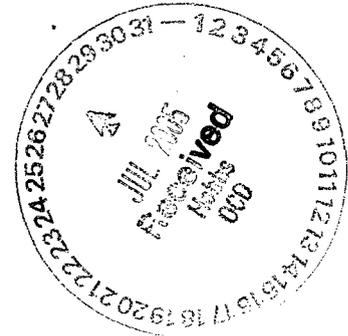


**NMOCD
Remediation
Final Report**



**John H. Hendrix Corp.
Cossatot D
Unit C Section 13, Tws. 22 S., Rng. 37 E.
Lea Co., NM**

July 2005

*Hendrix-12024
incident - nPAC0608151674
application pPAC 060454538*

July 27, 2005

NMOCD Environmental
ATTN: Larry Johnson
1625 N. French Drive
Hobbs, NM 88240

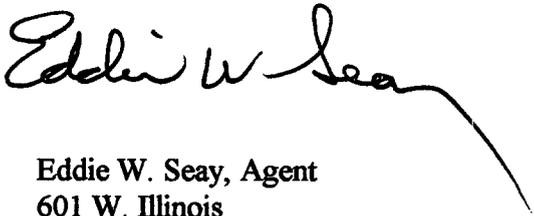
RE: John H. Hendrix Corp.
Cossatot D
Remediation, Final Report

Mr. Johnson:

Within is the final report for JHH pertaining to the spill, investigation and remediation of the Cossatot D Battery.

If you have any questions, please call.

Sincerely,



Eddie W. Seay, Agent
601 W. Illinois
Hobbs, NM 88242
(505)392-2236
seay04@leaco.net

cc: John H. Hendrix Corp.
MBurrows@valornet.com

REMEDICATION

Final Report

Cossatot D

Work began in early June to remediate and clean up spill as was reported on C-141. The OCD and landowner were notified of the work, everything went according to approved work plan.

Using E.D. Walton as the contractor, we excavated 1140 cu. yd. of contaminated soil. The soil was hauled to John H. Hendrix, Centralized Surface Waste Management Facility, Permit NM-02-0021.

After contaminated soil was removed, composite sampling was conducted on the bottom and sidewalls as guidelines require, the OCD and landowner were notified of the sampling event. The results of the sampling was discussed with Mr. Johnson of the OCD and were within OCD guidelines for closure. Mr. Johnson approved closure.

We began backhauling clean soil from JHH property to fill the excavated area. The area was filled, compacted and contoured to the surrounding terrain. New caliche was hauled in to reconstruct berm and repair location and road. Gravel was put around tanks and vessels. The entire disturbed area was harrowed and seeded with BLM #2 seed.

The report contains photos, analytical, seeding information and run tickets for soil disposal if needed.



PHONE (325) 673-7001 • 2111 BEECHWOOD • ABILENE, TX 79603

PHONE (505) 393-2326 • 101 E. MARLAND • HOBBS, NM 88240

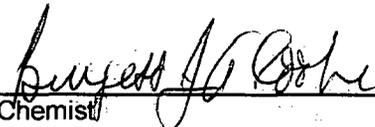
ANALYTICAL RESULTS FOR
 EDDIE SEAY CONSULTING
 ATTN: EDDIE SEAY
 601 W. ILLINOIS
 HOBBS, NM 88242
 FAX TO:

Receiving Date: 06/27/05
 Reporting Date: 06/28/05
 Project Owner: J. HENDRIX
 Project Name: J. HENDRIX COSATOT D LEASE
 Project Location: S. EUNICE, NM

Sampling Date: 06/27/05
 Sample Type: SOIL
 Sample Condition: COOL & INTACT
 Sample Received By: AH
 Analyzed By: BC/AH

LAB NUMBER	SAMPLE ID	GRO (C ₆ -C ₁₀) (mg/Kg)	DRO (>C ₁₀ -C ₂₈) (mg/Kg)	Cl* (mg/Kg)
ANALYSIS DATE		06/27/05	06/27/05	06/28/05
H9897-1	HCD #1	<10.0	217	128
H9897-2	HCD #1A	<10.0	396	160
H9897-3	HCD #1B	<10.0	97.2	96
H9897-4	HCD #2	<10.0	243	96
H9897-5	HCD #2A	<10.0	44.1	80
H9897-6	HCD #2B	<10.0	15.8	48
Quality Control		757	776	980
True Value QC		800	800	1000
% Recovery		94.6	97.1	98.0
Relative Percent Difference		5.0	6.1	4.0

METHODS: TPH GRO & DRO: EPA SW-846 8015 M; Cl: Std. Methods 4500-Cl B
 *Analyses performed on 1:4 w:v aqueous extracts.


 Chemist

6/28/05
 Date

H9897A.XLS

PLEASE NOTE: **Liability and Damages.** Cardinal's liability and client's exclusive remedy for any claim arising, whether based in contract or tort, shall be limited to the amount paid by client for analyses. All claims, including those for negligence and any other cause whatsoever shall be deemed waived unless made in writing and received by Cardinal within thirty (30) days after completion of the applicable service. In no event shall Cardinal be liable for incidental or consequential damages, including, without limitation, business interruptions, loss of use, or loss of profits incurred by client, its subsidiaries, affiliates or successors arising out of or related to the performance of services hereunder by Cardinal, regardless of whether such claim is based upon any of the above-stated reasons or otherwise.



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PHONE (505) 393-2326 • 101 E. MARLAND • HOBBS, NM 88240

ANALYTICAL RESULTS FOR
 EDDIE SEAY CONSULTING
 ATTN: EDDIE SEAY
 601 W. ILLINOIS
 HOBBS, NM 88242
 FAX TO:

Receiving Date: 06/27/05
 Reporting Date: 06/28/05
 Project Owner: J. HENDRIX
 Project Name: J. HENDRIX COSATOT D LEASE
 Project Location: S. EUNICE, NM

Sampling Date: 06/27/05
 Sample Type: SOIL
 Sample Condition: COOL & INTACT
 Sample Received By: AH
 Analyzed By: BC

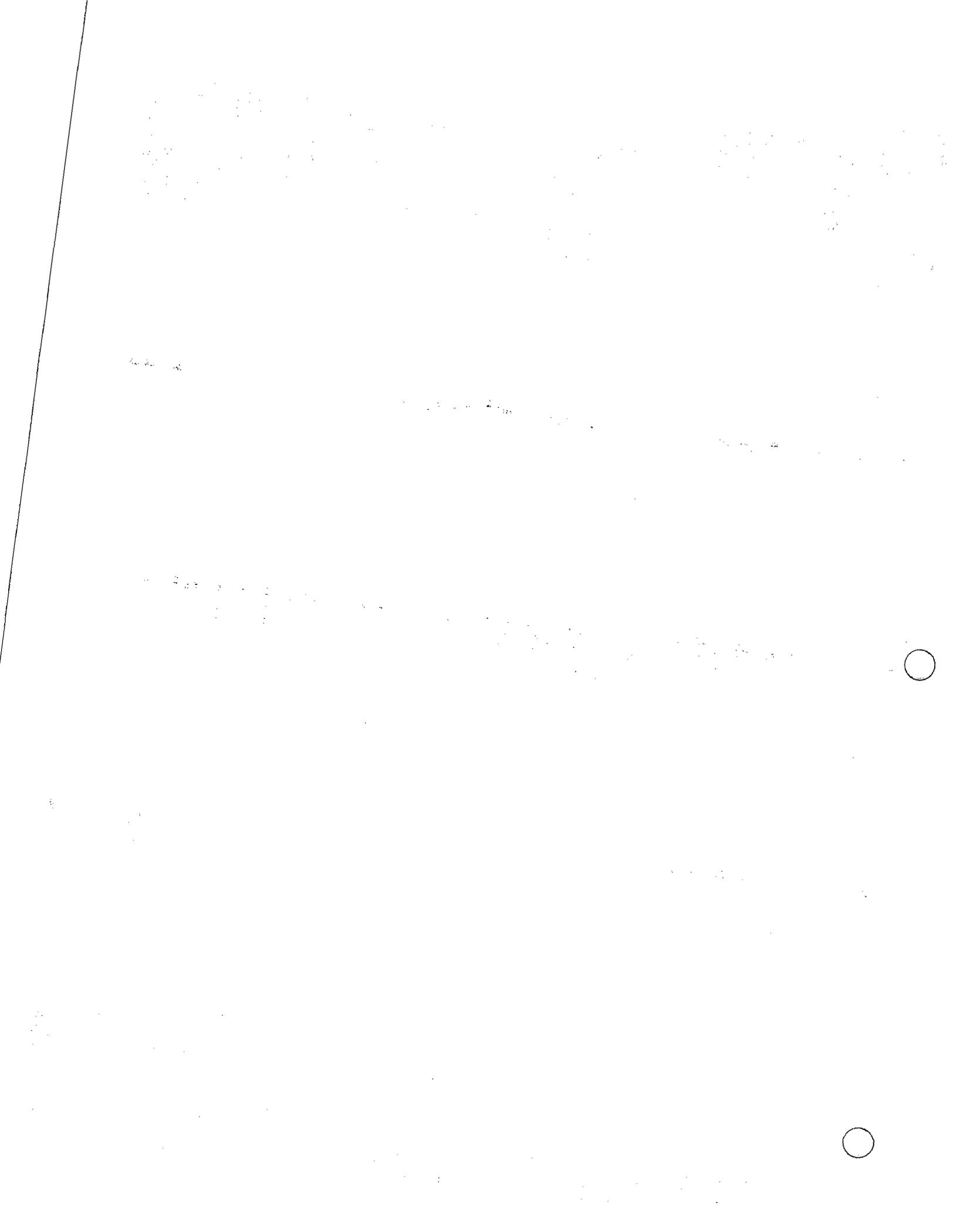
LAB NUMBER	SAMPLE ID	BENZENE (mg/Kg)	TOLUENE (mg/Kg)	ETHYL BENZENE (mg/Kg)	TOTAL XYLENES (mg/Kg)
ANALYSIS DATE		06/27/05	06/27/05	06/27/05	06/27/05
H9897-1	HCD #1	<0.005	<0.005	0.038	0.096
H9897-2	HCD #1A	<0.005	<0.005	<0.005	<0.015
H9897-3	HCD #1B	<0.005	<0.005	<0.005	<0.015
H9897-4	HCD #2	<0.005	<0.005	0.014	0.059
H9897-5	HCD #2A	<0.005	<0.005	<0.005	<0.015
H9897-6	HCD #2B	<0.005	<0.005	<0.005	<0.015
Quality Control		0.093	0.094	0.095	0.290
True Value QC		0.100	0.100	0.100	0.300
% Recovery		93.2	94.4	94.8	96.5
Relative Percent Difference		1.2	2.9	5.0	5.5

METHOD: EPA SW-846 8260

Bryant J. Carke
 Chemist

6/28/05
 Date

PLEASE NOTE: **Liability and Damages.** Cardinal's liability and client's exclusive remedy for any claim arising, whether based in contract or tort, shall be limited to the amount paid by client for analyses. All claims, including those for negligence and any other cause whatsoever shall be deemed waived unless made in writing and received by Cardinal within thirty (30) days after completion of the applicable service. **H9897B.XLS** Cardinal be liable for incidental or consequential damages, including, without limitation, business interruptions, loss of use, or loss of profits incurred by client, its subsidiaries, affiliates or successors arising out of or related to the performance of services hereunder by Cardinal, regardless of whether such claim is based upon any of the above-stated reasons or otherwise.





