District I' 1625 N French Dr , Hobbs, NM 88240

State of New Mexico Energy Minerals and Natural Resources Form C-144 June 16, 2008

1301 W Grand Ave , Artesia, NM 88210

District III

1000 Rio Brazos Rd., Aztec, NM 87410

Department Oil Conservation Division 1220 South St. Francis Dr.

Santa Fe, NM 87505

For temporary pits, closed-loop sytems, and below-grade tanks, submit to the appropriate NMOCD District Office.

For permanent pits and exceptions submit to the Santa Fe Environmental Bureau office and provide a copy to the appropriate NMOCD District Office.

District IV 1220 S. St. Francis Dr., Santa Fe, NM 87505 Pit, Closed-Loop System, Below-Grade Tank, or RCVD JUL 22'08 Proposed Alternative Method Permit or Closure Plan Application DIL CONS. DIV. Permit of a pit, closed-loop system, below-grade tank, or proposed alternative method Type of action: Closure of a pit, closed-loop system, below-grade tank, or proposed alternative method Instructions: Please submit one application (Form C-144) per individual pit, closed-loop system, below-grade tank or alternative request Please be advised that approval of this request does not relieve the operator of hability should operations result in pollution of surface water, ground water or the environment. Nor does approval relieve the operator of its responsibility to comply with any other applicable governmental authority's rules, regulations or ordinances. Operator: ConocoPhillips Company Address: PO Box 4289, Farmington, NM 87499 Facility or well name: San Juan 30-5 Unit #240A 30-039-29219 API Number: OCD Permit Number: U/L or Otr/Otr: P(SESE) Section: 30N Township: County: Rio Arriba Range: 36.7931630' N **107.3382190'** W NAD: □ Center of Proposed Design: Latitude: Longitude: Surface Owner: Private Tribal Trust or Indian Allotment X Federal State X Pit: Subsection F or G of 19.15.17.11 NMAC Closed-loop Systems: Subsection H of 19.15.17.11 NMAC Drilling X Workover Drying Pad Tanks Haul-off Bins Other: Temporary: Permanent Emergency Cavitation Lined Unlined X Lined Unlined Liner type: Thickness mil LLDPE HDPE PVC Liner type: Thickness 20 mil X LLDPE HDPE PVC Other: X String-Reinforced Seams: Welded Factory Other: Other Seams: X Welded X Factory Other Volume: 7000 bbl Dimensions: L 120' xW 55' xD Dimernsions: Length Below-grade tank: Subsection I of 19 15.17.11 NMAC Fencing: Subsection D of 19.15 17.11 NMAC Volume: Chain link, six feet in height, two strangs of barbed wire at top Type of fluid: Four foot height, four strands of barbed wire evenly spaced between Tank Construction Material: Secondary containment with leak detection Netting: Subsection E of 19.15.17.11 Visible sidewalls, liner, 6-inch lift and automatic overflow shut-off Screen Netting Visible sidewalls and liner Monthly inspections Visible sidewalls only Signs: Subsection C of 19.15 17 11 NMAC Other: 12"x 24", 2" lettering, provided Operator's name, site location, and Liner type: Thickness: mil HDPE PVC emergency telephone numbers Other: X Signed in compliance with 19.15.3.103 NMAC Alternative Method: **Administrative Approvals and Exceptions:** Submittal of an exception request is required. Exceptions must be Justifications and/or demonstrations of equivalency are required. Please refer to 19.15.17 NMAC for guidance. submitted to the Santa Fe Environmental Bureau office for consideration of approval. Please check a box if one or more of the following is requested, if not X Administrative approval(s): Requests must be submitted to the appropriate division district or the Santa Fe Environmental Bureau office for consideration of approval. (Fencing in Design Plan) Exception(s): Requests must be submitted to the Santa Fe Environmental Bureau office for consideration of approval.

