise agreed to in writing.

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Brent Barron II  
 Odessa Laboratory Manager



# Flagging Criteria

- X** In our quality control review of the data a QC deficiency was observed and flagged as noted. MS/MSD recoveries were found to be outside of the laboratory control limits due to possible matrix /chemical interference, or a concentration of target analyte high enough to affect the recovery of the spike concentration. This condition could also affect the relative percent difference in the MS/MSD.
- B** A target analyte or common laboratory contaminant was identified in the method blank. Its presence indicates possible field or laboratory contamination.
- D** The sample(s) were diluted due to targets detected over the highest point of the calibration curve, or due to matrix interference. Dilution factors are included in the final results. The result is from a diluted sample
- E** The data exceeds the upper calibration limit; therefore, the concentration is reported as estimated.
- F** RPD exceeded lab control limits.
- J** The target analyte was positively identified below the quantitation limit and above the detection limit.
- U** Analyte was not detected.
- L** The LCS data for this analytical batch was reported below the laboratory control limits for this analyte. The department supervisor and QA Director reviewed data. The samples were either reanalyzed or flagged as estimated concentrations.
- H** The LCS data for this analytical batch was reported above the laboratory control limits. Supporting QC Data were reviewed by the Department Supervisor and QA Director. Data were determined to be valid for reporting.
- K** Sample analyzed outside of recommended hold time.
- JN** A combination of the "N" and the "J" qualifier. The analysis indicates that the analyte is "tentatively identified" and the associated numerical value may not be consistent with the amount actually present in the environmental sample.

**BRL** Below Reporting Limit.

**RL** Reporting Limit

**MDL** Method Detection Limit      **SDL** Sample Detection Limit      **LOD** Limit of Detection

**PQL** Practical Quantitation Limit      **MQL** Method Quantitation Limit      **LOQ** Limit of Quantitation

**DL** Method Detection Limit

**NC** Non-Calculable

+ Outside XENCO's scope of NELAC Accreditation.

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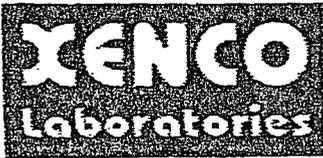
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 12600 West I-20 East, Odessa, TX 79765  
 6017 Financial Drive, Norcross, GA 30071  
 3725 E. Atlanta Ave, Phoenix, AZ 85040

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(210) 509-3334	(210) 509-3335
(813) 620-2000	(813) 620-2033
(305) 823-8500	(305) 823-8555
(432) 563-1800	(432) 563-1713
(770) 449-8800	(770) 449-5477
(602) 437-0330	





**XENCO Laboratories**  
 Atlanta, Boca Raton, Corpus Christi, Dallas  
 Houston, Miami, Odessa, Philadelphia  
 Phoenix, San Antonio, Tampa

Document Title: Sample Receipt Checklist  
 Document No.: SYS-SRC  
 Revision/Date: No. 01, 5/27/2010  
 Effective Date: 6/1/2010 Page 1 of 1

**Prelogin / Nonconformance Report - Sample Log-In**

Client: Yates Petroleum  
 Date/Time: 8-9-11 10:15  
 Lab ID #: 425341 / 425342  
 Initials: AE

**Sample Receipt Checklist**

1. Samples on ice?	Blue	<u>Water</u>	No	
2. Shipping container in good condition?	<u>Yes</u>	No	None	
3. Custody seals intact on shipping container (cooler) and <u>bottles</u> ?	<u>Yes</u>	No	N/A	
4. Chain of Custody present?	<u>Yes</u>	No		
5. Sample instructions complete on chain of custody?	<u>Yes</u>	No		
6. Any missing / extra samples?	Yes	<u>No</u>		
7. Chain of custody signed when relinquished / received?	<u>Yes</u>	No		
8. Chain of custody agrees with sample label(s)?	<u>Yes</u>	No		
9. Container labels legible and intact?	<u>Yes</u>	No		
10. Sample matrix / properties agree with chain of custody?	<u>Yes</u>	No		
11. Samples in proper container / bottle?	<u>Yes</u>	No		
12. Samples properly preserved?	<u>Yes</u>	No	N/A	
13. Sample container intact?	<u>Yes</u>	No		
14. Sufficient sample amount for indicated test(s)?	<u>Yes</u>	No		
15. All samples received within sufficient hold time?	<u>Yes</u>	No		
16. Subcontract of sample(s)?	<u>Yes</u>	No	N/A	Xenoco-Houston
17. VOC sample have zero head space?	<u>Yes</u>	No	N/A	
18. Cooler 1 No.	Cooler 2 No.	Cooler 3 No.	Cooler 4 No.	Cooler 5 No.
lbs <u>2.1</u> °C	lbs °C	lbs °C	lbs °C	lbs °C

**Nonconformance Documentation**

Contact: \_\_\_\_\_ Contacted by: \_\_\_\_\_ Date/Time: \_\_\_\_\_

Regarding: \_\_\_\_\_

Corrective Action Taken: \_\_\_\_\_

- Check all that apply:
- Cooling process has begun shortly after sampling event and out of temperature condition acceptable by NELAC 5.5.8.3.1.a.1.
  - Initial and Backup Temperature confirm out of temperature conditions
  - Client understands and would like to proceed with analysis

