

# NM1-61

## Notice

NEW MEXICO'S LEADING NEWS SOURCE

# ALBUQUERQUE JOURNAL



## Affidavit of Publication

I, Jenny Gutierrez, for the publisher of the Albuquerque Journal/The Sunday Journal  
(Name) (Name of Publication)

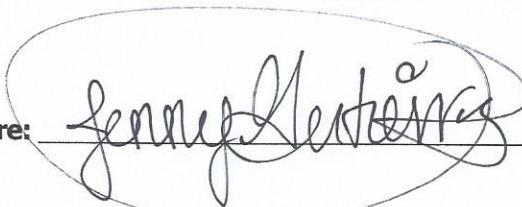
published in the city of Albuquerque, State of New Mexico

Hereby certify that the advertisement for: Parkhill Smith & Cooper

was published in said newspaper on the following date(s): October 25, 2016

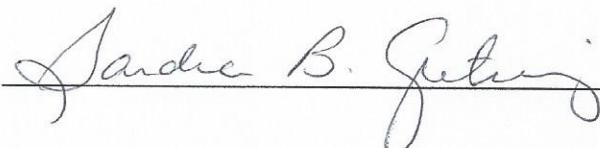
Given under my hand, this 26 day of October, 2016

Signature:



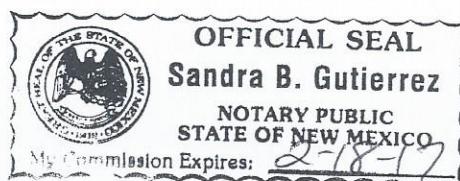
Sworn to and subscribed before me this 26<sup>th</sup> day of October, 2016,  
in the County of Bernalillo, state of New Mexico.

Notary Public:



My commission expires: 2-18-17

Seal:



**NOTICE OF TENTATIVE DECISION  
C.K. DISPOSAL – SURFACE WASTE MANAGEMENT FACILITY**

Pursuant to 19.15.36, Oil Conservation Division Surface Waste Management Facilities regulations, C.K. Disposal is providing notice that the Oil Conservation Division (OCD) has issued a tentative decision for an Application for Permit for a new Surface Waste Management Facility (C.K. Disposal). The Application for Permit was originally submitted to OCD by C.K. Disposal on 11/06/2015. Comments regarding the tentative decision may be submitted to OCD within 30 days following this notice.

1. **Applicant's name and address:** C.K. Disposal, LLC, 5909 86th Street, Lubbock, Texas 79424
2. **Facility location and address:** C.K. Disposal E & P Landfill and Processing Facility is located in Lots 1 through 4 and the north half of Section 5, Township 22 south, Range 38 east, N.M.P.M., Lea County New Mexico. The site is 0.05-miles south of State Highway 234, approximately 4.16-miles southeast of Eunice, New Mexico.
3. **Brief description of surface waste management facility:** The facility will encompass a total of 316.97-acres with a landfill footprint of 141.50-acres, a liquid processing unit of 51.75-acres, and a saltwater disposal unit of 5.10-acres. The landfill will have a total disposal capacity of approximately 24,585,056-cubic yards. The C.K. Disposal surface waste management facility has been designed in accordance with NMAC 19.15.36.
4. **Depth and quality of shallowest aquifer:** Based upon information projected from nearby wells, the shallowest potential water-bearing zone in the vicinity is the Chinle Formation, which is approximately 225-feet (ft) below ground surface (bgs) at the C.K. Disposal site. In addition, the C.K. Disposal site characterization boring investigation results demonstrate that no shallow groundwater is present above a depth of 175-feet bgs at any of the boring locations. Based on nearby wells, groundwater depth is approximately 225-feet below the site with a maximum TDS concentration of approximately 11,600-mg/L.
5. **Divisions Proposed Decision:** The division's proposed decision to approve the application with conditions is available on the division's website, or, upon request, from the clerk. You may contact the clerk at the following address:

Florene Davidson  
Oil Conservation Division Commission Clerk  
1220 South St. Francis Dr.  
Santa Fe, NM 87505  
(505) 476-3458

6. **Division-approved description of alternatives, exceptions or waivers:** C.K. Disposal, LLC requests the following alternatives:

LFG control requirements: Landfill Gas (LFG) is typically produced when there is a significant supply of readily putrescible organic material, moisture; and a lack of oxygen in the fill. Oil field wastes do not contain significant amounts of putrescible wastes and will not provide a suitable environment for LFG production. Typical oil field wastes will not generate significant quantities of LFG, nor the requisite pressure to promote migration. A gas monitoring program consisting of testing incoming vehicles during unloading will be utilized. Areas around the landfill disposal cells, treating plant, liquid solidification, and evaporation ponds will utilize monitors ensure compliance with regulatory levels. Routine gas monitoring of the proposed vadose zone monitoring wells will also be conducted. Monitoring points may be added or replaced as necessary.

Groundwater monitoring: During initial site investigation five (5) soil bores were taken onsite to a depth of 175-feet below ground surface. No groundwater was observed in the cuttings, nor in the bore holes after a 24-hour period of drilling. No groundwater was present within the upper 175-feet of the Ogallala Formation or Chinle Formation. Therefore, a vadose monitoring system has been designed for the facility. The design considered the thickness, stratigraphy, lithology, and hydraulic characteristics of the geologic units, as well as the depth to groundwater. Eleven (11) vadose zone monitoring wells have been designed and identified along a point of compliance on the site perimeter. In addition, per OCD's request the facility must install three additional vadose monitoring wells evenly spaced located south of the ponds in the southeast portion of the facility.

Geonet detection and drainage layers: A geonet (floor) and geocomposite (sideslopes) will comprise the leak detection of the liner system at the C.K. Facility. The geonet component will be used on the floor and the geocomposite will be placed on the side slopes. The geonet/geocomposite are designed to transfer fluid horizontally though the anticipated landfill loads.

Final Cover: The final cover system will be a combination two performance based liner systems. One design is for the top cap and the other for the side slopes. The top cap design will follow the design outlined in the NMAC but will replace the drainage layer with a geocomposite drainage layer. The side slope final cover design will be a performance based water balance cover. Both performance final covers have been modeled using the Hydrologic Evaluation of Landfill Performance (HELP) Model

Bird Control: The C.K. Facility requests an exemption to not place screening material over ponds for migratory bird protection. The C.K. Facility will inspect the evaporation ponds daily for birds and if a recurring problem, the C.K. Facility will either submit a migratory bird plan or place screening over the ponds.

7. The OCD will accept comments and statements of interest regarding it's tentative decision for a period of at least thirty (30) days after the date of publication of this notice, during which interested persons may submit comments or request that OCD hold a public hearing in accordance with 19.15.4.9 NMAC. Requests for a hearing shall be in writing and set forth specific reasons why a hearing should be held. A hearing will be held if the OCD has imposed any condition not expressly required by rule and the applicant requests a hearing, if the Director determines there is significant public interest in the application, or the Director determines that comments have raised objections that have probable technical merit. Any such hearing will be conducted according to 19.15.14.1206 through 19.15.14.1215 NMAC. If no hearing is held, the Director will approve the proposed permit based upon information available, including all comments received. If a public hearing is held, the Director will approve or disapprove the proposed permit based on information in the permit application and information submitted at the hearing.

8. Engineering Firm: Parkhill, Smith, & Cooper Inc. 501 W. San Antonio, El Paso, Texas 79901

**Interested parties may contact the Bureau Chief of the Oil Conservation Division at (505) 476-3465 for further information.**

**AVISO DE DECISION PROVISIONAL  
C.K. DISPOSAL – PLANTA DE ADMINISTRACION DE DESCARGAS SUPERFICIALES**

Conforme a 19.15.36, Reglamentos para plantas de administración de Descargas superficiales de la División para Conservación de Petróleo (OCD), C.K. Disposal provee aviso que la División para conservación de Petróleo (OCD) ha comunicado una decisión provisional aprobando la solicitud de permiso para la nueva planta de administración de Descargas superficiales (C.K. Disposal). La solicitud de permiso fue originalmente transmitida a OCD por C.K. Disposal en 11/06/2015. Comentarios acerca de la solicitud pueden ser presentados a OCD hasta 30 días después de la publicación del presente aviso.