Siting Criteria (regarding permitting): 19.15.17.10 NMAC Instructions: The applicant must demonstrate compliance for each siting criteria below in the application. Recommendations of acceptable source material are provided below. Requests regarding changes to certain siting criteria may require administrative approval from the appropriate district office or may be considered an exception which must be submitted to the Santa Fe Environmental Bureau Office for consideration of approval. Applicant must attach justification for request. Please refer to 19.15.17.10 NMAC for guidance. Siting criteria does not apply to drying pads or above grade-tanks associated with a closed-loop system.				
Ground water is less than 50 feet below the bottom of the temporary pit, permanent pit, or below-grade tank.  - NM Office of the State Engineer - iWATERS database search; USGS; Data obtained from nearby wells	Yes	No		
Within 300 feet of a continuously flowing watercourse, or 200 feet of any other watercourse, lakebed, sinkhole, or playa lake (measured from the ordinary high-water mark).  - Topographic map; Visual inspection (certification) of the proposed site	Yes	X No		
Within 300 feet from a permanent residence, school, hospital, institution, or church in existence at the time of initial application.	Yes	XNo		
(Applies to temporary, emergency, or cavitation pits and below-grade tanks)	□NA			
- Visual inspection (certification) of the proposed site; Aerial photo; Satellite image				
Within 1000 feet from a permanent residence, school, hospital, institution, or church in existence at the time of initial application.  (Applied to permanent pits)	Yes NA	No		
- Visual inspection (certification) of the proposed site; Aerial photo; Satellite image	28/14/1			
Within 500 horizonal feet of a private, domestic fresh water well or spring that less than five households use for domestic or stock watering purposes, or within 1000 horizontal feet of any other fresh water well or spring, in existence at the time of initial application.	Yes	X No		
- NM Office of the State Engineer - 1WATERS database search; Visual inspection (certification) of the proposed site.				
Within incorporated municipal boundaries or within a defined municipal fresh water well field covered under a municipal ordinance adopted pursuant to NMSA 1978, Section 3-27-3, as amended	Yes	X No		
- Written confirmation or verification from the municipality; Written approval obtained from the municipality				
Within 500 feet of a wetland.  - US Fish and Wildlife Wetland Identification map; Topographic map; Visual inspection (certification) of the proposed site	Yes	XNo		
Within the area overlying a subsurface mine.  - Written confirmation or verification or map from the NM EMNRD - Mining and Mineral Division		X No		
Within an unstable area.  - Engineering measures incorporated into the design; NM Bureau of Geology & Mineral Resources; USGS; NM Geological		XNo		
Society; Topographic map		_		
Within a 100-year floodplain - FEMA map	∐Yes 	XNo		
Temporary Pits, Emergency Pits, and Below-grade Tanks Permit Application Attachment Checklist: Subsection B of 19.15.17.	9 NMAC			
Instructions: Each of the following items must be attached to the application. Please indicate, by a check mark in the box, that the de	ocuments ar	e attached.		
X Hydrogeologic Report (Below-grade Tanks) - based upon the requirements of Paragraph (4) of Subsection B of 19.15.17.9 NMAC   X Hydrogeologic Data (Temporary and Emergency Pits) - based upon the requirements of Paragraph (2) of Subsection B of 19.15.17.9 NMAC   X Siting Criteria Compliance Demonstrations - based upon the appropriate requirements of 19.15.17.10 NMAC   X Design Plan - based upon the appropriate requirements of 19.15.17.11 NMAC   X Operating and Maintence Plan - based upon the appropriate requirements of 19.15.17.12 NMAC   X Closure Plan - based upon the appropriate requirements of Subsection C of 19.15.17.9 NMAC and 19.15.17.13 NMAC				
Previously Approved Design (attach copy of API Number: or Permit				
Closed-loop Systems Permit Application Attachment Checklist: Subsection B of 19.15.17.9 NMAC  Instructions: Each of the following items must be attached to the application. Please indicate, by a check mark in the box, that the documents are attached.  Geologic and Hydrogeologic Data (required for on-site closure) - based upon the requirements of Paragraph (3) of Subsection B of 19.15.17.9  Siting Criteria Compliance Demonstrations (required for on-site closure) - based upon the appropriate requirements of 19.15.17.10 NMAC  Design Plan - based upon the appropriate requirements of 19.15.17.12 NMAC				
Closure Plan - based upon the appropriate requirements of Subsection C of 19.15.17.9 NMAC and 19.15.17.13 NMAC  Previously Approved Design (attach copy of API Number:				