CARDINAL LABORATORIES, INC.

2111 Beechwood, Abilene, TX 79603 101 East Marland, Hobbs, NM 88240
 (915) 673-7001 Fax (915) 673-7020 (505) 393-2328 Fax (505) 393-2478

CHAIN-OF-CUSTODY AND ANALYSIS REQUEST

Page 1 of 1

ANALYSIS REQUEST

Company Name: Eddie's Saw Consulting
 Project Manager: Eddie's Saw Consulting
 Address: 601 W Fillmore State: NM Zip: 88242
 City: Hobbs Attn: [Signature]
 Phone #: 2-2236 Address: [Signature]
 Fax #: 2-6949 City: [Signature]
 Project #: JH Hendrix Project Owner: S. Hendrix State: [Signature] Zip: [Signature]
 Project Name: S. Hendrix Coastal D lease Phone #: [Signature]
 Project Location: S. Coles Fax #: [Signature]

LAB I.D.	Sample I.D.	RAB OR COMP	# CONTAINERS	MATRIX						DATE	TIME	ANALYSIS
				GROUNDWATER	WASTEWATER	SOIL	OIL	SLUDGE	OTHER:			
H9897-1	HCD # 1A	<input checked="" type="checkbox"/>	2	<input checked="" type="checkbox"/>	4/27	8:45	TPH (8015)					
-2	HCD # 1A	<input checked="" type="checkbox"/>	2	<input checked="" type="checkbox"/>	4/27	9:00	BTEX					
-3	HCD # 1B	<input checked="" type="checkbox"/>	2	<input checked="" type="checkbox"/>	4/27	9:10	Chloride					
H9897-4	HCD # 2A	<input checked="" type="checkbox"/>	2	<input checked="" type="checkbox"/>	4/27	9:20						
-5	HCD # 2A	<input checked="" type="checkbox"/>	2	<input checked="" type="checkbox"/>	4/27	9:30						
-6	HCD # 2B	<input checked="" type="checkbox"/>	2	<input checked="" type="checkbox"/>	4/27	9:35						

PLASMA NOTE: Lacey and Danner, Cardinal's history and details exclusive remedy for any claim arising from the amount paid by the client for the analysis. All claims involving these for negligence and any other cause whatsoever shall be deemed waived unless made in writing and received by Cardinal within 30 days after completion of the applicable service. In no event shall Cardinal be liable for negligent or consequential damages, including without limitation, punitive damages, loss of use, or loss of profits incurred by client, its subsidiaries, affiliates or successors arising out of or related to the performance of services hereunder by Cardinal, its agents or its subcontractors, in whole or in part, and all costs of collection, including attorney's fees.

Terms and Conditions: Travel will be charged on all accounts more than 30 days past due at the rate of 2% per annum from the original date of invoice, and all costs of collection, including attorney's fees.

Sampler Requisitioned: [Signature] Date: 4/27 Received By: [Signature]
 Requisitioned By: [Signature] Time: 10:15 Date: 4/27 Time: 10:15
 Relinquished By: [Signature] Date: 4/27 Time: 10:15

Delivered By: (Circle One)
 UPS Bus Other

Sample Condition Cool Intact: Yes No
 Checked By: [Signature] (Initials)
 Remarks: At B Sidewalk

† Cardinal cannot accept verbal changes. Please fax written changes to 915-673-7020.

June 29, 2005

NMOCD Environmental
ATTN: Larry Johnson
1625 N. French Drive
Hobbs, NM 88240

Plan Approved 6-29-05
[Signature]

RE: J.H. Hendrix
Cossatot D Spill
Section 13, T. 22 S., R. 37 E., Unit C

Mr. Johnson:

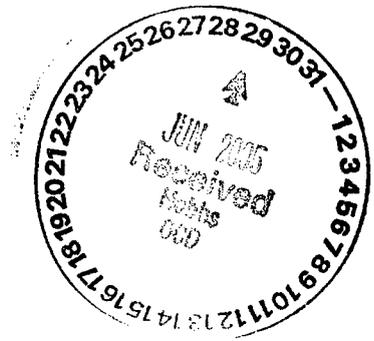
Attached are the sampling results from the above listed site. J.H. Hendrix would like approval to backfill and continue with surface work as plan was approved. The cleanup level based on groundwater information and OCD guideline is 1000 ppm TPH.

If you have any questions, please call.

Thanks,

Eddie W. Seay

Eddie W. Seay, Agent
601 W. Illinois
Hobbs, NM 88242
(505)392-2236
seay04@leaco.net





ARDINAL LABORATORIES

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PHONE (505) 393-2326 • 101 E. MARLAND • HOBBS, NM 88240

ANALYTICAL RESULTS FOR
EDDIE SEAY CONSULTING
ATTN: EDDIE SEAY
601 W. ILLINOIS
HOBBS, NM 88242
FAX TO:

Receiving Date: 06/27/05
Reporting Date: 06/28/05
Project Owner: J. HENDRIX
Project Name: J. HENDRIX COSATOT D LEASE
Project Location: S. EUNICE, NM

Sampling Date: 06/27/05
Sample Type: SOIL
Sample Condition: COOL & INTACT
Sample Received By: AH
Analyzed By: BC

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Relative Percent Difference		1.2	2.9	5.0	5.5

METHOD: EPA SW-846 8260

Dwight J. Carke
Chemist

6/28/05
Date



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PHONE (505) 393-2326 • 101 E. MARLAND • HOBBS, NM 88240

ANALYTICAL RESULTS FOR
EDDIE SEAY CONSULTING
ATTN: EDDIE SEAY
601 W. ILLINOIS
HOBBS, NM 88242
FAX TO:

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Project Name: J. HENDRIX COSATOT D LEASE
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Sample Condition: COOL & INTACT
Sample Received By: AH
Analyzed By: BC/AH

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Relative Percent Difference		5.0	6.1	4.0

METHODS: TPH GRO & DRO: EPA SW-846 8015 M; Cl: Std. Methods 4500-Cl'B

*Analyses performed on 1:4 w:v aqueous extracts.

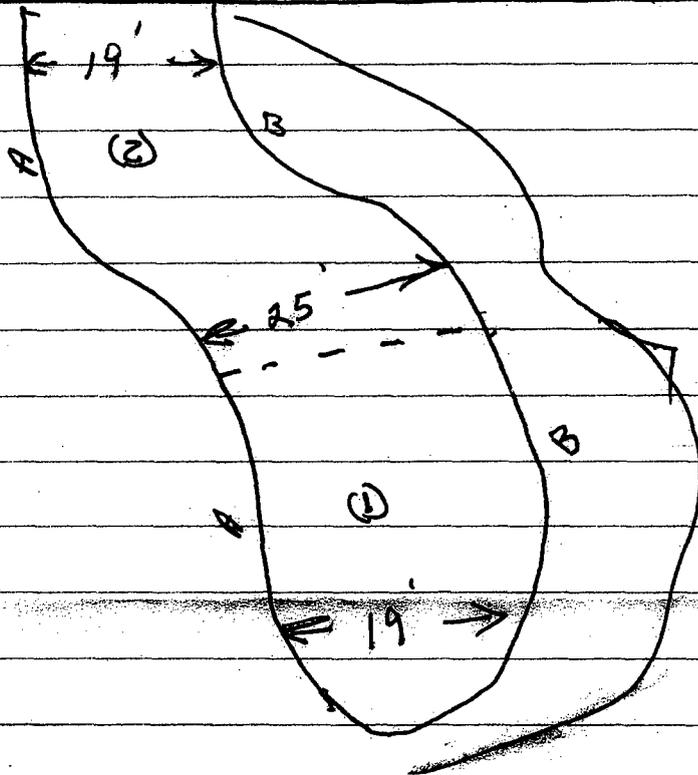
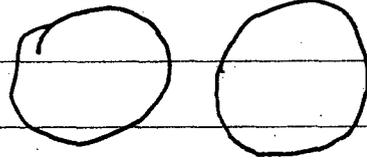
Chemist

Date

H9897A.XLS

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Cosatot D
Tank Battery



Measure

length 101

width 19 to 25 ft

Height

6 1/2 - 8 1/2

Avg depth
7.5'

6/27/25
Start 8:30

Ask about seedling.
Seeded with BLM #2

Samples	Time	
HCD-1	8:45	
HCD-1 A	9:00	N side
HCD-1 B	9:10	S side
HCD-2	9:20	
HCD-2 A	9:30	N side
HCD-2 B	9:45	S side

New Mexico Office of the State Engineer
Well Reports and Downloads

Township: **22S** Range: **37E** Sections: _____

NAD27 X: _____ Y: _____ Zone: _____ Search Radius: _____

County: _____ Basin: _____ Number: _____ Suffix: _____

Owner Name: (First) _____ (Last) _____ Non-Domestic Domestic All

AVERAGE DEPTH OF WATER REPORT 05/31/2005

Bsn	Tws	Rng	Sec	Zone	X	Y	Wells	(Depth Water in Feet)		
								Min	Max	Avg
CP	22S	37E	05				2	79	90	85
CP	22S	37E	09				2	85	94	90
CP	22S	37E	14				1	65	65	65
CP	22S	37E	15				7	75	185	125
CP	22S	37E	18				1	190	190	190
CP	22S	37E	21				1	65	65	65
CP	22S	37E	24				1	60	60	60
CP	22S	37E	26				1	65	65	65
CP	22S	37E	27				2	52	54	53
CP	22S	37E	34				1	60	60	60

Record Count: 19

85.8 ft Avg

June 14, 2004

Mr. Marvin Burrows myemach@aol.com <mailto:myemach@aol.com>
John H. Hendrix, Corp.
PO Box 910
Eunice, NM 88231

Re: Site Investigation: Cossatot 'D' Battery
Site Location: UI-C Sec 13 T-22S R-37E Lea County, NM
Proposal Submittal Dated: June 14, 2004

Dear Mr. Burrows,

The referenced Work Plan submitted to New Mexico Oil Conservation Division (OCD) by Mr. Eddy Seay as agent for John Hendrix Corp. is **hereby approved**.

Please be advised that OCD approval of this plan does not relieve John H. Hendrix, Corp. of responsibility should their operations fail to adequately investigate and remediate contaminants that threaten ground water, surface water, human health or the environment. Additionally, OCD approval does not relieve John H. Hendrix, Corp. of responsibility for compliance with any other federal, state, or local laws and/or regulations.

If you have any questions call: (505) 393-6161, ext. 111, or email: lwjohnson@state.nm.us <mailto:lwjohnson@state.nm.us>

Sincerely,

Larry Johnson - OCD Environmental Engineer

Cc:

Chris Williams - District I Supervisor
Ed Martin - Environmental Engineer
Paul Sheeley - Environmental Engineer
Eddy Seay - Environmental Agent seay04@leaco.net <mailto:seay04@leaco.net>

Rena Seay

From: "Rena Seay" <seay04@leaco.net>
To: "Larry Johnson" <lwjohnson@state.nm.us>
Sent: Thursday, June 23, 2005 3:04 PM
Subject: Hendrix-Cossatot D tank battery

June 23, 2005

NMOCD
Larry Johnson

RE: John H. Hendrix
Cossatot D Tank Battery
Unit C,
Sect. 13, T. 22S., R. 37E.