1. **Nombre y dirección del solicitante:** C.K. Disposal, LLC, 5909 86th Street, Lubbock, Texas 79424
2. **Dirección y ubicación de la planta:** C.K. Disposal E & P Relleno Sanitario y Planta de Proceso está situado en los terrenos 1 al 4 y la mitad sur de la mitad norte de la sección 5, Distrito Municipal 22 sur, rango 38 este, N.M.P.M. Condado Lea en Nuevo México. El sitio está ubicado 0.05 Millas al sur de la Carretera Estatal 234, aproximadamente 4.16-millas al suroeste de Eunice, Nuevo México.
3. **Descripción breve de la planta de administración de descargas.** La planta tendrá un área total de 316.97-acres, de las cuales el relleno sanitario ocupara 141.50-acres, la unidad de proceso líquido ocupara 51.75-acres, y una unidad de desecho de agua salina de 5.10 acres. El relleno sanitario tendrá una capacidad para aproximadamente 24,585,056-yardas cúbicas de desecho. La planta de administración de descargas superficiales C.K. Disposal ha sido diseñada conforme a NMAC 19.15.36.
4. **Profundidad y calidad del acuífero de profundidad mínima:** basado en la información conocida de pozos de agua circunvecinos, la formación Chinle de aproximadamente 225-pies por debajo de la superficie de la planta C.K. Disposal, es el área de profundidad mínima al acuífero más cercano. Adicionalmente, la investigación estratigráfica conducida como parte del diseño de la planta C.K. Disposal indica que agua menos profunda de 175-pies no fue detectada en ninguna de las fosas taladradas. Basados en los pozos circunvecinos, el nivel de agua esta subterránea es de aproximadamente 225-Pies de profundidad por debajo del sitio, con concentración de TDS de aproximadamente 11,600-mg/L
5. **Decisión Propuesta por la División:** la decisión propuesta de la división para aprobar la solicitud con o sin las condiciones es disponible en el sitio de la red de la División, o con petición al funcionario de la división. El funcionario de la división puede ser contactado a través de la dirección siguiente:

Florene Davidson  
Oil Conservation Division Commission Clerk  
1220 South St. Francis Dr.  
Santa Fe, NM 87505  
(505) 476-3458

6. **Descripción de Alternativas, excepciones o exenciones aprobados por la División:** C.K. Disposal, LLC propone las siguientes alternativas:

Requisitos de control de GRS: gas de relleno sanitario (GRS) se produce normalmente cuando hay una fuente importante de material orgánico fácilmente putrescible, la humedad, y la falta de oxígeno en el relleno sanitario. Residuos de yacimientos petrolíferos no contienen cantidades significativas de residuos putrescibles y no proporcionan un ambiente adecuado para la producción de GRS, ni la presión requerida para originar una mitigación. Residuos de yacimientos petrolíferos típicos no generarán grandes cantidades de biogás, ni la presión requerida para promover la migración. Se utilizará un programa de monitoreo de gas que consiste de inspección de vehículos utilizados durante la descarga. Áreas circunvecinas a las celdas de almacenamiento del relleno sanitario, planta de tratamiento de líquidos, la solidificación y estanques de evaporación utilizarán monitores para garantizar el cumplimiento de los niveles reglamentarios. También se monitoreará rutinariamente el gas de los pozos de monitoreo de la zona insaturada propuesta. Los puntos de control se pueden añadir o sustituir si es necesario.

Monitoreo del agua subterránea: Durante la investigación inicial del sitio se realizaron cinco (5) perforaciones a una profundidad de 175-pies debajo de la superficie del suelo. No se observó agua subterránea en los cortes, ni en los orificios de calibre durante un período de 24 horas. Agua subterránea no estuvo presente dentro de los 175 pies superiores de la Formación Ogallala o Formación Chinle. Por lo tanto, un sistema de seguimiento de la zona insaturada ha sido diseñado para el establecimiento. El diseño considera el espesor, estratigrafía, litología y características hidráulicas de las unidades geológicas, así como la profundidad del agua subterránea. Once (11) pozos de monitoreo de la zona insaturada se han diseñado e identificado a lo largo de un punto de cumplimiento en el perímetro del terreno. Adicionalmente, por petición del OCD se instalarán tres pozos adicionales de monitoreo de zona insaturada. Estos estarán situados al sur de los estanques en la parte sureste de la instalación a la misma distancia de separación el uno del otro.

Detección Geonet y capas de drenaje: Un geonet (piso) y geocompuesto (declives) comprenderán la detección de fugas del sistema de revestimiento en C.K. Disposal. El componente geonet se utilizará en el suelo y el geocompuesto será colocado en los declives laterales. El geonet/geocompuesto fueron diseñados para transferir líquidos horizontalmente a través de las cargas anticipadas para del relleno sanitario.

Tapa final: El sistema de cubierta final será una combinación de dos sistemas de revestimiento a base de rendimiento. Un diseño es para el revestimiento superior y el otro para los laterales. El diseño del revestimiento superior seguirá el diseño establecido en el NMAC pero reemplazará la capa de drenaje con una capa de drenaje geocompuesto. El revestimiento lateral será una cubierta de balance de agua basada en rendimiento. Ambos revestimientos se han modelado utilizando la Evaluación Hidrológica del relleno sanitario Rendimiento (Modelo HELP).

Control de Aves: la planta solicita una excepción para no colocar material filtrador sobre los estanques para protección de aves migratorias. La planta inspeccionará los estanques de evaporación diariamente por aves y si un problema recurrente es encontrado, entonces se pondrá en efecto un plan para aves migratorias o se colocará filtración para aves sobre los estanques.

7. El OCD aceptará comentarios y expresiones de interés con respecto a la decisión provisional por un período de al menos treinta (30) días después de la fecha de publicación del presente anuncio, durante el cual las personas interesadas pueden presentar observaciones o solicitar que el OCD realice una audiencia pública de acuerdo con 19.15.4.9 NMAC. Las solicitudes de audiencia deberán ser por escrito y exponer sus razones específicas por las cuales una audiencia debe establecerse. Una audiencia se llevará a cabo si el OCD ha impuesto alguna condición que no esté expresamente exigida en las reglas y el solicitante solicita una audiencia, si el Director determina que existe un gran interés público en la aplicación, o el Director determina que los comentarios han planteado objeciones que tienen mérito técnico probable. Dicha audiencia se llevará a cabo de acuerdo con 19.15.14.1206 través 19.15.14.1215 NMAC. Si no se realiza una audiencia, el Director aprobará la propuesta de permiso en base a la información disponible, incluyendo todos los comentarios recibidos. Si se lleva a cabo una audiencia pública, el Director aprobará o rechazará la propuesta de permiso según la información de la solicitud de permiso y la información presentada en la audiencia.

8. Empresa de Ingeniería: Parkhill, Smith, & Cooper, Inc. 501 W. San Antonio, El Paso, Texas 79901

**Las partes interesadas pueden ponerse en contacto con el Jefe de la Oficina del departamento de Conservación de Petróleo al (505) 476-3465 para más información.**

## Affidavit of Publication

STATE OF NEW MEXICO  
COUNTY OF LEA

I, Daniel Russell, Publisher of the Hobbs News-Sun, a newspaper published at Hobbs, New Mexico, 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  
October 23, 2016  
and ending with the issue dated  
October 23, 2016.

Publisher

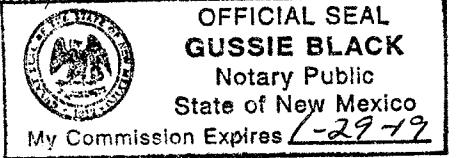
Sworn and subscribed to before me this  
23rd day of October 2016.

