

RP. 2356

TEXLAND PETROELUM, L.L.C.
STATE G 33 BATTERY
Unit E, Sect. 33, T. 18 S., R. 38 E.
GPS: 32 42' 22" N 103 09' 34" W

FINAL REPORT

RECEIVED
JAN 06 2010
HOBBSOCD

Prepared by
Eddie Seay Consulting
January 2010

January 2010

NMOCD Environmental
ATTN: Geoffrey Leking
1625 N. French Drive
Hobbs, NM 88240

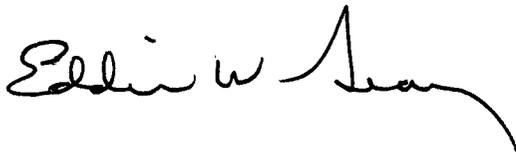
RE: Texland Petroleum
State G 33 Battery
Leak

Mr. Leking:

Texland has completed the remediation and cleanup of the leak at the above battery. A total of 444 cu. yds. of contaminated soil was hauled to J & L Landfarm for disposal. Clean soil was replaced and area contoured with new berms.

This completes the work at this site. If you have any questions, please call.

Sincerely,

A handwritten signature in black ink, appearing to read "Eddie W. Seay". The signature is fluid and cursive, with a long, sweeping tail on the final letter.

Eddie W. Seay, Agent
Eddie Seay Consulting
601 W. Illinois
Hobbs, NM 88242
(575)392-2236
seay04@leaco.net

cc: Texland



November 30, 2009

Eddie Seay
Eddie Seay Consulting
601 West Illinois
Hobbs, NM 88242

Re: Texland St. E 33 Battery

Enclosed are the results of analyses for sample number H18781, received by the laboratory on 11/23/09 at 9:30 am.

Cardinal Laboratories is accredited through Texas NELAP for:

Method SW-846 8021	Benzene, Toluene, Ethyl Benzene, and Total Xylenes
Method SW-846 8260	Benzene, Toluene, Ethyl Benzene, and Total Xylenes
Method TX 1005	Total Petroleum Hydrocarbons

Certificate number T104704398-08-TX. Accreditation applies to solid and chemical materials and non-potable water matrices.

Cardinal Laboratories is accredited through the State of Colorado Department of Public Health and Environment for:

Method EPA 552.2	Haloacetic Acids (HAA-5)
Method EPA 524.2	Total Trihalomethanes (TTHM)
Method EPA 524.2	Regulated VOCs (V2, V3)

Accreditation applies to public drinking water matrices.

Total Number of Pages of Report: 3 (includes Chain of Custody)

Sincerely,



Celey D. Keene

Laboratory Director



ANALYTICAL RESULTS FOR
 EDDIE SEAY CONSULTING
 ATTN: EDDIE SEAY
 601 W. ILLINOIS
 HOBBS, NM 88242
 FAX TO: (575) 392-6949

Receiving Date: 11/23/09
 Reporting Date: 11/30/09
 Project Owner: TEXLAND
 Project Name: TEXLAND ST. E 33 BATTERY
 Project Location: UNIT E S.33 T-18 R-38

Sampling Date: 11/23/09
 Sample Type: SOIL
 Sample Condition: COOL & INTACT @ 6°C
 Sample Received By: ML
 Analyzed By: AB/ZL/HM

