

**From:** [Eads, Cristina, EMNRD](#)  
**To:** "Littrell, Kyle"  
**Cc:** [Robert EMNRD Hamlet \(Robert.Hamlet@state.nm.us\)](#); [Victoria EMNRD Venegas \(Victoria.Venegas@state.nm.us\)](#); [Mike EMNRD Bratcher \(mike.bratcher@state.nm.us\)](#)  
**Subject:** Closure Denial - NAB1921742793 PLU BIG SINKS 25 FEDERAL BATTERY @ 30-015-39018  
**Date:** Monday, March 16, 2020 1:54:00 PM  
**Attachments:** [\(C-141 Closure Denied\) NAB1921742793.pdf](#)

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The OCD has denied the submitted Closure Report C-141 for incident #nAB1921742793 for the following reasons:

- Depth to groundwater is not adequately identified. When nearby wells are used to determine depth to groundwater, the wells should be no further than ½ mile away from the site, and data should be no more than 25 years old, and well construction information should be provided. If evidence of depth to ground water within a ½ mile radius of the site cannot be provided, impacted soils will need to meet Table 1 Closure Criteria for ground water at a depth of 50 feet or less.
- For the on-pad area, samples are representative of more than 200 square feet. Please collect more confirmation samples, representing no more than 200 square feet, unless XTO chooses to provide a sampling plan for approval prior to conduction additional sampling.

The denied C-141 can be found on the online image database. Please review and make the required corrections prior to resubmitting through the fee portal. If you have any questions or believe this denial is in error, please contact me prior to submitting an additional C-141.

Thanks,

**Cristina Eads**

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**OCD approval does not relieve the operator of liability should their operations fail to adequately investigate and remediate contamination that may pose a threat to groundwater, surface water, human health or the environment. In addition, OCD approval does not relieve the operator of responsibility for compliance with any other federal, state, or local laws and/or regulations.**