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 For temporary pits, closed-loop systems, 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.

2009 APR 20 AM 10 18

## Pit, Closed-Loop System, Below-Grade Tank, or Proposed Alternative Method Permit or Closure Plan Application

	Permit of a pit, closed-loop system, below-grade tank, or proposed alternative method Closure of a pit, closed-loop system, below-grade tank, or proposed alternative method
BGT1	Modification to an existing permit
	Closure plan only submitted for an existing permitted or non-permitted pit, closed-loop system, c, 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 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.

environment. Not does approval reneve the operator of its responsibility to comply with any other	r applicable governmental authority's rules, regulations or ordinances.						
Operator: XTO Energy, Inc.	OGRID #: 5380						
Address: #382 County Road 3100, Aztec, NM 87410							
Facility or well name: Gardner #12							
API Number: 30-045-33630 OCD Permit Num	nber:						
U/L or Qtr/Qtr O Section 26 Township 32N Range	09W County: San Juan						
Center of Proposed Design: Latitude 36.950071 Longitude	107.745839 NAD: <b>□</b> 1927 <b>№</b> 1983						
Surface Owner: M Federal State Private Tribal Trust or Indian Allotment							
2.							
Plt: Subsection F or G of 19.15.17.11 NMAC							
Temporary: Drilling Workover							
Permanent Emergency Cavitation P&A							
Lined Unlined Liner type; Thicknessmil LLDPE HDPE	PVC Other						
String-Reinforced							
Liner Seams: Welded Factory Other Volume:	bbl Dimensions: L x W x D						
Closed-loop System: Subsection H of 19.15.17.11 NMAC  Type of Operation: P&A Drilling a new well Workover or Drilling (Applies to activities which require prior approval of a permit or notice of intent)  Drying Pad Above Ground Steel Tanks Haul-off Bins Other  Lined Unlined Liner type: Thickness mil LLDPE HDPE PVC Other  Liner Seams: Welded Factory Other							
4.  Below-grade tank: Subsection I of 19.15.17.11 NMAC							
Volume: 80 bbl Type of fluid: Produced Water							
Tank Construction material: Steel							
Secondary containment with leak detection Visible sidewalls, liner, 6-inch lift and	automatic overflow shut-off						
☐ Visible sidewalls and liner ☐ Visible sidewalls only ☑ Other Visible sidewalls, v							
Liner type: Thicknessmil							
5.							
Alternative Method:							
Submittal of an exception request is required. Exceptions must be submitted to the Santa F	Fe Environmental Bureau office for consideration of approval.						

