

**AP-078**

**GENERAL  
CORRESPONDENCE**

**2009**

AP-078

**VonGonten, Glenn, EMNRD**

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**From:** Gil Van Deventer <gilbertvandeventer@suddenlink.net>  
**Sent:** Wednesday, April 15, 2009 2:22 PM  
**To:** VonGonten, Glenn, EMNRD  
**Cc:** Andrew Parker; Hill, Larry, EMNRD; Matt Pride; Randy Hicks; Mike Curry; Snyder, Jim, EMNRD  
**Subject:** Proof of written notice and publication - Stage 1 Abatement Plan Proposal for the South Four Lakes #15 Site (AP-78)  
**Attachments:** PN\_Proof\_SFL#15.pdf

Hello Glenn

On behalf of Pride Energy Company, attached is proof of written notice and proof of publication for the Stage 1 Abatement Plan Proposal for the South Four Lakes #15 Site (AP-78) as required by OCD Rule Part 30.15. A hard copy has also been sent to you today via U.S. Priority Mail. Copies were also mailed to the Hobbs District 1 Office and Pride Energy.

On March 20, 2009, written notice was sent to interested parties by certified mail or email as directed by NMOCD. Public notices were published in the Hobbs News-Sun and the Santa Fe New Mexican on March 24, 2009.

We look forward to working with you on this project. If you have any questions please call me at 432-638-8740 or Matt Pride at 918-524-9200.

Thanks - Gil

*Gilbert J. Van Deventer, PG, REM  
Trident Environmental  
P. O. Box 7624, Midland TX 79708  
Work/Mobile: 432-638-8740  
Fax: 413-403-9968  
Home: 432-682-0727*

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USPS Delivery Confirmation  
420 87505 9101 0105 2129 7963 1573 55



April 15, 2009

Mr. Glenn von Gonten  
New Mexico Energy, Minerals, & Natural Resources  
Oil Conservation Division, Environmental Bureau  
1220 S. St. Francis Drive  
Santa Fe, New Mexico 87504

**RE: Proof of Written Notice and Proof of Publication  
For Stage 1 Abatement Plan Proposal  
South Four Lakes #15 Site (AP-78)  
T12S-R34E-Section 2, Unit Letter G  
Lea County, New Mexico**

Dear Mr. von Gonten

On behalf of Pride Energy Company, enclosed is proof of written notice and proof of publication for the Stage 1 Abatement Plan Proposal for the above-referenced site as required by OCD Rule Part 30.15.

On March 20, 2009, written notice was sent to interested parties by certified mail or email as directed by NMOCD. The Notice of Publication and mailing lists of interested parties are included in Attachment A.

Public notices were published in the Hobbs News-Sun and the Santa Fe New Mexican on March 24, 2009. Affidavits of publication are included in Attachment B.

We look forward to working with you on this project. If you have any questions please call me at 432-638-8740 or Matt Pride at 918-524-9200.

Sincerely,

A handwritten signature in black ink that reads "Gilbert Van Deventer". The signature is written in a cursive style.

Gilbert Van Deventer, REM, PG  
Trident Environmental

cc: Matt Pride (Pride Energy Co., Tulsa, OK)  
Larry Hill (NMOCD -District 1, Hobbs, NM)

# ATTACHMENT A

## Proof of Written Notice

## **NOTICE OF PUBLICATION**

**State of New Mexico**

**Energy, Minerals and Natural Resources Department**

**Oil Conservation Division**

Notice is hereby given that pursuant to Oil Conservation Division Regulations, the following Stage 1 Abatement Plan Proposal has been submitted to the Director of the Oil Conservation Division, 1220 S. St. Francis Dr., Santa Fe, New Mexico 87505, Telephone (505) 476-3440:

Matthew L. Pride, President of Pride Production Co., Inc., which is a General Partner of Pride Energy Company, an Oklahoma General Partnership, Telephone (918) 524-9200, P. O. Box 701950, Tulsa, Oklahoma 74170, has submitted a Stage 1 Abatement Plan Proposal (AP-78) for the South Four Lakes #15 site, located in Section 2, Township 12 South, Range 34 East, Lea County, New Mexico, approximately 10 miles west of Tatum, New Mexico. Pride Energy Company is the operator of an oil and gas well at the site. A former drilling pit is a suspected source of a release of brines into the vadose zone and groundwater at the site. The volume of any release is unknown. Assuming that the release of brine occurred soon after drilling was completed in March 2005; the down gradient extent of groundwater impairment could be 30 ft to 120 ft southeast of the pit. The Stage 1 Abatement Plan includes (1) a description of the site, site maps, and discussion of the site history including the nature of the release, (2) a description of the site geology and hydrology, (3) results of previous investigations, (4) the proposed characterization program, which includes the installation of soil borings and/or monitoring well(s) to delineate the vertical and horizontal extent of the constituents of concern, (5) a quality assurance plan, (6) assessment of restoration options, and (7) a schedule of proposed activities.

The division has determined that the application satisfies the requirements of OCD Rule Part 30.13C and is therefore administratively complete. The division will accept written comments on the abatement plan if the director receives them within 30 days after the date of publication of the public notice. Persons who are interested in obtaining further information, submitting comments, or wish to be placed on a facility-specific mailing list for future notices may contact the Environmental Bureau Chief of the Oil Conservation Division at the address given above. The application and administrative completeness determination may be viewed at the above address between 8:00 a.m. and 4:00 p.m., Monday through Friday, or may also be viewed at the OCD web site (<http://www.emnrd.state.nm.us/ocd>). Persons who are interested in obtaining a copy of the application and administrative completeness determination may contact Jim Snyder at the address given above, by telephone at 505-476-3484, or by email at [Jim.Snyder@state.nm.us](mailto:Jim.Snyder@state.nm.us).

MAILING LIST (Certified Mail):

1. Surface owners within one mile (parcel post)
  - a. South 4 Lakes Unit #15:
    - i. No surface owners within one-mile
2. Federal, State, and Local Agencies (certified mail)
  - a. Office of Natural Resources Trustee Attn: Jim Baca 610 Gold Avenue SW, Suite 236  
Albuquerque, New Mexico 87102
  - b. New Mexico State Land Office, Commissioner of Public Lands P.O. Box 1148  
Santa Fe, NM 87504-1148
  - c. Lea County Commission 100 North Main Lovington, NM 88260-4030
  - d. New Mexico Oil Conservation Division Attn: Glenn Von Gonten 1220 South St.  
Francis Drive Santa Fe, NM 87505
3. City Officials
  - a. none (< 1-mile for city limits)
4. Tribal Lands (certified mail)
  - a. none

EMAIL LIST:

Bruce Thompson, Director, NM Department of Game & Fish  
Email: Bruce.thompson@state.nm.us

Matthew Wunder, Chief, Conservation Services, NM Department of Game & Fish  
Email: matthew.wunder@state.nm.us

Alvin Warren, Cabinet Secretary, Indian Affairs Department  
Email: alvin.warren@state.nm.us

Director, Agriculture Programs and Resources Division, Soil and Water Conservation  
Bureau, New Mexico Department of Agriculture  
Email: ddapr@nmda.nmsu.edu

Linda Rundell, State Director, Bureau of Land Management  
Email: Linda\_Rundell@nm.blm.gov

Phil Sisneros and Lynn Southard, Attorney General's Office,

South Four Lakes #15 Site (AP-78)  
Stage 1 Abatement Plan Proposal  
Proof of Written Notice

Phil Sisneros and Lynn Southard, Attorney General's Office,  
Email: psisneros@nmag.gov and lsouthard@nmag.gov

Randy Hicks, R. T. Hicks Consultants, Ltd.  
Email: r@rthicksconsult.com

Chris Shuey, Southwest Research & Information Center  
Email: sricdon@earthlink.net

Director, State Parks & Recreation  
Email: nmparks@state.nm.us

John Dantonio , State Engineer  
Water Resources Division, NM Bureau of Mines & Mineral Resources  
Email: john.dantonio@state.nm.us

Marie Gutierrez, New Mexico Oil & Gas Association  
Email: mariieg@nmoga.org and sreid@nmoga.org

William Fetner , New Mexico Trustee for Natural Resources  
Email: william.fetner@state.nm.us

Jay Lazarus, Glorieta Geoscience Inc.  
Email: lazarus@glorietageo.com

Marissa Stone, Secretary, New Mexico Environment Department  
Email: marissa.stone@state.nm.us