Mr. Johnson:

It looks like we will be finished with the excavation on the spill at the above listed facility. On Monday, June 27, 2005, at approximately 8:30am, I will be taking samples of the site.

If you have any questions, please call.

Sincerely,

Eddie W. Seay, Agent
601 W. Illinois
Hobbs, NM 88242
(505)392-2236
seay04@leaco.net

6/23/2005

RICHARDSON AGCO VEGA, TX 79092

John Hendrix

Vendor's Statement of Analysis

KIND: SAND DROPSEED	VARIETY: NOT STATED
414-94	GROWN IN: NEW MEXICO
PURE SEED: 99.09%	INERT: 0.86%
OTHER CROP SEED: 0.00%	WEED SEED: 0.05%
GERMINATION: 21%	NOXIOUS WEED SEED:
DORMANT: 73%	NONE
GERMINATION & DORMANT: 94%	TESTED: 01-05
NET WEIGHT: 50 LBS.	PLS: 93.14%

UNDER THE SEED LAWS OF TEXAS, ARBITRATION IS REQUIRED AS A PRECONDITION OF MAINTAINING CERTAIN LEGAL ACTIONS, COUNTERCLAIMS, OR DEFENSES AGAINST A SELLER OF SEED. INFORMATION ABOUT THIS REQUIREMENT MAY BE OBTAINED FROM THE STATE COMMISSIONER OF AGRICULTURE.

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THE STATE COMMISSIONER OF AGRICULTURE

RICHARDSON AGCO VEGA, TX 79092

Vendor's Statement of Analysis

KIND: SAND LOVEGRASS	VARIETY: BEND
LOT: 20143A	GROWN IN: TEXAS
PURE SEED: 99.87%	INERT: 0.10%
OTHER CROP SEED: 0.02%	WEED SEED: 0.01%
GERMINATION: 90.5%	NOXIOUS WEED SEED:
DORMANT: 0%	NONE
GERMINATION & DORMANT: 90.5%	TESTED: 3-05
NET WEIGHT: 50 LBS.	PLS: 90.38%

UNDER THE SEED LAWS OF TEXAS, ARBITRATION IS REQUIRED AS A PRECONDITION OF MAINTAINING CERTAIN LEGAL ACTIONS, COUNTERCLAIMS, OR DEFENSES AGAINST A SELLER OF SEED. INFORMATION ABOUT THIS REQUIREMENT MAY BE OBTAINED FROM THE STATE COMMISSIONER OF AGRICULTURE.

Free Printing Avery® TEMPLATE 8464™

RICHARDSON AGCO VEGA, TX 79092

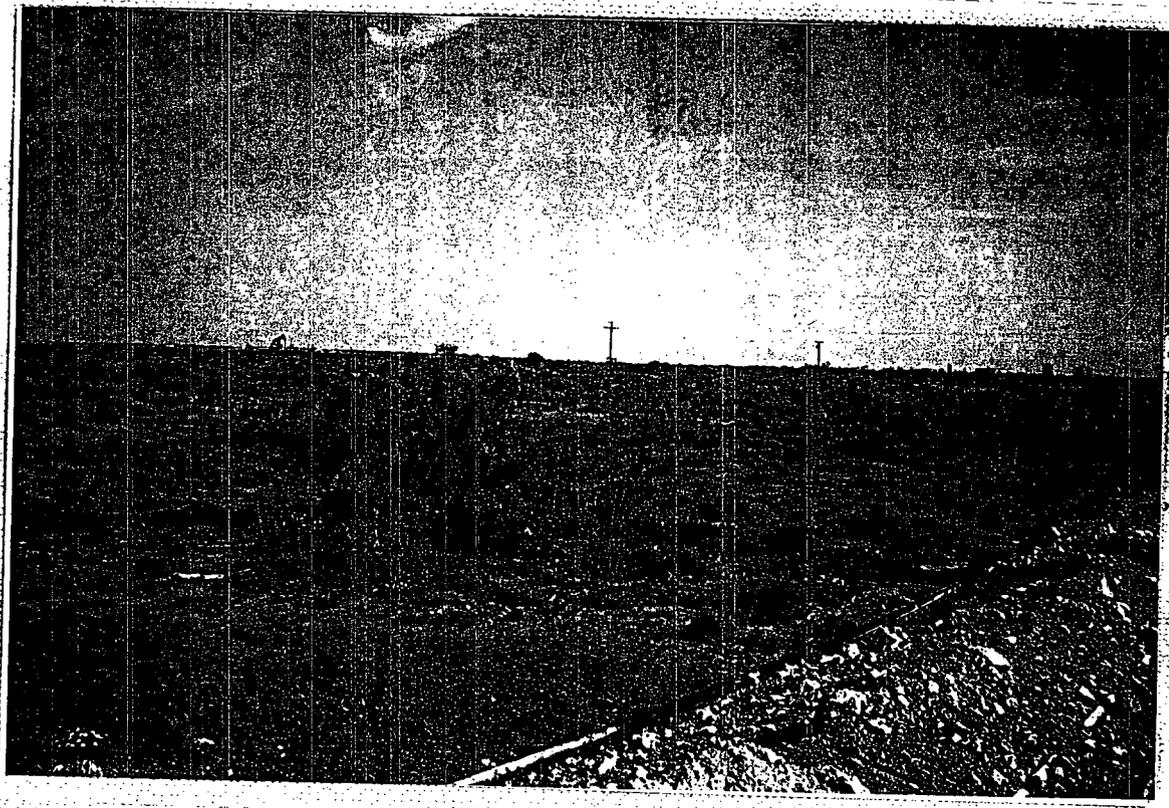
Vendor's Statement of Analysis

KIND: LITTLE BLUESTEM	VARIETY: NOT STATED
LOT: 3-25-102	GROWN IN: KANSAS
PURE SEED: 64.56%	INERT: 34.65%
OTHER CROP SEED: 0.73%	WEED SEED: 0.06%
GERMINATION: 46%	NOXIOUS WEED SEED:
DORMANT: 44%	NONE
GERMINATION & DORMANT: 90%	TESTED: 12-04
NET WEIGHT: 30 LBS.	PLS: 58.10%

This seed has been DEBEARDED for easier planting.

UNDER THE SEED LAWS OF TEXAS, ARBITRATION IS REQUIRED AS A PRECONDITION OF MAINTAINING CERTAIN LEGAL ACTIONS, COUNTERCLAIMS, OR DEFENSES AGAINST A SELLER OF SEED. INFORMATION ABOUT THIS REQUIREMENT MAY BE OBTAINED FROM THE STATE COMMISSIONER OF AGRICULTURE.