6.										
Fencing: Subsection D of 19.15.17.11 NMAC (Applies to permanent pits, temporary pits, and below-grade tanks)										
Chain link, six feet in height, two strands of barbed wire at top (Required if located within 1000 feet of a permanent residence, school institution or church)	l, hospital,									
☐ Four foot height, four strands of barbed wire evenly spaced between one and four feet  ☐ Alternate. Please specify Four foot height, steel mesh field fence (hogwire) with pipe top railing										
Netting: Subsection E of 19.15.17.11 NMAC (Applies to permanent pits and permanent open top tanks)										
Screen ☐ Netting ☑ Other Expanded metal or solid vaulted top  ☐ Monthly inspections (If netting or screening is not physically feasible)										
s. 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										
E Signed III comprisince with 1775-57765 Parise										
9. Administrative Approvals and Exceptions:										
Justifications and/or demonstrations of equivalency are required. Please refer to 19.15.17 NMAC for guidance.										
Please check a box if one or more of the following is requested, if not leave blank:  Administrative approval(s): Requests must be submitted to the appropriate division district or the Santa Fe Environmental Burea	u office for									
consideration of approval.										
Exception(s): Requests must be submitted to the Santa Fe Environmental Bureau office for consideration of approval.										
10. 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 acc										
material are provided below. Requests regarding changes to certain siting criteria may require administrative approval from the app office or may be considered an exception which must be submitted to the Santa Fe Environmental Bureau office for consideration of										
Applicant must attach justification for request. Please refer to 19.15.17.10 NMAC for guidance. Siting criteria does not apply to di										
above-grade tanks associated with a closed-loop system.	1									
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 significant watercourse or lakebed, sinkhole, or playa	☐ Yes ☒ No									
lake (measured from the ordinary high-water mark).  - Topographic map; Visual inspection (certification) of the proposed site										
Within 300 feet from a permanent residence, school, hospital, institution, or church in existence at the time of initial application.	☐ Yes ⊠ No									
(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.	Yes No									
<ul> <li>(Applies to permanent pits)</li> <li>Visual inspection (certification) of the proposed site; Aerial photo; Satellite image</li> </ul>										
Within 500 horizontal feet of a private, domestic fresh water well or spring that less than five households use for domestic or stock	☐ Yes ⊠ No									
watering purposes, or within 1000 horizontal feet of any other fresh water well or spring, in existence at the time of initial application.  - NM Office of the State Engineer - iWATERS 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	☐ Yes ⊠ No									
adopted pursuant to NMSA 1978, Section 3-27-3, as amended.										
- Written confirmation or verification from the municipality; Written approval obtained from the municipality										
Within 500 feet of a wetland.	☐ Yes ☒ No ☐ Yes ☒ No ☐ Yes ☒ No ☐ Yes ☒ No									
- US Fish and Wildlife Wetland Identification map; Topographic map; Visual inspection (certification) of the proposed site										
Within the area overlying a subsurface mine.  - Written confirmation or verification or map from the NM EMNRD-Mining and Mineral Division	☐ Yes ⊠ No									
Within an unstable area.										
- Engineering measures incorporated into the design; NM Bureau of Geology & Mineral Resources; USGS; NM Geological	☐ Yes ⊠ No									
Society; Topographic map										
Within a 100-year floodplain FEMA map	☐ Yes ⊠ No									
- PENIA IIBP										
Within a 100-year floodplain FEMA map  Form C-144  Oil Conservation Division  Page 2 of										
5 C.144										
Form C-144 Oil Conservation Division Page 2 of	5									

Temporary Pits, Emergency Pits, and Below-grade Instructions: Each of the following items must be attached.		
<ul> <li>         ☐ Hydrogeologic Report (Below-grade Tanks) - base</li> <li>         ☐ Hydrogeologic Data (Temporary and Emergency)</li> <li>         ☐ Siting Criteria Compliance Demonstrations - base</li> <li>         ☐ Design Plan - based upon the appropriate requirer</li> <li>         ☐ Operating and Maintenance Plan - based upon the</li> </ul>	Pits) - based upon the requirements of Paragraphed upon the appropriate requirements of 19.15.1 ments of 19.15.17.11 NMAC appropriate requirements of 19.15.17.12 NMA	ph (2) of Subsection B of 19.15.17.9 NMAC 17.10 NMAC
☐ Closure Plan (Please complete Boxes 14 through and 19.15.17.13 NMAC	18, if applicable) - based upon the appropriate i	requirements of Subsection C of 19.15.17.9 NMAC
☐ Previously Approved Design (attach copy of design	n) API Number:	or Permit Number:
Closed-loop Systems Permit Application Attachmen Instructions: Each of the following items must be attached.		
Geologic and Hydrogeologic Data (only for on-s Siting Criteria Compliance Demonstrations (only Design Plan - based upon the appropriate require Operating and Maintenance Plan - based upon th	y for on-site closure) - based upon the appropria ements of 19.15.17.11 NMAC ne appropriate requirements of 19.15.17.12 NMA	ate requirements of 19.15.17.10 NMAC
☐ Previously Approved Design (attach copy of design	·	
☐ Previously Approved Operating and Maintenance F		(Applies only to closed-loop system that use
above ground steel tanks or haul-off bins and propose t	to implement waste removal for closure)	
Permanent Pits Permit Application Checklist: Substinstructions: Each of the following items must be atta attached.  Hydrogeologic Report - based upon the requirem Siting Criteria Compliance Demonstrations - based Climatological Factors Assessment Certified Engineering Design Plans - based upon Dike Protection and Structural Integrity Design - Leak Detection Design - based upon the appropr Liner Specifications and Compatibility Assessment Quality Control/Quality Assurance Construction Operating and Maintenance Plan - based upon the Freeboard and Overtopping Prevention Plan - based Upon the Dil Field Waste Stream Characterization Monitoring and Inspection Plan Erosion Control Plan Closure Plan - based upon the appropriate requirements.	nents of Paragraph (1) of Subsection B of 19.15. sed upon the appropriate requirements of 19.15.17.11 N - based upon the appropriate requirements of 19.15.17.11 NMAC ent - based upon the appropriate requirements of 19.15.17.11 NMAC ent - based upon the appropriate requirements of and Installation Plan he appropriate requirements of 19.15.17.12 NMA ased upon the appropriate requirements of 19.15.17.12 NMA ased upon the appropriate requirements of 19.15.17.12 NMA are dupon the appropriate requirements of 19.15.17.19 NMAC are rements of Subsection C of 19.15.17.9 NMAC are rements of Su	.17.9 NMAC 17.10 NMAC P.15.17.11 NMAC of 19.15.17.11 NMAC AC 6.17.11 NMAC
Instructions: Please complete the applicable boxes, B		
In-place Bu	Removal	
15.  Waste Excavation and Removal Closure Plan Check closure plan. Please indicate, by a check mark in the Protocols and Procedures - based upon the approximation Sampling Plan (if applicable) - based Disposal Facility Name and Permit Number (for Soil Backfill and Cover Design Specifications - Re-vegetation Plan - based upon the appropriate Site Reclamation Plan - based upon the appropriate Form C-144	box, that the documents are attached.  opriate requirements of 19.15.17.13 NMAC sed upon the appropriate requirements of Subsectiquids, drilling fluids and drill cuttings) based upon the appropriate requirements of Subsection I of 19.15.17.13 NM	ection F of 19.15.17.13 NMAC section H of 19.15.17.13 NMAC MAC
3		