Ron Dutton, Southwestern Public Service  
Email: ron.dutton@xcelenergy.com

Christina Garcia, Regional Forester, USFS Regional Office  
Email: cgarcia@fs.fed.us

John E. Kieling, Program Manager, Permits Management Program, HWB  
Email: john.kieling@state.nm.us

Bruce S. Garber, Attorney at Law  
Email: bsg@garbhall.com

Bill Olson, Chief, Groundwater Bureau  
Email: Bill.Olson@state.nm.us

South Four Lakes #15 Site (AP-78)  
Stage 1 Abatement Plan Proposal  
Proof of Written Notice

Claudette Horn, Environmental Counsel, Public Service Company of New Mexico  
Email: claudette.horn@pnm.com

Ned Kendrick, Attorney at Law  
Email: ekendrick@montand.com

Jeffrey Harris, (Los Lobos LLC), Rubin, Winston, Dierecks, Harris & Cooke, LLP  
Email: jharris@rwdhc.com

Damon Seawright (Los Lobos LLC Application), Talapia Fish Farm  
E-mail: dseawright@gmail.com

Karin Foster, Director, Independent Petroleum Association of New Mexico  
Email: fosterassociates2005@yahoo.com and staff@ipanm.org

OCD District 1 Manager  
Email: chris.williams@state.nm.us

OCD District 1 Environmental Inspector  
Email: larry.johnson@state.nm.us

OCD District 1 Environmental Inspector  
Email: GeoffreyR.Leking@state.nm.us

OCD District 2 Manager  
Email: tim.gum@state.nm.us

OCD District 2 Environmental Inspector  
Email: mike.bratcher@state.nm.us

OCD District 3 Manager  
Email: charlie.perrin@state.nm.us

OCD District 3 Environmental Inspector  
Email: brandon.powell@state.nm.us

OCD District 4 Manager  
Email: ed.martin@state.nm.us



# Track & Confirm

## Search Results

Label/Receipt Number: **7004 1350 0001 9663 5578**  
Status: **Delivered**

Your item was delivered at 10:24 AM on March 20, 2009 in SANTA FE, NM 87505.

U.S. Postal Service  
**CERTIFIED MAIL™ RECEIPT**  
(Domestic Mail Only; No Insurance Coverage Provided)

For delivery information visit our website at www.usps.com

**OFFICIAL USE**

Postage	\$ 00.42	0101
Certified Fee	\$2.70	
Return Receipt Fee (Enclosurement Required)	\$0.00	
Registered Delivery Fee (Enclosurement Required)	\$0.00	
<b>Total Postage &amp; Fees</b>	<b>\$ 03.12</b>	

Post to: **NMOCDC Attn: Glenn Van Lanen**  
Street, Apt. No.: **1220 South St. Francis Dr**  
City, State, ZIP+4: **Santa Fe NM 87505**

PS Form 3800, June 2002



# Track & Confirm

## Search Results

Label/Receipt Number: **7004 1350 0001 9663 5684**  
Status: **Delivered**

Your item was delivered at 11:48 AM on March 20, 2009 in ALBUQUERQUE, NM 87102.

U.S. Postal Service  
**CERTIFIED MAIL™ RECEIPT**  
(Domestic Mail Only; No Insurance Coverage Provided)

For delivery information visit our website at www.usps.com

**OFFICIAL USE**

Postage	\$ 00.42	0101
Certified Fee	\$2.70	
Return Receipt Fee (Enclosurement Required)	\$0.00	
Registered Delivery Fee (Enclosurement Required)	\$0.00	
<b>Total Postage &amp; Fees</b>	<b>\$ 03.12</b>	

Post to: **Office of Natural Resources Attn: Jim B...**  
Street, Apt. No.: **610 Gold Avenue NW Suite 236**  
City, State, ZIP+4: **Albuquerque NM 87102**

PS Form 3800, June 2002



# Track & Confirm

## Search Results

Label/Receipt Number: **7004 1350 0001 9663 5523**  
Status: **Delivered**

Your item was delivered at 7:58 AM on March 23, 2009 in SANTA FE, NM 87504.