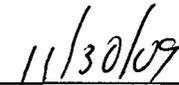
LAB NO.	SAMPLE ID	GRO (C ₆ -C ₁₀) (mg/kg)	DRO (>C ₁₀ -C ₂₈) (mg/kg)	BENZENE (mg/kg)	TOLUENE (mg/kg)	ETHYL BENZENE (mg/kg)	TOTAL XYLENES (mg/kg)	CI* (mg/kg)
ANALYSIS DATE:		11/24/09	11/24/09	11/24/09	11/24/09	11/24/09	11/24/09	11/24/09
H18781-1	33-1	810	3,340	0.246	4.43	6.37	21.3	64
H18781-2	33-2	<10.0	172	<0.050	0.090	0.273	1.09	32
H18781-3	33-3	<10.0	210	<0.050	0.078	0.105	0.406	< 16
H18781-4	33-4	328	2,400	<0.050	0.777	2.59	11.1	144
H18781-5	33-5	228	1,910	0.057	1.34	2.41	8.91	128
H18781-6	33-6	169	1,380	<0.050	0.330	1.20	5.56	288
H18781-7	33-7	608	2,420	1.03	13.6	14.8	48.8	128
H18781-8	33-8	<10.0	373	<0.050	0.495	0.497	1.71	64
Quality Control		438	567	0.049	0.048	0.050	0.150	500
True Value QC		500	500	0.050	0.050	0.050	0.150	500
% Recovery		87.6	113	98.0	96.0	100	100	100
Relative Percent Difference		0.6	<0.1	1.0	<1.0	<1.0	<1.0	< 0.1

METHODS: TPH GRO & DRO - EPA SW-846 8015 M; BTEX - SW-846 8021B; CI-: Std. Methods 4500-CI-B

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

TEXAS NELAP ACCREDITATION T104704398-08-TX FOR BENZENE, TOLUENE, ETHYL BENZENE, AND TOTAL XYLENES. Reported on wet weight. Not accredited for GRO/DRO and Chloride.


 Lab Director


 Date

1st Sampling

H18781 TBCL SEAY

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. Results relate only to the samples identified above. This report shall not be reproduced except in full with written approval of Cardinal Laboratories.



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101 East Marland, Hobbs, NM 88240

(575) 393-2326 Fax (575) 393-2476

Page ___ of ___

Company Name: <u>Eddie Seay Consulting</u>		BILL TO		ANALYSIS REQUEST											
Project Manager: <u>Eddie Seay</u>		P.O. #:													
Address: <u>601 W Illinois</u>		Company:													
City: <u>Hobbs</u> State: <u>NM</u> Zip: <u>88242</u>		Attn: <u>Jam</u>													
Phone #: <u>2-2236</u> Fax #: <u>2-6949</u>		Address:													
Project #: <u>Texland St. 33</u> Project Owner: <u>Texland</u>		City:													
Project Name: <u>Texland St. E 33 Battery</u>		State: Zip:													
Project Location: <u>Unit E S.33 T-18 R.38</u>		Phone #:													
Sampler Name: <u>Eddie Seay</u>		Fax #:													

Lab ID	Sample ID	(G)RAB OR (C)OMP.	# CONTAINERS	MATRIX						PRESERV.			SAMPLING		DATE	TIME	BTEX	TPH (GNS)	C.D. (GNS)
				GROUNDWATER	WASTEWATER	SOIL	OIL	SLUDGE	OTHER:	ACID/BASE	ICE / COOL	OTHER:							
H18781-1	33-1	✓	1			✓							11/23	8:15	✓	✓	✓		
-2	33-2	✓	1			✓							"	8:25	✓	✓	✓		
-3	33-3	✓	1			✓							"	8:35	✓	✓	✓		
-4	33-4	✓	1			✓							"	8:40	✓	✓	✓		
-5	33-5	✓	1			✓							"	8:45	✓	✓	✓		
-6	33-6	✓	1			✓							"	8:50	✓	✓	✓		
-7	33-7	✓	1			✓							"	8:55	✓	✓	✓		
-8	33-8	✓	1			✓							"	9:00	✓	✓	✓		

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Sampler Relinquished: <u>Eddie Seay</u>		Date: <u>11/23</u>	Received By: <u>Elity ReBut</u>	Phone Result: <input type="checkbox"/> No	Add'l Phone #:
Relinquished By:		Time: <u>9:30</u>	Received By:	Fax Result: <input type="checkbox"/> No	Add'l Fax #:
Delivered By: (Circle One) Sampler - UPS - Bus - Other:		Temp. <u>60C #216</u>	Sample Condition Cool Intact <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	REMARKS:	
			CHECKED BY: <u>MCAB</u> (Initials)		

† Cardinal cannot accept verbal changes. Please fax written changes to 575-393-2476.