B2m #2

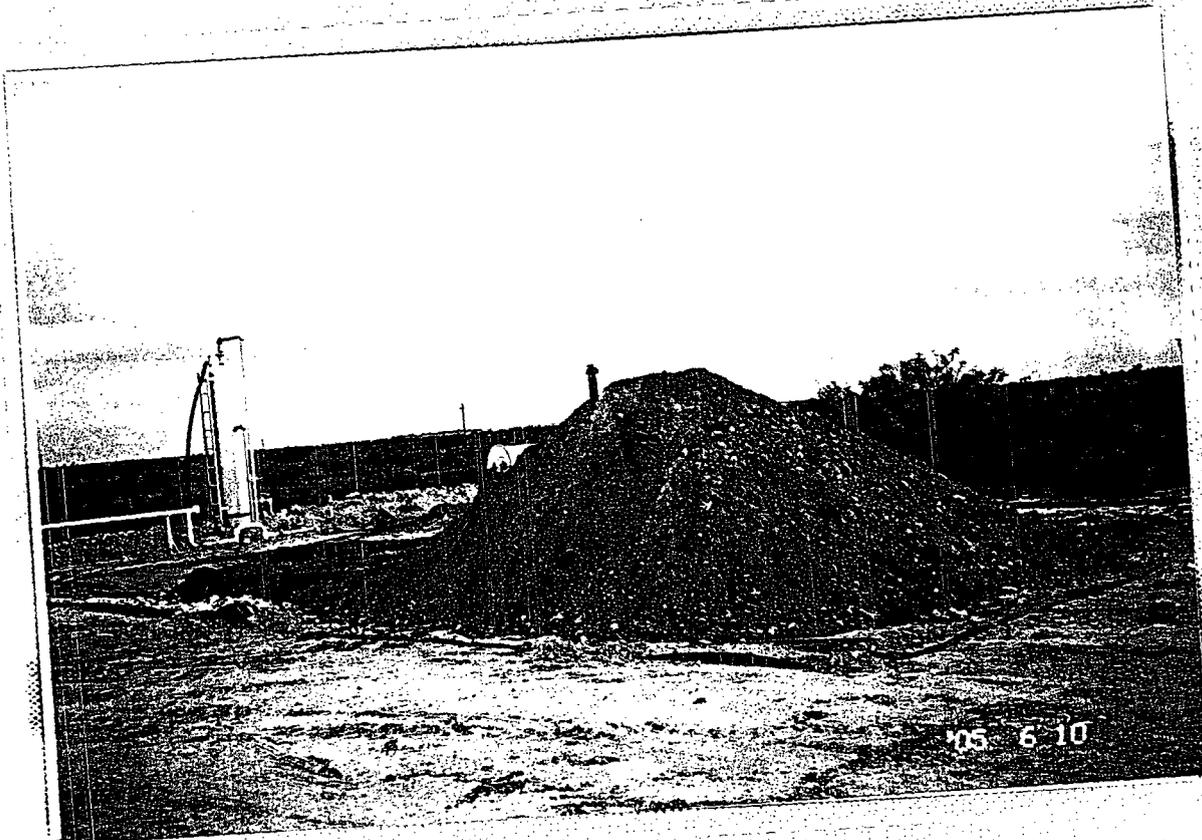


JOHN H. HENDRIX CORPORATION

COSSATOT "D" #1

UNIT C, SEC. 13, T22S, R37E





JOHN H. HENDRIX CORPORATION

COSSATOT "D" #1

UNIT C, SEC. 13, T22S, R37E

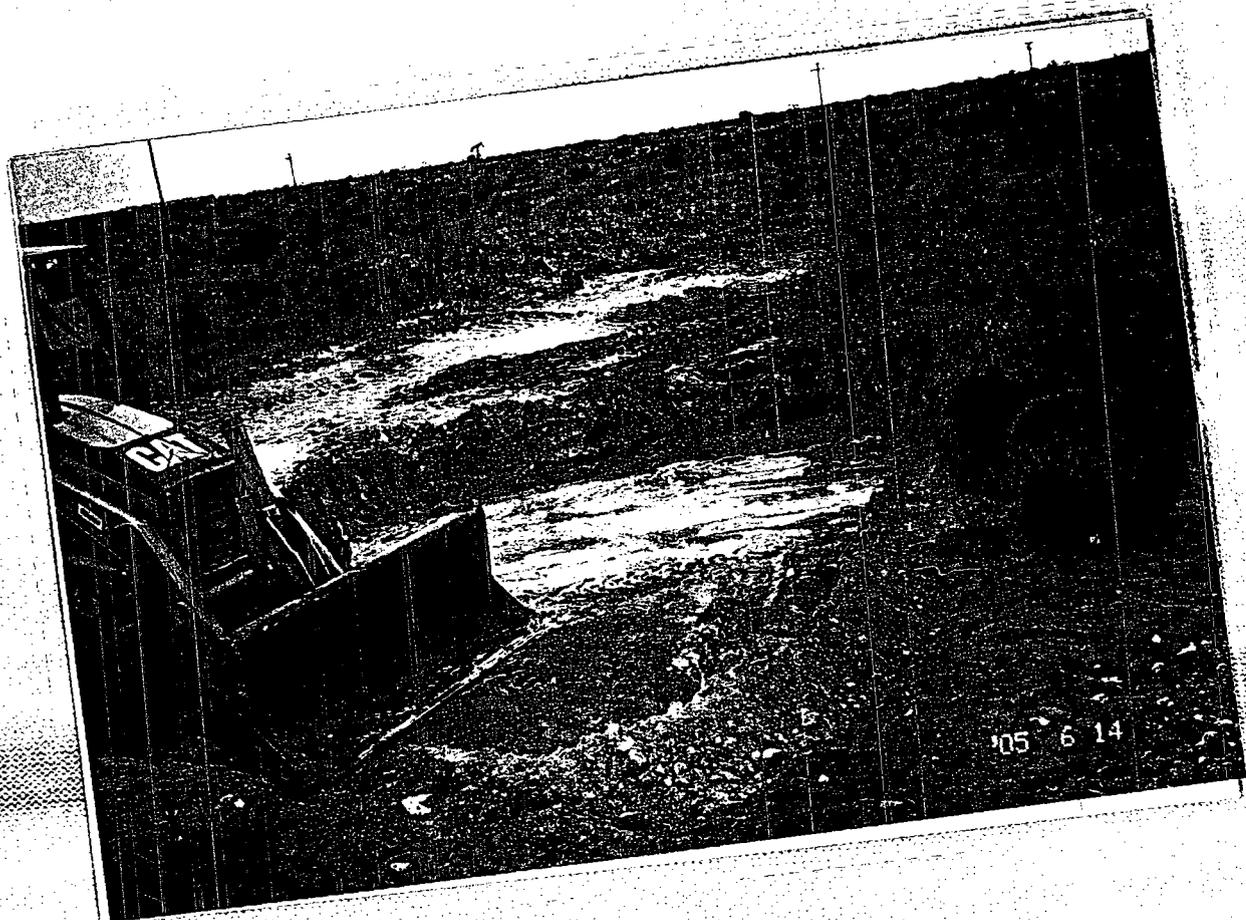
'05 6 13



'05 6 10



105 6 14



105 6 14

JOHN H. HENDRIX CORPORATION

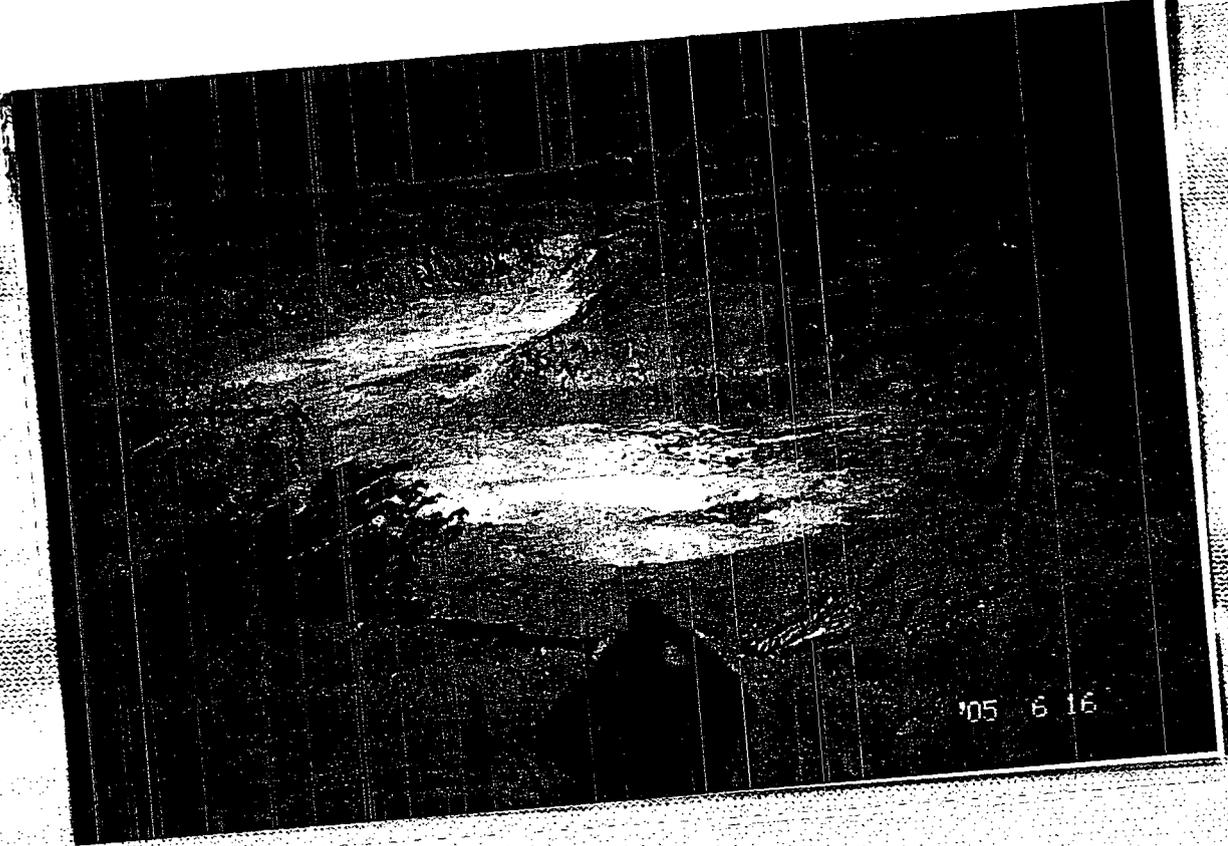
COSSATOT "D" #1

UNIT C, SEC. 13, T22S, R37E

'05 6 14



'05 6 14



JOHN H. HENDRIX CORPORATION

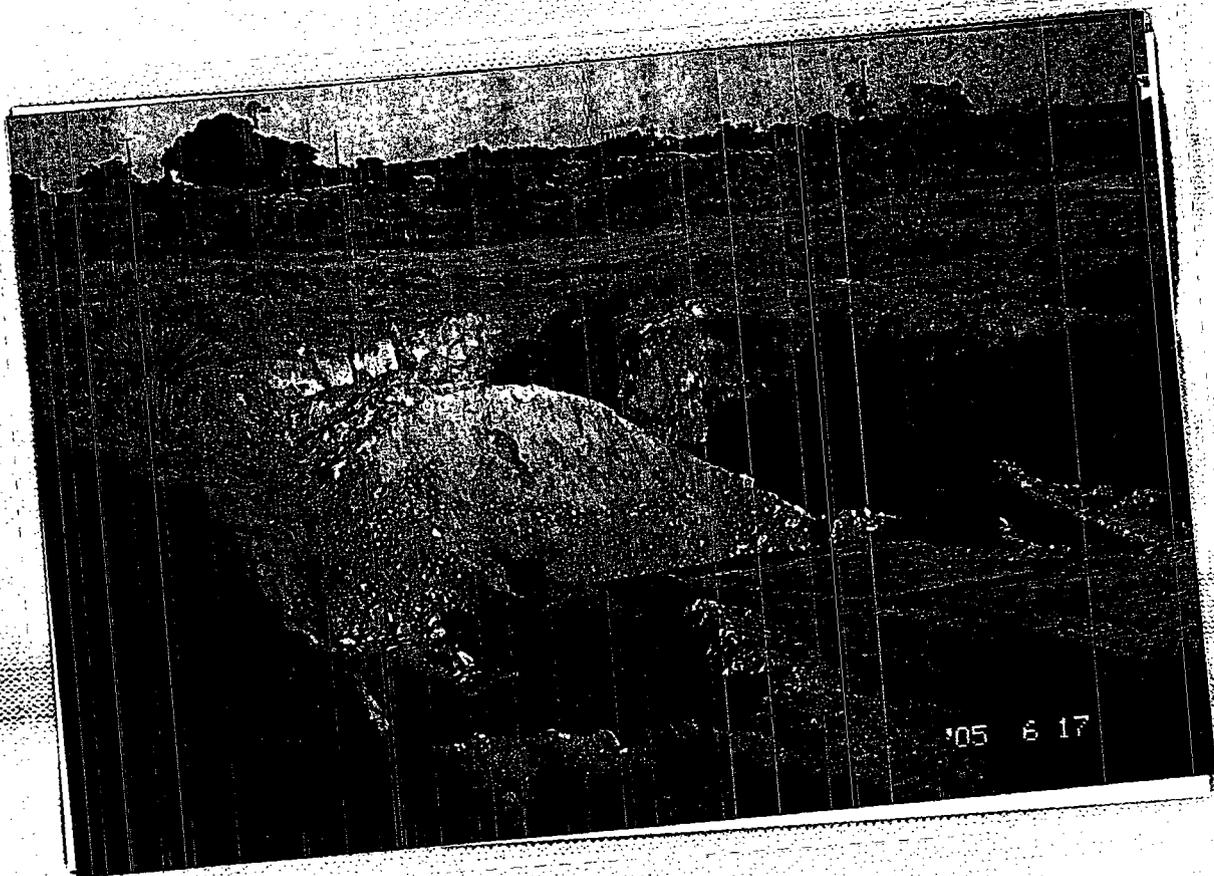
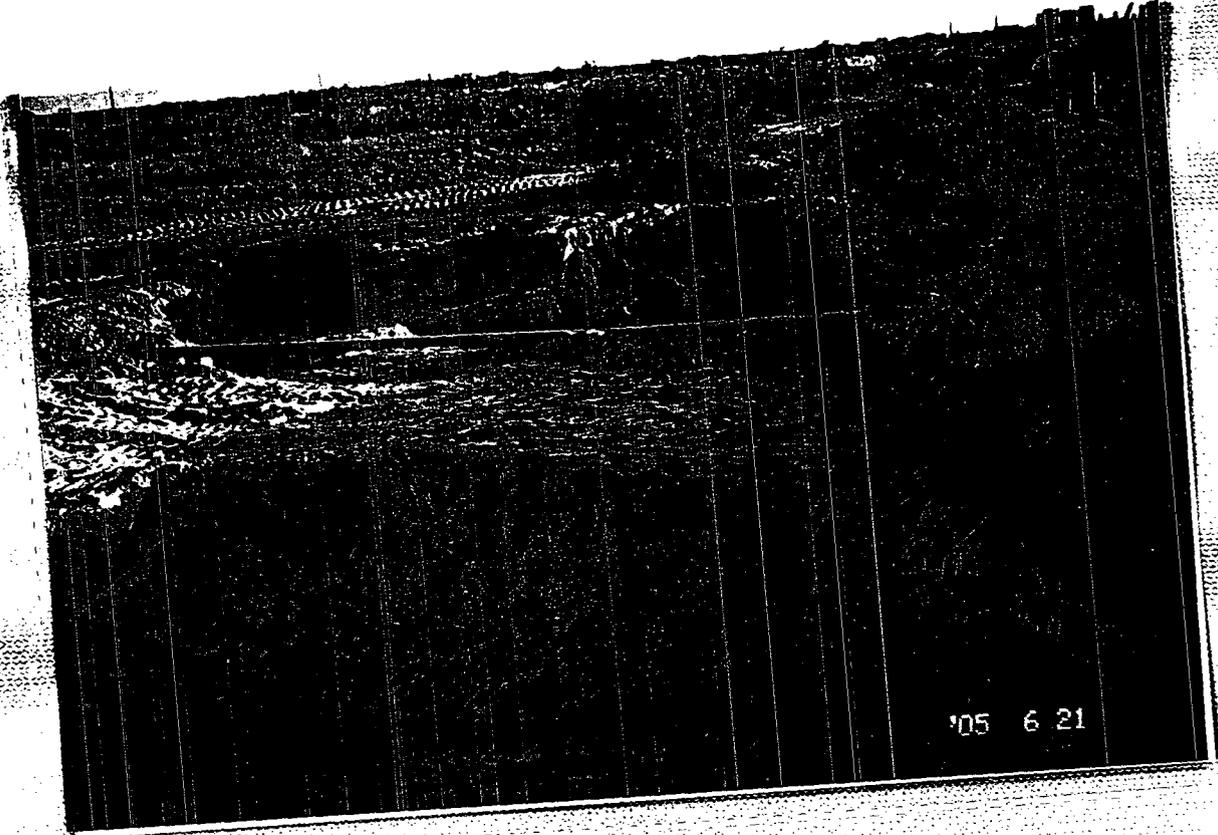
COSSATOT "D" #1