U.S. Postal Service  
**CERTIFIED MAIL™ RECEIPT**  
(Domestic Mail Only; No Insurance Coverage Provided)

For delivery information visit our website at www.usps.com

**OFFICIAL USE**

Postage	\$ 00.42	0101
Certified Fee	\$2.70	
Return Receipt Fee (Enclosurement Required)	\$0.00	
Registered Delivery Fee (Enclosurement Required)	\$0.00	
<b>Total Postage &amp; Fees</b>	<b>\$ 03.12</b>	

Post to: **NM State Land Office, Game & Wildlife**  
Street, Apt. No.: **PO Box 1148**  
City, State, ZIP+4: **Santa Fe, NM 87504-1148**

PS Form 3800, June 2002



# Track & Confirm

## Search Results

Label/Receipt Number: **7004 1350 0001 9663 5677**  
Status: **Acceptance**

Your item was accepted at 1:58 PM on March 19, 2009 in ALBUQUERQUE, NM 87101. Information, if available, is updated every evening. Please check again later.

U.S. Postal Service™		
<b>CERTIFIED MAIL® RECEIPT</b>		
<i>(Domestic Mail Only. No Insurance Coverage Provided)</i>		
For delivery information visit our website at <a href="http://www.usps.com">www.usps.com</a>		
OFFICIAL USE		
Postage	\$ 0.42	0101
Certified Fee	\$2.70	05/19/2009
Return Receipt Fee (Excludes First-Class®)	\$0.00	ALBUQUERQUE, NM
Registered Delivery Fee (Excludes First-Class®)	\$0.00	
Total Postage & Fees	\$ 3.12	
Sent to: <u>Lea County Commission</u>		
or PG Rec No: <u>100 North Main</u>		
or PG Rec No: <u>Lovington NM 88260-4030</u>		
PS Form 3800, June 2008 See Reverse for Instructions		

Subject: RE: Receival of Public Notices  
Date: Mon, 30 Mar 2009 15:37:59 -0600  
From: Sandra Stout <sstout@leacounty.net>  
To: Andrew Parker <andrew@rthicksconsult.com>  
References: <49D13A92.5010506@rthicksconsult.com>

Thank you Andrew.

Sandra J Stout

Administrative Assistant  
Lea County Commission/Manager's Office  
100 North Main, Suite 4  
Lovington, New Mexico 88260

(575) 396-8602 office (575) 605-1441 cell  
(575) 396-2093 fax

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-----Original Message-----

From: Andrew Parker [mailto:andrew@rthicksconsult.com]  
Sent: Monday, March 30, 2009 3:33 PM  
To: Sandra Stout  
Cc: gilbertvandeventer@suddenlink.net  
Subject: Receival of Public Notices

Sandy:

Per our conversation you should have received 5 public notices via certified mail. The receipt number is 7004 1350 0001 9663 5677. Please let me know if you receive the notices in th mail.

Until then, I have attached copies of the notices. Please distribute the public notices as appropriate to the County Commission.

Please call me if you have any questions.