December 16, 2009

Eddie Seay
Eddie Seay Consulting
601 West Illinois
Hobbs, NM 88242

Re: Texland E 33 Battery

Enclosed are the results of analyses for sample number H18843, received by the laboratory on 12/09/09 at 12:10 pm.

Cardinal Laboratories is accredited through Texas NELAP for:

Method SW-846 8021	Benzene, Toluene, Ethyl Benzene, and Total Xylenes
Method SW-846 8260	Benzene, Toluene, Ethyl Benzene, and Total Xylenes
Method TX 1005	Total Petroleum Hydrocarbons

Certificate number T104704398-08-TX. Accreditation applies to solid and chemical materials and non-potable water matrices.

Cardinal Laboratories is accredited through the State of Colorado Department of Public Health and Environment for:

Method EPA 552.2	Haloacetic Acids (HAA-5)
Method EPA 524.2	Total Trihalomethanes (TTHM)
Method EPA 524.2	Regulated VOCs (V2, V3)

Accreditation applies to public drinking water matrices.

Total Number of Pages of Report: 3 (includes Chain of Custody)

Sincerely,

Celey D. Keene
Laboratory Director



ANALYTICAL RESULTS FOR
 EDDIE SEAY CONSULTING
 ATTN: EDDIE SEAY
 601 W. ILLINOIS
 HOBBS, NM 88242
 FAX TO: (575) 392-6949

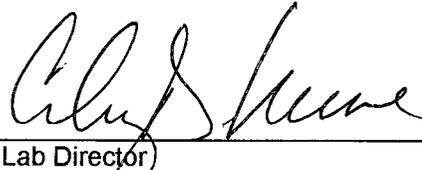
Receiving Date: 12/09/09
 Reporting Date: 12/16/09
 Project Owner: TEXLAND
 Project Name: TEXLAND E 33 BATTERY
 Project Location: E-33-18-38

Sampling Date: 12/09/09
 Sample Type: SOIL
 Sample Condition: COOL & INTACT @ 6°C
 Sample Received By: ML
 Analyzed By: AB

LAB NUMBER	SAMPLE ID	GRO (C ₆ -C ₁₀) (mg/kg)	DRO (>C ₁₀ -C ₂₈) (mg/kg)
ANALYSIS DATE		12/15/09	12/15/09
H18843-1	33-1B	<10.0	110
H18843-2	33-2B	<10.0	59.6
H18843-3	33-3B	<10.0	37.7
H18843-4	33-4B	<10.0	134
H18843-5	33-5B	<10.0	58.8
H18843-6	33-6B	<10.0	25.1
H18843-7	33-7B	<10.0	85.7
H18843-8	33-8B	<10.0	44.7
Quality Control		558	592
True Value QC		500	500
% Recovery		112	118
Relative Percent Difference		2.2	10.8

*Final
 Res. Sample
 of
 Harry*

METHODS: TPH GRO & DRO: EPA SW-846 8015 M
 Reported on wet weight.


 Lab Director

12/16/09
 Date

H18843 T SEAY

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. Results relate only to the samples identified above. This report shall not be reproduced except in full with written approval of Cardinal Laboratories.



