

AP - 31

**GENERAL
CORRESPONDENCE**

YEAR(S):
2002-2001



NEW MEXICO ENERGY, MINERALS and NATURAL RESOURCES DEPARTMENT

GARY E. JOHNSON
Governor
Betty Rivera
Cabinet Secretary

Lori Wrotenberg
Director
Oil Conservation Division

July 31, 2002

CERTIFIED MAIL

RETURN RECEIPT NO: 7001-1940-0004-7923-0490

Mr. Patricio W. Sanchez
Benson-Montin-Greer Drilling Corp.
4900 College Boulevard
Farmington, New Mexico 87402

**RE: STAGE 1 AND STAGE 2 ABATEMENT PLAN PROPOSALS (AP-31)
OJITO O-9 LINE LEAK
RIO ARRIBA COUNTY, NEW MEXICO**

Dear Mr. Sanchez:

The New Mexico Oil Conservation Division (OCD) has reviewed the following Benson-Montin-Greer Drilling Corp. (BMG) documents:

- March 11, 2002 "(AP-31) FOR BMG'S CANADA OJITOS UNIT O-9 LINE LEAK PUBLIC NOTICE REQUIREMENTS"
- February 27, 2002 "(AP-31) FOR BMG'S CANADA OJITOS UNIT "O-9 LINE LEAK"
- November 27, 2001 "BENSON-MONTIN-GREER DRILLING CORP - PHASE I AND PHASE II ABATEMENT PLAN FOR OUR COU O-9 LINE LEAK"
- November 26, 2001 "REPORT FOR THE OJITO, NUMBER 9 (O-9) LINE LEAK, ASSESSMENT AND REMEDIATION SYSTEM, NORTH OF REGINA, NEW MEXICO.

These documents contain BMG's proposed Stage 1 and Stage 2 abatement plans and proof of public notice for investigation and remediation of contamination related to a crude oil leak at BMG's Ojito Canyon O-9 line leak located in Unit A and Unit B of Section 21, Township 26 North, Range 1 West, Rio Arriba County, New Mexico.

The OCD has the following comments and requests for information regarding the above referenced documents:

1. The site maps do not show the location of the line leak in relation to the site ground water monitoring wells. Please provide this information.
2. The investigations to date have not completely defined the extent of ground water contamination related to BMG's activities. Please provide a work plan to complete the definition of the extent of ground water contamination.
3. The November 26, 2001 document states that the locations of soil borings SB-11 through SB-17 could be found on Figure #1. The OCD could not find this figure in the document. Please provide the referenced figure.

The OCD requires that BMG submit the above information to the OCD by August 31, 2002 with a copy provided to the OCD Aztec District Office. Submission of this information will allow the OCD to complete a review of BMG's abatement plan.

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

Sincerely,



William C. Olson
Hydrologist
Environmental Bureau

cc: Denny Foust, OCD Aztec District Office

BMG

BENSON-MONTIN-GREER DRILLING CORP.

March 11, 2002

Mr. Bill Olson
NMOCD
Environmental Bureau
1220 South St. Francis Drive
Santa Fe, NM 87505



RECEIVED

MAR 13 2002

ENVIRONMENTAL BUREAU
OIL CONSERVATION DIVISION

RE: (AP-31) for BMG's Canada Ojitos Unit "O-9 Line Leak" Public Notice Requirements.

Dear Mr. Olson,

Benson-Montin-Greer Drilling Corp. (BMG) per NMOCD "Rule 19.G. Public Notice" is submitting the following information in compliance with the above listed NMOCD requirement:

1. AFFIDAVIT OF MAILING.
2. CERTIFIED MAIL RETURN RECEIPT from the NM Trustee for Natural Resources.
3. AFFIDAVITS OF PUBLICATION from the Albuquerque Journal and the Farmington Daily Times.

Should the NMOCD require additional information please feel free to contact me at the letterhead address and phone number or via e-mail: pwsanchez@acmet.com.

Sincerely,

A handwritten signature in black ink, appearing to read "Patricio W. Sanchez".

Patricio W. Sanchez
Petroleum Engineer

C Aztec – NMOCD (Mr. Denny Foust), O-9 file, Mr. Albert R. Greer

AFFIDAVIT OF MAILING

In compliance with NMOCD Rule 19.G. Public Notice and Participation, Benson-Montin-Greer Drilling Corp. mailed notice of the Stage 1 and Stage 2 Abatement Plan Proposals for the Ojito O-9 Line Leak to the following persons:

- (1) (a) The surface owners of record within a one mile perimeter is the United States Forrest Service – Santa Fe National Forrest.
Address: US Forest Service
P.O. Box 130
Cuba, NM 87013
Attn: Ranger R. Rodriguez

- (1) (b) The County commission is that of Rio Arriba County – New Mexico.
Address: Rio Arriba County Manager
Attn: County Commission
P.O. Box 127
Tierra Amarilla, NM 87575

- (1) (c) There are no city limits within a one mile radius.

- (1) (d) see the attached list of people, organizations, government agencies, and lobbyist groups from NMOCD's website for public notice.

- (1) (e) Certified letter to Mr. William Turner, NM Trustee for Natural Resources
Certified Mail No. 7000 – 0520 – 0022 – 5029 – 1618
610 Gold St. SW, Ste. 111
Albuquerque, NM 87102

- (1) (f) There are no tribes or Pueblos within one mile of the area.