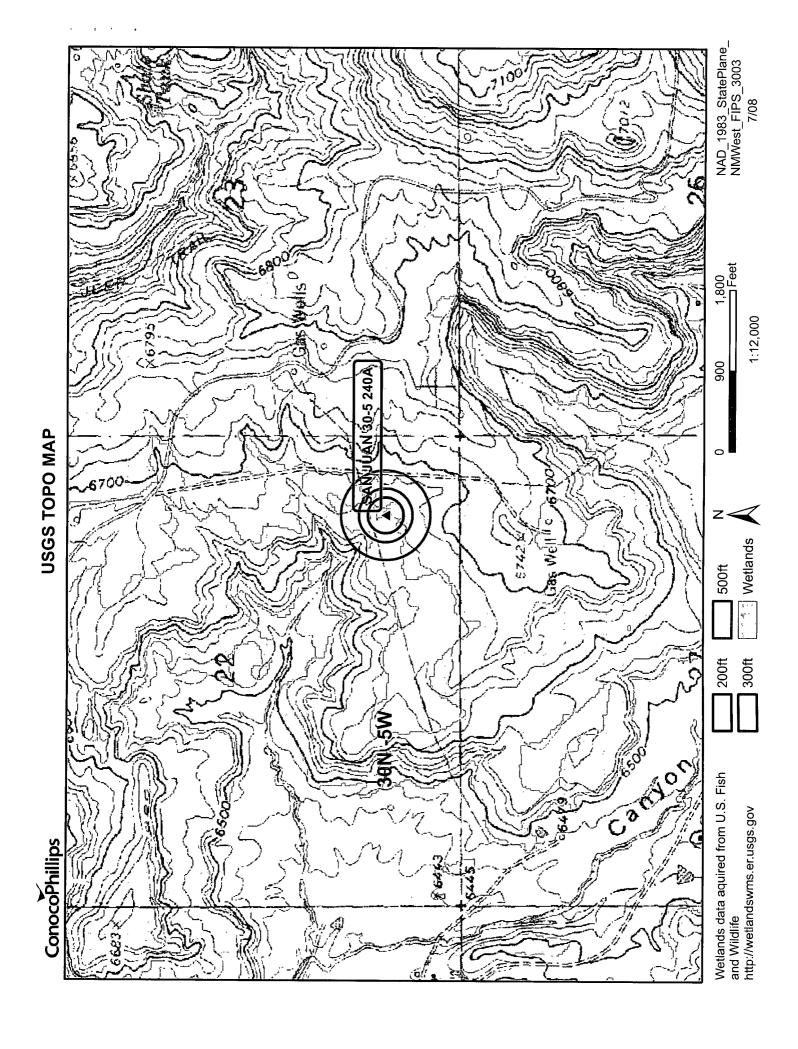
Permanent Pits Permit Application Checklist: Subsection B of 19.15.17.9 NMAC					
Instructions: Each of the following items must be attached to the application. Please indicate, by a check mark in the box, that the documents are attached.					
Hydrogeologic Report - based upon the requirements of Paragraph (I) of Subsection B of 19.15.17.9 NMAC					
Situng Criteria Compliance Demonstrations - based upon the appropriate requirements of 19.15.17.10 NMAC					
Climatological Factors Assessment					
Certified Engineering Design Plans - based upon the appropriate requirements of 19.15.17.11 NMAC					
Dike Protection and Structural Integrity Design: based upon the appropriate requirements of 19.15.17.11 NMAC					
Leak Detection Design - based upon the appropriate requirements of 19.15.17.11 NMAC					
Liner Specifications and Compatibility Assessment - based upon the appropriate requirements of 19.15.17.11 NMAC					
Quality Control/Quality Assurance Construction and Installation Plan					
Operating and Maintenance Plan - based upon the appropriate requirements of 19.15.17.12 NMAC					
Freeboard and Overtopping Prevention Plan - based upon the appropriate requirements of 19.15.17.11 NMAC					
Nuisance or Hazardous Odors, including H2S, Prevention Plan					
Emergency Response Plan	Î				
Oil Field Waste Stream Characterization					
Monitoring and Inspection Plan					
Erosion Control Plan					
Closure Plan - based upon the appropriate requirements of Subsection C of 19.15.17.9 NMAC and 19.15.17.13 NMAC					
Proposed Closure: 19.15.17.13 NMAC					
Type: Drilling X Workover Emergency Cavitation Permanent Pit Below-grade Tank Closed-loop System Alteri	native				
Proposed Closure Waste Excavation and Removal					
XOn-site Closure Method (only for temporary pits and closed-loop					
X In-place On-site Trench					
Alternative Closure Method (Exceptions must be submitted to the Santa Fe Environmental Bureau f	or				
Citing California (magnetica annota alcours mothada antro). 10 15 17 10 NIMAC					
Siting Criteria (regarding on-site closure methods only): 19.15.17.10 NMAC					
	Instructions: Each siting criteria requires a demonstration of compliance in the closure plan. Recommentations of acceptable source				
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Waste Excavation and Removal Closure Plan Checklist: (19 15.17.13 NMAC) Instructions: Each of the following items must be attached			
to the closure plan. Please indicfate, by a check mark in the box, that the documents are attached.  Protocols and Procedures - based upon the appropriate requirements of 19 15.17.13 NMAC			
Confirantion Sampling Plan (if applicable) - based upon the appropriate requirements of Subsection F of 19.15 17.13 NMAC			