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101 East Marland, Hobbs, NM 88240

(575) 393-2326 Fax (575) 393-2476

Page ____ of ____

Company Name: Eddie Seay Consulting		BILL TO		ANALYSIS REQUEST											
Project Manager: Eddie Seay		P.O. #:													
Address: 601 W Illinois		Company:													
City: Hobbs State: NM Zip: 88242		Attn:													
Phone #: 2-2236 Fax #: 2-6949		Address:													
Project #: Texland Project Owner: Texland		City:													
Project Name: Texland E 33 Battery		State: Zip:													
Project Location: E. 33. 18 - 38		Phone #:													
Sampler Name: Eddie Seay		Fax #:													

Lab ID	Sample ID	(G)RAB OR (C)OUP	# CONTAINERS	MATRIX						PRESERV.			SAMPLING		DATE	TIME	TPA (8015)
				GROUNDWATER	WASTEWATER	SOIL	OIL	SLUDGE	OTHER :	ACID/BASE:	ICE / COOL	OTHER :					
H18843.1	33 - 1 B	✓	1			✓								12/9	7:30	✓	
-2	33 - 2 B	✓	1			✓								12/9	7:45	✓	
-3	33 - 3 B	✓	1			✓								12/9	8:15	✓	
-4	33 - 4 B	✓	1			✓								12/9	8:30	✓	
-5	33 - 5 B	✓	1			✓								12/9	8:50	✓	
-6	33 - 6 B	✓	1			✓								12/9	9:10	✓	
-7	33 - 7 B	✓	1			✓								12/9	9:30	✓	
-8	33 - 8 B	✓	1			✓								12/9	10:00	✓	

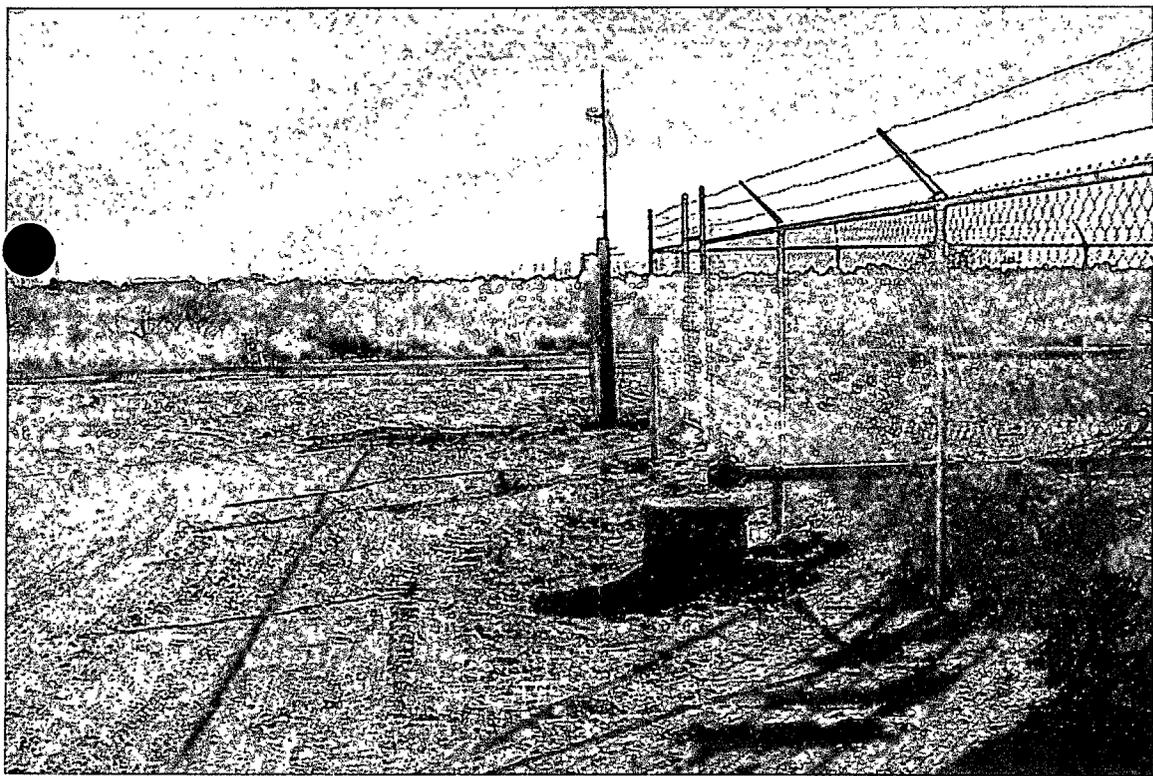
PLEASE NOTE: Liability and Damages. Cardinal's liability and client's exclusive remedy for any claim arising whether based in contract or tort, shall be limited to the amount paid by the client for the analyses. All claims including those for negligence and any other cause whatsoever shall be deemed waived unless made in writing and received by Cardinal within 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