Gussi  
Business Manager

My commission expires

January 29, 2019

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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

**NOTICE OF TENTATIVE DECISION**  
**C.K. DISPOSAL – SURFACE WASTE MANAGEME**

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1. **Applicant's name and address:** C.K. Disposal, L.L.C, 5909 86<sup>th</sup> Street, Lubbock, Texas.
  2. **Facility location and address:** C.K. Disposal E & P Landfill and Processing Facility Section 5, Township 22 south, Range 38 east, N.M.P.M., Lea County New Mexico approximately 4.16-miles southeast of Eunice, New Mexico.
  3. **Brief description of surface waste management facility:** The facility will encompass 141.50-acres, a liquid processing unit of 51.75-acres, and a saltwater disposal unit of capacity of approximately 24,585,056-cubic yards. The C.K. Disposal surface waste with NMAC 19.15.36.
  4. **Depth and quality of shallowest aquifer:** Based upon information projected from zone in the vicinity is the Chinle Formation, which is approximately 225-feet (ft) below addition, the C.K. Disposal site characterization boring investigation results demonstrated depth of 175-feet bgs at any of the boring locations. Based on nearby wells, groundwater a maximum TDS concentration of approximately 11,600-mg/L.
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Oil Conservation Division Commission Clerk  
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  - Control de Aves: la planta solicita una excepción para no colocar material filtrador sobre los estanques de evaporación. La planta inspeccionara los estanques de evaporación diariamente por aves y si un efecto un plan para aves migratorias o se colocara filtración para aves sobre los estanques.
  - El OCD aceptará comentarios y expresiones de interés con respecto a la decisión después de la fecha de publicación del presente anuncio, durante el cual las personas que el OCD realice una audiencia pública de acuerdo con 19.15.4.9 NMAC. Las solicitudes de audiencias específicas por las cuales una audiencia debe establecerse. Una audiencia condición que no esté expresamente exigida en las reglas y el solicitante solicita una interés público en la aplicación, o el Director determina que los comentarios han planteado una cuestión importante. Dicha audiencia se llevará a cabo de acuerdo con 19.15.14.1206 través 19.15.14.12 aprobará la propuesta de permiso en base a la información disponible, incluyendo la audiencia pública, el Director aprobara o rechazara la propuesta de permiso según la presentada en la audiencia.
  - Empresa de Ingeniería: Parkhill, Smith, & Cooper, Inc. 501 W. San Antonio, El Paso,

Las partes interesadas pueden ponerse en contacto con el Jefe de la Oficina del departamento de información.

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PARKHILL SMITH & COOPER  
4222 85TH ST  
LUBBOCK, TX 79424

**Noon**

from PAGE 19

To the best of my knowledge, Russia's reported involvement in shaping public opinion came to light in 2010, when different WikiLeaks revelations made public private intelligence from Stratfor, which had previously published a background brief on Shale Gas Activism — that speculated on Russian funding for the anti-fracking movie *Gasland*.

The idea that Russia is funding anti-fracking groups, such as the Sierra Club and the Natural Resources Defense Council, has popped up in a variety of outlets including the 2013 movie *FrackNation*, and in 2014 comments from NATO secretary general, Anders Fogh Rasmussen, the former Prime Minister of Denmark. And then, in late 2014, the New York Times featured a story titled: "Russia money suspected behind fracking protests." In 2015, The Washington Free Beacon reported on a Bermudian firm that had connections to Russian oil interests and was funneling money to anti-fracking groups in the U.S.

Despite all the multiple claims of Russia to anti-fracking activity, there's been scant hard evidence.

But, now, thanks to *Wall Street Journal* reported anti-fracking funding is back in the headlines: "Leaked emails show Hillary Clinton blaming Russians for funding 'phony' anti-fracking groups,"

wrote the Washington Times. With knowledge only someone with a high-level security clearance and an understanding of foreign relations, like the Secretary of State, would have, Hillary, in a June 2014 speech in Edmonton Canada, reportedly said the following to an audience:

"We were up against Russia putting oligarchs and others to buy media. We were even up against phony environmental groups, and I'm a big environmentalist, but these were funded by the Russians to stand against any effort, that pipeline, that fracking, whatever will be a problem for you, and a lot of the money supporting that message was coming from Russia."

Remember, we are in an economic war and there are many who don't want America to win. The cheap energy prices fracking has provided give the U.S. an economic advantage — hence the hostility toward it.

*The author of Energy Freedom, Marita Noon serves as the executive director for Energy Makes America Great Inc., and the conservation educational organization, the Citizens Alliance for Responsible Energy (CARE). She hosts a weekly radio program, America's Voice for Energy—which expands on the content of her weekly column. Follow her @EnergyRabbit.*

**Sitzer**

from PAGE 19

help you ease your debt burden.

The snowball approach. This is the approach where you pay down the balance on the highest-interest card first, then the next highest-interest card, and so forth. You should always make the largest payment you can on your highest-interest debt.

Pay off. Late fees are like an Achilles heel for many cardholders. Not only do they hurt your bank account, they hurt your credit score. (Conversely, improving your credit score may make your debt cheaper to pay off, and make it easier to refinance or arrange a consumer loan.)

Establish a budget. Most households do not live by a budget. Even retiree households can forget about the importance of budgeting. If you can rein in parts of your spending, you may find yourself a) using cash more often, and b) having cash left over to save, invest or pay down debt.

Use certain cards for certain things. If you have a large recurring debt, why not put it on your lowest-interest card for some savings? In fact, assigning as much debt as

you can to a low-interest or zero-interest card positions you to pay down debt sooner, with smaller monthly payments.

Finally, consider ways to create more income. If you just cannot use credit cards less or live on less, then you must offset your credit card debt by a) earning more or b) selling assets or possessions to give you more cash, which can be used to attack the debt.

While you may always have some revolving debt, it is a potential strain on a comfortable retirement. See if you can buck the current trend in credit card use that seems to be driving mean credit card balances higher.

*Personal Finance is written by MarketingPro, Inc. for distribution by Larry Sitzer, CLU, ChFC. Mr. Sitzer has 34 years of experience in the insurance and financial services industry. He can be reached in Hobbs at 393-4577. Securities offered through Securities America, Inc., a FINRA/SIPC member. This material does not necessarily represent the view of the presenting party, nor their affiliates.*

**Jones**

from PAGE 19

versely, if you invest primarily in conservative, low-yielding investments because you think they will help you avoid losses, you might not achieve the long-term growth potential you need to help you reach your important financial goals, such as a comfortable retirement. When you invest, try to balance your need for growth with your personal tolerance for risk.

■ Failing to diversify — If you only own one type of financial asset, and a market downturn hits that asset class strongly, your portfolio will likely take a big hit. You can greatly reduce the effects of market volatility — and give yourself more chances for success — by spreading your money among a range of investments. (Keep in mind, though, that diversification can't always guarantee profits or protect against all losses.)

■ Paying too much attention to today's news — Unfortunately, many of the news items of today — or of any day — are more negative than positive. But as an investor, you don't want to be forced into a "sky-is-falling" mentality, because such a mind-set could lead you to make rash, unwise decisions, such as selling quality investments too soon or staying out of the market altogether.

Generally, no single event has truly long-term consequences for investors. Consider the recent "Brexit" vote — in the immediate aftermath,

the markets fell sharply, but just a few weeks later, they hit all-time highs. That won't happen with every newsworthy occurrence, but historically, the markets have shown resilience. So stay invested and follow a smart, long-term investment strategy that's suitable for your situation — and look beyond today's headlines.

■ Ignoring opportunities — Are you taking full advantage of all the investment opportunities available to you? For example, are you contributing as much as you can afford to your 401(k) or similar employer-sponsored retirement plan? If not, you are underutilizing one of the best retirement savings vehicles around. At a minimum, put in enough to earn your employer's matching contribution, if one is offered. You won't always have the chance to participate in this type of tax-advantaged retirement plan — so make the most of it while it's available.