Disposal Faculty Name and Permit Number (for liquids, drilling fluids and drill cuttings)			
Soil Backfill and Cover Design Specifications - based upon the approp			
Re-vegetation Plan - based upon the appropriate requirements of Subse	ection I of 19.15.17.13 NMAC		
Site Reclamation Plan - based upon the appropriate requirements of Su	absection G of 19 15.17.13 NMAC		
Waste Removal Closure for Closed-loop Systems That Utilize Haul-off I facilities for the disposal of liquids, drilling fluids and drill cuttings.	Bins Only: (19 15 17 13 D NMAC) Instructions: Please identify the facility or		
Disposal Facility Name.	Disposal Facility Permit Number		
On-Site Closure Plan Checklist: (19.15 17 13 NMAC) Instructions: Each of the check mark in the box, that the documents are attached.	following items must bee attached to the closure plan. Please indicate, by a		
X Siting Criteria Compliance Demonstrations - based upon the appropria	ate requirements of 19.15.17.10 NMAC		
[X] Proof of Surface Owner Notice - based upon the appropriate requirement	ents of Subsection F of 19 15 17.13 NMAC		
X Construction and Design of Burial Trench (if applicable) based upon t	** ' '		
Protocols and Procedures - based upon the appropriate requirements o			
Confirmation Sampling Plan (if applicable) - based upon the appropria			
X Waste Material Sampling Plan - based upon the appropriate requirement			
X Disposal Facility Name and Permit Number (for liquids, drilling fluids			
Soil Cover Design - based upon the appropriate requirements of Subset			
X Re-vegetation Plan - based upon the appropriate requirements of Subsi			
	insection G of 19.13 17 13 NMAC		
Operator Application Certification:  I hereby certify that the information submitted with this application is true, accurate	e and complete to the best of my knowledge and belief		
Name (Print) Crystal Tafoya	Title. Regulatory Technician		
7 10 1			
Signature: Constal Tologo	Date: 7/21/2008		
e-mail address: <u>crystal.tafoya@confcophllips.com</u>	Telephone: 505-326-9837		
	Closure Plan (only)  Approval Date: 7-28-08		
OCD Approval: Permit Application (including closure plan)  OCD Representative Signature: Brandon Foundle  Title: Enviro / spec	7.00		
	Approval Date: 7-28-08  OCD Permit Number		
OCD Representative Signature: Brandon Tomell  Title: Enviro / spec	Approval Date: 7-28-08  OCD Permit Number		
OCD Representative Signature: Brandon Tonell  Title: Enviro   Spec  Closure Report (required within 60 days of closure completion): Subsection K of 19 15	Approval Date: 7- 28-08  OCD Permit Number  17.13 NMAC		
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Form C-144 Oil Conservation Division Page 4 of 4

