

From: [Joel Lowry](#)
To: [Pruett, Maria, EMNRD](#); [Bratcher, Mike, EMNRD](#)
Cc: cwilhoit@legacylp.com
Subject: [EXT] FW: 2RP-4917 - Andrew Arnquist Estate Battery - Site Assessment Report and Deferral Request
Date: Wednesday, November 14, 2018 7:40:54 AM
Attachments: [image003.png](#)
[2RP-4917 - Andrew Arnquist Estate Battery - Pages from C-141.pdf](#)
[2RP-4917 - Andrew Arnquist Estate Battery - Site Assessment Report and Deferral Request 11 12 LE.pdf](#)
[2RP-4917 - Andrew Arnquist Estate Battery - Map of Impacted Soil Remaining In-Situ.pdf](#)

Ms. Pruett,

I received your message and I apologize for having missed your call. In this instance, it was our intention to go ahead and defer the approximate 2 ft. of impacted soil directly beneath the affected liner until the tank battery is relocated or at time of abandonment (TOA), so that we might get the facility back into operation in a more timely matter. Based on the location of the soil impacts (within the tank battery margins), the shallow depth of impacts (<2 ft. bgs), the relatively small volume of soil inferred to be impacted above the Closure Criteria (<150 cy), and the depth to groundwater (>100 ft.), I thought that this Site might be a good candidate for a deferral. We were hoping to avoid the need to deconstruct the existing Tank Battery infrastructure and infringe on the steel tanks to the east. Once the liner is repaired, threats to human health, the environment and/or groundwater, if any, will be further minimized. I would anticipate a thorough environmental investigation will be conducted once the tank battery is decommissioned regardless of our current actions. This deferral request will document and provide record of soil impacts requiring future remediation.

If you have any questions or need any additional information, please feel free to contact me by phone or email. Thanks Maria!

Respectfully,

Joel Lowry

Environmental Professional



PO Box 896
Lovington, NM 88260
Direct 432-466-4450

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From: Joel Lowry

Sent: Tuesday, November 13, 2018 10:47 AM

To: maria.pruett@state.nm.us; mike.bratcher@state.nm.us

Cc: cwilhoit@legacyp.com

Subject: 2RP-4917 - Andrew Arnquist Estate Battery - Site Assessment Report and Deferral Request

Ms. Pruett and Mr. Bratcher,

Please find attached the *Site Assessment Report and Deferral Request* that has been prepared for Legacy's Andrew Arnquist Estate Battery Release Site. The Release Site is located in Unit Letter "F", Section 29, Township 18 South, Range 26 East on private land. If you have any questions or need any additional information, please feel free to contact me by phone or email. Thanks!

Respectfully,

Joel Lowry

Environmental Professional



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