



# NEW MEXICO ENERGY, MINERALS and NATURAL RESOURCES DEPARTMENT

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February 22, 2005

Reference: Tank Battery area situated off of Depco Road, Eddy County NM.

Lat/Long: 32.72576 degrees North and 104.18136 degrees West.

The reference well and API number will be: Welch Duke State 008 C-28-18s-28e API: 30-015-02105

Mr. Brewer,

This letter is to confirm our conversation on 2/8/2005 when we met at the above referenced Tank Battery Site.

We discussed the remediation of this site as follows:

Heavily contaminant saturated materials are to be blended to allow removal and disposal at an OCD approved disposal facility. The remaining area is to be blended with a high nitrogen material and tilled in over a period of approximately one month.

During this month period, a site ranking is to be done using the OCD's publication, Guidelines For Remediation Of Leaks, Spills and Releases. Samples will then be obtained at selected sites at the Tank Battery area and at varying depths. Analysis of these samples are to be performed by an EPA approved laboratory. A remediation plan is then to be formulated using the site ranking, the contaminant analysis, and OCD Guidelines.

Also discussed was the removal of all vessels that are not going to be utilized for production purposes.

The month long remediation period will end on March 22, 2005 and sampling is to be performed at that time.

Thank you for your cooperation in this matter and if I can be of assistance, my contact information is listed below.

*Mike Bratcher*

Mike Bratcher

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