

1R - 442

**GENERAL
CORRESPONDENCE**

YEAR(S):

2005

2650

OK LWT

Dynegy Midstream Services, L. P.
Eunice Plant Gathering System
Closure Documentation Request Status as of July 12, 2005

Request Closure for Sites: 01, 02, 20, 05, 55, 06, 57, 64, 09, and 07.

1R0442
1R0443

Site No.	Name	Location	Action	Status
None	Hugh (Remediated)	NE/NW, Sec. 14, T22S, R37E	Completed	Completed
0-0100-01	Station #144-A	SE/NW, Sec. 1, T22S, R37E	Closure denied 8/11/04	Final report submitted requesting closure to NMOCD 12/10/04
0-0100-02	Station #144-B	SE/NW, Sec. 1, T22S, R37E	Further action complete	Closure Approved 8/12/04
0-0100-50	Paddock "B"	NW/SE, Sec. 1, T22S, R37E	Report to NMOCD 1/23/04	Closure Approved 10/5/04
0-0100-49	Paddock "A"	NW/SE, Sec. 1, T22S, R37E	Report to NMOCD 1/23/04	Closure Approved 10/5/04
0-0100-08	Station 55 (6")	NW/SE, Sec. 12, T22S, R37E	Site Closed	-----
0-0100-20	Hugh 24"	NE/NW, Sec. 14, T22S, R37E	Report to NMOCD 12/10/04	Final report submitted requesting closure to NMOCD 12/10/04
0-0100-05	Gutman 24"	NE/SE, Sec. 24, T22S, R37E	Closure denied 8/12/04 Further action complete	Final report submitted requesting closure to NMOCD 5/10/05
0-0100-56	Flour 8"	SE/SW, Sec. 35, T22S, R37E	Report to NMOCD 1/23/04	Closure Approved 10/20/04
0-0100-55	Muncy	SE/NE, Sec. 19, T22S, R38E	Report to NMOCD 10/28/04	Final report submitted requesting closure to NMOCD 10/28/04
0-0100-03	Kennann Twin 8's	NW/SE, Sec. 30, T22S, R38E	Report to NMOCD 2/2/04	Closure Approved 8/12/04
0-0100-21	N. Vivian 13"	NE/NW, Sec. 30, T22S, R38E	Report to NMOCD 2/2/04	Closure Approved 8/12/04
0-0100-06	Vivian Battery	SE/NE, Sec. 30, T22S, R38E	Report to NMOCD 2/2/04	Final report submitted requesting closure to NMOCD 2/2/04
None	None	SW/SE, Sec. 3, T23S, R37E	No evidence of leak; not Dynegy line	-----
0-0100-57	Rattlesnake Draw	SE/NE, Sec. 11, T23S, R37E	Closure denied 8/12/04 Further action complete	Final report submitted requesting closure to NMOCD 1/25/05
0-0100-52	Hinton "B"	NE/SE, Sec. 12, T22S, R37E	Report to NMOCD 1/23/04	Closure Approved 8/12/04
0-0100-51	Hinton "A"	NE/SE, Sec. 12, T22S, R37E	Report to NMOCD 1/23/04	Closure Approved 10/8/04
0-0100-53	Turner Road Crossing	SE/SE, Sec. 20, T21S, R37E	Report to NMOCD 1/23/04	Closure Approved 8/12/04
0-0100-09	Graham 8" - A	SW/SW, Sec. 30, T21S, R37E	Report to NMOCD 11/21/03	Final report submitted requesting closure to NMOCD 11/21/03
0-0100-28	Graham 8" - B	SW/SW, Sec. 30, T21S, R37E	Report to NMOCD 12/10/03	Closure Approved 8/10/04
0-0100-58	Graham 8" - C	NE/NW, Sec. 30, T21S, R37E	Report to NMOCD 1/14/04	Closure Approved 8/12/04
0-0100-07	Station 60 (6")	SE/SW, Sec. 29, T21S, R37E	Report to NMOCD 8/18/04	Final report submitted requesting closure to NMOCD 8/18/04
0-0100-42	Kennann D. C. Hardy	SE/SE, Sec. 20, T21S, R37E	Report to DeLuca (only) 8/20/04	-----
0-0100-64	Hinton "14" #8	NW/SE, Sec. 20, T21S, R37E	Report to NMOCD 9/8/04	Final report submitted requesting closure to NMOCD 9/8/04

Wayne, Please review -

This is the info for sites #1 and #2.

Note: 1) The original report was sent August 7.