# Analytical Report 425342

## for Yates Petroleum Corporation

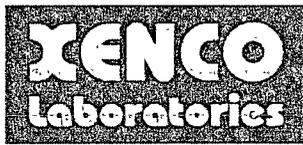
Project Manager: Amber Cannon

Corral Draw AQH Federal # 2

30-015-34257

17-AUG-11

Collected By: Client



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Illinois (002082), Indiana (C-TX-02), Iowa (392), Kansas (E-10380), Kentucky (45), Louisiana (03054)  
New Hampshire (297408), New Jersey (TX007), New York (11763), Oklahoma (9218), Pennsylvania (68-03610)  
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Florida (E87429), North Carolina (483), South Carolina (98015), Utah (AALI1), West Virginia (362), Kentucky (85)  
Louisiana (04176), USDA (P330-07-00105)

Xenco-Miami (EPA Lab code: FL01152): Florida (E86678), Maryland (330)

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Xenco-Dallas (EPA Lab code: TX01468): Texas (T104704295-TX)

Xenco Phoenix (EPA Lab Code: AZ00901): Arizona (AZ0757)

Xenco-Phoenix Mobile (EPA Lab code: AZ00901): Arizona (AZM757)

Xenco Tucson (EPA Lab code: AZ000989): Arizona (AZ0758)



17-AUG-11

Project Manager: **Amber Cannon**  
**Yates Petroleum Corporation**  
105 South Fourth St.  
Artesia, NM 88210

Reference: XENCO Report No: **425342**  
**Corral Draw AQH Federal # 2**  
Project Address: Eddy County

**Amber Cannon:**

We are reporting to you the results of the analyses performed on the samples received under the project name referenced above and identified with the XENCO Report Number 425342. All results being reported under this Report Number apply to the samples analyzed and properly identified with a Laboratory ID number. Subcontracted analyses are identified in this report with either the NELAC certification number of the subcontract lab in the analyst ID field, or the complete subcontracted report attached to this report.

Unless otherwise noted in a Case Narrative, all data reported in this Analytical Report are in compliance with NELAC standards. Estimation of data uncertainty for this report is found in the quality control section of this report unless otherwise noted. Should insufficient sample be provided to the laboratory to meet the method and NELAC Matrix Duplicate and Matrix Spike requirements, then the data will be analyzed, evaluated and reported using all other available quality control measures.

The validity and integrity of this report will remain intact as long as it is accompanied by this letter and reproduced in full, unless written approval is granted by XENCO Laboratories. This report will be filed for at least 5 years in our archives after which time it will be destroyed without further notice, unless otherwise arranged with you. The samples received, and described as recorded in Report No. 425342 will be filed for 60 days, and after that time they will be properly disposed without further notice, unless otherwise arranged with you. We reserve the right to return to you any unused samples, extracts or solutions related to them if we consider so necessary (e.g., samples identified as hazardous waste, sample sizes exceeding analytical standard practices, controlled substances under regulated protocols, etc).

We thank you for selecting XENCO Laboratories to serve your analytical needs. If you have any questions concerning this report, please feel free to contact us at any time.

Respectfully,

**Brent Barron II**

Odessa Laboratory Manager

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**Sample Cross Reference 425342**



**Yates Petroleum Corporation, Artesia, NM**  
Corral Draw AQH Federal # 2

Sample Id	Matrix	Date Collected	Sample Depth	Lab Sample Id
Comp-00.5	S	08-04-11 10:13	6 - 6 In	425342-001
Comp-01.0	S	08-04-11 10:26	1 - 1 ft	425342-002



## CASE NARRATIVE

*Client Name: Yates Petroleum Corporation*

*Project Name: Corral Draw AQH Federal # 2*



*Project ID: 30-015-34257*  
*Work Order Number: 425342*

*Report Date: 17-AUG-11*  
*Date Received: 08/09/2011*

---

**Sample receipt non conformances and comments:**

None

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**Sample receipt non conformances and comments per sample:**

None

**Analytical non nonformances and comments:**

Batch: LBA-867226 Inorganic Anions by EPA 300/300.1  
E300

Batch 867226, Chloride recovered below QC limits in the Matrix Spike and Matrix Spike Duplicate.

Samples affected are: 425342-002, -001.