- (1) (g) Not required.

I *Albert R. Greer* Date 2-26-02 Certify that the above
(Albert R. Greer, President) notices occurred.

I CAROL L. WILLIAMS Date 2-27-02 Witnessed the above
Carol L. Williams
Notary *Carol L. Williams* State of NM _____

My commission expires: 7-24-04

NOTICE OF PUBLICATION

STATE OF NEW MEXICO ENERGY, MINERALS AND NATURAL RESOURCES DEPARTMENT OIL CONSERVATION DIVISION

Notice is hereby given that pursuant to New Mexico Oil Conservation Division Regulations, the following Stage 1 and Stage 2 Abatement Plan Proposals have been submitted to the Director of the Oil Conservation Division, 1220 St. Francis Dr., Santa Fe, New Mexico 87505, Telephone (505) 476-3440:

Benson-Montin-Greer Drilling Corp. Albert R Greer, President, Telephone (505) 325-8874, 4900 College Boulevard, Farmington, New Mexico 87402, has submitted a Stage 1 and Stage 2 Abatement Plan Proposal for the Ojito Canyon O-9 Line Leak, located in Unit A and Unit B of Section 21 of Township 26 North, Range 1 West, NMPM, Rio Arriba County, New Mexico. Benson-Montin-Greer Drilling Corp. operates a crude oil gathering pipeline at the site. Crude oil and benzene contamination in excess of New Mexico Water Quality Control Commission standards has been observed in ground water at the site. The Stage 1 and Stage 2 Abatement Plan Proposals present the following activities: determine site geology and hydrogeology; conduct a registered water well search within a 1 mile radius of the site; install monitoring wells; collect soil samples for field screening and/or laboratory analysis from each boring; collect ground water samples for laboratory analysis from each monitoring well; obtain depth to ground water measurements and calculate the ground water gradient and direction; all well locations will be surveyed; proposed methods for remediation of the site including remediation of contaminated soils, remediation of contaminated ground water, site maintenance activities; a monitoring and sampling plan for soils and ground water; preparation of reports; and a schedule for implementation of all investigation, remediation and monitoring activities.

Any interested person may obtain further information from the Oil Conservation Division and may submit to the Director of the Oil Conservation Division, at the address given above, written comments or a written request for a public hearing that include reasons why a hearing should be held.

The Stage 1 and Stage 2 Abatement Plan Proposals may be viewed at the above address or at the Oil Conservation Division Aztec District Office, 1000 Rio Brazos Road, Aztec, New Mexico 87410, Telephone (505) 334-6178 between 8:00 a.m. and 4:00 p.m., Monday through Friday. Prior to ruling on the proposed Stage 1 and Stage 2 Abatement Plan Proposals, the Director of the Oil Conservation Division shall allow at least thirty (30) days after the date of publication of this notice during which written comments or a written request for a hearing may be submitted.

Underlined addressees are permanent and must be notified by regular mail if we do not have their e-mail address.

Chris Shuey
Southwest Research
& Information Center
P. O. Box 4524
Albuquerque, N.M. 87106

e-mail: sricdon@earthlink.net

(1)

Director
State Parks & Recreation
1220 S. St. Francis
Santa Fe, N.M. 87505

e-mail: ttrujillo@state.nm.us

(2)

Lee Wilson & Associates
P. O. Box 931
Santa Fe, N.M. 87501

e-mail: lwa@lwasf.com

(3)

Secretary
New Mexico Environment Department
P. O. Box 26110
Santa Fe, NM 87504

e-mail: Cathy_Tyson@nmenv.state.nm.us

(4)

Director
Department of Game & Fish
Villagra Building
Santa Fe, NM 87503

Ron Dutton
Southwestern Public Service
P. O. Box 1261
Amarillo, TX 79170

e-mail: ron.dutton@xcelenergy.com

(5)

(6)

Soil and Water Conservation Bureau
New Mexico Department of Agriculture
Agriculture Programs and Resources Division
Box 30005/APR
Las Cruces, New Mexico 88003-8005

(7)

State Engineer
Water Resources Division
Bataan Building
Santa Fe, NM 87503

(8)

State Director
Bureau of Land Management
P. O. Box 27115
Santa Fe, NM 87502-0115

(9)

Jay Lazarus
P. O. Box 5727
Santa Fe, NM 87502

(10)

e-mail: lazarus@glorietageo.com

Field Supervisor
US Fish & Wildlife Service
2105 Osuna Road, Northeast
Albuquerque, NM 87113-1001

(11)

Bruce S. Garber
Attorney at Law
P. O. Box 0850
Santa Fe, NM 87504-0850

(12)

e-mail: bsg@garbhall.com

Mike Matush
State Land Office Building
Santa Fe, NM 87503

(13)

e-mail: mmatush@slo.state.nm.us

Dr. Harry Bishara
P. O. Box 748
Cuba, NM 87013

(14)

e-mail: None, but he requested to stay informed

Lynn Brandvold
NM Bureau of Mines &
Mineral Resources
NM Institute of Mining & Tech.
Socorro, NM 87801

(15)