Andrew Parker  
R.T. Hicks Consultants  
505-266-5004

**Gil Van Deventer**

---

**From:** "Gil Van Deventer" <gilbertvandeventer@suddenlink.net>  
**To:** "Alvin Warren" <alvin.warren@state.nm.us>; "Bill Olson" <Bill.Olson@state.nm.us>; "Brandon Powell" <brandon.powell@state.nm.us>; "Bruce Garber" <bsg@garbhall.com>; "Bruce Thompson" <bruce.thompson@state.nm.us>; "Buddy Hill" <larry.hill@state.nm.us>; "Charlie Perrin" <charlie.perrin@state.nm.us>; "Chris Shuey" <scriedon@earthlink.net>; "Chris Williams" <chris.williams@state.nm.us>; "Christina Garcia" <cgarcia@fs.fed.us>; "Claudette Horn" <claudette.horn@pnm.com>; "Damon Seawright" <dseawright@gmail.com>; "Director of Agriculture Programs and Resources Division" <ddapr@nmda.nmsu.edu>; "Director State Parks and Recreation" <nmparks@state.nm.us>; "Ed Martin" <ed.martin@state.nm.us>; "Geoffrey Leking" <GeoffreyR.Leking@state.nm.us>; "IPANM Staff" <staff@ipanm.org>; "Jay Lazarus" <lazarus@glorietageo.com>; "Jeffrey Harris" <jharris@rwdhc.com>; "John Dantonio" <john.dantonio@state.nm.us>; "John Kieling" <john.kieling@state.nm.us>; "Johnson, Larry, EMNRD" <larry.johnson@state.nm.us>; "Linda Rundell" <Linda\_Rundell@nm.blm.gov>; "Lynn Southard" <lsouthard@nmag.gov>; "Marissa Stone" <marissa.stone@state.nm.us>; "Matthew Wunder" <matthew.wunder@state.nm.us>; "Mike Bratcher" <mike.bratcher@state.nm.us>; "Ned Kendrick" <ekendrick@montand.com>; "Phil Sisneros" <psisneros@nmag.gov>; "Randy Hicks" <r@rthicksconsult.com>; "Ron Dutton" <ron.dutton@xcelenergy.com>; "Stephanie P Kiger" <stephaniep.kiger@state.nm.us>; "Stephanie Reid" <sreid@nmoga.org>; "Tim Gum" <tim.gum@state.nm.us>; "Todd Stevenson" <tod.stevenson@state.nm.us>; "William Fetner" <william.fetner@state.nm.us>  
**Sent:** Friday, March 20, 2009 2:08 PM  
**Attach:** SFL#15\_S1AP78\_Public\_Notice.pdf  
**Subject:** Public Notice AP-78

Pursuant with 19.15.30.15 NMAC, attached is the public notice for a Stage 1 Abatement Plan Proposal for the South Four Lakes #15 (AP-78) site which has been submitted to the New Mexico Oil Conservation Division. Please direct any questions or comments to the NMOCD as instructed in the public notice.

Thank you,

*Gilbert J. Van Deventer, PG, REM*



P. O. Box 7624, Midland TX 79708  
 Work/Mobile: 432-638-8740  
 Fax: 413-403-9968  
 Home: 432-682-0727

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# ATTACHMENT B

## Proof of Publication

# Affidavit of Publication

State of New Mexico,  
County of Lea.

I, KATHI BEARDEN  
PUBLISHER

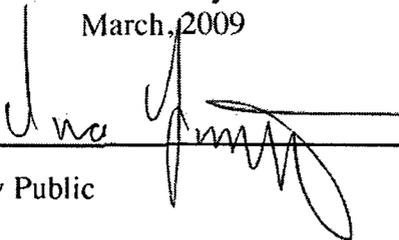
of the Hobbs News-Sun, a  
newspaper published at Hobbs, New  
Mexico, do solemnly swear that the  
clipping attached hereto was  
published in the regular and entire  
issue of said newspaper, and not a  
supplement thereof for a period

of 1 issue(s).

Beginning with the issue dated  
March 24, 2009  
and ending with the issue dated  
March 24, 2009

  
PUBLISHER

Sworn and subscribed to before me  
this 24th day of  
March, 2009



Notary Public

My commission expires  
February 09, 2013  
(Seal)



This newspaper is duly qualified to  
publish legal notices or  
advertisements within the meaning of  
Section 3, Chapter 167, Laws of  
1937 and payment of fees for said  
publication has been made.

LEGAL

MARCH 24, 2009

NOTICE OF PUBLICATION

State of New Mexico

Energy, Minerals and Natural Resources Department  
Oil Conservation Division

Notice is hereby given that pursuant to Oil Conservation Division Regulations, the following Stage 1 Abatement Plan Proposal has been submitted to the Director of the Oil Conservation Division, 1220 S. St. Francis Dr., Santa Fe, New Mexico 87505. Telephone (505) 476-3440.

