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APPROVALS

YEAR(S):

2003-2001



NEW MEXICO ENERGY, MINERALS and NATURAL RESOURCES DEPARTMENT

BILL RICHARDSON

Governor

Joanna Prukop

Cabinet Secretary

Lori Wrotenberg

Director

Oil Conservation Division

March 19, 2003

Mr. J.R. Cone
P.O. Box 10217
Lubbock, Texas 79408

**RE: CASE #1R0310
J.R. CONE EUBANKS TANK BATTERY
LEA COUNTY, NEW MEXICO**

Dear Mr. Cone:

The New Mexico Oil Conservation Division (OCD) has reviewed J.R. Cone's January 22, 2003 "FINAL CLOSURE REPORT, J.R. CONE, EUBANKS TANK BATTERY EMERGENCY PIT, SW/4, SECTION 14, TOWNSHIP 21 SOUTH, RANGE 37 EAST, LEA COUNTY, NEW MEXICO" which was submitted on behalf of J.R. Cone by their consultant Larson & Associates, Inc. This document contains J.R. Cone's final report on filling, emplacing a 2 foot clay cap and recontouring the surface of an excavation of contaminated soils from a former unlined emergency pit at J.R. Cone's Eubanks Tank Battery located in Unit M, Section 14, Township 21 South, Range 37 East, Lea County, New Mexico.

The above-referenced final report is approved and the OCD considers the soil remedial actions at this site closed. Please be advised that OCD approval does not relieve J.R. Cone of responsibility should remaining contaminants pose a future threat to ground water, surface water, human health or the environment. In addition, OCD approval does not relieve J.R. Cone of responsibility for compliance with any other federal, state or local laws and regulations.

If you have any questions or comments, please contact me at (505) 476-3491.

Sincerely,

William C. Olson

Hydrologist

Environmental Bureau

xc: Chris Williams, OCD Hobbs District Office
Mark Larson, Larson & Associates, Inc.
Rodney Bailey, ChevronTexaco



NEW MEXICO ENERGY, MINERALS and NATURAL RESOURCES DEPARTMENT

GARY E. JOHNSON
Governor
Jennifer A. Salisbury
Cabinet Secretary

Lori Wrotenbery
Director
Oil Conservation Division

April 10, 2001

CERTIFIED MAIL
RETURN RECEIPT NO: 5051-4256

Mr. J.R. Cone
P.O. Box 10217
Lubbock, Texas 79408

CERTIFIED MAIL
RETURN RECEIPT NO: 5051-4263

Mr. Rodney Bailey
Texaco Exploration & Production, Inc.
500 N. Loraine
Midland, Texas 79701

RE: CASE #1R0310
J.R. CONE EUBANKS TANK BATTERY
LEA COUNTY, NEW MEXICO

Dear Sirs:

The New Mexico Oil Conservation Division (OCD) has reviewed Texaco Exploration & Production, Inc.'s (Texaco) and J.R. Cone's March 1, 2001 "EMERGENCY PIT INVESTIGATION REPORT, EUBANKS TANK BATTERY, SW/4, SECTION 14, TOWNSHIP 21 SOUTH, RANGE 37 EAST, LEA COUNTY, NEW MEXICO" which was submitted on behalf of Texaco and J.R. Cone by their consultant Larson & Associates, Inc. This document contains the results of Texaco and J.R. Cone's excavation of contaminated soils from a former unlined emergency pit at J.R. Cone's Eubanks Tank Battery located in Unit M, Section 14, Township 21 South, Range 37 East, Lea County, New Mexico. The document also requests permission to fill the excavation with clean soil and install a 2 foot clay cap covered with 2 feet of clean soil at the surface.

The above-referenced request is approved with the following condition:

1. The clay cap will be covered with a minimum of 3 feet of clean soil at the surface.
2. The final report on the site shall be submitted to the OCD Santa Fe Office by June 10, 2001 with a copy provided to the OCD Hobbs District Office.

Please be advised that OCD approval does not limit Texaco and J.R. Cone to the proposed plan should the actions fail to adequately remediate or investigate contamination related to their activities, or if contamination exists which is outside the scope of the plan. In addition, OCD approval does not relieve Texaco and J.R. Cone of responsibility for compliance with any other federal, state or local laws and regulations.

If you have any questions or comments, please contact me at (505) 476-3491.

Sincerely,

A handwritten signature in cursive script, appearing to read "Will Olson".

William C. Olson
Hydrologist
Environmental Bureau

xc: Chris Williams, OCD Hobbs District Office
Mark Larson, Larson & Associates, Inc.