Regional Forester
USFS Regional Office
517 Gold Avenue SW
Albuquerque, NM 87102

(16)

e-mail: cgarcia@fs.fed.us

Gerald R. Zimmerman
Colorado River Board of Calif.
770 Fairmont Ave., Ste. 100
Glendale, CA 91203-1035

(17)

e-mail: jcc_crb@pacbell.net

Jack A. Barnett
Colorado River Basin Ctrl. Forum
106 West 500 South,
Suite 101
Bountiful, UT 84010

(18)

e-mail: jbarnett@barnettwater.com

Chief
Groundwater Bureau
✓ Runnels Building
Santa Fe, NM 87504

(19)

Chief
Hazardous Waste Bureau
Runnels Building
Santa Fe, NM 87504

(20)

Elmo Baca
State Historic Preservation Officer
228 East Palace Avenue
Villa Rivera Room 101
Santa Fe, NM 87503

(21)

Wishes to be notified via regular mail

Attorney General's Office
P. O. Box 1508
Santa Fe, NM 87504

(22)

Colin Adams
Environmental Counsel
Public Service Company
of New Mexico
414 Silver, Southwest
Albuquerque, NM 87158

(23)

e-mail: cadams@pnm.com

Mike Schulz
International Technology Corp.
5301 Central Avenue, N.E.
Suite 700
Albuquerque, NM 87108

(24)

e-mail: mschulz@theitgroup.com

NM Oil & Gas Association
P. O. Box 1864
Santa Fe, New Mexico 87504-1864

(25)

William Turner
New Mexico Trustee for Natural Resources
c/o American Ground Water Consultants
610 Gold St. SW, Suite 111
Albuquerque, NM 87102

(26)

Ned Kendrick
Attorney at Law
325 Paseo de Peralta
Santa Fe, NM 87501

(27)

e-mail: ekendrick@montand.com

NOTICE OF PUBLICATION

STATE OF NEW MEXICO ENERGY, MINERALS AND NATURAL RESOURCES DEPARTMENT OIL CONSERVATION DIVISION

Notice is hereby given that pursuant to New Mexico Oil Conservation Division Regulations, the following Stage 1 and Stage 2 Abatement Plan Proposals have been submitted to the Director of the Oil Conservation Division, 1220 St. Francis Dr., Santa Fe, New Mexico 87505, Telephone (505) 476-3440:

Benson-Montin-Greer Drilling Corp. Albert R Greer, President, Telephone (505) 325-8874, 4900 College Boulevard, Farmington, New Mexico 87402, has submitted a Stage 1 and Stage 2 Abatement Plan Proposal for the Ojito Canyon O-9 Line Leak, located in Unit A and Unit B of Section 21 of Township 26 North, Range 1 West, NMPM, Rio Arriba County, New Mexico. Benson-Montin-Greer Drilling Corp. operates a crude oil gathering pipeline at the site. Crude oil and benzene contamination in excess of New Mexico Water Quality Control Commission standards has been observed in ground water at the site. The Stage 1 and Stage 2 Abatement Plan Proposals present the following activities: determine site geology and hydrogeology; conduct a registered water well search within a 1 mile radius of the site; install monitoring wells; collect soil samples for field screening and/or laboratory analysis from each boring; collect ground water samples for laboratory analysis from each monitoring well; obtain depth to ground water measurements and calculate the ground water gradient and direction; all well locations will be surveyed; proposed methods for remediation of the site including remediation of contaminated soils, remediation of contaminated ground water, site maintenance activities; a monitoring and sampling plan for soils and ground water; preparation of reports; and a schedule for implementation of all investigation, remediation and monitoring activities.

Any interested person may obtain further information from the Oil Conservation Division and may submit to the Director of the Oil Conservation Division, at the address given above, written comments or a written request for a public hearing that include reasons why a hearing should be held.

The Stage 1 and Stage 2 Abatement Plan Proposals may be viewed at the above address or at the Oil Conservation Division Aztec District Office, 1000 Rio Brazos Road, Aztec, New Mexico 87410, Telephone (505) 334-6178 between 8:00 a.m. and 4:00 p.m., Monday through Friday. Prior to ruling on the proposed Stage 1 and Stage 2 Abatement Plan Proposals, the Director of the Oil Conservation Division shall allow at least thirty (30) days after the date of publication of this notice during which written comments or a written request for a hearing may be submitted.

U.S. Postal Service
CERTIFIED MAIL RECEIPT
 (Domestic Mail Only; No Insurance Coverage Provided)

7000 0520 0022 5029 1612

Blank space for return address or other markings.

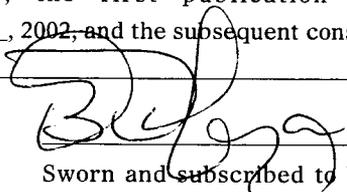
Postage	\$ 34	Postmark Here
Certified Fee	1.90	
Return Receipt Fee (Endorsement Required)	1.50	
Restricted Delivery Fee (Endorsement Required)		
Total Postage & Fees	\$ 3.74	

Recipient's Name (Please Print Clearly) (To be completed by mailer)
 William Turner
 Street, Apt. No., or PO Box No. 610 Gdd St. SW, Ste 111
 City, State, ZIP+ 4 Albuquerque, NM 87102
 PS Form 3800, February 2000 See Reverse for Instructions

STATE OF NEW MEXICO
County of Bernalillo SS

MAR - 7 2002

Bill Tafoya, being duly sworn, declares and says that he is Classified Advertising Manager of **The Albuquerque Journal**, and that this newspaper is duly qualified to publish legal notices or advertisements within the meaning of Section 3, Chapter 167, Session Laws of 1937, and that payment therefore has been made of assessed as court cost; that the notice, copy of which is hereto attached, was published in said paper in the regular daily edition, for 1 times, the first publication being on the 4th day of March, 2002, and the subsequent consecutive publications on _____, 2002.



