

From: [Eads, Cristina, EMNRD](#)
To: ["Dakota Neel"](#)
Cc: [Bratcher, Mike, EMNRD](#); [Robert EMNRD Hamlet \(Robert.Hamlet@state.nm.us\)](#); [CFO Spill, BLM NM](#); ["Joel Lowry"](#)
Subject: NAB1922539866 WILD RIDE FEDERAL #001H @ 30-015-36678
Date: Friday, November 20, 2020 2:51:00 PM
Attachments: [\(C-141 Deferral\) NAB1922539866.pdf](#)

NAB1922539866 WILD RIDE FEDERAL #001H @ 30-015-36678

Dakota,

The OCD has denied the submitted Deferral Request C-141 for incident # NAB1922539866 for the following reason:

- The division disagrees with COG that the remediation of impacted soil above NMOCD Closure Criteria would result in a major facility deconstruction. Investigation of the release occurred after the tank battery had been removed, and the locations of soil samples collected do not appear to be directly adjacent to any equipment.
- Additional sampling is required. Incident NAB1922539866 occurred over one year before the reported investigation took place, despite the multiple extensions requested to provide time for delineation and work plan/closure report preparation (requested 10/17/2019) and time to inspect the facility and liner integrity and for closure report preparation (requested 01/21/2020). Given this is a high karst area and chloride's tendency to vertically migrate through the soil column, the division is requesting that COG perform a more thorough investigation and collect additional samples in multiple locations at 1' foot intervals to a minimum depth of 4' below ground surface.

The Denied C-141 can be found in the online image file. Please review and make the required correction 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 • Environmental Specialist - A
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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.