

Bratcher, Mike, EMNRD

From: Bratcher, Mike, EMNRD
Sent: Tuesday, August 21, 2012 10:36 AM
To: 'Christopher_Jones@oxy.com'
Cc: kswinney@bbcinternational.com; cbrunson@bbcinternational.com
Subject: RE: Rogers 23#3

Reference: OXY USA * Rogers #3 * 30-015-39849 * H-23-18s-26e * Eddy County, New Mexico Date of release: 8/13/2012

Chris,

Based on the analytical data presented, and a review of depth to groundwater data, you may proceed with excavation at this site. Confirmation samples will be required to be obtained from the excavated area prior to backfill. If soil is removed to the 5' interval, confirmation samples will not be required.

At this time, OCD does not have a Form C-141 for this release, and has not assigned an RP tracking number.

OCD approval does not relieve the operator of liability should their operations have failed to adequately investigate and remediate contamination that may pose a threat to ground water, surface water, human health or the environment. In addition, OCD approval does not relieve the operator of responsibility for compliance with any other federal, state, local laws and/or regulations.

If you have any questions or concerns, please contact me.

Mike Bratcher
NMOCD District 2
811 S. First Street
Artesia, NM 88210
O: 575-748-1283 X108
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F: 575-748-9720

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

From: Christopher_Jones@oxy.com [mailto:Christopher_Jones@oxy.com]
Sent: Monday, August 20, 2012 6:42 AM
To: Bratcher, Mike, EMNRD
Cc: kswinney@bbcinternational.com; cbrunson@bbcinternational.com
Subject: Rogers 23#3

Mike,

Attached is the soil analysis from the Rogers leak. The land owner is wanting this work expedited and we have been working diligently trying to accommodate him because he is trying plant his field, he is wanting to plant this week. After looking at the lab results and talking to Ken and Cliff at BBC we feel as though if we excavated 4' of soil and back field with top soil that could accommodate the land owner and the OCD. If you concur we would like to go ahead and get this taken care of asap for the land owners sake. Please let me know you thoughts, any concerns, or any recommendations, thank you.

Chris Jones
HES Specialist
Permian Primary Production
Carlsbad, NM
Cell 575-499-3337
Off 575-628-4121

"We do not inherit the earth from
our ancestors; we borrow it from
our children.." Chief Seattle