

Marcus, Ramona, EMNRD

From: Billings, Bradford, EMNRD
Sent: Wednesday, March 4, 2020 2:56 PM
To: 'Mark Larson'
Cc: 'gstahnke@sugf.com'
Subject: RE: Backfill Variance Request - Empire Abo Gas Plant - AP-112, Eddy County, New Mexico

3/4/2020

Graham Stahnke – AKA Energy
Mark Larson – Larson & Associates, INC.

RE; The variance request as outlined below email string, for crushed concrete for backfill use.

The Oil Conservation Division (OCD) gives APPROVAL to request with the following conditions:

- 1) Must have letter, signed, included in remedial report detailing concrete use and the internal approval of the “owner” for said use/activity.
- 2) Concrete must not be derived from any areas that may have been subject to contaminants of concern for this location. Remedial report needs to attest to this requirement.

If the above conditions are agreeable and met, then please consider approval of variance granted. Please indicate in an email to me acceptance of conditions.

Thank you for your efforts.

Sincerely,

Bradford Billings
EMNRD/OCD
Santa Fe

OCD approval does not relieve the operator of liability should their operations fail 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

From: Mark Larson <Mark@laenvironmental.com>
Sent: Wednesday, March 4, 2020 1:55 PM
To: Billings, Bradford, EMNRD <Bradford.Billings@state.nm.us>
Cc: 'gstahnke@sugf.com' <gstahnke@sugf.com>; cbryant@redcedargathering.com
Subject: [EXT] Re: Backfill Variance Request - Empire Abo Gas Plant - AP-112, Eddy County, New Mexico

Bradford,
AKA Energy Group LLC (AKA) and Durango Midstream Services LLC (Durango), as new owner of the Empire Abo Plant, have requested that we reach out to the OCD for a variance from 19.15.29.13(D)91) NMAC in order to use crushed concrete for filling the excavations relating to the approved remediation plan. This request is based on the foreseeable

use of the plant, which Durango owns the surface, and planned expansion in areas that will be remediated. A considerable volume of concrete was reserved during plant demolition. Durango proposes to crush the concrete and backfill the excavations to ground surface to provide a substantial foundation for the planned expansions. Your approval of this request is appreciated and will be documented in the remediation report. Please contact Graham Stahnke with AKA Energy at (970) 759-5712 or gstahnke@sugf.com or me if you have questions.
Respectfully,

Mark J. Larson, P.G.
President/Sr. Hydrogeologist
507 N. Marienfeld St., Suite 202
Midland, Texas 79701
Office – 432-687-0901
Cell – 432- 556-8656
Fax – 432-687-0456
mark@laenvironmental.com



“Serving the Permian Basin Since 2000”

From: Billings, Bradford, EMNRD <Bradford.Billings@state.nm.us>
Sent: Friday, February 14, 2020 12:38 PM
To: Mark Larson <Mark@laenvironmental.com>
Cc: gstahnke@sugf.com; Bratcher, Mike, EMNRD <mike.bratcher@state.nm.us>
Subject: RE: Re: Empire Abo Gas Plant - AP-112, Eddy County, New Mexico, Soil Investigation Report and Remediation Plan, February 6, 2020

2/14/2020

Graham Stahnke – SUGF
Mark Larson – LA Environmental

RE; Soil Investigation Report and Soil Remediation Plan for The empire Abo Gas Plant – AP-112 --- Dated February 6, 2020

Following significant review on the above the following:

Soil Investigation Report component is Accepted.

Soil Remediation Plan as offered in report is APPROVED as written.

The Oil Conservation Division (OCD) appreciates the work effort applied to the reports. OCD looks forward to updates and reports (such as SVE component) as indicated in the document. If anything significantly untoward occurs OCD (myself) would appreciate an email update on circumstance.

It was stated in correspondence that you may begin work on the 17th of this month. If this is so, no additional notification of work beginning is needed. The Report and Work Plan will be uploaded to date base soon, as will this approval letter. And please, keep OCD informed of interactions with EPA.

Thank you once again for your effort and good luck.

Sincerely,

Bradford Billings
E.Spec.A
EMNRD/OCD
Santa Fe, NM

OCD approval does not relieve the operator of liability should their operations fail 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.