

District I  
1625 N. French Dr., Hobbs, NM 88240  
District II  
1301 W. Grand Avenue, Artesia, NM 88210  
District III  
1000 Rio Brazos Road, Aztec, NM 87410  
District IV  
1220 S. St. Francis Dr., Santa Fe, NM 87505

State of New Mexico  
Energy Minerals and Natural Resources  
Department  
Oil Conservation Division  
1220 South St. Francis Dr.  
Santa Fe, NM 87505

Form C-144 CLEZ  
July 21, 2008

For closed-loop systems that only use above ground steel tanks or haul-off bins and propose to implement waste removal for closure, submit to the appropriate NMOC District Office.

4268

## Closed-Loop System Permit or Closure Plan Application

(that only use above ground steel tanks or haul-off bins and propose to implement waste removal for closure)

Type of action: ☒ Permit ☐ Closure

**Instructions:** Please submit one application (Form C-144 CLEZ) per individual closed-loop system request. For any application request other than for a closed-loop system that only use above ground steel tanks or haul-off bins and propose to implement waste removal for closure, please submit a Form C-144.

Please be advised that approval of this request does not relieve the operator of liability 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.

1  
Operator: XTO ENERGY INC. OGRID #: 5380  
Address: 382 CR 3100 AZTEC, NM 87410  
Facility or well name: UTE MIN. TRIBAL L #3 (VERBAL APPROVAL 11/02/2009 BRANDON POWELL)  
API Number: 30-045-31602 OCD Permit Number: \_\_\_\_\_  
U/L or Qtr/Qtr N Section 24 Township 32N Range 14W County: SAN JUAN  
Center of Proposed Design: Latitude 36.96806 Longitude 108.26333 NAD: ☒ 1927 ☐ 1983  
Surface Owner: ☐ Federal ☐ State ☐ Private ☒ Tribal Trust or Indian Allotment

2  
☒ **Closed-loop System:** Subsection H of 19.15.17.11 NMAC  
Operation: ☐ Drilling a new well ☒ Workover or Drilling (Applies to activities which require prior approval of a permit or notice of intent) ☐ P&A  
☒ Above Ground Steel Tanks or ☐ Haul-off Bins

3  
**Signs:** Subsection C of 19.15.17.11 NMAC  
☐ 12"x 24", 2" lettering, providing Operator's name, site location, and emergency telephone numbers  
☒ Signed in compliance with 19.15.3.103 NMAC

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**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.  
☒ Design Plan - based upon the appropriate requirements of 19.15.17.11 NMAC  
☒ Operating and Maintenance Plan - based upon the appropriate requirements of 19.15.17.12 NMAC  
☒ Closure Plan (Please complete Box 5) - 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 design) API Number: \_\_\_\_\_  
☐ Previously Approved Operating and Maintenance Plan API Number: \_\_\_\_\_

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**Waste Removal Closure For Closed-loop Systems That Utilize Above Ground Steel Tanks or Haul-off Bins Only:** (19.15.17.13.D NMAC)  
**Instructions:** Please identify the facility or facilities for the disposal of liquids, drilling fluids and drill cuttings. Use attachment if more than two facilities are required.  
Disposal Facility Name: BASIN DISPOSAL Disposal Facility Permit Number: NM01-005  
Disposal Facility Name: IEI Disposal Facility Permit Number: NM01-0010B  
Will any of the proposed closed-loop system operations and associated activities occur on or in areas that will not be used for future service and operations?  
☐ Yes (If yes, please provide the information below) ☒ No  
**Required for impacted areas which will not be used for future service and operations:**  
☐ Soil Backfill and Cover Design Specifications - based upon the appropriate requirements of Subsection H of 19.15.17.13 NMAC  
☐ Re-vegetation Plan - based upon the appropriate requirements of Subsection I of 19.15.17.13 NMAC  
☐ Site Reclamation Plan - based upon the appropriate requirements of Subsection G of 19.15.17.13 NMAC