Sampler Relinquished: Eddie Seay		Date: 12/9	Received By: Misty Rebert	Phone Result: <input type="checkbox"/> No	Add'l Phone #:
Relinquished By:		Time: 12:10	Received By:	Fax Result: <input checked="" type="checkbox"/> No	Add'l Fax #:
Delivered By: (Circle One)		Temp.:	Sample Condition	REMARKS: ASAP	
Sampler - UPS - Bus - Other:		100° #26	Cool Intact <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	CHECKED BY: MCAB	

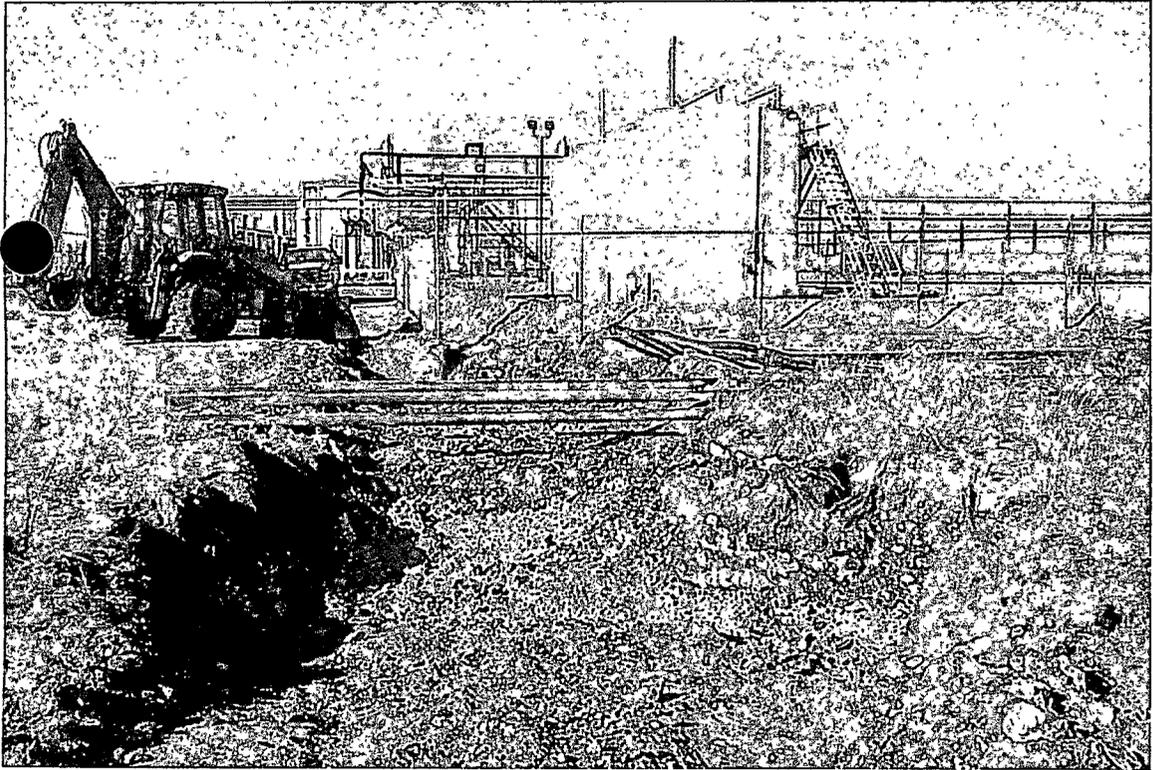
Thanks

† Cardinal cannot accept verbal changes. Please fax written changes to 575-393-2476.