UNIT C, SEC. 13, T22S, R37E

'05 6 16



'05 6 16

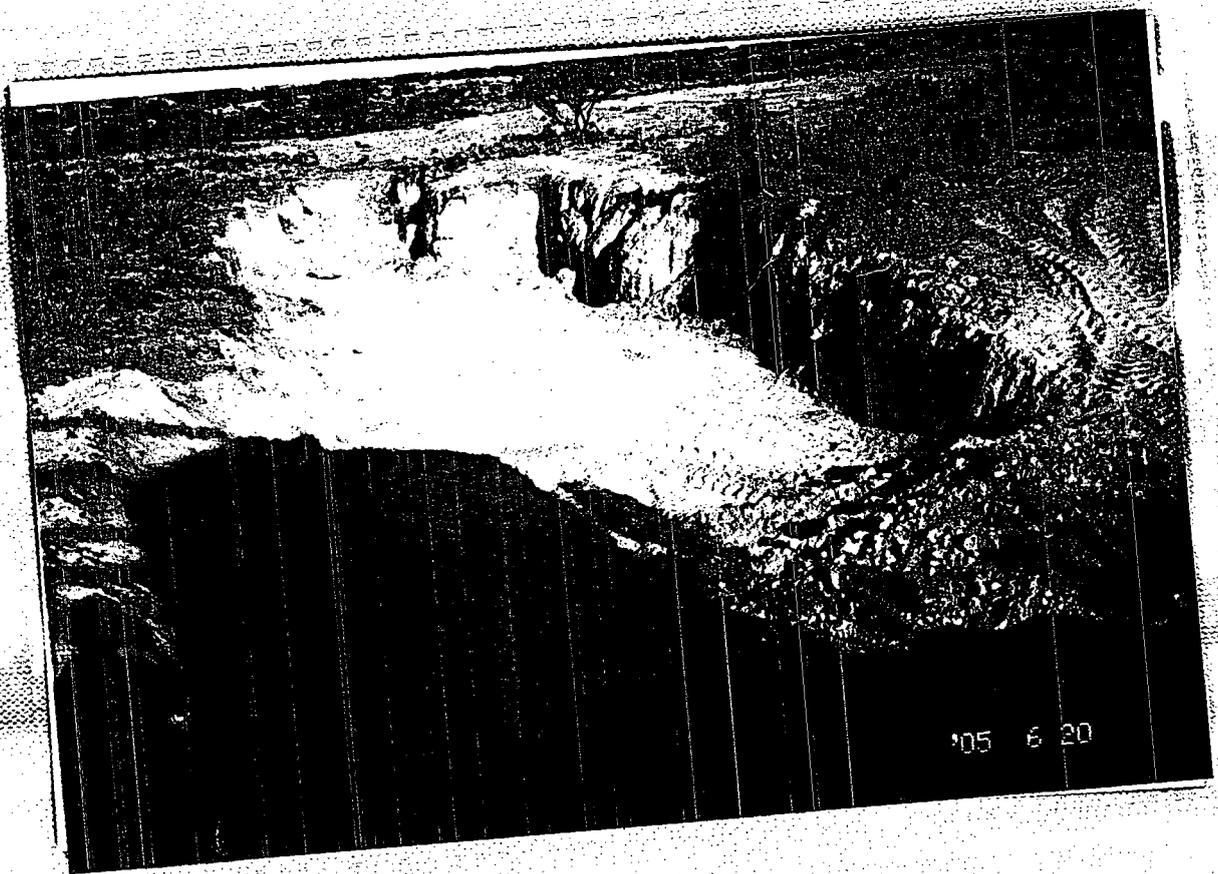


JOHN H. HENDRIX CORPORATION

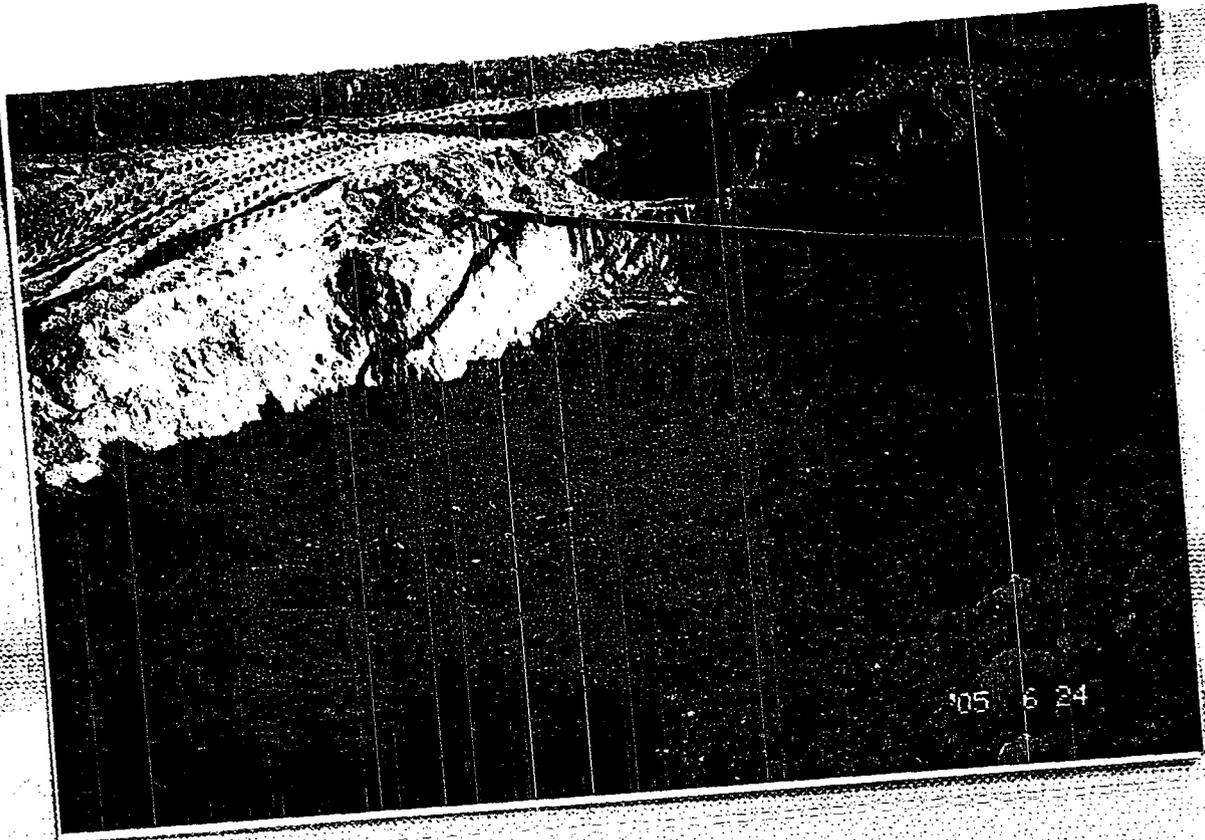
COSSATOT "D" #1

UNIT C, SEC. 13, T22S, R37E

'05 6 21



'05 6 20



JOHN H. HENDRIX CORPORATION

COSSATOT "D" #1