2) Denial - Aug. 11

3) Another report after further work sent December 8.

4) Another denial letter April 13.

denied a) wanted GPS

b) re-evaluate ranking

5) E-mail sent Apr 15

giving GPS locations and on second page of e-mail stating we did use the REAL that he requested -

Please call myself or Cindy Crane with any questions -

Thanks, Cal Wrangham



"Cindy Crain"
<cindy@laenvironment
al.com>

04/15/2005 03:00 PM

To: "Sheeley, Paul" <PSheeley@state.nm.us>
cc: "Chris Williams" <cwilliams@state.nm.us>, "Larry Johnson"
<lwjohnson@state.nm.us>, "Cal Wrangham" <cwwr@dynegy.com>,
"Dave Harris" <hdae@dynegy.com>, "Price, Wayne"
<WPrice@state.nm.us>, "Roger Anderson"
<rcanderson@state.nm.us>, "Mark Larson"
<mark@laenvironmental.com>

Subject: RE: attached denial

Paul,

You should have at least two copies of each of the reports listed below, as we have already sent you duplicate copies of each.

As you requested, GPS coordinates are as follows for each site:

Site #1 and Site #2 - UL-K (NE/4, SE/4) Sec. 11, T22S, R37E
Report dated 12/6/04

Site #1 N 32 degrees, 25.340'
W 103 degrees, 07.113'

Site #2 N 32 degrees, 25.328'
W 103 degrees, 07.096'

(Site #2 is an open excavation to approximately 40' bgs)

Site #6 - UL-H (SE/4, NE/4) Sec. 30, T22S, R38E
Report dated 1/30/04

Site #6 N 32 degrees, 21.940'
W 103 degrees, 05.967'

Site #9 - UL-C (NE/4, NW/4) Sec. 30, T21S, R37E
Report dated 11/21/03

Site #9 N 32 degrees, 27.440'
W 103 degrees, 12.475'

Site #20 - UL-C (NE/4, NW/4) Sec. 14, T22S, R37E
Report dated 12/8/04

Site #20 N 32 degrees, 23.729'
W 103 degrees, 08.024'

(Site #20 is an open excavation to approximately 37' bgs)

Site #55 - UL-H (SE/4, NE/4) Sec. 19, T22S, R38E
Report dated 10/27/04

Site #55 N 32 degrees, 22.677'
W 103 degrees, 05.706'

(Site #55 is an open excavation to approximately 6.5' bgs)

Site #64 - UL-J (NW/4, SE/4) Sec. 12, T22S, R37E
Report dated 9/9/04

Site #64N 32 degrees, 24.309'
W 103 degrees, 06.958'

With regard to the Denial Letter you sent for Sites #1 and #2
(April 13,
2005) since GPS have now been submitted, and the ranking score
is the
same RRAL that you requested be used in your Denial Letter dated
August
11, 2003, Dynegy requests that Site #1 and Site #2 be closed, by
virtue
of the data submitted in the report dated December 6, 2004.

On behalf of Dynegy Midstream Services, L.P. (Dynegy), Larson and
Associates (LA) has made numerous attempts to contact you
regarding the
status of the above referenced Final Spill Remediation Reports
(8/3/04,
9/9/04, 11/15/04, 12/10/04 and 2/10/05).

On February 11, 2005, you requested a meeting with Dynegy and LA
personnel regarding questions you have pertaining to the
remediation of
the sites. After repeated attempts to schedule a meeting
(2/14/05,
2/18/05 and 4/11/05), we have not been able to receive a response
from
you regarding a time and date.

Several of the sites have open excavations, pending closure
approval,
and present a safety hazard. Dynegy respectfully requests that
closure
be granted by the NMOCD for the above referenced sites.

If you have any questions or need additional information, please
don't
hesitate to call me.

Thank you,

Cindy K. Crain, P.G.