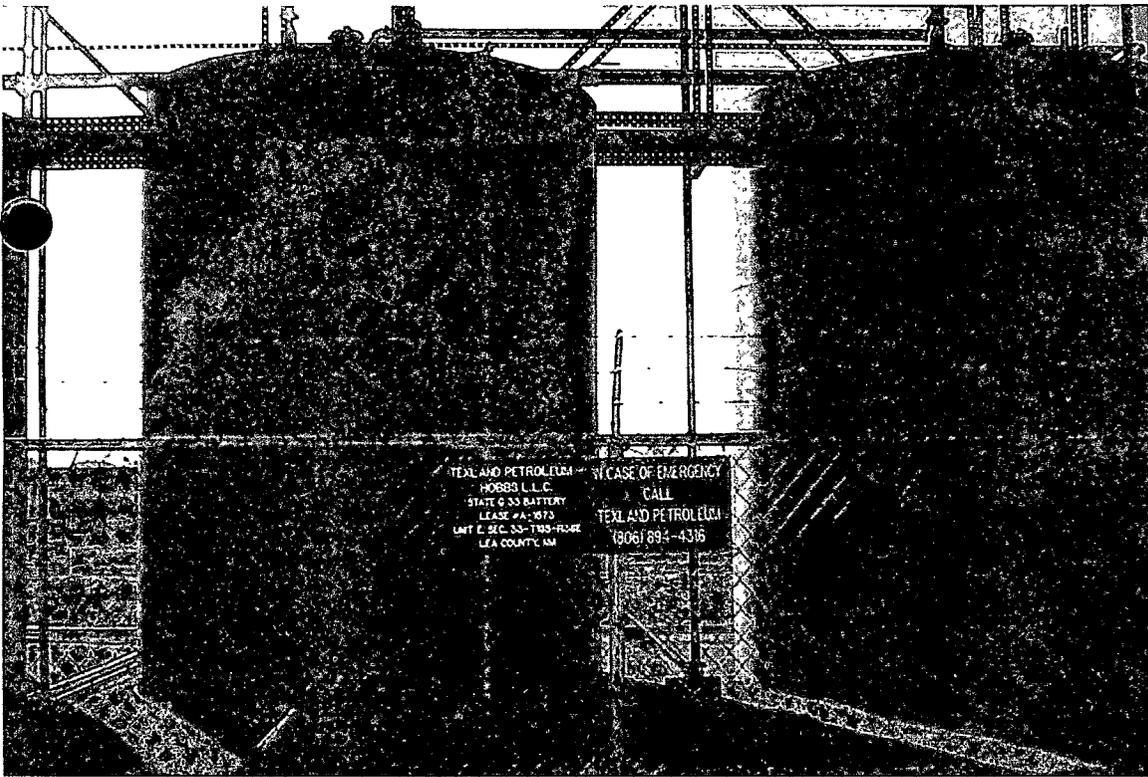
TEXLAND PETROLEUM - IN CASE OF EMERGENCY
HOBBS L.L.C. CALL
STATE G 33 BATTERY
LEASE #A-1573
UNIT E, SEC. 33-T18S-R38E
LEA COUNTY, NM
TEXLAND PETROLEUM
(806) 894-4316



*After
Excavation*







Final
Backfill



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
1000 S. St. Francis Dr., Santa Fe, NM 87505