Sworn and subscribed to before me, a Notary Public, in and for the County of Bernalillo and State of New Mexico this 4th day of March of 2002.

PRICE 43.76

Statement to come at end of month.

ACCOUNT NUMBER 853506

CLA-22-A (R-1/93)

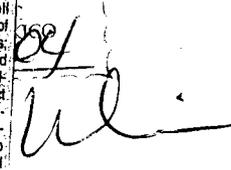
NOTICE OF PUBLICATION
STATE OF NEW MEXICO
ENERGY, MINERALS AND
NATURAL RESOURCES
DEPARTMENT
OIL CONSERVATION DIVISION

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Notary Public
San



Any interested person may obtain further information from the Oil Conservation Division and may submit to the Director of the Oil Conservation Division, at the address given above, written comments or a written request for a public hearing that include reasons why a hearing should be held. The Stage 1 and Stage 2 Abatement Plan Proposals may be viewed at the above address or at the Oil Conservation Division Aztec District Office, 1000 Rio Brazos Road, Aztec, New Mexico 87410, Telephone (505) 334-6178 between 8:00 a.m. and 4:00 p.m., Monday through Friday. Prior to ruling on the proposed Stage 1 and Stage 2 Abatement Plan Proposals, the Director of the Oil Conservation Division shall allow at least thirty (30) days after the date of publication of this notice during which written comments or a written request for a hearing may be submitted.
Journal: March 4, 2002

AFFIDAVIT OF PUBLICATION



Ad No. 45782

STATE OF NEW MEXICO
County of San Juan:

COPY OF PUBLICATION

CONNIE PRUITT, being duly sworn says:
That she is the Classified Manager of THE DAILY TIMES, a daily newspaper of general circulation published in English at Farmington, said county and state, and that the hereto attached Legal Notice was published in a regular and entire issue of the said DAILY TIMES, a daily newspaper duly qualified for the purpose within the meeting of Chapter 167 of the 1937 Session Laws of the State of New Mexico for publication on the following day(s):
Tuesday, March 5, 2002.

And the cost of the publication is \$107.39

Connie Pruitt

ON 3.7.02 CONNIE PRUITT appeared before me, whom I know personally to be the person who signed the above document.

Jimmy Beck
My Commission Expires April 2, 2004.

918 Legals

NOTICE OF PUBLICATION

STATE OF NEW MEXICO
ENERGY, MINERALS AND NATURAL RESOURCES DEPARTMENT
OIL CONSERVATION DIVISION

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Legal No. 45782, published in The Daily Times, Farmington, New Mexico, Tuesday, March 5, 2002.

COPY

BMG

BENSON-MONTIN-GREER DRILLING CORP.

February 27, 2002

Mr. Bill Olson
NMOCD
Environmental Bureau
1220 South St. Francis Drive
Santa Fe, NM 87505

ORIGINAL

RECEIVED

MAR 01 2002

ENVIRONMENTAL BUREAU
OIL CONSERVATION DIVISION

RE: (AP-31) for BMG's Canada Ojitos Unit "O-9 Line Leak"

Dear Mr. Olson,

Benson-Montin-Greer Drilling Corp. (BMG) has received the NMOCD's letter dated February 22, 2002 – and we understand that our application has been ruled administratively complete. BMG is proceeding with items (1), (2), and (3) regarding the public notice requirements and we should not have a problem with meeting the timelines outlined in Mr. Anderson's letter.

BMG is including with this letter two copies of a "certified" well search within a one mile radius as required by the NMOCD's regulations for abatement plans and as listed in the public notice. The search from the New Mexico State Engineers database shows no wells within the area covered by the radius of one mile. Please include this information with our above listed (AP-31).

Should the NMOCD require additional information please feel free to contact me at the letterhead address and phone number or via e-mail: pwsanchez@aztecnet.com.

Sincerely,



Patricio W. Sanchez
Petroleum Engineer

C Aztec – NMOCD (Mr. Denny Foust), O-9 file, Mr. Albert R. Greer

New Mexico Office of the State Engineer
Well Reports and Downloads

Township: Range: Sections:

NAD27 X: Y: Zone: Search Radius:

County: Basin: Number: Suffix:

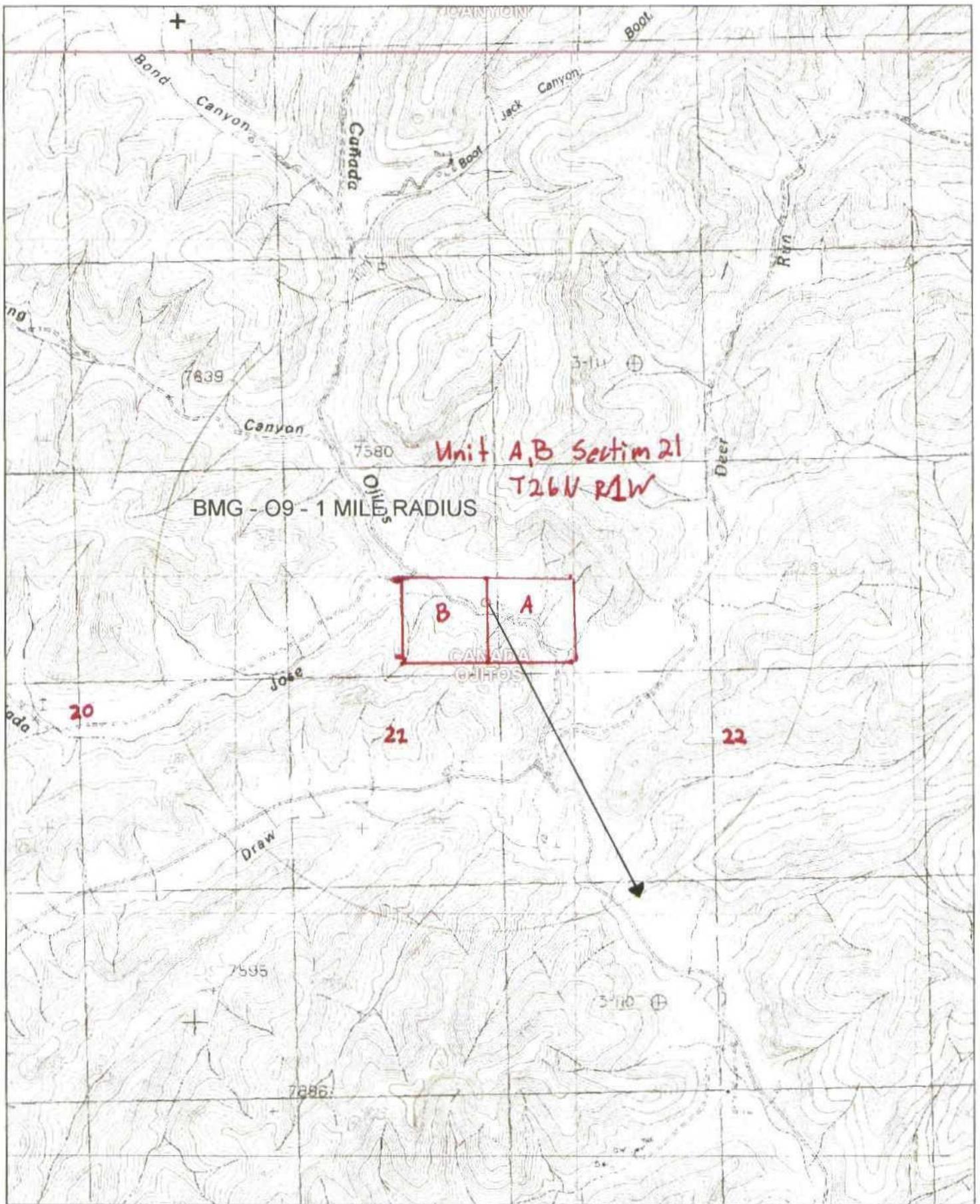
Owner Name: (First) (Last) Non-Domestic Domestic
 All

Well / Surface Data Report	Avg Depth to Water Report
Water Column Report	
Clear Form	WATERS Menu
Help	

WELL / SURFACE DATA REPORT 02/26/2002

DB File Nbr	(acre ft per annum) Use	Diversion	Owner	Well Number	(qua
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No Records found, try again



February 27, 2002

Mr. Bill Olson
NMOCD
Environmental Bureau
1220 South St. Francis Drive
Santa Fe, NM 87505

COPY

RE: (AP-31) for BMG's Canada Ojitos Unit "O-9 Line Leak"

Dear Mr. Olson,

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Should the NMOCD require additional information please feel free to contact me at the letterhead address and phone number or via e-mail: psanchez@bmgdrilling.com.

Sincerely,



Patricio W. Sanchez
Petroleum Engineer

C Aztec – NMOCD (Mr. Denny Foust), O-9 file, Mr. Albert R. Greer

New Mexico Office of the State Engineer
Well Reports and Downloads

Township: Range: Sections:

NAD27 X: Y: Zone: Search Radius:

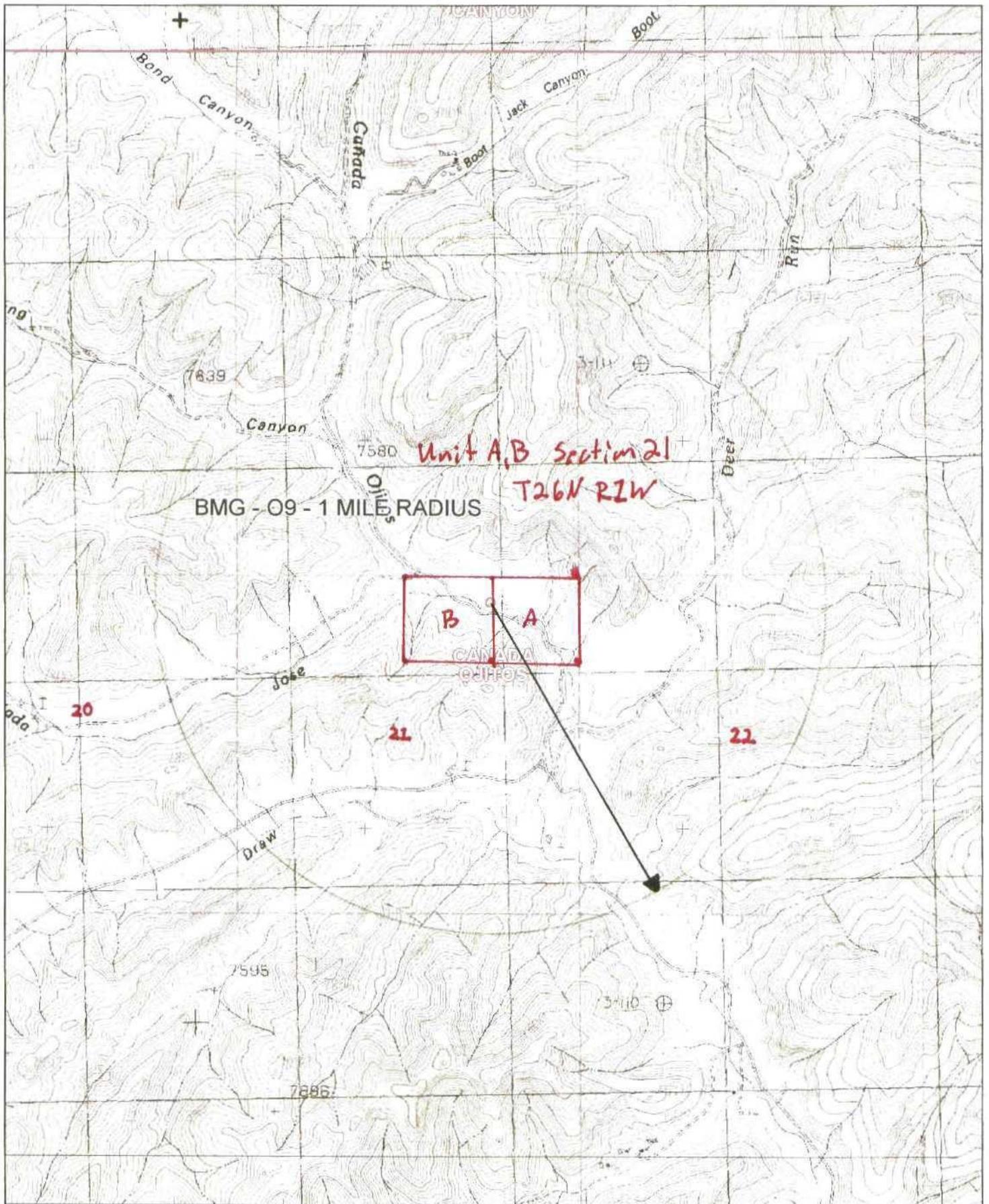
County: Basin: Number: Suffix:

Owner Name: (First) (Last) Non-Domestic Domestic
 All

Well / Surface Data Report	Avg Depth to Water Report
Water Column Report	
Clear Form	WATERS Menu
Help	

WELL / SURFACE DATA REPORT 02/26/2002

DB File Nbr	(acre ft per annum) Use	Diversion	Owner	Well Number	(qua
No Records found, try again					(qua



Olson, William

From: Patricio Sanchez [pwsanchez@acrnet.com]
Sent: Tuesday, February 26, 2002 10:23 AM
To: Olson, William
Subject: Re: Public notice for BMG's COU O-9 oil spill abatement plan.
Importance: High

Thanks Bill attached to this e-mail are the agreed changes - note the agreed changes are in red.

Pat Sanchez
505-325-8874

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

From: Olson, William
To: 'Patricio Sanchez'
Sent: Tuesday, February 26, 2002 9:03 AM
Subject: RE: Public notice for BMG's COU O-9 oil spill abatement plan.

Pat:

The changes listed in your below e-mail are approved with the exception of changing the language on "conduct a registered water well search within a 1 mile radius of the site". That language doesn't need to be clarified because the only registration of water wells in the state is with the Office of the State Engineer, and that information is obtained from their database. Attached is a "WORD" copy of the public notice for making the changes.

If you have any questions, please contact me.

Sincerely,

William C. Olson

William C. Olson
New Mexico Oil Conservation Division
1220 South St. Francis Dr.
Santa Fe, NM 87505
(505) 476-3491

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

From: Patricio Sanchez [mailto:pwsanchez@acrnet.com]
Sent: Tuesday, February 26, 2002 8:24 AM
To: wolson@state.nm.us
Subject: Public notice for BMG's COU O-9 oil spill abatement plan.
Importance: High

Bill could you e-mail me the public notice as an attachment? If it is in word or WordPerfect that would be great. The revisions we discussed yesterday are : The area regarding the professional land surveyor - will be changed to " all well locations will be surveyed " also - the registered well search can

2/26/2002

be from the state engineers computerized database. One other item I would like to change is the name of the individual on the notice - that needs to be Mr. Albert R. Greer, President of BMG.