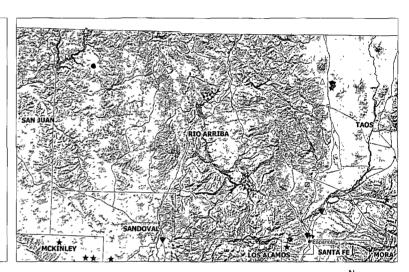
### New Mexico Office of the State Engineer POD Reports and Downloads

Town	nship: 30N	Range: '05W	Sections: 14	,15,16,2	1,22,23,26,27,28	,
NAD27	X:	Y: <sub>+</sub>	Zone:		Search Radius:	: 1
County:		Basin:			Number:	Suffix:
Owner Name: (	(First)	· ¡ (L	ast) ② All	the state of the s	O Non-Domestic	e O Domestic
, days	POD / Sur	face Data Repor	t Av ter Column Repo		to Water Report	
	[	Clear Form	iWATERS M	enu	Help	
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POD Number			t to smallest	•	Depth Y Well	. Depth Wat Water Colu



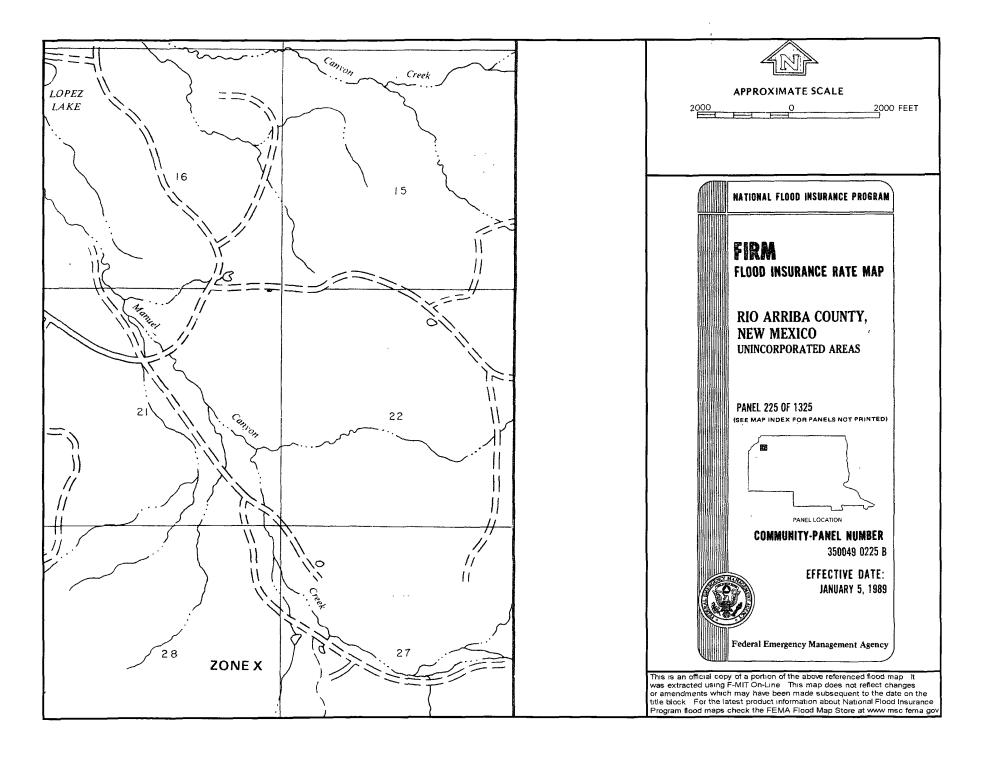
### San Juan 30-5 Unit #240A Mines, Mills and Quarries Web Map

Mines Mill	la & Ougawing Commodity Groups
willes, will	ls & Quarries Commodity Groups
Δ	Aggregate & Stone Mines
•	Coal Mines
*	Industrial Minerals Mines
•	Industrial Minerals Mills
	Metal Mines and Mill Concentrate
	Potash Mines & Refineries
2	Smelters & Refinery Ops.
*	Uranium Mines
•	Uranium Mills









### **Siting Criteria Compliance Demonstrations**

The San Juan 30-5 Unit #240A is not located in an unstable area. The location is not over a mine and is not on the side of a hill. The location of the excavated pit material will not be located within 300' of any continuously flowing watercourse or 200' from any other watercourse.

### Hydrogeological report for San Juan 30-5 Unit 240A

### **Regional Hydrogeological context:**

The San Jose Formation of Eocene age occurs in New Mexico and Colorado, and its outcrop forms the land surface over much of the eastern half of the central basin. It overlies the Nacimiento Formation in the area generally south of the Colorado-New Mexico State line and overlies the Animas Formation in the area generally north of the State line.

The San Jose Formation was deposited in various fluvial-type environments. In general, the unit consists of an interbedded sequence of sandstone, siltstone, and variegated shale. Thickness of the San Jose Formation generally increases from west to east (200 feet in the west and south to almost 2,700 feet in the center of the structural basin). Ground water is associated with alluvial and fluvial sandstone aquifers. Thus, the occurrence of ground water is mainly controlled by the distribution of sandstone in the formation. The distribution of such sandstone is the result of original depositional extent plus any post-depositional modifications, namely erosion and structural deformation. Transmissivity data for San Jose Formation are minimal. Values of 40 and 120 feet squared per day were determined from two aquifer tests (Stone et al, 1983, table 5). The reported or measured discharge from 46 water wells completed in San Jose Formation ranges from 0.15 to 61 gallons per minute and the median is 5 gallons per minute. Most of the wells provide water for livestock and domestic use.

The San Jose Formation is a very suitable unit for recharge from precipitation because soils that form on the unit are sandy and highly permeable and therefore readily adsorb precipitation. However, low annual precipitation, relatively high transpiration and evaporation rates, and deep dissection of the San Jose Formation by the San Juan River and its tributaries all tend to reduce the effective recharge to the unit.

Stone et al., 1983, Hydrogeology and Water Resources of the San Juan Basin, New Mexico: Socorro, New Mexico Bureau of Mines and Mineral Resources Hydrologic Report 6, 70 p.