Larson and Associates, Inc.
507 N. Marienfeld, Ste.202
Midland, TX 79701

office: (432) 687-0901
fax: (432) 687-0456
cell: (432) 556-8665

-----Original Message-----

From: Sheeley, Paul [mailto:PSheeley@state.nm.us]

Price, Wayne, EMNRD

From: Price, Wayne, EMNRD **Sent:** Thu 8/4/2005 4:29 PM
To: cwwr@dynegy.com
Cc: Sanchez, Daniel J., EMNRD; Williams, Chris, EMNRD; Anderson, Roger, EMNRD; Sheeley, Paul, EMNRD; Johnson, Larry, EMNRD
Subject: Dynegy Projects
Attachments:

Dear Mr. Wrangham:

Re: Site #1 Station #144-A OCD Case# 1R0442
Site #2 Station #144-B OCD Case# 1R0443
Site #5 Gutman 24" OCD Case# 1R0444
Site #6 Vivan Battery OCD Case# 1R0445
Site #7 Station 60 (8") OCD Case# 1R0446
Site #9 Graham 8"-A OCD Case# 1R0447
Site #20 Hugh 24" OCD Case# 1R0448
Site #57 Rattlesnake OCD Case# 1R0450
Site #64 Hinton"14" #8 OCD Case# 1R0451

OCD has received the final closure reports and work plans for the above listed sites and hereby approves. Please provide OCD a photo of each closed site with a Lat/Long reading taken from the approximate center of the site. Once OCD receives this information we will issue a "No further Action Required".

Please be advised that NMOCD approval of this plan does not relieve (Dynegy) of liability should their operations fail to adequately investigate and remediate contamination that pose a threat to ground water, surface water, human health or the environment. In addition, NMOCD approval does not relieve (Dynegy) of responsibility for compliance with any other federal, state, or local laws and/or regulations.

Wayne Price-Senior Environmental Engr.
Oil Conservation Division
1220 S. Saint Francis
Santa Fe, NM 87505
E-mail wayne.price@state.nm.us
Tele: 505-476-3487
Fax: 505-4763462



NEW MEXICO ENERGY, MINERALS and NATURAL RESOURCES DEPARTMENT

BILL RICHARDSON

Governor

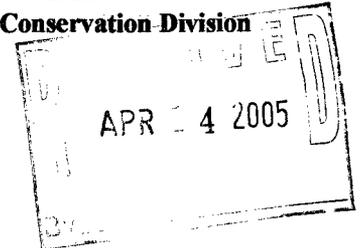
Joanna Prukop

Cabinet Secretary

Mark E. Fesmire, P.E.

Director

Oil Conservation Division



April 13, 2005

Dynegy Midstream Services, L. P. Permian Basin Region, (Dynegy)
Attn: Cal Wrangham
6 Desta Drive, Suite 3300
Midland, TX 79705

Re: **Site # 1 & 2 , Pipeline Spill Remediation Closure Denial**
UL-?, Sec.1, T22S-R37E
Dated: August 7, 2004 & December 6, 2004, Larson & Associates, Inc.

Dear Mr. Wrangham,

The New Mexico Oil Conservation Division (OCD) has reviewed the closure proposal submitted for Dynegy, by Larson & Associates, and referenced above. OCD hereby denies the proposal according to the information provided.

1. Dynegy shall submit GPS coordinates for both sites.
2. Dynegy shall re-evaluate the ranking score and re-submit the plan accordingly.

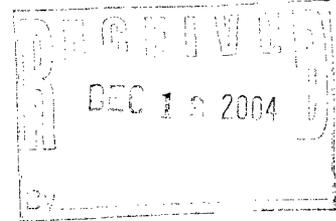
Please include the complete project with all the information in the closure proposal as one document.

If you have any questions or need any assistance call: (505) 393-6161 x113 or email: psheeley@state.nm.us

Sincerely,

Paul Sheeley-Environmental Engineer

Cc: **Roger Anderson - Environmental Bureau Chief**
Chris Williams - District I Supervisor
Larry Johnson - Environmental Engineer
Cindy Crane - Larson & Associates, Inc.
Dave Harris - Dynegy



December 8, 2004

Mr. Paul Sheeley
Oil Conservation Division – District 1
New Mexico Energy, Minerals and Natural Resources Department
1625 North French Drive
Hobbs, New Mexico 88240

**Re: Final Pipeline Spill Investigation Report, Dynegy Midstream Services, L.P.,
SW/4, Section 1, Township 22 South, Range 37 East, Lea County, New
Mexico**

Dear Mr. Sheeley:

Please find enclosed a copy of the above-referenced report. The report is submitted on behalf of Dynegy Midstream Services, L. P., and presents the final results of spill remediation conducted by Larson and Associates, Inc. Please call Dave Harris at (505) 394-2534 or myself at (432) 687-0901 if you have questions.

Sincerely,
Larson and Associates, Inc.

A handwritten signature in cursive script that reads "Cindy K. Crain".

Cindy K. Crain, CPG
Project Manager

cc: Dave Harris – Dynegy
~~Cal Wrangham – Dynegy~~
Roger Holland - Dynegy