

**From:** [David Adkins](#)  
**To:** [Patterson, Heather, EMNRD](#)  
**Subject:** RE: Oxy-Martha Creek CTB (30-015-10323)  
**Date:** Wednesday, February 18, 2015 10:23:05 AM  
**Attachments:** image002.png  
20150218101548070.pdf  
20150218101626190.pdf  
20150218101700647.pdf

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Hi Heather,

I do have three sets of lab data for the battery clean up last year, which I've attached. Initial samples from April, 2104 (TPH as high as 54,000 mg/kg and BTEX 1,400 mg/kg); follow ups in May, 2014 showing a significant reduction in contamination; and I obtained the final samples from the bottom of the excavation between 3-3.5' deep, which was as far as we could excavate, in August, 2014. Final BTEX ranged from <0.3-1.89 mg/kg and TPH was between 112-2,165 mg/kg. Pretty good all things considered. At that point we met with OCD for permission to backfill. Mike was just swamped at that time and he must have just forgot to close the RP. In hindsight, I could have emailed him a confirmation of our meeting but I neglected to do so.

Hopefully you can close out the previous incident with the information provided. If you need us to make mention of the historical incident in the battery when we write the closure report for the current release, we would be happy to do so. Thank you.

Respectfully,

**David J. Adkins**

District Manager

Talon/LPE

408 West Texas Avenue

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**From:** Patterson, Heather, EMNRD [<mailto:Heather.Patterson@state.nm.us>]  
**Sent:** Wednesday, February 18, 2015 9:51 AM  
**To:** David Adkins  
**Cc:** Bratcher, Mike, EMNRD; Kimberly M. Wilson; [Christopher\\_Jones@oxy.com](mailto:Christopher_Jones@oxy.com)  
**Subject:** RE: Oxy-Martha Creek CTB (30-015-10323)

RE: Oxy \* Martha Creek Gas Com Battery \* 30-015-10323 \* **2RP-2272**

David,

Just a couple of requests concerning the earlier release in the battery. Can you send in the analytics from that investigation? I don't see that we ever got them. Also, will you be submitting a closure request on this? It appears that the work has been done to the extent that is practicable, in which case we should be able to close this out.

Thanks,

Heather Patterson  
Environmental Specialist  
NMOCD District II  
(575)748-1283 ext.101

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**From:** David Adkins [mailto:dadkins@talonlpe.com]  
**Sent:** Tuesday, February 17, 2015 4:42 PM  
**To:** Patterson, Heather, EMNRD  
**Cc:** Bratcher, Mike, EMNRD; Kimberly M. Wilson; Christopher\_Jones@oxy.com  
**Subject:** FW: Oxy-Martha Creek CTB (30-015-10323) 2RP-2653

Hello Heather,

Attached please find the recent lab data from our confirmation sampling event for the above referenced project. I've also attached a copy of the approved work plan for your convenience. This is for the recent release on the location. We are respectfully requesting permission to backfill and restore the location for the client.

With regard to your comments below about the previous release that occurred within the tank battery last year (DOR: 4/8/2014, 2RP-2272); verbal permission was obtained from BLM and OCD to hand-excavate the impacted soil to the extent feasible within the battery to the top of rock. This was done and over 200 cubic yards of contaminated soil were disposed of at Lea Land. It would have been extremely difficult to do more work in the tank battery than was safely accomplished at that time - without total removal of the existing infrastructure. Kim and I subsequently took a meeting with Mr. Bratcher and verbal permission to backfill the tank battery was obtained. We would be happy to meet with you and Mike on the subject of the previous incident if need be.

Thank you for your consideration in this matter.