#### State of New Mexico Energy, Minerals & Natural Resources Department OIL CONSERVATION DIVISION

1220 South St. Francis Dr. Santa Fe, NM 87505

Form C-102 Revised June 10, 2003

District li 1301 W. Grand Avenue, Artesia, NM 88210

Submit to Appropriate District Office

District (II)

State Lease - 4 Copies

1000 Rio Brozos Rd., Aztec, NM 87410 District IV

1625 N. French Dr., Hobbs, NM 88240

Qistrict\_i

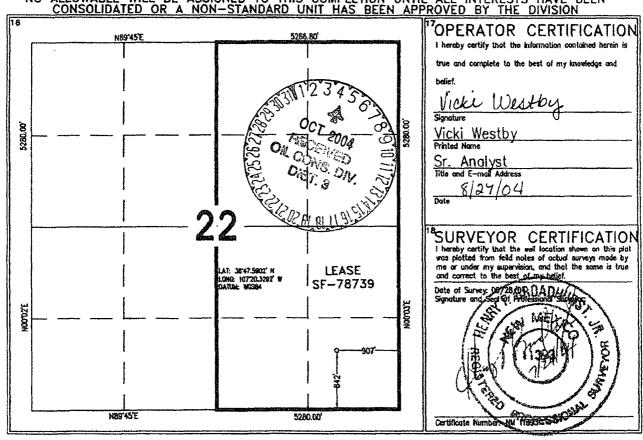
Fee Lease - 3 Copies

1220 S. St. Francis Dr., Santa Fe, NM 87505

C AMMENDED REPORT

LOCATION AND ACREAGE DEDICATION PLAT 71629 BASIN FRUITLAND COAL (GAS) SAN JUAN 30-5 UNIT Property Code 31327 Well Number 240A \*Operator Hame OGRID No. Elevation 217817 CONOCOPHILLIPS COMPANY 6660 <sup>10</sup>Surface Location Lot Idn Feet from the North/South line Feet from the UL or lot no. SectionTownship Range East/West line 05W 842 SOUTH 907 30N EAST RIO ARRIBA Bottom Hole Location If Different From Surface Lot Idn Feet from the North/South line Feet from the UL or lot no. Section Township County Dedicated Acres Joint or Infill Consolidation Code Corder No. 320.0

NO ALLOWABLE WILL BE ASSIGNED TO THIS COMPLETION UNTIL ALL INTERESTS HAVE BEEN CONSOLIDATED OR A NON-STANDARD UNIT HAS BEEN APPROVED BY THE DIVISION



# ConocoPhillips Company San Juan Basin Pit Design and Construction Plan

In accordance with Rule 19.15.17 the following information describes the design and construction of temporary pits on ConocoPhillips Company (COPC) locations. This is COPC's standard procedure for all temporary pits. A separate plan will be submitted for any temporary pit which does not conform to this plan.

### **General Plan:**

- 1. COPC will design and construct a temporary pit to contain liquids and solids and prevent contamination of fresh water and protect public health and environment.
- 2. Prior to constructing the pit, topsoil will be stockpiled in the construction zone for later use in restoration.
- 3. COPC will post a well sign, not less than 12" by 24", on the well site prior to construction of the temporary pit. The sign will list the operator on record as the operator; the location of the well site by unit letter, section, township range; and emergency telephone numbers.
- 4. COPC shall construct all new fences utilizing 48" steel mesh field-fence (hogwire) on the bottom with a single strand of barbed wire on top. T-posts shall be installed every 12 feet and corners shall be anchored utilizing a secondary T-post. Temporary pits will be fenced at all times excluding drilling or workover operations, when the front side of the fence will be temporarily removed for operational purposes.
- 5. COPC shall construct the temporary pit so that the foundation and interior slopes are firm and free of rocks, debris, sharp edges or irregularities to prevent liner failure.
- COPC shall construct the pit so that the slopes are no steeper than two horizontal feet to 1 vertical foot.
- 7. Pit walls will be walked down by a crawler type tractor following construction
- 8. All temporary pits will be lined with a 20-mil, string reinforced, LLDPE liner, complying with EPA SW-846 method 9090A requirements.
- Geotextile will be installed beneath the liner when rocks, debris, sharp edges or irregularities cannot be avoided.
- All liners will be anchored in the bottom of a compacted earth-filled trench at least 18 inches deep.
- 11. COPC will minimize liner seams and orient them up and down, not across a slope. Factory seams will be used whenever possible. COPC will ensure all field seams are welded by qualified personnel. Field seams will be overlapped four to six inches and will be oriented parallel to the line of maximum slope. COPC will minimize the number of field seams in corners and irregularly shaped areas.
- 12. The liner shall be protected from any fluid force or mechanical damage through the use of mud pit slides, or a manifold system.
- 13. The pit shall be protected from run-off by constructing and maintaining diversion ditches around the location or around the perimeter of the pit in some cases.
- 14. The volume of the pit shall not exceed 10 acre-feet, including freeboard.
- 15. Temporary blow pits will be constructed to allow gravity flow to discharge into lined drill pit.
- 16. The lower half of the blow pit (nearest lined pit) will be lined with the same 20 mil liner. The upper half of the blow pit will remain unlined as allowed in Rule 19.15.17.11 F.11.
- 17. COPC will not allow freestanding liquids to remain on the unlined portion of a temporary blow pit.