Halloween usually ends with feisty tricks and many treats. Steering clear of these investment moves described above can help you make steady progress toward your financial objectives.

*This article was written by Edward Jones for use by your local Edward Jones Financial Advisor, John R. Harrison, Edward Jones Investments, 205 E. Bender Suite 100, Hobbs.*

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(505) 476-3458
- Division-approved description of alternatives, exceptions or waivers:** C.K. Disposal, LLC requests the following alternatives: LFG control requirements: Landfill Gas (LFG) is typically produced when there is a significant supply of readily putrescible organic matter, moisture, and a lack of oxygen in the fill. On field wastes do not contain significant amounts of putrescible wastes and will not provide a reliable source for LFG production. Typical oil field wastes will not generate significant quantities of LFG, nor the requisite pressure to promote migration. A gas monitoring program consisting of testing incoming vehicles during unloading will be utilized. Areas around the landfill disposal cells, treating pit, liquid solidification, and evaporation ponds will utilize monitors ensure compliance with regulatory levels. Routine gas monitoring of the proposed vadose zone monitoring wells will also be conducted. Monitoring points may be added or replaced as necessary.

**Groundwater monitoring:** During initial site investigation five (5) soil bore holes were taken onsite to a depth of 175-feet below ground surface. No groundwater was observed in the cuttings, nor in the bore holes after a 24-hour period of drilling. No groundwater was present within the upper 175-feet of the Ogallala Formation or Chinle Formation. Therefore, a vadose monitoring system has been designed for the facility. The design considered the thickness, stratigraphy, lithology, and hydraulic characteristics of the geologic units, as well as the depth to groundwater. Eleven (11) vadose zone monitoring wells have been designed and identified along a point of compliance on the site perimeter. In addition, per OCD's request the facility must install three additional vadose monitoring wells evenly spaced located south of the ponds in the southeast portion of the facility.

**Geonet detection and drainage layers:** A geonet (floor) and geocomposite (sideslopes) will comprise the leak detection of the liner system at the C.K. Facility. The geonet component will be used on the floor and the geocomposite will be placed on the side slopes. The geonet/geocomposite are designed to transfer fluid horizontally through the anticipated landfill loads.

**Final Cover:** The final cover system will be a combination two performance based liner systems. One design is for the top cap and the other for the side slopes. The top cap design will follow the design outlined in the NMAC but will replace the drainage layer with a geocomposite drainage layer. The side slope final cover design will be a performance based water balance cover. Both performance final covers have been modeled using the Hydrologic Evaluation of Landfill Performance (HELP) Model.

**Bird Control:** The C.K. Facility requests an exemption to not place screening material over ponds for migratory bird protection. The C.K. Facility will inspect the evaporation ponds daily for birds and if a recurring problem, the C.K. Facility will either submit a migratory bird plan or place screening over the ponds.

- The OCD will accept comments and statements of interest regarding its tentative decision for a period of at least thirty (30) days after the date of publication of this notice, during which interested persons may submit comments or request that OCD hold a public hearing in accordance with 19.15.49 NMAC. Requests for a hearing shall be in writing and set forth specific reasons why a hearing should be held. A hearing will be held if the OCD has imposed any condition not expressly required by rule and the applicant requests a hearing, if the Director determines there is significant public interest in the application, or the Director determines that comments have raised objections that have probable technical merit. Any such hearing will be conducted according to 19.15.14.1206 through 19.15.14.1215 NMAC. If no hearing is held, the Director will approve the proposed permit based upon information available, including all comments received. If a public hearing is held, the Director will approve or disapprove the proposed permit based on information in the permit application and information submitted at the hearing.
- Engineering Firm: Parkhill, Smith, & Cooper Inc. 501 W. San Antonio, El Paso, Texas 79901

Interested parties may contact the Bureau Chief of the Oil Conservation Division at (505) 476-3465 for further information.

**AVISO DE DECISIÓN PROVISIONAL**  
**C.K. DISPOSAL - PLANTA DE ADMINISTRACIÓN DE DESCARGAS SUPERFICIALES**

Conforme a 19.15.36, Reglamentos para plantas de administración de Descargas superficiales de la División para Conservación de Petróleo (OCD), C.K. Disposal provee aviso que la División para conservación de Petróleo (OCD) ha comunicado una decisión provisional aprobando la solicitud de permiso para la nueva planta de administración de Descargas superficiales (C.K. Disposal). La solicitud de permiso fue originalmente transmitida a OCD por C.K. Disposal en 11/06/2015. Comentarios acerca de la solicitud pueden ser presentados a OCD hasta 30 días después de la publicación del presente aviso.

- Número y dirección del solicitante:** C.K. Disposal, LLC, 5909 86<sup>th</sup> Street, Lubbock, Texas 79424
- Dirección y ubicación de la planta:** C.K. Disposal E & P Reléfono Sanitario y Planta de Proceso está situado en los terrenos 1 al 4 y la mitad sur de la mitad norte de la sección 5, Distrito Municipal 22 sur, rango 38 este, N.M.P.M. Condado Lea en Nuevo México. El sitio está ubicado 0.05 Millas al sur de la Carrera Estatal 234, aproximadamente 4.16-millas al sureste de Eunice, Nuevo México.
- Descripción breve de la planta de administración de descargas:** La planta tendrá un área total de 316.97-acres, de las cuales el relleno sanitario ocupará 141.50-acres, la unidad de proceso líquido ocupará 51.75-acres, y una unidad de desecho de agua salina de 5.10 acres. El relleno sanitario tendrá una capacidad para aproximadamente 24,585,056 yardas cúbicas de desecho. La planta de administración de descargas superficiales C.K. Disposal ha sido diseñada conforme a NMAC 19.15.36.
- Profundidad y calidad del acuífero de profundidad mínima:** basada en la información conocida de pozos de agua circunvecinos, la formación Chinle se aproxima a 225-pies por debajo de la superficie de la planta C.K. Disposal, es el área de profundidad mínima al acuífero circundante. Adicionalmente, la investigación estratigráfica conducida como parte del diseño de la planta C.K. Disposal indica que aguas menos profunda de 175-pies no fueron detectadas en ninguna de las fosas taladradas. Basados en los pozos circunvecinos, el nivel de agua esta subterránea es de aproximadamente 225-Pies de profundidad por debajo del sitio, con concentración de TDS de aproximadamente 11,600-mg/L.
- Decisión Propuesta por la División:** la decisión propuesta de la división para aprobar la solicitud con o sin las condiciones es disponible en el sitio de la red de la División, o con petición al funcionario de la división. El funcionario de la división puede ser contactado através de la dirección siguiente:  
Florence Davidson  
Oil Conservation Division Commission Clerk  
1220 South St. Francis Dr.  
Santa Fe, NM 87505  
(505) 476-3458

- Descripción de Alternativas, excepciones o exenciones aprobadas por la División:** C.K. Disposal, LLC propone las siguientes alternativas:

Requisitos de control de GRS: gas de relleno sanitario (GRS) se produce normalmente cuando hay una fuente importante de material orgánico sólido pectesible, la humedad, y la falta de oxígeno en el relleno sanitario. Residuos de yacimientos petrolíferos no contienen cantidades significativas de residuos pectesible y no proporcionan ambiente adecuado para la producción de GRS, ni la presión requerida para originar una mitigación. Residuos de yacimientos petrolíferos típicos no generan grandes cantidades de biogás, ni la presión requerida para promover la migración. Se utilizará un programa de monitoreo de gas que consiste de inspección de vehículos utilizados durante la descarga. Áreas circunvecinas a las células de almacenamiento del relleno sanitario, planta de tratamiento de líquidos, la solidificación y estanques de evaporación utilizan monitores para garantizar el cumplimiento de los niveles reglamentarios. También se monitorará rutinariamente el gas de los pozos de monitoreo de la zona inscrita propuesta. Los puntos de control se pueden añadir o sustituir si es necesario.