When I make the changes I will e-mail you back an attachment of the public notice.

Thanks!

Pat Sanchez
Petroleum Engineer
505-325-8874

2/26/2002

NOTICE OF PUBLICATION

STATE OF NEW MEXICO ENERGY, MINERALS AND NATURAL RESOURCES DEPARTMENT OIL CONSERVATION DIVISION

Notice is hereby given that pursuant to New Mexico Oil Conservation Division Regulations, the following Stage 1 and Stage 2 Abatement Plan Proposals have been submitted to the Director of the Oil Conservation Division, 1220 St. Francis Dr., Santa Fe, New Mexico 87505, Telephone (505) 476-3440:

Benson-Montin-Greer Drilling Corp. **Albert R Greer, President**, Telephone (505) 325-8874, 4900 College Boulevard, Farmington, New Mexico 87402, has submitted a Stage 1 and Stage 2 Abatement Plan Proposal for the Ojito Canyon O-9 Line Leak, located in Unit A and Unit B of Section 21 of Township 26 North, Range 1 West, NMPM, Rio Arriba County, New Mexico. Benson-Montin-Greer Drilling Corp. operates a crude oil gathering pipeline at the site. Crude oil and benzene contamination in excess of New Mexico Water Quality Control Commission standards has been observed in ground water at the site. The Stage 1 and Stage 2 Abatement Plan Proposals present the following activities: determine site geology and hydrogeology; conduct a registered water well search within a 1 mile radius of the site; install monitoring wells; collect soil samples for field screening and/or laboratory analysis from each boring; collect ground water samples for laboratory analysis from each monitoring well; obtain depth to ground water measurements and calculate the ground water gradient and direction; **all well locations will be surveyed**; proposed methods for remediation of the site including remediation of contaminated soils, remediation of contaminated ground water, site maintenance activities; a monitoring and sampling plan for soils and ground water; preparation of reports; and a schedule for implementation of all investigation, remediation and monitoring activities.

Any interested person may obtain further information from the Oil Conservation Division and may submit to the Director of the Oil Conservation Division, at the address given above, written comments or a written request for a public hearing that include reasons why a hearing should be held.

The Stage 1 and Stage 2 Abatement Plan Proposals may be viewed at the above address or at the Oil Conservation Division Aztec District Office, 1000 Rio Brazos Road, Aztec, New Mexico 87410, Telephone (505) 334-6178 between 8:00 a.m. and 4:00 p.m., Monday through Friday. Prior to ruling on the proposed Stage 1 and Stage 2 Abatement Plan Proposals, the Director of the Oil Conservation Division shall allow at least thirty (30) days after the date of publication of this notice during which written comments or a written request for a hearing may be submitted.



NEW MEXICO ENERGY, MINERALS and NATURAL RESOURCES DEPARTMENT

GARY E. JOHNSON
Governor
Betty Rivera
Cabinet Secretary

Lori Wrotenberg
Director
Oil Conservation Division

February 22, 2002

CERTIFIED MAIL

RETURN RECEIPT NO: 7001-1940-0004-3929-7181

Mr. Patricio W. Sanchez
Benson-Montin-Greer Drilling Corp.
4900 College Boulevard
Farmington, New Mexico 87402

**RE: STAGE 1 AND STAGE 2 ABATEMENT PLAN PROPOSALS (AP-31)
OJITO O-9 LINE LEAK
RIO ARRIBA COUNTY, NEW MEXICO**

Dear Mr. Sanchez:

The New Mexico Oil Conservation Division (OCD) has reviewed Benson-Montin-Greer Drilling Corp.'s (BMG) November 27, 2001 "BENSON-MONTIN-GREER DRILLING CORP - PHASE I AND PHASE II ABATEMENT PLAN FOR OUR COU O-9 LINE LEAK" and November 26, 2001 "REPORT FOR THE OJITO, NUMBER 9 (O-9) LINE LEAK, ASSESSMENT AND REMEDIATION SYSTEM, NORTH OF REGINA, NEW MEXICO. These documents contain BMG's proposed Stage 1 and Stage 2 abatement plans for investigation and remediation of contamination related to a crude oil leak at BMG's Ojito Canyon O-9 line leak located in Unit A and Unit B of Section 21, Township 26 North, Range 1 West, Rio Arriba County, New Mexico.

The OCD has determined that the above referenced Stage 1 and Stage 2 Abatement Plan Proposals are administratively complete. Before the OCD can complete a technical review of the Stage 1 and Stage 2 proposals, the OCD requires that:

1. BMG issue by March 11, 2002 the enclosed Stage 1 notice of publication in the Albuquerque Journal and Farmington Daily Times pursuant to OCD Rule 19.G.(2).
2. Prior to issuing public notice, BMG shall issue written notice of the Stage 1 proposal pursuant to OCD Rule 19.G.(1). A listing of "those persons, as identified by the Director, who have requested notification" pursuant to OCD Rule 19.G(1)(d) can be found at www.emnrd.state.nm.us/oed/Bureaus/environm.htm.

3. BMG provide the OCD with proof of publication and proof of written notice by March 26, 2002. Proof of notice shall include a map of the surface owners of record within one (1) mile of the perimeter of the site and shall identify compliance with each of the provisions of OCD Rule 19.G.