# ConocoPhillips Company San Juan Basin Maintenance and Operating Plan

In accordance with Rule 19.15.17 the following information describes the operation and maintenance of temporary pits on ConocoPhillips Company (COPC) locations. This is COPC's standard procedure for all temporary pits. A separate plan will be submitted for any temporary pit which does not conform to this plan.

#### General Plan:

- 1. COPC will operate and maintain a temporary pit to contain liquids and solids and prevent contamination of fresh water and protect public health and environment.
- 2. COPC will conserve drilling fluids by transferring liquids to pits ahead of the rigs whenever possible. All other drilling fluids will be disposed at Basin Disposal Inc., permit # NM-01-005.
- 3. COPC will not discharge or store any hazardous waste in any temporary pit.
- 4. If any pit liner's integrity is compromised, or if any penetration of the liner occurs above the liquid's surface, then COPC shall notify the Aztec Division office by phone or email within 48 hours of the discovery and repair the damage or replace the liner.
- 5. If a leak develops below the liquid's level, COPC shall remove all liquids above the damaged liner within 48 hours and repair the damage or replace the liner. COPC shall notify the Aztec Division office by phone or email within 48 hours of the discovery for leaks less than 25 barrels COPC shall notify the Aztec Division office as required pursuant to Subsection B of 19.15.3.116 NMAC shall be reported within twenty-four (24) hours of discovery of leaks greater than 25 barrels. In addition, immediate verbal notification pursuant to Subsection B, Paragraph (1), and Subparagraph (d) of 19.15.3.116 NMAC shall be reported to the division's Environmental Bureau Chief.
- 6. The liner shall be protected from any fluid force or mechanical damage through the use of mud pit slides, or a manifold system.
- 7. The pit shall be protected from run-off by constructing and maintaining diversion ditches around the location or around the perimeter of the pit in some cases.
- 8. COPC shall immediately remove any visible layer of oil from the surface of the temporary pit after cessation of a drilling or workover operation. Oil absorbent booms will be utilized to contain and remove oil from the pit's surface. An oil absorbent boom will stored on-site until closure of pit.
- 9. Only fluids generated during the drilling or workover process may be discharged into a temporary pit.
- 10. COPC will maintain the temporary pit free of miscellaneous solid waste or debris.
- 11. During drilling or workover operations, COPC will inspect the temporary pit at least once daily to ensure compliance with this plan. Inspections will be logged in the IADC reports. COPC will file this log with the Aztec Division office upon closure of the pit.
- 12. After drilling or workover operations, COPC will inspect the temporary pit weekly so long as liquids remain in the temporary pit. A log of the inspections will be stored at COPC's office electronically and will be filed with the Aztec Division office upon closure of the pit.
- 13. COPC shall maintain at least two feet of freeboard for a temporary pit.
- 14. COPC shall remove all free liquids from a temporary pit within 30 days from the date the operator releases the drilling rig.
- 15. COPC shall remove all free liquids from a cavitation pit within 48 hours after completing cavitation. COPC may request additional time to remove liquids from the Aztec Division office if it is not feasible to remove liquids within 48 hours.

### ConocoPhillips Company San Juan Basin Closure Plan

In accordance with Rule 19.15.17.12 NMAC the following information describes the closure requirements of temporary pits on ConocoPhillips Company (COPC) locations. This is COPC's standard procedure for all temporary pits. A separate plan will be submitted for any temporary pit which does not conform to this plan.

All closure activities will include proper documentation and be available for review upon request and will be submitted to OCD within 60 days of closure of pit closure. Closure report will be filed on C-144 and incorporate the following:

- Details on Capping and Covering, where applicable.
- Plot Plan (Pit Diagram)
- Inspection Reports
- Sampling Results
- C-105
- Copy of Deed Notice will be filed with County Clerk