Monitoreo del agua subterránea: Durante la investigación inicial del sitio se realizaron cinco (5) perforaciones a una profundidad de 175-pies por debajo de la superficie del suelo. No se observó agua subterránea en los cortes, ni en los orificios de calibre durante un período de 24 horas. Agua subterránea no estuvo presente dentro de los 175 pies superiores de la Formación Ogallala o Formación Chinle. Por lo tanto, un sistema de seguimiento de la zona inscrita se ha diseñado para el establecimiento. El diseño considera el espesor, estratigrafía, litología y características hidráulicas de las unidades geológicas, así como la profundidad del agua subterránea. Once (11) pozos de monitoreo de la zona inscrita se han diseñado e identificado a lo largo de un punto de cumplimiento en el perímetro del terreno. Adicionalmente, por petición del OCD se instalarán tres pozos adicionales de monitoreo de zona inscrita. Estos estarán situados al sur de los estanques en la parte sureste de la instalación a la misma distancia de separación el uno del otro.

Detección Geonet y capas de drenaje: Un geonet (piso) y geocompósito (deslizantes) comprenderán la detección de fugas del sistema de revestimiento en C.K. Disposal. El componente geonet se colocará en el suelo y el geocompósito será colocado en los deslizantes laterales. El geonet/geocompósito fueron diseñados para transferir líquidos horizontalmente através de las cargas anticipadas para el relleno sanitario.

Faja final: El sistema de cubierta final será una combinación de dos sistemas de revestimiento a base de rendimiento. Un diseño es para el revestimiento superior y el otro para los laterales. El diseño del revestimiento superior seguirá el diseño establecido en el NMAC pero reemplazará la capa de drenaje con una capa de drenaje geocompósito. El revestimiento lateral será una cubierta de balanza de agua basada en rendimiento. Ambos revestimientos han modelado utilizando la Evaluación Hidrológica del relleno sanitario Rendimiento (Modelo HELP).

Control de Aves: La planta solicita una excepción para no colocar material filtrador sobre los estanques para protección de aves migratorias. La planta inspeccionará los estanques de evaporación diariamente por aves y si un problema recurrente es encontrado, entonces se pondrá en efecto un plan para aves migratorias o se colocará filtración para aves sobre los estanques.

- El OCD aceptará comentarios y expresiones de interés con respecto a la decisión provisional por un período de al menos treinta (30) días después de la fecha de publicación del presente anuncio, durante el cual las personas interesadas pueden presentar observaciones o solicitar que el OCD realice una audiencia pública de acuerdo con 19.15.49 NMAC. Las solicitudes de audiencia deberán ser por escrito y exponer sus razones específicas por las cuales una audiencia debe establecerse. Una audiencia se llevará a cabo si el OCD ha impuesto alguna condición que no esté expresamente exigida en las reglas y el solicitante solicite una audiencia, si el Director determina que existe un gran interés público en la aplicación, o el Director determina que los comentarios han planteado objeciones que tienen mérito técnico probable. Dicha audiencia se llevará a cabo de acuerdo con 19.15.14.1206 través 19.15.14.1215 NMAC. Si no se realiza una audiencia, el Director aprobará la propuesta de permiso en base a la información disponible, incluyendo todos los comentarios recibidos. Si se lleva a cabo una audiencia pública, el Director aprobará o rechazará la propuesta de permiso según la información de la solicitud de permiso y la información presentada en la audiencia.
- Empresa de Ingeniería: Parkhill, Smith, & Cooper, Inc. 501 W. San Antonio, El Paso, Texas 79901

Las partes interesadas pueden ponerse en contacto con el Jefe de la Oficina del departamento de Conservación de Petróleo al (505) 476-3465 para más información.

**AVISO DE SOLICITUD**  
**C.K. DISPOSAL – SURFACE WASTE MANAGEMENT FACILITY**

Conforme a 19.15.36 NMAC, Los reglamentos para plantas de administración de Descargas superficiales de la Division para Conservación de Petróleo (OCD), C.K. Disposal provee aviso que la División para conservación de Petróleo (OCD) ha comunicado una decisión provisional aprobando la solicitud de permiso para la nueva planta de administración de Descargas superficiales (C.K. Disposal). La solicitud de permiso fue originalmente transmitida a OCD por C.K. Disposal en 11/06/2015. Comentarios acerca de la solicitud pueden ser presentados a OCD hasta 30 días después de la publicación del presente aviso.

- 1. Nombre y dirección del solicitante:** C.K. Disposal, LLC, 5909 86<sup>th</sup> Street, Lubbock, Texas 79424
- 2. Dirección y ubicación de la planta:** C.K. Disposal E & P Relleno Sanitario y Planta de Proceso está situado en los terrenos 1 al 4 and la mitad sur de la mitad norte de la sección 5, Distrito Municipal 22 sur, rango 38 este, N.M.P.M. Condado Lea en Nuevo México. El sitio está ubicado 0.05 Millas al sur de Carretera Estatal 234, aproximadamente 4.16- millas al suroeste de Eunice, Nuevo México.
- 3. Descripción breve de la planta de administración de descargas.** La planta tomara un total de 316.97-acres, el relleno sanitario tomando 141.50-acres, la unidad de proceso líquido tomando 57.75-acres, y una unidad de desecho de agua salina de 5.10 acres. Ya construida, el área de proceso incluirá un área de tratamiento para aceite consistiendo aproximadamente de 9 puntos de desagüe, 12 tanques de contención para el agua producida, 48 tanques de reposo de agua producida, 12 estanques evaporativos, 5 tanques de recolección de aceite natural, y 5 taques de aceite de venta; además de un área de estabilización y solidificación. El relleno sanitario consiste de seis (6) unidades cuales tendrán una capacidad de desecho combinada de aproximadamente 24, 585,056- yardas cubicas. El relleno sanitario usara el método de relleno subterráneo usando un declive de 4H: 1V para los muros de lado y relleno aerial con declive de 5H: 1V para los muros de lado de cubierta final, con una máxima de 3.5% de declive en la superficie de la cubierta final. El sitio está estimado a recibir entre 500-1,500-yardas-cubicas de desecho por día durante la operación de la planta. Adicionalmente, varias secciones de soporte incluyendo: una caseta para el área de proceso, bascula para el relleno sanitario, aceptación de desechos/métodos de seguridad, calles, regaderas y estaciones de lavado de ojos para emergencias, y áreas de contención de aguas pluviales están propuestas para la planta. La planta de administración de descargas superficiales C.K. Disposal ha sido diseñada y solicitada conforme a NMAC 19.15.36.8-19.15.36.20.
- 4. Profundidad y calidad del acuífero de profundidad mínima:** basando en la información conocida de pozos de agua circunvecinos, la formación Chinle de aproximadamente 225-pies debajo de la superficie de la planta C.K. Disposal, es el área

de profundidad mínima más cercana. Adicionalmente, la investigación conducida como parte del diseño de la planta C.K. Disposal indica que agua menos profunda de 150-pies no fue detectada en ninguna de las fosas taladradas. Basados en los pozos circunvecinos, el nivel de agua esta subterránea es de **aproximadamente 225-Pies de profundidad debajo del sitio, con concentración de TDS de aproximadamente 11,600-mg/L**

5. **Decisión Propuesta por la División:** la decisión propuesta de la división para aprobar la solicitud con o sin las condiciones es disponible en el sitio de la red de la División, o con petición a el funcionario de la división. El funcionario de la división puede ser contactado atreves de la dirección siguiente:

Florene Davidson  
Oil Conservation Division Commission Clerk  
1220 South St. Francis Dr.  
Santa Fe, NM 87505  
(505) 476-3458

6. **Descripción de Alternativos, excepciones o exenciones aprobados por la División:** C.K. Disposal, LLC propone las siguientes alternativas:

Requisitos de control de biogás: gas de relleno sanitario (GRS) se produce normalmente cuando hay una fuente importante de material orgánico fácilmente putrescible, la humedad; y la falta de oxígeno en el relleno. Residuos de yacimientos petrolíferos no contienen cantidades significativas de residuos putrescibles y no proporcionar un ambiente adecuado para la producción de biogás. Residuos de yacimientos petrolíferos típicos no generarán grandes cantidades de biogás, ni la presión requerida para promover la migración. Sistemas de vigilancia y control de biogás convencionales no serían necesarios ni eficaz; y la matriz de residuos en sí sería inhibir la migración o la colección si contenía principalmente suelos y menos de 5% orgánicos degradables. Sin embargo, se utilizará un programa de control de gas que consiste en pruebas de vehículos entrantes durante la descarga para garantizar que las concentraciones de gases de sulfuro de hidrógeno (H<sub>2</sub>S) no excedan de 10 partes por millón (ppm) en el lugar o en el límite de la propiedad. Las áreas alrededor de las celdas de almacenamiento de vertedero, planta de tratamiento, la solidificación de líquido, y estanques de evaporación utilizarán monitores que emitén una señal visual y acústica en 10 ppm de H<sub>2</sub>S para garantizar el cumplimiento de los niveles de alerta de regulación. También se llevará a cabo la vigilancia de gas de rutina de los pozos de monitoreo de la zona no saturada propuestas. Los puntos de control se pueden añadir o sustituir si es necesario. Detalles de gestión de seguridad de gas se presentan, así como la prevención de H<sub>2</sub>S y el plan de contingencia.

**Monitoreo del agua subterránea:** Durante la investigación del sitio inicial de cinco (5) perforaciones de suelo fueron tomadas in situ a una profundidad de 175-pies debajo de la superficie del suelo. No se observó ninguna de las aguas subterráneas en los cortes, ni en los orificios de calibre después de un período de 24 horas de la perforación. Sin agua subterránea estaba presente dentro de los 175 pies superiores de la Formación Ogallala o Formación Chinle, ya que se elevan por encima de la zona saturada de la formación de Ogallala. Por lo tanto, un sistema de monitoreo no saturada ha sido diseñado para la instalación en base a la información técnica específica en el sitio. El diseño considerado el espesor, estratigrafía, litología y características hidráulicas de las unidades geológicas, así como la profundidad del agua subterránea, la concentración de TDS, receptores críticos, y de la vía de análisis migración de contaminantes. La presencia de agua subterránea en los pozos de monitoreo zona no saturada puede no ser el resultado de la fuga de la instalación. Otras fuentes, como la infiltración de las aguas superficiales durante la excavación de las células del vertedero, o la infiltración de tormenta proximal lagos de retención de agua puede causar la saturación temporal y agua para ser detectados en vadosa cuesta abajo

**Fluidos de la zona.** El análisis químico de muestras de agua y comparación con lixiviados muestras y / o muestras de un sistema de detección de fugas se puede utilizar para determinar si el agua es el resultado de una liberación de la instalación. Nueve (9) pozos de monitoreo de la zona no saturada se han diseñado e identificado a lo largo de un punto de cumplimiento en el perímetro del polígono. Las localizaciones de los pozos de monitoreo de cumplimiento se encuentran generalmente cuesta abajo de los sumideros de recogida de lixiviados. Además, dos de fondo (de la pendiente más pozos de monitoreo) se han diseñado a lo largo del lado norte de la instalación. Los pozos de fondo representan la calidad del fondo o de la pendiente más agua no afectada por la fuga de un relleno sanitario. Durante la construcción inicial de la unidad de relleno, pozos VW-1, VW-2 y VW-3 va a ser construido. Una muestra inicial de agua, si está presente, será recogida antes de la aceptación de los residuos en la instalación. Otros pozos de monitoreo zona no saturada se instalarán en la progresión de las unidades de relleno sanitario y muestreos serán recogidos antes de la admisión de residuos en vertederos estas unidades indicadas.

**Detección Geonet y capas de drenaje:** Un geonet (piso) y geocompuesto (declives) comprenderán la detección de fugas del sistema de revestimiento en C.K. Disposal. El componente geonet se utilizará en el suelo y el geocompuesto será colocado en los declives laterales. El geocompuesto consiste en un calor geonet laminado por ambos lados con un geotextil no tejido de 8 onzas. El geocompuesto se utilizará en las pistas laterales para proporcionar una interfaz de fricción mayor con el revestimiento de polietileno de alta densidad con textura. El geonet / geocompuesto están diseñados para transferir fluido horizontal, aunque las cargas de vertederos previstos. El geonet y geocompuesto tienen una transmisividad de  $2 \times 10^{-3}$  m / s y  $1 \times 10^{-2}$  m / s, respectivamente. Debido a que no se utiliza el suelo, el lixiviado se transporta a través de las capas geonet / geocompuestos al tipo enumerado arriba. El geonet y materiales geocompuestos serán los que se fabrican por GSE Ambiental o un equivalente previamente aprobados por el profesional geotécnico.

**Tapa final:** El sistema de cubierta final será una combinación de dos sistemas de revestimiento a base de rendimiento. Un diseño

es para la tapa superior y el otro para los taludes laterales. El diseño de la tapa superior seguirá el diseño esbozado en el NMAC pero reemplazará la capa de drenaje con una capa de drenaje geocompuesto. El agua recogida por el geocompuesto será transportado a bloquear los canales articulados que circulan alrededor del perímetro de la tapa desviar la escorrentía de las laderas. Los canales perimetrales descarga hasta una (1) de los cuatro (4) canales de bloques articulados de la esquina vertedero. Aunque la recogida de agua de la geocompuesto, los bloques articulados no invaden en el espesor total de la cubierta final sobre ya sea el casquillo o pendientes laterales. El diseño de la cubierta final de la cuesta lateral será una cubierta balance de agua basada en el rendimiento. Con la ayuda de 5 a 1 pistas, la mayor parte del agua se escurrirá los taludes laterales al drenaje canales alrededor del perímetro de la base vertedero. Ambas cubiertas última actuación se han modelado utilizando la Evaluación Hidrológica del relleno sanitario Rendimiento (AYUDA) Modelo. Las tapas finales demuestran criterios de permeabilidad de reuniones que figuran en el NMAC. Los dos diseños de tapa no crearán un "efecto bañera", ya que la tapa final tiene una permeabilidad equivalente o menor que el sistema de revestimiento instalado.

Control de Aves: la planta solicita una excepción al collocamiento de material filtrador sobre los estanques para protección de aves migratorias. La planta inspeccionara los estanques de evaporación diariamente por aves y si un problema persiste enes encontrado, la planta entonces pondrá en efecto un plan para aves migratorias o colocara filtración para aves sobre los estanques.

7. **Información adicional:** un modelo de emisión H<sub>2</sub>S fue administrado en el sitio. En la frontera norte del modelo H<sub>2</sub>S la concentración fue de 13.42 partes por billón en volumen si todas rejillas de descarga están en uso silmontanuo.

Las partes interesadas pueden ponerse en contacto con el Jefe de la Oficina de la División de Conservación de Petróleo al (505) 476-3465 para más información.

**NOTICE OF APPLICATION**  
**C.K. DISPOSAL – SURFACE WASTE MANAGEMENT FACILITY**

Pursuant to 19.15.36, Oil Conservation Division Surface Waste Management Facilities regulations, C.K. Disposal is providing notice that the Oil Conservation Division (OCD) has issued a tentative decision for an Application for Permit for a new Surface Waste Management Facility (C.K. Disposal). The Application for Permit was originally submitted to OCD by C.K. Disposal on 11/06/2015. Comments regarding the Application may be submitted to OCD within 30 days of Notice.

