

**From:** [Tucker, Shelly](#)  
**To:** [Bratcher, Mike, EMNRD](#)  
**Cc:** [Kimberly M. Wilson](#); [Patterson, Heather, EMNRD](#); [Fulks, Brett](#)  
**Subject:** Re: Hackberry 16 SWD #1 \* 30-015-41783 \* 2RP- 3145 & 3146  
**Date:** Wednesday, September 09, 2015 11:14:58 AM  
**Attachments:** [image001.png](#)

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Additionally,

BLM will need to approve sample results prior to backfill....

The BLM approval/acceptance does not relieve the operator of liability should their operations have failed to adequately investigate and remediate contamination that may pose a threat to groundwater, surface water, human health or the environment or if the location fails to reclaim properly. In such an event that the location does not revegetate, or future issues with contaminants are encountered, the operator will be asked to address the issues until the contaminant issues are fully mitigated and the location is successfully reclaimed. In addition, BLM approval does not relieve the operator of responsibility for compliance with any other federal, state or local laws/regulations.

If you have any questions or concerns, please do not hesitate to contact me.

Sincerely,

*Shelly J Tucker*

Environmental Protection Specialist  
Bureau of Land Management

620 E. Greene St  
Carlsbad, NM 88220

575.234.5905 - Direct  
575.361.0084 - Cellular

[stucker@blm.gov](mailto:stucker@blm.gov)



On Wed, Sep 9, 2015 at 11:03 AM, Tucker, Shelly <[stucker@blm.gov](mailto:stucker@blm.gov)> wrote:

Kimberly,

In regards to the: Devon \* Hackberry 16 SWD 1 \* 30-015-41783 \* M-16-19s-31e \* Date of release: 7/15 & 16/2015

BLM accepts the remediation proposal and agrees with the NMOCD COA's, with the following additional stipulations:

1. Confirmation samples will need to be taken in areas of S-4, S-8 and S-12.
2. BLM agrees with further delineation of S-2, S-3, and S-6.
3. In the area identified as S-6, BLM agrees with the proposed 4' excavation and the NMOCD COA's.
4. Horizontal and vertical confirmation samples will need to be taken in the excavation area.

The BLM approval/acceptance does not relieve the operator of liability should their operations have failed to adequately investigate and remediate contamination that may pose a threat to groundwater, surface water, human health or the environment or if the location fails to reclaim properly. In such an event that the location does not revegetate, or future issues with contaminants are encountered, the operator will be asked to address the issues until the contaminant issues are fully mitigated and the location is successfully reclaimed. In addition, BLM approval does not relieve the operator of responsibility for compliance with any other federal, state or local laws/regulations.

If you have any questions or concerns, please do not hesitate to contact me.

Sincerely,

*Shelly J Tucker*

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On Tue, Sep 8, 2015 at 1:30 PM, Bratcher, Mike, EMNRD <[mike.bratcher@state.nm.us](mailto:mike.bratcher@state.nm.us)> wrote:

RE: Devon \* Hackberry 16 SWD 1 \* 30-015-41783 \* Hackberry Recycling Facility (2RF-102) \* M-16-19s-31e

NMOCD Tracking: **2RP-3146** & **3147** \* Date of release: 7/15 & 16/2015

Greetings,

The remediation proposal, submitted on behalf of Devon Energy by Talon LPE, for the above referenced releases, is approved with the following conditions of approval:

- Further delineation for chloride will be required in the areas identified as S-2 and S-3. Target delineation goal is 250 mg/kg.
- In the area identified as S-6, OCD agrees with the proposed 4' excavation. Deeper confirmation/delineation sample/samples will be required, with delineation target being 250 mg/kg. OCD does request samples be obtained during excavation of this area from S-6 to the area around the pipeline towards S-7. For this site, if data shows the 4' interval to be in the 1500 mg/kg range, a liner will not be required under the DCP pipeline. Field screens are acceptable for this procedure, including the S-6 delineation.
- Like approval by BLM.

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.

**Mike Bratcher**

**NMOCD District 2**

**811 S. First Street**

**Artesia, NM 88210**

**O: 575-748-1283 X108**

**C: 575-626-0857**

**F: 575-748-9720**

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**From:** Kimberly M. Wilson [mailto:[kwilson@talonlpe.com](mailto:kwilson@talonlpe.com)]  
**Sent:** Friday, September 04, 2015 9:47 AM  
**To:** Bratcher, Mike, EMNRD; Patterson, Heather, EMNRD  
**Subject:** Hackberry 16 SWD #1 \* 30-015-41783 \* 2RP- 3145 & 3146

Mike and Heather,

Attached please find the work plan. The complete plan is to large, I will have to divide it up.

*Kimberly M. Wilson*

*Project Manager*

*TALON/LPE*

*408 W. Texas*

*Artesia, NM 88210*

*Direct: 575-616-4023*

*Cell: 575-602-3826*

*Office: 575-746-8768*

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Better Business Bureau Torch Award for Marketplace Ethics: 2010 Winner, 2009 Finalist

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