### **General Plan:**

- 1. All free standing liquids will be removed at the start of the pit closure process from the pit and disposed of in a division—approved facility or recycle, reuse or reclaim the liquids in a manner that the appropriate division district office approves.
- 2. The preferred method of closure for all temporary pits will be on-site burial, assuming that all the criteria listed in sub-section (B) of 19.15.17.13 are met.
- 3. The surface owner shall be notified of COPC's closing of the temporary pit as per the approved closure plan using certified mail, return receipt requested.
- 4. Within 6 months of the Rig Off status occurring COPC will ensure that temporary pits are closed, re-contoured, and reseeded.
- 5. Notice of Closure will be given to the Aztec Division office between 72 hours and one week of closure via email, or verbally. The notification of closure will include the following:
  - i. Operator's name
  - Location by Unit Letter, Section, Township, and Range. Well name and API number.
- 6. Liner of temporary pit shall be removed above "mud level" after stabilization. Removal of liner will consist of manually or mechanically cutting liner at mud level and removing all remaining liner. Care will be taken to remove "All" of the liner i.e., edges of liner entrenched or buried. All excessive liner will be disposed of at a licensed disposal facility.
- 7. Pit contents shall be mixed with non-waste containing, earthen material in order to achieve the solidification process. The solidification process will be accomplished using a combination of natural drying and mechanically mixing. Pit contents will be mixed with non-waste, earthen material to a consistency that is deemed a safe and stable. The mixing ratio shall not exceed 3 parts clean soil to 1 part pit contents.
- 8. A five point composite sample will be taken of the pit using sampling tools and all samples tested per Subsection B of 19.15.17.13(B)(1)(b). In the event that the criteria are not met, all contents will be handled per Subparagraph (a) of Paragraph (1) of Subsection B of 19.15.17.13 i.e., Dig and haul.

Tests Method	Limit (mg/Kg)
EPA SW-846 8021B or 8260B	0.2
EPA SW-846 8021B or 8260B	50
EPA SW-846 418.1	2500
EPA SW-846 8015M	500
EPA 300.1	(1000/\$00
	EPA SW-846 8021B or 8260B EPA SW-846 8021B or 8260B EPA SW-846 418.1 EPA SW-846 8015M

- 9. Upon completion of solidification and testing standards being passed, the pit area will be backfilled with compacted, non-waste containing, earthen material. A minimum of four feet of cover shall be achieved and the cover shall include one foot of suitable material to establish vegetation at the site, or the background thickness of topsoil, whichever is greater. If standard testing fails COPC will dig and haul all contents pursuant to 19.15.17.13.i.a. After doing such, confirmation sampling will be conducted to ensure a release has not occurred.
- 10. During the stabilization process if the liner is ripped by equipment the Aztec OCD office will be notified within 48 hours and the liner will be repaired if possible. If the liner can not be repaired then all contents will be excavated and removed.
- 11. Dig and Haul Material will be transported to the Envirotech Land Farm located 16 miles south of Bloomfield on Angel Peak Road, CR 7175. Permit # NM010011
- 12. Re-contouring of location will match fit, shape, line, form and texture of the surrounding. Reshaping will include drainage control, prevent ponding, and prevent erosion. Natural drainages will be unimpeded and water bars and/or silt traps will be place in areas where needed to prevent erosion on a large scale. Final re-contour shall have a uniform appearance with smooth surface, fitting the natural landscape.
- 13. Notification will be sent to OCD when the reclaimed area is seeded.
- 14. COPC shall seed the disturbed areas the first growing season after the operator closes the pit. Seeding will be accomplished via drilling on the contour whenever practical or by other division-approved methods. BLM or Forest Service stipulated seed mixes will used on federal lands. Vegetative cover will equal 70% of the native perennial vegetative cover (unimpacted) consisting of at least three native plant species, including at least one grass, but not including noxious weeds, and maintain that cover through two successive growing seasons. Repeat seeding or planting will be continued until successful vegetative growth

Туре	Variety or Cultivator	PLS/A
Western wheatgrass	Arriba	3.0
Indian ricegrass	Paloma or Rimrock	3.0
Slender wheatgrass	San Luis	2.0
Crested wheatgrass	Hy-crest	3.0
Bottlebrush Squirreltail	Unknown	2.0
Four-wing Saltbrush	Delar	.25

Species shall be planted in pounds of pure live seed per acre: Present Pure Live Seed (PLS) = Purity X Germination/100

Two lots of seed can be compared on the basis of PLS as follows:

Source No. One (poor quality)

Purity

50 percent

Germination

40 percent

Percent PLS

20 percent

Source No. two (better quality)

Purity

80 percent

Germination

63 percent

Percent PLS

50 percent

5 lb. bulk seed required to make 2 lb. bulk seed required to make

1 lb. PLS 1 lb. PLS

15. The temporary pit will be located with a steel marker, no less than four inches in diameter, cemented in a hole three feet deep in the center of the onsite burial upon the abandonment of all the wells on the pad. The marker will be flush with the ground to allow access of the active well pad and for safety concerns. The marker will include a threaded collar to be used for future abandonment. The top of the marker will contain a welded steel 12" square plate that indicates the onsite burial of the temporary pit. The plate will be easily removable and a four foot tall riser will be threaded into the top of the collar marker and welded around the base with the operator's information at the time of all wells on the pad are abandoned. The operator's information will include the following: Operator Name, Lease Name, Well Name and number, Unit Number, Section, Township, Range and an indicator that the marker is an onsite burial location.