1. **Applicant's name and address:** C.K. Disposal, LLC, 5909 86<sup>th</sup> Street, Lubbock, Texas 79424
2. **Facility location and address:** C.K. Disposal E & P Landfill and Processing Facility is located in Lots 1 through 4 and the south half of the north half of Section 5, Township 22 south, Range 38 east, N.M.P.M., Lea County New Mexico. The site is 0.05-miles south of State Highway 234, approximately 4.16-miles southeast of Eunice, New Mexico.
3. **Brief description of surface waste management facility:** The facility will encompass a total of 316.97-acres with a landfill footprint of 141.50-acres, a liquid processing unit of 57.75-acres, and a saltwater disposal unit of 5.10-acres. At full build-out, the Processing Area will include an oil treatment facility consisting of an estimated 9 produced water load-out points, 12 produced water receiving tanks, 48 produced water settling tanks, 12 evaporation ponds, 5 crude oil recovery tanks, and 5 oil sales tanks; as well as 1 stabilization and solidification area. The landfill consists of six (6) units that will have a combined disposal capacity of approximately 24,585,056-cubic yards. The landfill method will be below grade fill with 4H:1V side slopes and aerial fill with 5H:1V final cover side slopes, with a maximum 3.5% final cover top slope. The site estimated incoming waste for the life of the facility will vary from 500-cubic yards to 1,500-cubic yards of waste per day. In addition, various support facilities, including: a Processing Area Gatehouse, Landfill Scalehouse, waste acceptance/security features, roads, emergency shower and eyewash station, and stormwater detention basins are proposed for the new Facility. The C.K. Disposal surface waste management facility has been designed and permitted in accordance with NMAC 19.15.36.8 through 19.15.36.20.
4. **Depth and quality of shallowest aquifer:** Based upon information projected from nearby wells, the shallowest potential water-bearing zone in the vicinity is Chinle Formation, which is approximately 225-feet (ft) below ground surface (bgs) at the C.K. Disposal site. In addition, the C.K. Disposal site characterization boring investigation results demonstrate that no shallow groundwater is present above a depth of 150-feet bgs at any of the boring locations. Based on nearby wells, groundwater depth is approximately 225-feet below the site with a maximum TDS concentration of approximately 11,600-mg/L.
5. **Divisions Proposed Decision:** The division's proposed decision to approve the application with or without conditions is available on the division's website, or, upon request, from the division clerk. You may contact the divisions clerk at the

following address:  
Florene Davidson  
Oil Conservation Division Commission Clerk  
1220 South St. Francis Dr.  
Santa Fe, NM 87505  
(505) 476-3458

6. **Division-approved description of alternatives, exceptions or waivers:** C.K. Disposal, LLC requests the following alternatives:

LFG control requirements: Landfill Gas (LFG) is typically produced when there is a significant supply of readily putrescible organic material, moisture; and a lack of oxygen in the fill. Oil field wastes do not contain significant amounts of putrescible wastes and will not provide a suitable environment for LFG production. Typical oil field wastes will not generate significant quantities of LFG, nor the requisite pressure to promote migration. Conventional LFG monitoring and control systems would not be necessary or effective; and the waste matrix itself would inhibit migration or collection if it contained primarily soils and less than 5% degradable organics. However, a gas monitoring program consisting of testing incoming vehicles during unloading will be utilized to ensure that hydrogen sulfide (H<sub>2</sub>S) gas concentrations do not exceed 10 parts per million (ppm) on-site or at the property boundary. Areas around the landfill disposal cells, treating plant, liquid solidification, and evaporation ponds will utilize monitors that issue a visual and audible signal at 10-ppm H<sub>2</sub>S to ensure compliance with regulatory alert levels. Routine gas monitoring of the proposed vadose zone monitoring wells will also be conducted. Monitoring points may be added or replaced as necessary. Gas safety management details are presented as well as the H<sub>2</sub>S Prevention and Contingency Plan.

Groundwater monitoring: During initial site investigation five (5) soil bores were taken onsite to a depth of 175feet below ground surface. No groundwater was observed in the cuttings, nor in the bore holes after a 24-hour period of drilling. No groundwater was present within the upper 175 feet of the Ogallala Formation or Chinle Formation because they rise above the saturated zone of the Ogallala Formation. Therefore, a vadose monitoring system has been designed for the facility based on onsite specific technical information. The design considered the thickness, stratigraphy, lithology, and hydraulic characteristics of the geologic units, as well as the depth to groundwater, TDS concentration, critical receptors, and the contaminant migration pathway analysis. The presence of groundwater in the vadose zone monitoring wells may not be the result of leakage from the facility. Other sources such as infiltration of surface water during excavation of the landfill cells or infiltration from proximal storm water detention ponds may cause temporary saturation and water to be detected in down-slope vadose

zone wells. Chemical analysis of water samples and comparison to leachate samples and/or samples from a leak detection system will be used to determine if the water is a result of a release from the facility. Nine (9) vadose zone monitoring wells have been designed and identified along a point of compliance on the site perimeter. The compliance monitoring well locations are generally located down-slope of the leachate collection sumps. In addition, two background (up-slope) monitoring wells have been designed along the north side of the facility. The background wells represent the quality of background or up-slope water not affected by leakage from a landfill. During initial construction of the landfill unit, wells VW-1, VW-2 and VW-3 will be constructed. An initial sample of water, if present, will be collected prior to acceptance of any waste at the facility. Other vadose zone monitoring wells will be installed upon progression of the landfill units and samplings will be collected prior to acceptance of waste in these stated landfill units.

Geonet detection and drainage layers: A geonet (floor) and geocomposite (sideslopes) will comprise the leak detection of the liner system at the C.K. Facility. The geonet component will be used on the floor and the geocomposite will be placed on the side slopes. The geocomposite consists of a geonet heat laminated on both sides with an 8-ounce nonwoven geotextile. The geocomposite will be used on the side slopes to provide a higher interface friction with the textured HDPE liner. The geonet/geocomposite are designed to transfer fluid horizontally through the anticipated landfill loads. The geonet and geocomposite have a transmissivity of  $2 \times 10^{-3}$ -m/s and  $1 \times 10^{-2}$ -m/s, respectively. Since soil will not be used, leachate will be transported through the geonet/geocomposite layers at the rate listed above. The geonet and geocomposite materials shall be as manufactured by GSE Environmental or an equivalent pre-approved by the Geotechnical Professional.

Final Cover: The final cover system will be a combination two performance based liner systems. One design is for the top cap and the other for the side slopes. The top cap design will follow the design outlined in the NMAC but will replace the drainage layer with a geocomposite drainage layer. Water collected by the geocomposite will be transported to articulated block channels which run around the perimeter of the cap diverting runoff from the side slopes. The perimeter channels will discharge to one (1) of four (4) articulated block channels of the landfill corner. Although collecting water from the geocomposite, the articulated blocks do not encroach into the overall thickness of final cover on either the cap or side slopes. The side slope final cover design will be a performance based water balance cover. With the assistance of 5 to 1 slopes, the majority of water will run off the side slopes to drainage channels around the perimeter of the landfill base. Both performance final covers have been modeled using the Hydrologic Evaluation of Landfill Performance (HELP) Model. The final covers demonstrate meeting permeability criteria listed in the NMAC. The two cap designs will not create a “bathtub effect” since the final cover has an equivalent or lower permeability than the liner system installed.

Bird Control: The C.K. Facility requests an exemption to not place screening material over ponds for migratory bird protection. The C.K. Facility will inspect the evaporation ponds daily for birds and if a recurring problem, the C.K. Facility

with either submit a migratory bird plan or place screening over the ponds.

7. **Additional Information:** H<sub>2</sub>S emission modeling was performed for the site. At the northern boundary the modeled H<sub>2</sub>S concentration is 13.42 parts per billion volume if all load out racks on site are being used simultaneously.

Interested parties may contact the Bureau Chief of the Oil Conservation Division at (505) 476-3465 for further information.

**NOTICE OF TENTATIVE DECISION**  
**C.K. DISPOSAL – SURFACE WASTE MANAGEMENT FACILITY**

Pursuant to 19.15.36, Oil Conservation Division Surface Waste Management Facilities regulations, C.K. Disposal is providing notice that the Oil Conservation Division (OCD) has issued a tentative decision for an Application for Permit for a new Surface Waste Management Facility (C.K. Disposal). The Application for Permit was originally submitted to OCD by C.K. Disposal on 11/06/2015. Comments regarding the tentative decision may be submitted to OCD within 30 days following this notice.