Respectfully submitted,

**David J. Adkins**  
District Manager  
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**From:** Kimberly M. Wilson  
**Sent:** Tuesday, February 17, 2015 1:29 PM  
**To:** David Adkins  
**Subject:** FW: Oxy-Martha Creek CTB (30-015-10323) 2RP-2653

***Kimberly M. Wilson***

Project Manager  
Talon/LPE  
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Staples Foundation for Learning Hall of Fame Recipient:2010  
ICIC and Business Week- Top 100: 2010, 2009, 2008, 2007, 2006  
Inc. 500/5000: 2012, 2011, 2010, 2009, 2008, 2007

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**From:** Patterson, Heather, EMNRD [<mailto:Heather.Patterson@state.nm.us>]  
**Sent:** Thursday, January 15, 2015 2:18 PM  
**To:** Kimberly M. Wilson  
**Cc:** Bratcher, Mike, EMNRD; [Christopher.Jones@oxy.com](mailto:Christopher.Jones@oxy.com); David Adkins  
**Subject:** RE: Oxy-Martha Creek CTB (30-015-10323) 2RP-2653

Kimberly,

This work plan is approved with the following exceptions:

- Exact excavation depths cannot be approved without a full delineation;
- Chlorides are to be further delineated, with a target goal of 250 mg/kg;
- All confirmation samples are to be lab verified for TPH and Chlorides;
- Field PID readings will be accepted for BTEX values only;
- OCD must review and approve confirmation samples before excavation is backfilled.

The OCD would also like to inquire about an earlier spill at the same location. A 60bbl release within the walls of the battery was reported, but to my knowledge we have not received a work plan (DOR: 4/8/2014, 2RP-2272).

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 ground water, 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, local laws and/or regulations.

If you have any questions or concerns, and for notification, please contact me.

Heather Patterson  
Environmental Specialist  
NMOCD District II  
(575)748-1283 ext.101

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**From:** Kimberly M. Wilson [<mailto:kwilson@talonlpe.com>]  
**Sent:** Thursday, January 15, 2015 10:48 AM  
**To:** Patterson, Heather, EMNRD  
**Cc:** Bratcher, Mike, EMNRD; [Christopher.Jones@oxy.com](mailto:Christopher.Jones@oxy.com); David Adkins  
**Subject:** RE: Oxy-Martha Creek CTB (30-015-10323) 2RP-2653

Hello Heather,

Please find attached the amended work plan for the above location. I changed the site ranking and the proposed remedial actions.

Please let me know if you have further questions or concerns.

Respectfully submitted,

***Kimberly M. Wilson***  
Project Manager  
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Inc. 500/5000: 2012, 2011, 2010, 2009, 2008, 2007

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**From:** Patterson, Heather, EMNRD [<mailto:Heather.Patterson@state.nm.us>]  
**Sent:** Monday, January 12, 2015 1:06 PM  
**To:** Kimberly M. Wilson  
**Subject:** FW: Oxy-Martha Creek CTB (30-015-10323) 2RP-2653

Kimberly,

I saw that you resubmitted this last week. This is the response I sent out to Sheldon while you were out of the office.

Heather Patterson  
Environmental Specialist  
NMOCD District II  
(575)748-1283 ext.101

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**From:** Patterson, Heather, EMNRD  
**Sent:** Tuesday, December 30, 2014 12:55 PM  
**To:** 'Sheldon Hitchcock'  
**Cc:** Bratcher, Mike, EMNRD; Kimberly M. Wilson  
**Subject:** RE: Oxy-Martha Creek CTB (30-015-10323) 2RP-2653

Sheldon,

There seems to be conflicting data on the depth to groundwater in this area. The OCD has reason to believe groundwater will be encountered at a shallower depth, almost certainly less than 100 feet (see attached). Please review and adjust your site ranking accordingly. Further delineation will be required before excavation depths can be approved.

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 ground water, 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, local laws and/or regulations.

If you have any questions or concerns, and for notification, please contact me.

Heather Patterson  
Environmental Specialist

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(575)748-1283 ext.101

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**From:** Sheldon Hitchcock [<mailto:slhitchcock@talonlpe.com>]  
**Sent:** Monday, December 29, 2014 10:47 AM  
**To:** Patterson, Heather, EMNRD  
**Cc:** Bratcher, Mike, EMNRD; Kimberly M. Wilson  
**Subject:** Oxy-Martha Creek CTB (30-015-10323) 2RP-2653

Heather,

I hope you had a good Christmas. The work plan for the Martha Creek CTB is attached. Please review it and let me know if you have any questions or concerns. Thank you.

Respectfully,

**Sheldon L. Hitchcock**

Project Manager

Talon/LPE

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