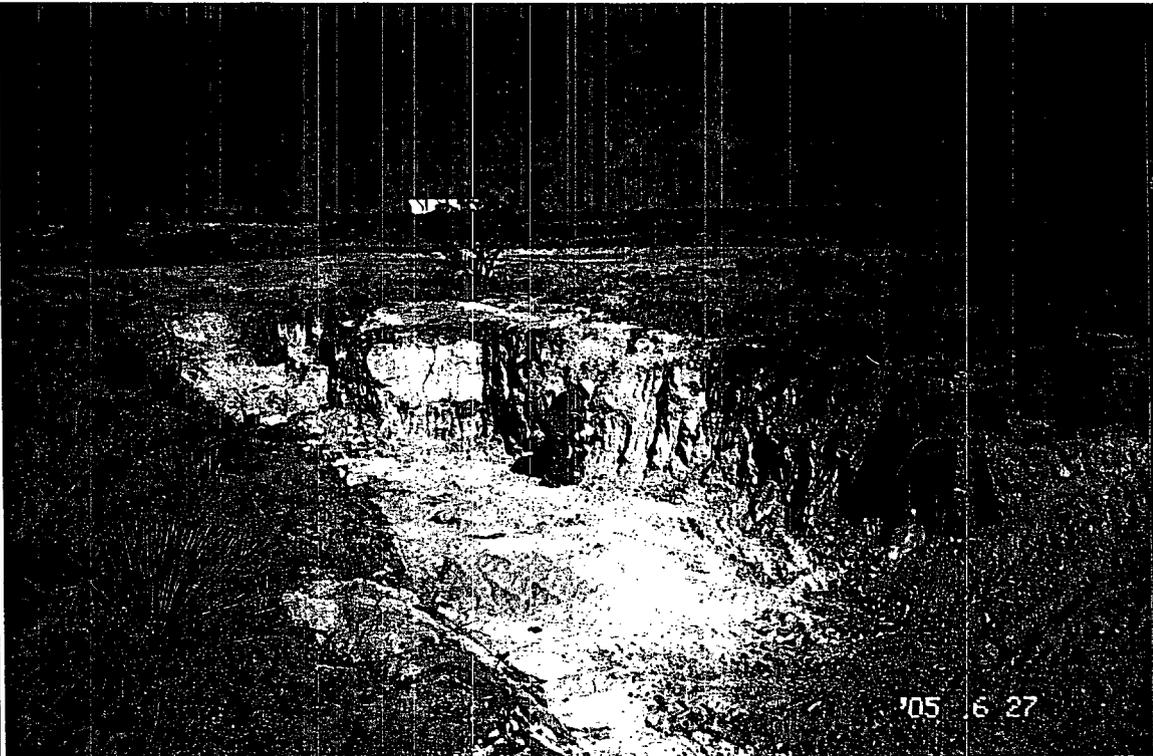
UNIT C, SEC. 13, T22S, R37E

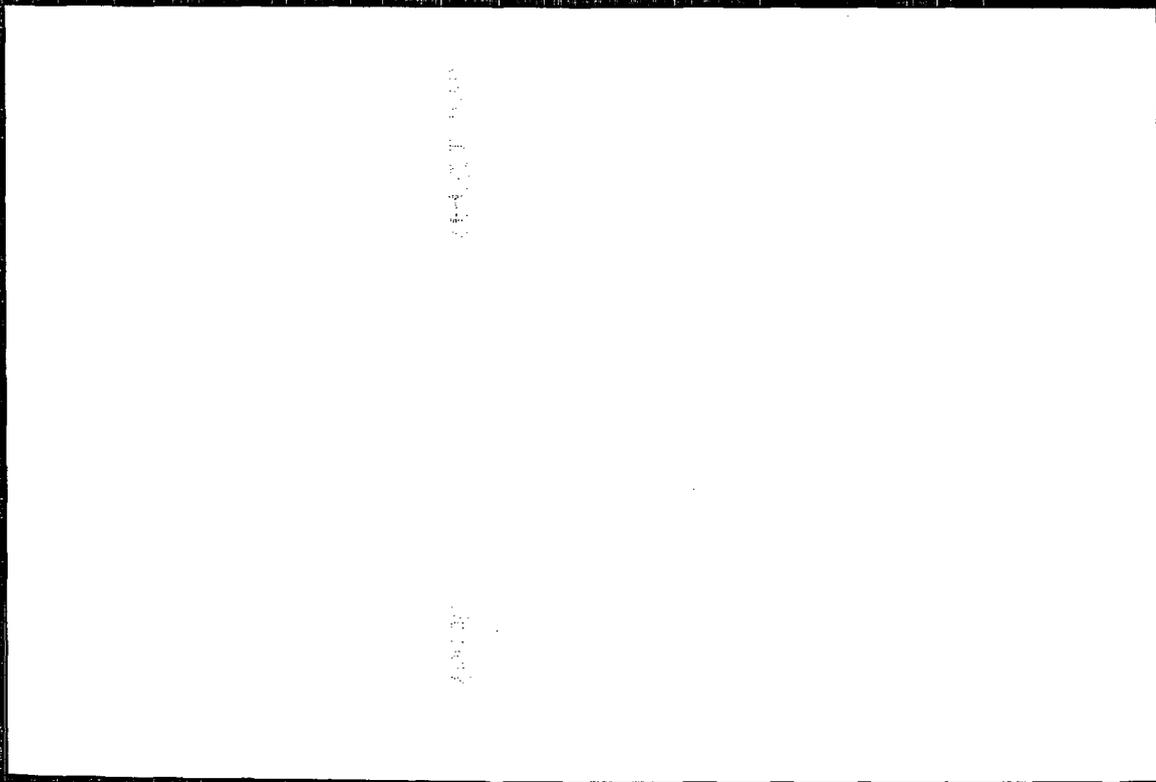
'05 6 27



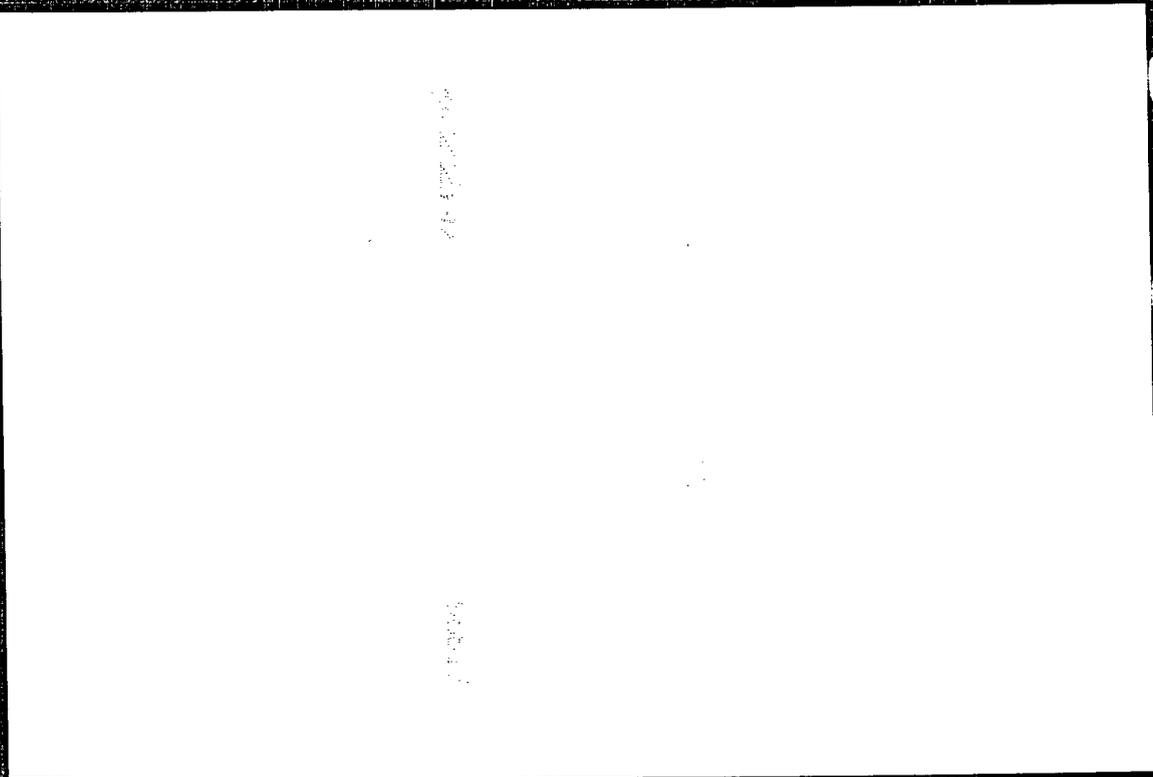
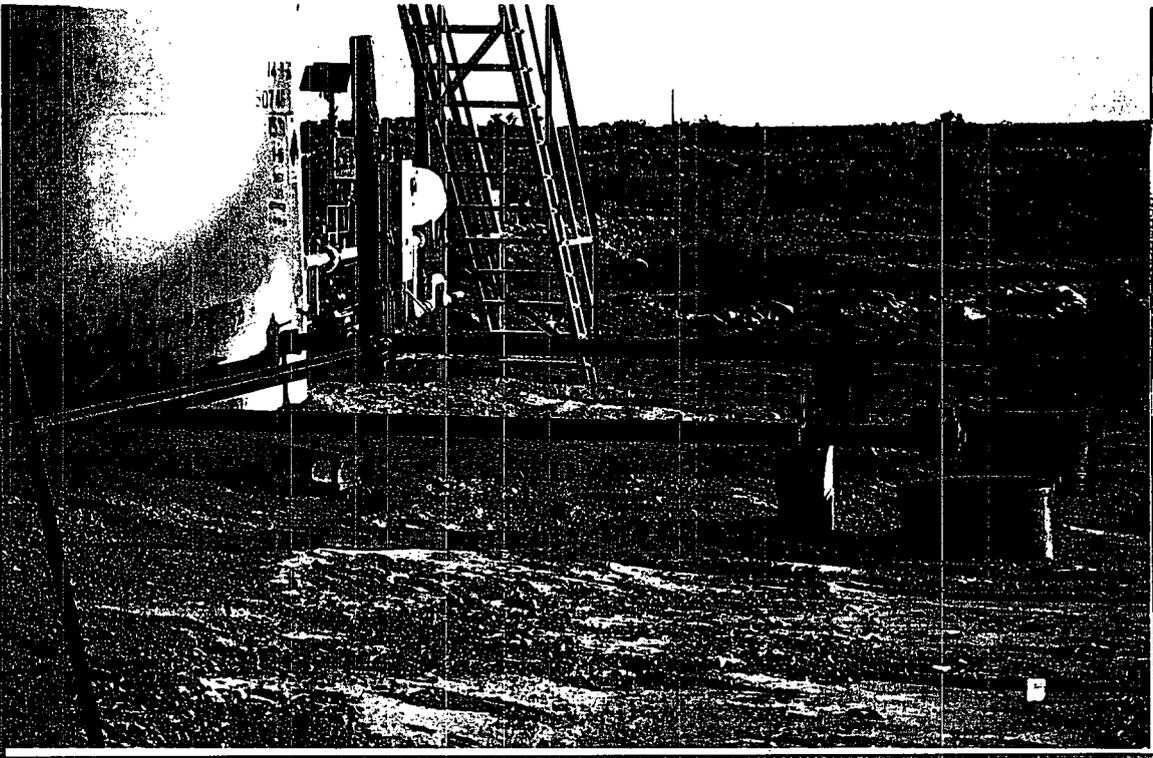
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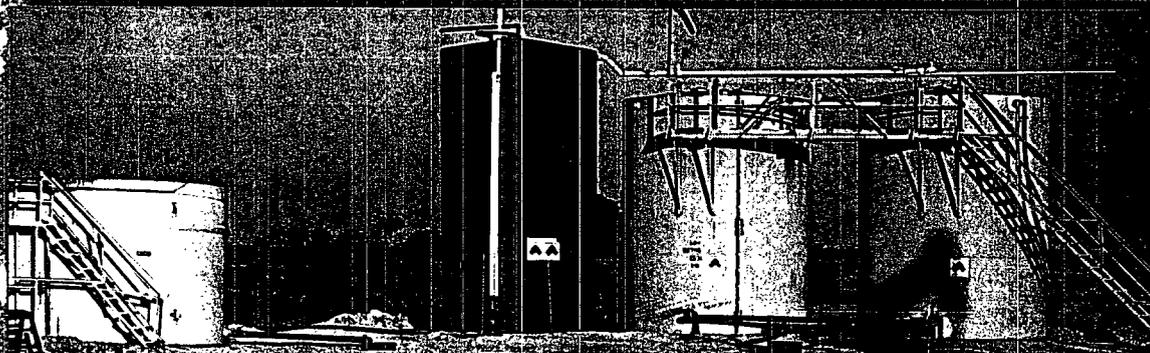