The Laboratory Control Sample for Chloride is within laboratory Control Limits



# Certificate of Analysis Summary 425342

Yates Petroleum Corporation, Artesia, NM

Project Name: Corral Draw AQH Federal # 2



Project Id: 30-015-34257

Contact: Amber Cannon

Project Location: Eddy County

Date Received in Lab: Tue Aug-09-11 10:15 am

Report Date: 17-AUG-11

Project Manager: Brent Barron II

<b>Analysis Requested</b>	<b>Lab Id:</b>	425342-001	425342-002				
	<b>Field Id:</b>	Comp-00 5	Comp-01 0				
	<b>Depth:</b>	6-6 In	1-1 ft				
	<b>Matrix:</b>	SOIL	SOIL				
	<b>Sampled:</b>	Aug-04-11 10.13	Aug-04-11 10.26				
<b>Inorganic Anions by EPA 300/300.1 SUB: E871002</b>	<b>Extracted:</b>	Aug-14-11 12 58	Aug-14-11 13 16				
	<b>Analyzed:</b>	Aug-14-11 12 58	Aug-14-11 13 16				
	<b>Units/RL:</b>	mg/kg RL	mg/kg RL				
Chloride		357 5 13	310 5 16				
<b>Percent Moisture</b>	<b>Extracted:</b>						
	<b>Analyzed:</b>	Aug-09-11 15.35	Aug-09-11 15 35				
	<b>Units/RL:</b>	% RL	% RL				
Percent Moisture		2 46 1 00	3 04 1 00				

This analytical report, and the entire data package it represents, has been made for your exclusive and confidential use. The interpretations and results expressed throughout this analytical report represent the best judgment of XENCO Laboratories. XENCO Laboratories assumes no responsibility and makes no warranty to the end use of the data hereby presented. Our liability is limited to the amount invoiced for this work order unless otherwise agreed to in writing.

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Brent Barron II  
Odessa Laboratory Manager



# Flagging Criteria

- X In our quality control review of the data a QC deficiency was observed and flagged as noted. MS/MSD recoveries were found to be outside of the laboratory control limits due to possible matrix /chemical interference, or a concentration of target analyte high enough to affect the recovery of the spike concentration. This condition could also affect the relative percent difference in the MS/MSD.
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**BRL** Below Reporting Limit.

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**MDL** Method Detection Limit      **SDL** Sample Detection Limit      **LOD** Limit of Detection

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 2505 North Falkenburg Rd, Tampa, FL 33619  
 5757 NW 158th St, Miami Lakes, FL 33014  
 12600 West I-20 East, Odessa, TX 79765  
 6017 Financial Drive, Norcross, GA 30071  
 3725 E Atlanta Ave, Phoenix, AZ 85040

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(813) 620-2000	(813) 620-2033
(305) 823-8500	(305) 823-8555
(432) 563-1800	(432) 563-1713
(770) 449-8800	(770) 449-5477
(602) 437-0330	





**XENCO Laboratories**  
 Atlanta, Boca Raton, Corpus Christi, Dallas  
 Houston, Miami, Odessa, Philadelphia  
 Phoenix, San Antonio, Tampa

Document Title: Sample Receipt Checklist  
 Document No.: SYS-SRC  
 Revision/Date: No. 01, 5/27/2010  
 Effective Date: 6/1/2010 Page 1 of 1

**Prelogin / Nonconformance Report - Sample Log-In**

Client: Yates Petroleum  
 Date/Time: 8-9-11 10:15  
 Lab ID #: 425341 / 425342  
 Initials: AE

**Sample Receipt Checklist**

1. Samples on ice?	Blue	<u>Water</u>	No	
2. Shipping container in good condition?	<u>Yes</u>	No	None	
3. Custody seals intact on shipping container (cooler) and <u>bottles</u> ?	<u>Yes</u>	No	N/A	
4. Chain of Custody present?	<u>Yes</u>	No		
5. Sample instructions complete on chain of custody?	<u>Yes</u>	No		
6. Any missing / extra samples?	Yes	<u>No</u>		
7. Chain of custody signed when relinquished / received?	<u>Yes</u>	No		
8. Chain of custody agrees with sample label(s)?	<u>Yes</u>	No		
9. Container labels legible and intact?	<u>Yes</u>	No		
10. Sample matrix / properties agree with chain of custody?	<u>Yes</u>	No		
11. Samples in proper container / bottle?	<u>Yes</u>	No		
12. Samples properly preserved?	<u>Yes</u>	No	N/A	
13. Sample container intact?	<u>Yes</u>	No		
14. Sufficient sample amount for indicated test(s)?	<u>Yes</u>	No		
15. All samples received within sufficient hold time?	<u>Yes</u>	No		
16. Subcontract of sample(s)?	<u>Yes</u>	No	N/A	Xenoco - Houston
17. VOC sample have zero head space?	<u>Yes</u>	No	N/A	
18. Cooler 1 No.	Cooler 2 No.	Cooler 3 No.	Cooler 4 No.	Cooler 5 No.
lbs <u>2.1</u> °C	lbs °C	lbs °C	lbs °C	lbs °C

**Nonconformance Documentation**

Contact: \_\_\_\_\_ Contacted by: \_\_\_\_\_ Date/Time: \_\_\_\_\_

Regarding: \_\_\_\_\_

Corrective Action Taken: \_\_\_\_\_

- Check all that apply:
- Cooling process has begun shortly after sampling event and out of temperature condition acceptable by NELAC 5.5.8.3.1.a.1.
  - Initial and Backup Temperature confirm out of temperature conditions
  - Client understands and would like to proceed with analysis