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**

Oil Conservation Division 1220 South St. Francis Dr. Santa Fe, NM 87505

Submit 2 Copies to appropriate District Office in accordance with Rule 116 on back

Form C-141

Revised October 10, 2003

side of form

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DIST. 3

Release Notification and Corrective Action -**OPERATOR** Initial Report Final Report Name of Company XTO Energy Inc. Contact Kim Champlin Address #382 County Road 3100 Telephone No. (505) 333-3100 **Aztec, NM 87410** Facility Name La Plata 17 #2 (API 30-045-31687) Facility Type Gas (Fruitland Coal) Surface Owner BLM Mineral Owner Lease No. NMNM86494 LOCATION OF RELEASE Unit Letter Range Feet from the North/South Line Feet from the East/West Line County Section Township 17 31N 13W 1468 West K 1537 South San Juan Latitude 36.897228 Longitude 108.23046 NATURE OF RELEASE Volume of Release Approx 85 bbl Type of Release Produced Water Volume Recovered Approx 80 bbl Source of Release Water Transfer Pump Date and Hour of Occurrence Date and Hour of Discovery 02/03/09, time unknown 02/04/09 at 9:52 am If YES, To Whom? Was Immediate Notice Given?

If a	Watercourse	was	Impacted,	Describe	Fully.	*

By Whom? Kim Champlin

Was a Watercourse Reached?

N/A

Describe Cause of Problem and Remedial Action Taken.* An XTO employee discovered a produced water tank overflowing into the containment berm. After investigation it was discovered that the water transfer pump had failed causing the release. The pumping unit was immediately shut down and the well shut in. Approximately 85 barrels of produced water was released. The release was contained within the containment berm and no produced water left location. A vac truck was dispatched and recovered approximately 80 barrels.

N/A

Brandon Powell- OCD

Date and Hour 02/05/09 3:00 PM

If YES, Volume Impacting the Watercourse.

☐ Yes ☒ No

Describe Area Affected and Cleanup Action Taken.* The water was contained within secondary containment, no water left location. The pumping unit was shut down and a vac truck was dispatched immediately. Vac truck recovered approximately 80 barrels of produced water. All repairs were made and the well was put back online.

I hereby certify that the information given above is true and complete to the best of my knowledge and understand that pursuant to NMOCD rules and regulations all operators are required to report and/or file certain release notifications and perform corrective actions for releases which may endanger public health or the environment. The acceptance of a C-141 report by the NMOCD marked as "Final Report" does not relieve the operator of liability should their operations have failed to adequately investigate and remediate contamination that pose a threat to ground water, surface water, human health or the environment. In addition, NMOCD acceptance of a C-141 report does not relieve the operator of responsibility for compliance with any other federal, state, or local laws and/or regulations.

1 0	OIL CONSERVATION DIVISION		
Signature: Kim Wampler		Em. Charlie	
Printed Name: Kim Champlin	Approved by District Supervisor:	Pell For: Charlie Penin	
Title: Sr. Environmental Representative	-/-/	ation Date:	
E-mail Address: Kim_Champlin@xtoenergy.com	Conditions of Approval:	Attached	
Date: 02/16/09 Phone: 505-333-3100			

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^{*} Attach Additional Sheets If Necessary