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**Operator Application Certification:**  
I hereby certify that the information submitted with this application is true, accurate and complete to the best of my knowledge and belief.  
Name (Print): TEENA M. WHITING Title: REGULATORY COMPLIANCE TECHNICIAN  
Signature: Teena M. Whiting Date: 11/02/2009  
e-mail address: teena.whiting@xtoenergy.com Telephone: 505-333-3100

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**OCD Approval:** ☒ Permit Application (including closure plan) ☐ Closure Plan (only)

**OCD Representative Signature:** Bob Bell **Approval Date:** 11/24/09

**Title:** Enviro/spec **OCD Permit Number:** \_\_\_\_\_

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**Closure Report (required within 60 days of closure completion):** Subsection K of 19.15.17.13 NMAC

*Instructions: Operators are required to obtain an approved closure plan prior to implementing any closure activities and submitting the closure report. The closure report is required to be submitted to the division within 60 days of the completion of the closure activities. Please do not complete this section of the form until an approved closure plan has been obtained and the closure activities have been completed.*

☐ **Closure Completion Date:** \_\_\_\_\_

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**Closure Report Regarding Waste Removal Closure For Closed-loop Systems That Utilize Above Ground Steel Tanks or Haul-off Bins Only:**

*Instructions: Please indentify the facility or facilities for where the liquids, drilling fluids and drill cuttings were disposed. Use attachment if more than two facilities were utilized.*

Disposal Facility Name: \_\_\_\_\_ Disposal Facility Permit Number: \_\_\_\_\_

Disposal Facility Name: \_\_\_\_\_ Disposal Facility Permit Number: \_\_\_\_\_

Were the closed-loop system operations and associated activities performed on or in areas that will not be used for future service and operations?  
☐ Yes (If yes, please demonstrate compliance to the items below) ☐ No

*Required for impacted areas which will not be used for future service and operations:*

☐ Site Reclamation (Photo Documentation)  
☐ Soil Backfilling and Cover Installation  
☐ Re-vegetation Application Rates and Seeding Technique

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**Operator Closure Certification:**

I hereby certify that the information and attachments submitted with this closure report is true, accurate and complete to the best of my knowledge and belief. I also certify that the closure complies with all applicable closure requirements and conditions specified in the approved closure plan.

Name (Print): \_\_\_\_\_ Title: \_\_\_\_\_

Signature: \_\_\_\_\_ Date: \_\_\_\_\_

e-mail address: \_\_\_\_\_ Telephone: \_\_\_\_\_

# XTO Verbal Approval Form

| Well Name  | Well #                              | API #                                   | County/State                      | XTO Employee Requesting Verbal Approval |
|--|-------------------------------------|---|-----------------------------------|---|
| Ute Mtn Tribal L   | 3                                   | 30-045-31602                            | San Juan/NM                       | Matthew Phillips                        |
| <b>Detailed Description of Proposed Action Requiring Verbal Approval</b>       |                                     |   |                                   |   |
| XTO Energy is requesting a verbal approval to OAP in the Ute Mtn Tribal L # 3. |                                     |   |                                   |   |
|  |                                     |   |                                   |   |
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|  |                                     |   |                                   |   |
| <b>Name of Agency</b>  | <b>Verbal Approval Given By</b>     | <b>Date/Time of Verbal Approval</b>     | <b>COA's</b>                      |   |
| OCD  | Steve Hayden                        | 11/2/2009 9:25                          | Send in a NOI on the correct form |   |
|  |                                     |   |                                   |   |
|  |                                     |   |                                   |   |
|  |                                     |   |                                   |   |
|  |                                     |   |                                   |   |
| <b>Is Pit Permit C144-CLEZ Required? (NM only)</b>                             | <b>Verbal Pit Approval Given By</b> | <b>Date/Time of Pit Verbal Approval</b> | <b>COA's</b>                      |   |
| Yes  | Brandon Powell                      | 11/2/2009 9 39                          | Send in a hard copy of the C-144  |   |
|  |                                     |   |                                   |   |
|  |                                     |   |                                   |   |
|  |                                     |   |                                   |   |