Matthew L. Pride, President of Pride Production Co., Inc., which is a General Partner of Pride Energy Company, an Oklahoma General Partnership, Telephone (918) 524-9200, P. O. Box 701950, Tulsa, Oklahoma 74170, has submitted a Stage 1 Abatement Plan Proposal (AP-78) for the South Four Lakes #15 site, located in Section 2, Township 12 South, Range 34 East, Lea County, New Mexico, approximately 10 miles west of Tatum, New Mexico. Pride Energy Company is the operator of an oil and gas well at the site. A former drilling pit is a suspected source of a release of brines into the vadose zone and groundwater at the site. The volume of any release is unknown. Assuming that the release of brine occurred soon after drilling was completed in March 2005, the down-gradient extent of groundwater impairment could be 30 ft to 120 ft southeast of the pit. The Stage 1 Abatement Plan includes (1) a description of the site, site maps, and discussion of the site history including the nature of the release; (2) a description of the site geology and hydrology; (3) results of previous investigations; (4) the proposed characterization program, which includes the installation of soil borings and/or monitoring well(s) to delineate the vertical and horizontal extent of the constituents of concern; (5) a quality assurance plan; (6) assessment of restoration options; and (7) a schedule of proposed activities.

The division has determined that the application satisfies the requirements of OCD Rule Part 30.13C and is therefore administratively complete. The division will accept written comments on the abatement plan if the director receives them within 30 days after the date of publication of the public notice. Persons who are interested in obtaining further information, submitting comments, or wish to be placed on a facility-specific mailing list for future notices may contact the Environmental Bureau Chief of the Oil Conservation Division at the address given above. The application and administrative completeness determination may be viewed at the above address between 8:00 a.m. and 4:00 p.m., Monday through Friday, or may also be viewed at the OCD web site (<http://www.emnrd.state.nm.us/ocd>). Persons who are interested in obtaining a copy of the application and administrative completeness determination may contact Jim Snyder at the address given above by telephone at 505-476-3484, or by email at [Jim.Snyder@state.nm.us](mailto:Jim.Snyder@state.nm.us).

#24817

67104327

00027915

TRIDENT ENVIRONMENTAL  
P.O. BOX 7624  
MIDLAND, TX 79708

THE SANTA FE  
**NEW MEXICAN**  
Founded 1849

RT Hicks Consultants  
Andrew Parker  
901 Rio Grande Blvd NW #F-142  
Albuquerque, NM 87104

ALTERNATE ACCOUNT: 01001  
AD NUMBER: 00282816 ACCOUNT: 00000123  
LEGAL NO: 86947 P.O. #: 163.10  
150 LINES 1 TIME(S)  
AFFIDAVIT: 7.00  
TAX: 13.50  
TOTAL: 183.60

AFFIDAVIT OF PUBLICATION

STATE OF NEW MEXICO  
COUNTY OF SANTA FE

I, L. Paquin, being first duly sworn declare and say that I am Legal Advertising Representative of THE SANTA FE NEW MEXICAN, a daily newspaper published in the English language, and having a general circulation in the Counties of Santa Fe and Los Alamos, State of New Mexico and being a newspaper duly qualified to publish legal notices and advertisements under the provisions of Chapter 167 on Session Laws of 1937; that the publication # 86947 a copy of which is hereto attached was published in said newspaper 1 day(s) between 03/24/2009 and 03/24/2009 and that the notice was published in the newspaper proper and not in any supplement; the first date of publication being on the 24th day of March, 2009 and that the undersigned has personal knowledge of the matter and things set forth in this affidavit.

/s/ L. Paquin  
LEGAL ADVERTISEMENT REPRESENTATIVE

Subscribed and sworn to before me on this 24th day of March, 2009

Notary Mary Margaret Vigil-Weideman  
Commission Expires: 11-13-2012



www.santafenewmexican.com

**NOTICE OF PUBLICATION**  
State of New Mexico  
Energy, Minerals and  
Natural Resources Department

Oil Conservation Division

Notice is hereby given that pursuant to Oil Conservation Division Regulations, the following Stage 1 Abatement Plan Proposal has been submitted to the Director of the Oil Conservation Division, 1220 S. St. Francis Dr., Santa Fe, New Mexico 87505, Telephone (505) 476-3440:

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South, Range 34 East, Lea County, New Mexico, approximately 10 miles

west of Tatum, New Mexico. Pride Energy Company is the operator of an oil and gas well at the site. A former drilling pit is a suspected source of a release of brines into the vadose zone and groundwater at the site. The

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(<http://www.emnrd.state.nm.us/ocd>). Persons who are interested in obtaining a

copy of the application and administrative completeness determination may contact Jim Snyder at the

address given above, by telephone at 505-476-3484, or by email at

Jim.Snyder@state.nm.us.

Legal No. 86947  
Pub. March 24, 2009