JOHN H. HENDRIX CORPORATION

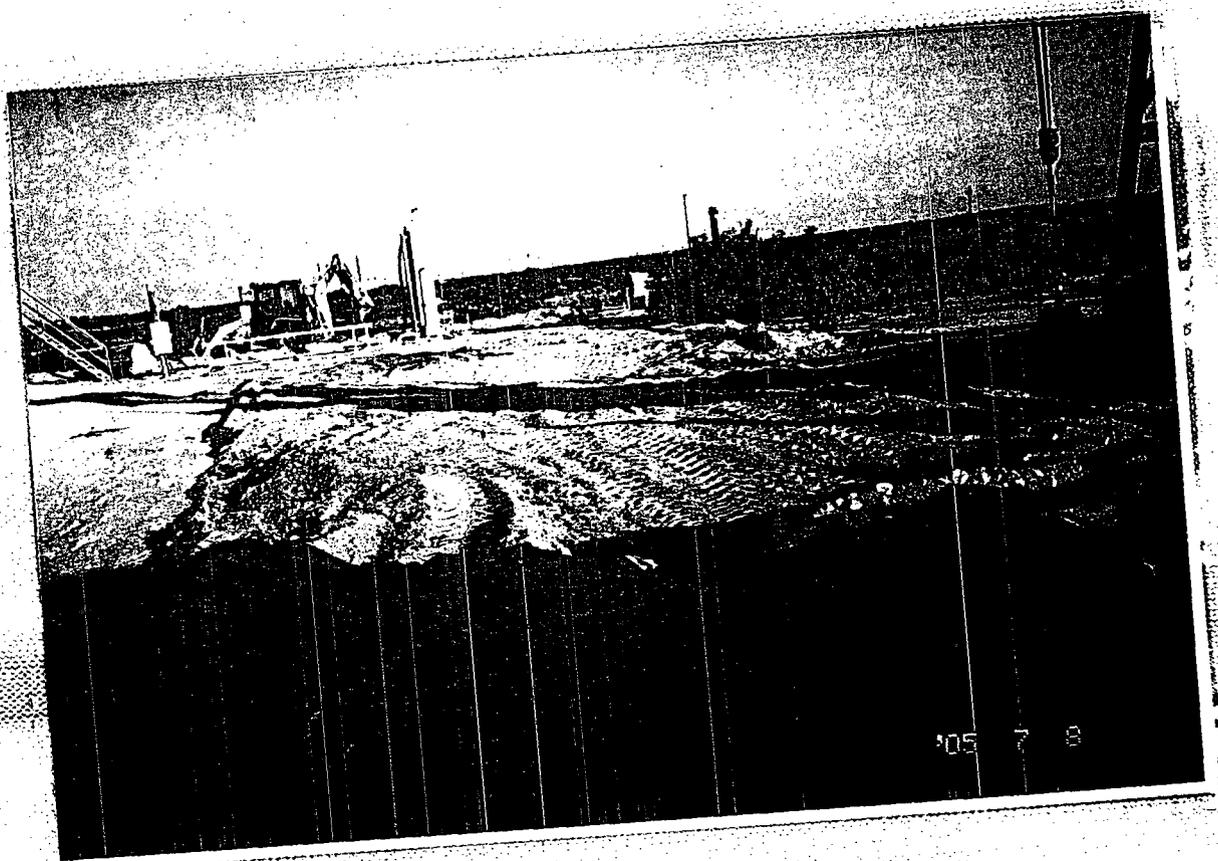
COSSATOT "D" #1

UNIT C, SEC. 13, T22S, R37E

'05 6 28



'05 6 28

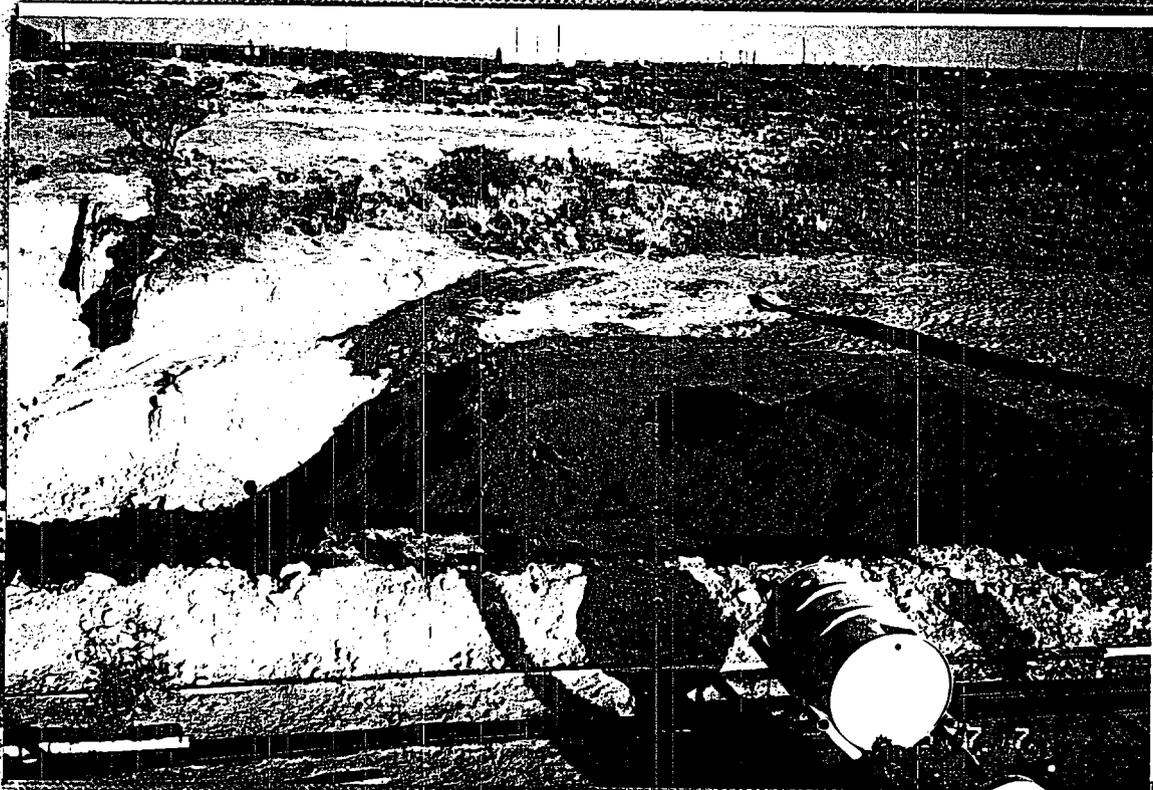


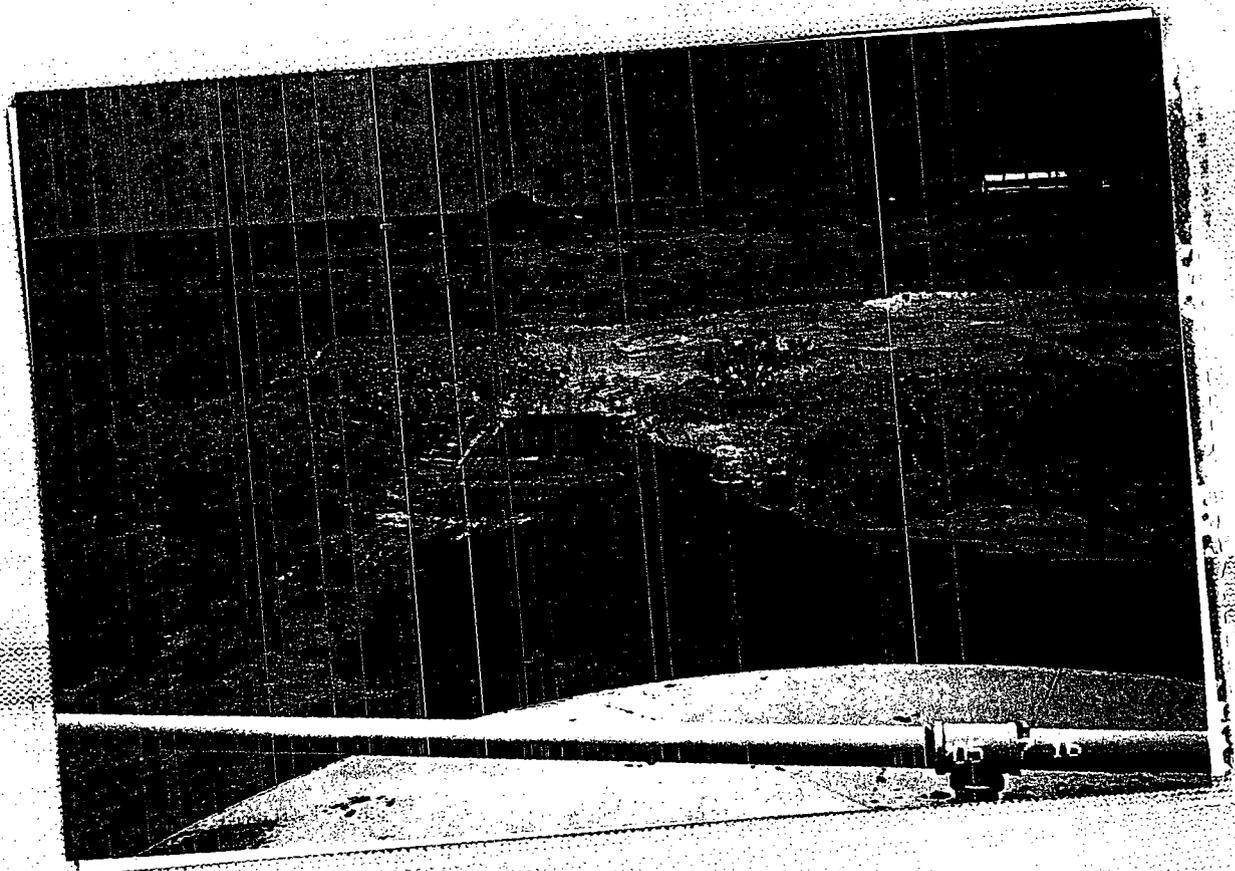
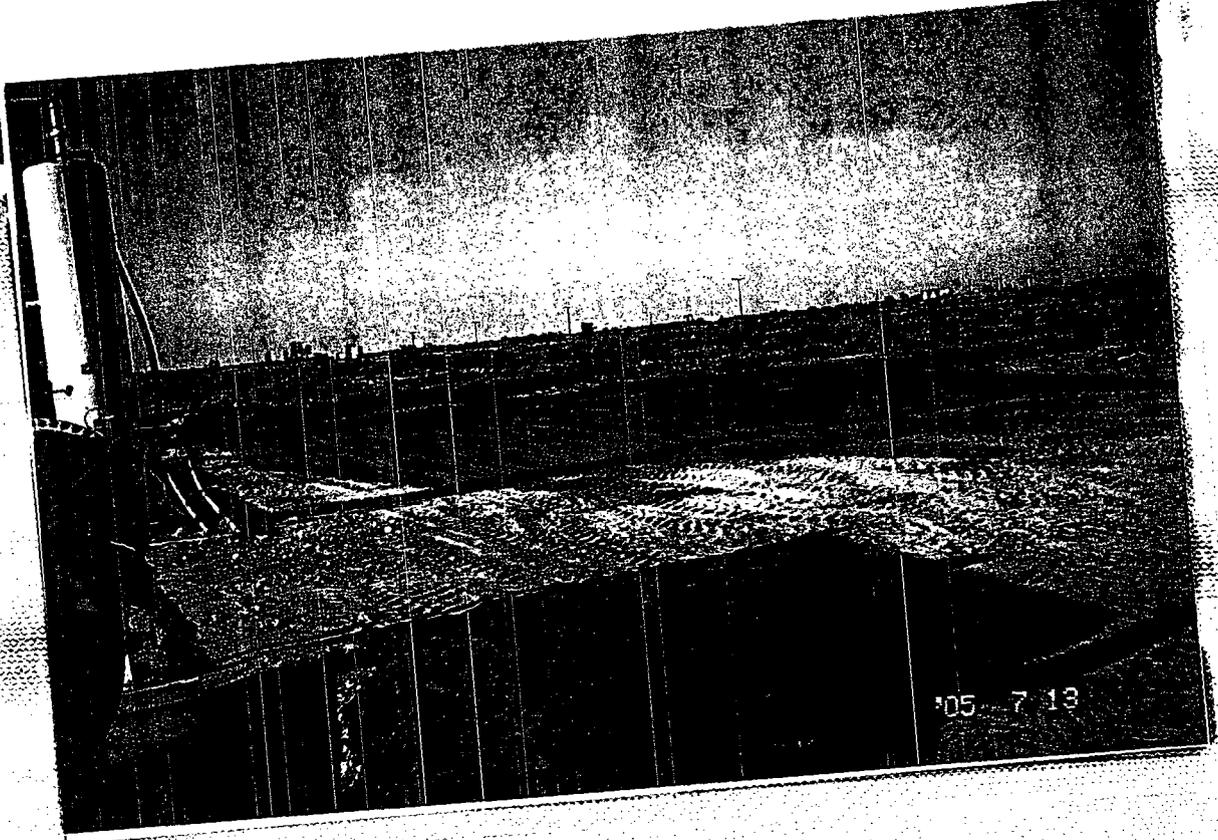
JOHN H. HENDRIX CORPORATION