1. **Applicant's name and address:** C.K. Disposal, LLC, 5909 86<sup>th</sup> Street, Lubbock, Texas 79424
2. **Facility location and address:** C.K. Disposal E & P Landfill and Processing Facility is located in Lots 1 through 4 and the north half of Section 5, Township 22 south, Range 38 east, N.M.P.M., Lea County New Mexico. The site is 0.05-miles south of State Highway 234, approximately 4.16-miles southeast of Eunice, New Mexico.
3. **Brief description of surface waste management facility:** The facility will encompass a total of 316.97-acres with a landfill footprint of 141.50-acres, a liquid processing unit of 51.75-acres, and a saltwater disposal unit of 5.10-acres. The landfill will have a total disposal capacity of approximately 24,585,056-cubic yards. The C.K. Disposal surface waste management facility has been designed in accordance with NMAC 19.15.36.
4. **Depth and quality of shallowest aquifer:** Based upon information projected from nearby wells, the shallowest potential water-bearing zone in the vicinity is the Chinle Formation, which is approximately 225-feet (ft) below ground surface (bgs) at the C.K. Disposal site. In addition, the C.K. Disposal site characterization boring investigation results demonstrate that no shallow groundwater is present above a depth of 175-feet bgs at any of the boring locations. Based on nearby wells, groundwater depth is approximately 225-feet below the site with a maximum TDS concentration of approximately 11,600-mg/L.
5. **Divisions Proposed Decision:** The division's proposed decision to approve the application with conditions is available on the division's website, or, upon request, from the clerk. You may contact the clerk at the following address:  
Florene Davidson  
Oil Conservation Division Commission Clerk  
1220 South St. Francis Dr.  
Santa Fe, NM 87505  
(505) 476-3458
6. **Division-approved description of alternatives, exceptions or waivers:** C.K. Disposal, LLC requests the following alternatives:  
LFG control requirements: Landfill Gas (LFG) is typically produced when there is a significant supply of readily putrescible organic material, moisture; and a lack of oxygen in the fill. Oil field wastes do not contain significant amounts of putrescible

wastes and will not provide a suitable environment for LFG production. Typical oil field wastes will not generate significant quantities of LFG, nor the requisite pressure to promote migration. A gas monitoring program consisting of testing incoming vehicles during unloading will be utilized. Areas around the landfill disposal cells, treating plant, liquid solidification, and evaporation ponds will utilize monitors ensure compliance with regulatory levels. Routine gas monitoring of the proposed vadose zone monitoring wells will also be conducted. Monitoring points may be added or replaced as necessary.

Groundwater monitoring: During initial site investigation five (5) soil bores were taken onsite to a depth of 175-feet below ground surface. No groundwater was observed in the cuttings, nor in the bore holes after a 24-hour period of drilling. No groundwater was present within the upper 175-feet of the Ogallala Formation or Chinle Formation. Therefore, a vadose monitoring system has been designed for the facility. The design considered the thickness, stratigraphy, lithology, and hydraulic characteristics of the geologic units, as well as the depth to groundwater. Eleven (11) vadose zone monitoring wells have been designed and identified along a point of compliance on the site perimeter. In addition, per OCD's request the facility must install three additional vadose monitoring wells evenly spaced located south of the ponds in the southeast portion of the facility.

Geonet detection and drainage layers: A geonet (floor) and geocomposite (sideslopes) will comprise the leak detection of the liner system at the C.K. Facility. The geonet component will be used on the floor and the geocomposite will be placed on the side slopes. The geonet/geocomposite are designed to transfer fluid horizontally though the anticipated landfill loads.

Final Cover: The final cover system will be a combination two performance based liner systems. One design is for the top cap and the other for the side slopes. The top cap design will follow the design outlined in the NMAC but will replace the drainage layer with a geocomposite drainage layer. The side slope final cover design will be a performance based water balance cover. Both performance final covers have been modeled using the Hydrologic Evaluation of Landfill Performance (HELP) Model

Bird Control: The C.K. Facility requests an exemption to not place screening material over ponds for migratory bird protection. The C.K. Facility will inspect the evaporation ponds daily for birds and if a recurring problem, the C.K. Facility will either submit a migratory bird plan or place screening over the ponds.

7. The OCD will accept comments and statements of interest regarding it's tentative decision for a period of at least thirty (30) days after the date of publication of this notice, during which interested persons may submit comments or request that OCD hold a public hearing in accordance with 19.15.4.9 NMAC. Requests for a hearing shall be in writing and set forth specific reasons why a hearing should be held. A hearing will be held if the OCD has imposed any condition not expressly required by

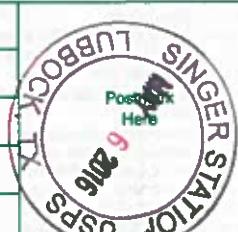
rule and the applicant requests a hearing, if the Director determines there is significant public interest in the application, or the Director determines that comments have raised objections that have probable technical merit. Any such hearing will be conducted according to 19.15.14.1206 through 19.15.14.1215 NMAC. If no hearing is held, the Director will approve the proposed permit based upon information available, including all comments received. If a public hearing is held, the Director will approve or disapprove the proposed permit based on information in the permit application and information submitted at the hearing.

Interested parties may contact the Bureau Chief of the Oil Conservation Division at (505) 476-3465 for further information.

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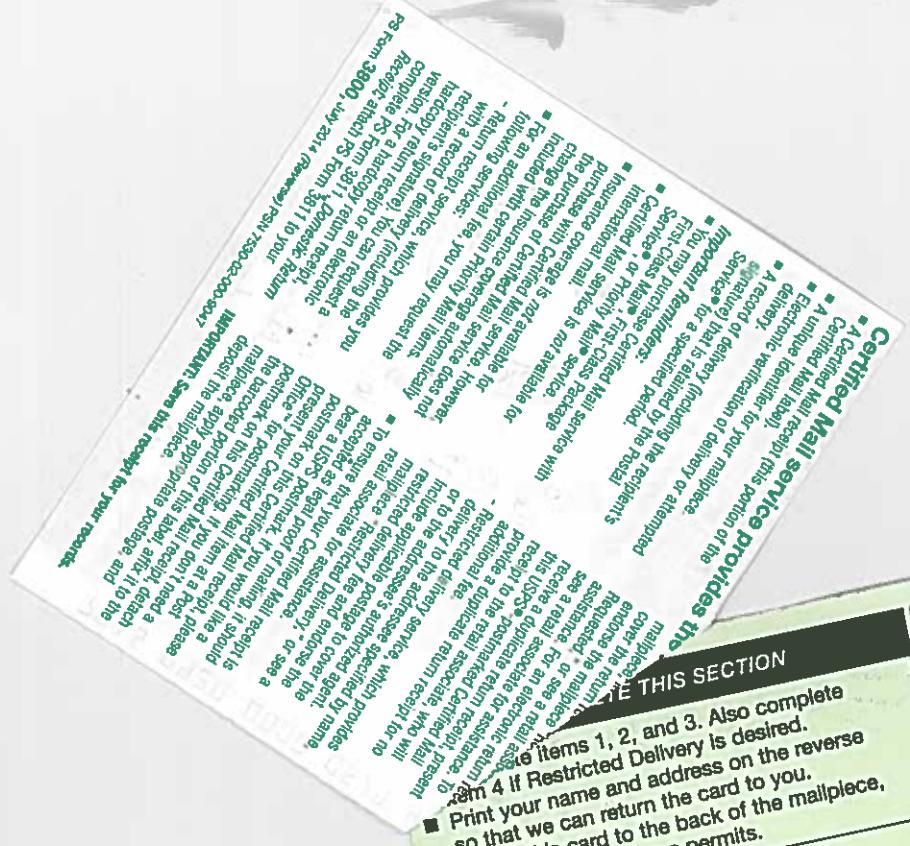
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