If you have any questions, please contact Bill Olson at (505) 476-3491.

Sincerely,



Roger C. Anderson
Environmental Bureau Chief

RCA/wco

Enclosures

cc: Denny Foust, OCD Aztec District Office

NOTICE OF PUBLICATION

STATE OF NEW MEXICO ENERGY, MINERALS AND NATURAL RESOURCES DEPARTMENT OIL CONSERVATION DIVISION

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Benson-Montin-Greer Drilling Corp. Patricio W. Sanchez, Petroleum Engineer, Telephone (505) 325-8874, 4900 College Boulevard, Farmington, New Mexico 87402, has submitted a Stage 1 and Stage 2 Abatement Plan Proposal for the Ojito Canyon O-9 Line Leak, located in Unit A and Unit B of Section 21 of Township 26 North, Range 1 West, NMPM, Rio Arriba County, New Mexico. Benson-Montin-Greer Drilling Corp. operates a crude oil gathering pipeline at the site. Crude oil and benzene contamination in excess of New Mexico Water Quality Control Commission standards has been observed in ground water at the site. The Stage 1 and Stage 2 Abatement Plan Proposals present the following activities: determine site geology and hydrogeology; conduct a registered water well search within a 1 mile radius of the site; install monitoring wells; collect soil samples for field screening and/or laboratory analysis from each boring; collect ground water samples for laboratory analysis from each monitoring well; obtain depth to ground water measurements and calculate the ground water gradient and direction; survey all well locations by a professional land surveyor registered in the State of New Mexico; proposed methods for remediation of the site including remediation of contaminated soils, remediation of contaminated ground water, site maintenance activities; a monitoring and sampling plan for soils and ground water; preparation of reports; and a schedule for implementation of all investigation, remediation and monitoring activities.

Any interested person may obtain further information from the Oil Conservation Division and may submit to the Director of the Oil Conservation Division, at the address given above, written comments or a written request for a public hearing that include reasons why a hearing should be held. The Stage 1 and Stage 2 Abatement Plan Proposals may be viewed at the above address or at the Oil Conservation Division Aztec District Office, 1000 Rio Brazos Road, Aztec, New Mexico 87410, Telephone (505) 334-6178 between 8:00 a.m. and 4:00 p.m., Monday through Friday. Prior to ruling on the proposed Stage 1 and Stage 2 Abatement Plan Proposals, the Director of the Oil Conservation Division shall allow at least thirty (30) days after the date of publication of this notice during which written comments or a written request for a hearing may be submitted.

November 27, 2001

Mr. William Olson
Hydrologist
NMOCD – Environmental Bureau
1220 So. St. Francis Drive
Santa Fe, NM 87505

RECEIVED

NOV 28 2001

ENVIRONMENTAL BUREAU
OIL CONSERVATION DIVISION

RE: Benson-Montin-Greer Drilling Corp – Phase I and Phase II Abatement Plan for our COU O-9 line leak.

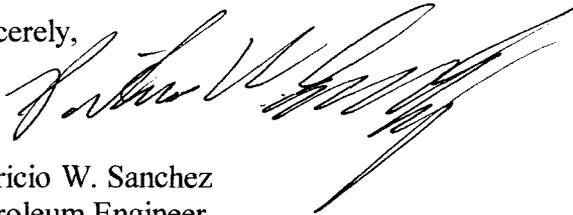
Bill,

Attached to this cover letter is a letter of transmittal and reports regarding our latest work regarding a spill that occurred on one of our crude oil production lines. Per your instruction I understand that since the removal of LNAPL has taken more than one year that we are now subject to the NMOCD's Rule 19 abatement regulations.

We are therefore submitting what we consider our portion of the Phase I and Phase II of the abatement plan.

Should you have any further questions or need additional information please contact me at the letterhead address or phone number.

Sincerely,



Patricio W. Sanchez
Petroleum Engineer

C File O-9

November 26, 2001

Project Number 1517000082

Attention: **Mr. Bill Olson, NMOCD**
Mr. Denny Foust, NMOCD
Ms. Pat Hester, USDOI, BLM
Ranger R. Rodriguez

RE: Report for the Ojito, Number 9 (O-9) Line Leak
Assessment and Remediation System
North of Regina, New Mexico

Ladies and Gentlemen:

Benson-Montin-Greer Drilling Corporation and AMEC Earth & Environmental are pleased to present the attached report regarding the assessment and remediation of the Ojito, Number 9 Line Leak.

If you have any questions or require additional information please contact Mr. Pat Sanchez with BMG at (505) 325-8874.

Sincerely,
Benson-Montin-Greer Drilling Corporation


Patricio Sanchez
Engineer, EIT (NM) #4129

AMEC Earth & Environmental


Don Fernald
Program Manager

Distribution:

NMOCD
1220 So. St. Francis Dr.
Santa Fe, NM 87505
Attn: Mr. William Olson
(2 Copies)

NMOCD District 3
1000 Rio Brazos Rd
Aztec, NM 87410
Attn: Mr. Denny Foust
(1 Copy)

USDOI, BLM
435 Montano NE
Albuquerque, NM 87107
Attn: Ms. Pat Hester
(1 Copy)

US Forest Service
PO Box 130
Cuba, NM 87013
Attn: Mr. R. Rodriguez
(1 Copy)