facilities are required.										
Disposal Facility Name.	· ·									
Disposal Facility Name: Disposal Facility Permit Number: 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?										
Will any of the proposed closed-loop system opera  Yes (If yes, please provide the information by		service and operation								
Re-vegetation Plan - based upon the appropri	d for future service and operations: ns based upon the appropriate requirements of Subsection H of 19.15.17.13 N riate requirements of Subsection I of 19.15.17.13 NMAC ropriate requirements of Subsection G of 19.15.17.13 NMAC	MAC								
rovided below. Requests regarding changes to c	onstration of compliance in the closure plan. Recommendations of acceptable ertain siting criteria may require administrative approval from the appropriate to the Santa Fe Environmental Bureau office for consideration of approval.	district office or may								
Fround water is less than 50 feet below the bottom - NM Office of the State Engineer - iWATE	of the buried waste. RS database search; USGS; Data obtained from nearby wells	☐ Yes ☐ No ☐ NA								
iround water is between 50 and 100 feet below the NM Office of the State Engineer - iWATE	e bottom of the buried waste RS database search; USGS; Data obtained from nearby wells	☐ Yes ☐ No ☐ NA								
-	RS database search; USGS; Data obtained from nearby wells	Yes No								
Within 300 feet of a continuously flowing watercourse, or 200 feet of any other significant watercourse or lakebed, sinkhole, or playa lake (measured from the ordinary high-water mark).  - Topographic map; Visual inspection (certification) of the proposed site										
Within 300 feet from a permanent residence, school, hospital, institution, or church in existence at the time of initial application.  - Visual inspection (certification) of the proposed site; Aerial photo; Satellite image										
Within 500 horizontal 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.  - NM Office of the State Engineer - iWATERS database; 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.  - 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										
Vithin the area overlying a subsurface mine.  - Written confirmation or verification or map	o from the NM EMNRD-Mining and Mineral Division	☐ Yes ☐ No								
Vithin an unstable area.  - Engineering measures incorporated into the Society; Topographic map	e design; NM Bureau of Geology & Mineral Resources; USGS; NM Geological	Yes No								
Vithin a 100-year floodplain FEMA map		Yes No								
y a check mark in the box, that the documents ar		e plan. Please indica								
☐ Proof of Surface Owner Notice - based upon ☐ Construction/Design Plan of Burial Trench ( ☐ Construction/Design Plan of Temporary Pit ( ☐ Protocols and Procedures - based upon the a) ☐ Confirmation Sampling Plan (if applicable)	<ul> <li>based upon the appropriate requirements of 19.15.17.10 NMAC</li> <li>the appropriate requirements of Subsection F of 19.15.17.13 NMAC</li> <li>(if applicable) based upon the appropriate requirements of 19.15.17.11 NMAC</li> <li>(for in-place burial of a drying pad) - based upon the appropriate requirements of ppropriate requirements of 19.15.17.13 NMAC</li> <li>based upon the appropriate requirements of Subsection F of 19.15.17.13 NMAC</li> <li>the appropriate requirements of Subsection F of 19.15.17.13 NMAC</li> </ul>									
☐ Disposal Facility Name and Permit Number☐ Soil Cover Design - based upon the appropri☐ Re-vegetation Plan - based upon the appropr	(for liquids, drilling fluids and drill cuttings or in case on-site closure standards of ate requirements of Subsection H of 19.15.17.13 NMAC interpretation of Subsection I of 19.15.17.13 NMAC opriate requirements of Subsection G of 19.15.17.13 NMAC	cannot be achieved)								

