

District I
1625 N. French Dr., Hobbs, NM 88240
District II
811 S. First St., 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

For State Use Only:

Form C-137A
June 30, 2016

Submit 1 Copy to Santa Fe Office

APPLICATION FOR MINOR MODIFICATION TO SURFACE WASTE MANAGEMENT FACILITY

1. Operator: _____

Address: _____

Contact Person: _____ Phone: _____

2. Location: _____/4 _____/4 Section _____ Township _____ Range _____

3. Provide permit number _____

- 4. Attach a description of the proposed minor modification(s) to the surface waste management facility.
- 5. If the Minor Modification involves changes to a treatment, remediation, or disposal method, attach engineering designs, certified by a registered professional engineer, including technical data on the design elements of each applicable treatment, remediation, and disposal method and detailed designs of surface impoundments.
- 6. If the Minor Modification will affect the closure and post-closure plan, attach an updated closure and post closure plan, including a responsible third party contractor's cost estimate, sufficient to close the surface waste management facility in a manner that will protect fresh water, public health, and the environment (the closure and post closure plan shall comply with the requirements contained in 19.15.36.18 NMAC).
- 7. If the Minor Modification will affect the contingency plan, attach an updated contingency plan that complies with the requirements of Subsection N of 19.15.36.13 NMAC and with NMSA 1978, Sections 12-12-1 through 12-12-30, as amended (the Emergency Management Act).
- 8. If the Minor Modification will affect the control of run-on or run-off water at the site, attach an updated plan to control run-on water onto the site and run-off water from the site that complies with the requirements of Subsection M of 19.15.36.13 NMAC.
- 9. If the Minor Modification will affect the best management practice plan, attach a best management practice plan to ensure protection of fresh water, public health, and the environment.
- 10. The division may require additional information to demonstrate that the surface waste management facility's operation will not adversely impact fresh water, public health, or the environment and that the surface waste management facility will comply with division rules and orders.

11. 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: _____

Title: _____

Signature: _____

Date: _____

E-mail Address: _____



December 14, 2020

Oil Conservation Division
New Mexico Energy, Minerals and
Natural Resources Department
Attn: Brad Jones
1220 S. St. Francis Drive
Santa Fe, NM 87505

Re: Permit NM1-9-0, Closure Extension Request

Mr. Jones,

Agua Moss is requesting an extension to the five year closure period defined in Subsection F of 19.15.36.15 NMAC and the approved closure plan dated June 1, 2015. During the closure period of June 1, 2015 through June 1, 2020 activities outlined in Sections A-G of the closure plan were completed. Remaining activities that require an extension of the deadline are closure of the treatment zone, berm removal, backfill, and grading of both landfarm cells, and the re-vegetation of the site as defined in Section J of the closure plan.

Every effort was made to complete closure in a timely manner. Although close to the deadline, treatment zone closure for both cells of the landfarm was requested per letter dated May 29, 2020. We believed that in the final month of closure we could complete all remaining tasks but approval of the request has not yet been granted. To keep the landfarm in regulatory compliance and keep the closure process going, Agua Moss requests an extension of the closure period to December 31, 2021. The extension will allow time for regulatory approval of the treatment zone closure request and closure of the vadose zone release which is a separate issue but one that affects the ability to re-contour and re-vegetate the landfarm. It is our understanding that the District Office and Santa Fe Office are coordinating on how to handle the vadose zone release we have submitted. The requested extension allows time for any further sampling or work that will be needed to resolve the release.

Thank you for your time. If you have any questions or concerns please contact me at shacie@merrion.bz.

Sincerely,

Agua Moss



Shacie Murray

shacie@merrion.bz

PO Box 600 • Farmington, New Mexico 87499 • 505-324-5324

State of New Mexico
Energy, Minerals and Natural Resources Department

Michelle Lujan Grisham
Governor

Sarah Cottrell Propst
Cabinet Secretary

Todd E. Leahy, JD, PhD
Deputy Secretary

Adrienne Sandoval
Director, Oil Conservation Division



April 30, 2021

Ms. Shacie Murray
Agua Moss, LLC
PO Box 600
Farmington, New Mexico 87499

**RE: Closure Extension Request Approval
Agua Moss Surface Waste Management Facility, Permit NM1-009
Location: Section 2, Township 29 North, Range 12 West, NMPM
San Juan County, New Mexico**

Ms. Murray:

The Oil Conservation Division (OCD) has completed its review of Agua Moss, LLC's (Agua Moss) minor modification request dated December 14, 2020 for an extension to achieve the closure performance standards of 19.15.36.15.F(1-5) NMAC pursuant to 19.15.36.15.G(2) NMAC. The OCD hereby grants approval of the extension request. Agua Moss shall demonstrate that it has achieved the treatment zone closure performance standards of 19.15.36.15.F NMAC by submitting the semi-annual demonstration to the OCD by the extension deadline of December 31, 2021.

If there are any questions, please do not hesitate to contact me at (505) 469-7486 or brad.a.jones@state.nm.us.

Respectfully,

Brad A. Jones
Environmental Specialist

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 Phone:(505) 476-3470 Fax:(505) 476-3462

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

CONDITIONS

Action 13162

CONDITIONS OF APPROVAL

Operator:	OGRID:	Action Number:	Action Type:
AGUA MOSS, LLC P.O. Box 600 Farmington, NM87499	247130	13162	C-137A

OCD Reviewer	Condition
bjones	Your OCD approval letter is located in the facility file for your records. A hardcopy will not be mailed.