State of New Mexico
Energy Minerals and Natural Resources

Form C-141
Revised October 10, 2003

Oil Conservation Division
1220 South St. Francis Dr.
Santa Fe, NM 87505

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	Texland Petroleum	Contact	Kirk Jackson
Address	277 Main St. Suite 3200 Ft. Worth	Telephone No.	432-894-1461
Facility Name	State G 33 Tank Battery	Facility Type	Tank Battery
Surface Owner	State	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
E	33	18	38					Lea Co

Latitude 32 42 22 Longitude 103 09 34

NATURE OF RELEASE

Type of Release	Oil	Volume of Release	80 lbs	Volume Recovered	7 lbs
Source of Release	1 in valve on Circ. Pump	Date and Hour of Occurrence		Date and Hour of Discovery	
Was Immediate Notice Given?	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Not Required	If YES, To Whom?	Tamm - 11/15/09 Bobby Hill - OCD		
By Whom?	Kirk Jackson - D. Smith	Date and Hour	Tamm 11/16		
Was a Watercourse Reached?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	If YES, Volume Impacting the Watercourse.			

RECEIVED

NOV 16 2009
HOBBSDOCD

If a Watercourse was Impacted, Describe Fully.*

Describe Cause of Problem and Remedial Action Taken.*

one inch valve on circulating pump was opened / shut valve, reported spill began vacuuming up oil. will file 141 + work plan.

Describe Area Affected and Cleanup Action Taken.*

area 20x15 North E of Battery will excavate + haul contaminated soil.
4x20 East of Battery
30x40 South of Battery

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:	Eddie W Seay		
Printed Name:	Eddie W Seay		
Title:	Agent		
E-mail Address:	seay04@leaco.net	Approval Date: 11/16/09	
Phone:	575 390-2454	Expiration Date: 01/18/10	
Conditions of Approval: DELIVERATE TO CLEAN + 1. FINAL C-141 MUST HAVE SIGNATURE OF		Attached <input type="checkbox"/>	
		IRP - 09 - 11 - 2356	

OIL CONSERVATION DIVISION

ENV. ENGINEER
Approved by District Supervisor:

Stephany LeMay

TEXLAND EMPLOYEE, SUB -
MIT FINAL C-141 BY 11/18/10

* Attach Additional Sheets If Necessary

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 <u>Texland Pat</u>	Contact <u>K. Jackson</u>
Address <u>777 Main St. Suite 3200 Ft. Worth</u>	Telephone No. <u>432.894.1461</u>
Facility Name <u>Stake G 33</u>	Facility Type <u>Tank Battery</u>
Surface Owner <u>State</u>	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
<u>E</u>	<u>33</u>	<u>18</u>	<u>38</u>					

Latitude 32 42 22 Longitude 103 09 34

NATURE OF RELEASE

Type of Release <u>Oil</u>	Volume of Release <u>9065</u>	Volume Recovered <u>745</u>
Source of Release <u>Case Pump</u>	Date and Hour of Occurrence	Date and Hour of Discovery
Was Immediate Notice Given? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Not Required	If YES, To Whom? <u>B. Hill</u>	
By Whom? <u>Smith - E. Seay</u>	Date and Hour <u>7am 11/16</u>	
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.*
Value on circulating pump. / Repair + began cleanup file C-141 + work Plan

Describe Area Affected and Cleanup Action Taken.*
Excavated contaminated soil / haul to ~~landfill~~ 444 cu yd. to J+L. Sample area / backfill excavation with clean soil

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: <u>Vickie Smith</u>		OIL CONSERVATION DIVISION	
Printed Name: <u>Vickie Smith</u>		Approved by ^{ENV ENGINEER:} District Supervisor: <u>[Signature]</u>	
Title: <u>Regulatory Analyst</u>	Approval Date: <u>05/13/10</u>	Expiration Date: <u>-</u>	
E-mail Address: <u>vsmith@texpetro.com</u>	Conditions of Approval:		Attached <input type="checkbox"/>
Date: <u>1/5/10</u>	Phone: <u>515-397-7450</u>		

* Attach Additional Sheets If Necessary

RP 2356