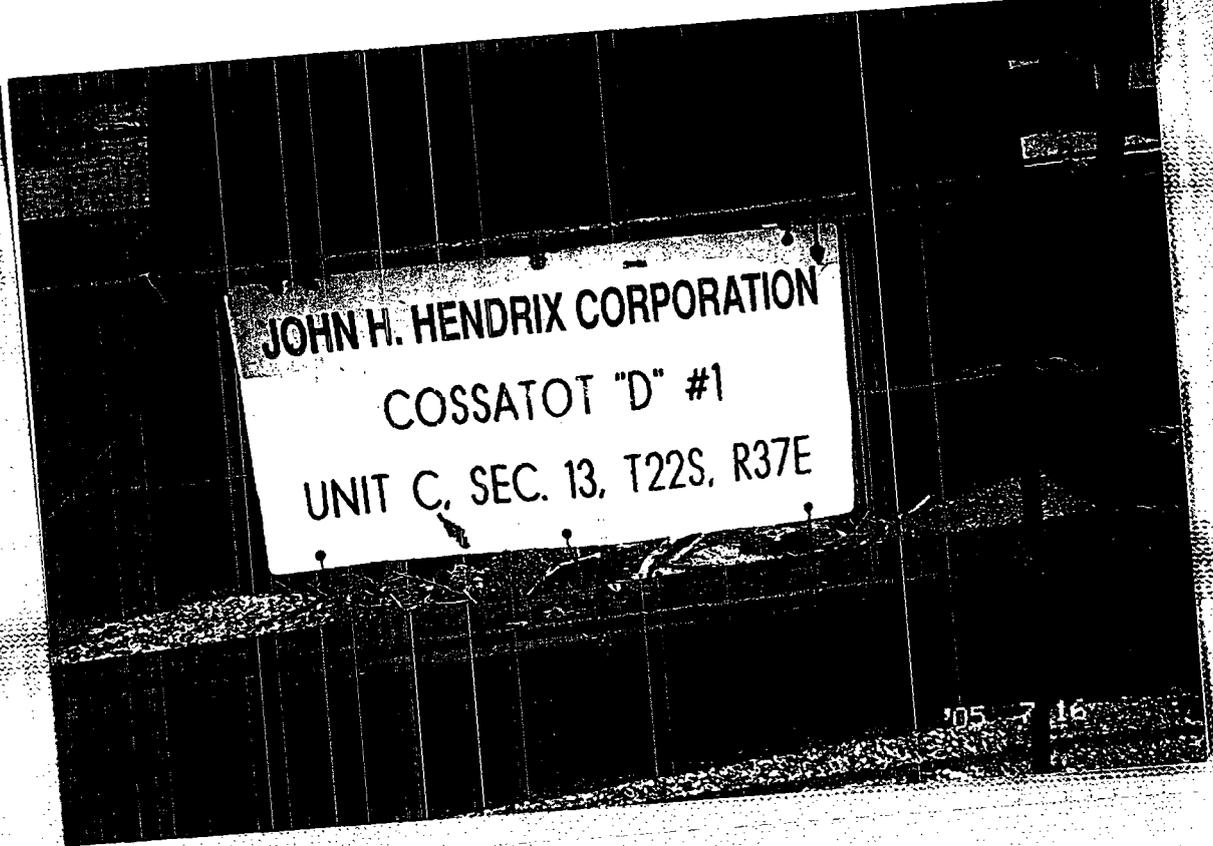
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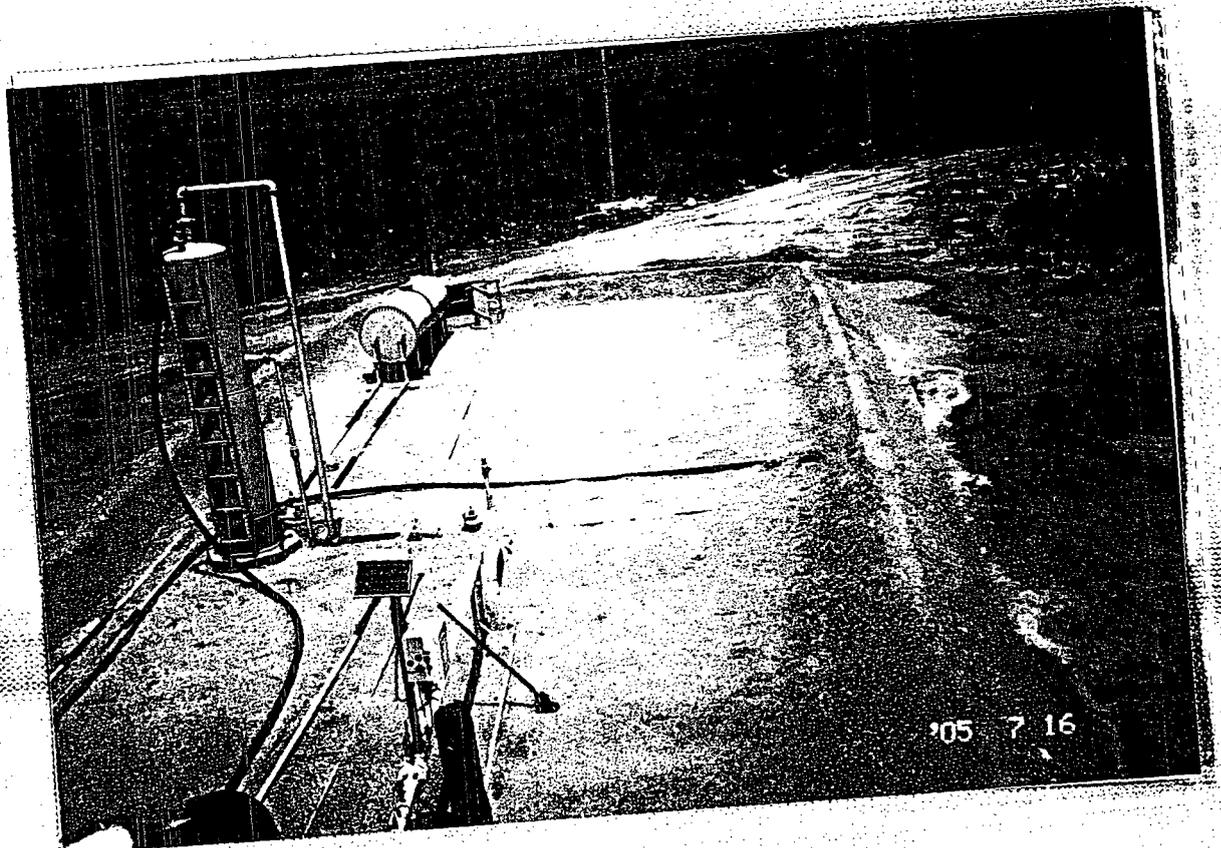
UNIT C, SEC. 13, T22S, R37E

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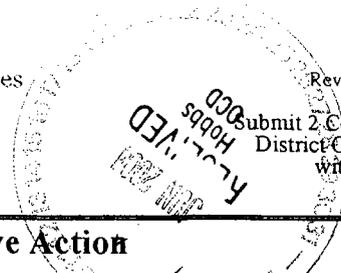




District I
1625 N. French Dr., Hobbs, NM 88240
District II
1301 W. Grand Avenue, Artesia, NM 88210
District III
1000 Rio Brazos Road, Aztec, NM 87410
District IV
1220 S. St. Francis Dr., Santa Fe, NM 87505

State of New Mexico
Energy Minerals and Natural Resources
Oil Conservation Division
1220 South St. Francis Dr.
Santa Fe, NM 87505

Form C-141
Revised October 10, 2003
Submit 2 Copies to appropriate
District Office in accordance
with Rule 116 on back
side of form



Release Notification and Corrective Action

OPERATOR

Initial Report Final Report

Name of Company <i>John H. Hendrix, Corp.</i>	Contact <i>MARVIN BURROWS</i>
Address <i>P.O. BOX 910, Eunice, N.M. 88231</i>	Telephone No. <i>505-394-2649</i>
Facility Name <i>COSSATORO BATTERY</i>	Facility Type <i>TANK BATTERY</i>
Surface Owner <i>SFO (Kennann)</i>	Mineral Owner
Lease No.	

LOCATION OF RELEASE

Unit Letter	Section	Township	Range	Feet from the	North/South Line	Feet from the	East/West Line	County
<i>C</i>	<i>13</i>	<i>22</i>	<i>37</i>	<i>19</i> ⁶⁶⁰	<i>N</i>	<i>1930</i>	<i>W</i>	<i>LEA</i>

57' Latitude _____ Longitude _____

NATURE OF RELEASE

Type of Release <i>Oil/Water</i>	Volume of Release <i>12 BBLs</i>	Volume Recovered <i>10 BBLs</i>
Source of Release <i>OIL/GAS SEPARATOR</i>	Date and Hour of Occurrence <i>?</i>	Date and Hour of Discovery <i>10:00 AM 6/10/04</i>
Was Immediate Notice Given? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Not Required	If YES, To Whom? <i>OCO (Sharon, Paul), Land Owner</i>	
By Whom? <i>MARVIN BURROWS</i>	Date and Hour <i>11:00 AM 6/10/04</i>	
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.*

Describe Cause of Problem and Remedial Action Taken.*
Pop Valve stuck open on Separator

Describe Area Affected and Cleanup Action Taken.*
Area 124' x 16' wide, Light Spray 34' x 95'.

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>Marvin Burrows</i>		OIL CONSERVATION DIVISION	
Printed Name: <i>MARVIN BURROWS</i>		Approved by District Supervisor:	
Title: <i>PROD. MGR.</i>	Approval Date:	Expiration Date:	
E-mail Address: <i>myemach@aol.com</i>	Conditions of Approval:		Attached <input type="checkbox"/>
Date: <i>6/10/04</i>	Phone: <i>505-394-2649</i>		

* Attach Additional Sheets If Necessary