19. Operator Application Certification:		
I hereby certify that the information submitted with this application	on is true, accurate and complete to	the best of my knowledge and belief.
Name (Print): Kim Champlin	Title:	Environmental Representative
Signature: Kim Champlin	Date:	03/04/2009
e-mail address: kim_champlin@xtoenergy.com		(505) 333-3100
e-man address, Kitt Champing Atochergy com	Telephone.	(303) 333-3100
20.  OCD Approval: X Permit Application (including closure plan)	•	
OCD Representative Signature: <u>Jaclyn Burdine</u>		Approval Date: 10/21/2022
Title: Environmental Specialist-A		
21. Closure Report (required within 60 days of closure completion Instructions: Operators are required to obtain an approved clos The closure report is required to be submitted to the division with section of the form until an approved closure plan has been obta	ure plan prior to implementing any hin 60 days of the completion of the ined and the closure activities have	o closure activities and submitting the closure report. The closure activities. Please do not complete this The been completed.
The Control of the Co	☐ Closure Con	npletion Date:
iz.  Closure Method:  Waste Excavation and Removal On-Site Closure Metho  If different from approved plan, please explain.	d Alternative Closure Method	d  Waste Removal (Closed-loop systems only)
23. Closure Report Regarding Waste Removal Closure For Closed Instructions: Please indentify the facility or facilities for where two facilities were utilized.		
Disposal Facility Name:	Disposal Facility l	Permit Number:
Disposal Facility Name:	Disposal Facility I	Permit Number:
Were the closed-loop system operations and associated activities p  Yes (If yes, please demonstrate compliance to the items bel		t be used for future service and operations?
Required for impacted areas which will not be used for future served.  Site Reclamation (Photo Documentation)  Soil Backfilling and Cover Installation  Re-vegetation Application Rates and Seeding Technique	vice and operations:	
Closure Report Attachment Checklist: Instructions: Each of the mark in the box, that the documents are attached.  Proof of Closure Notice (surface owner and division)  Proof of Deed Notice (required for on-site closure)  Plot Plan (for on-site closures and temporary pits)  Confirmation Sampling Analytical Results (if applicable)  Waste Material Sampling Analytical Results (required for one Disposal Facility Name and Permit Number)  Soil Backfilling and Cover Installation  Re-vegetation Application Rates and Seeding Technique  Site Reclamation (Photo Documentation)  On-site Closure Location: Latitude		NAD: 1927 1983
zs. Operator Closure Certification:	A.L	
I hereby certify that the information and attachments submitted wibelief. I also certify that the closure complies with all applicable of	closure requirements and conditions	
Name (Print):	Title:	-8
Name (Print):	Date:	
e-mail address:	Telephone:	
Form C-144	Dil Conservation Division	Page 5 of 5

District II

District III

District IV

1301 W. Grand Avenue, Artesia, NM 88210

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

1000 Rio Brazos Rd., Aztec, NM 87410

State of New Mexico District 1 Energy, Minerals & Natural Resources 1625 N. French Dr., Hobbs, NM 88240

Form C-102 Revised June 10, 2003

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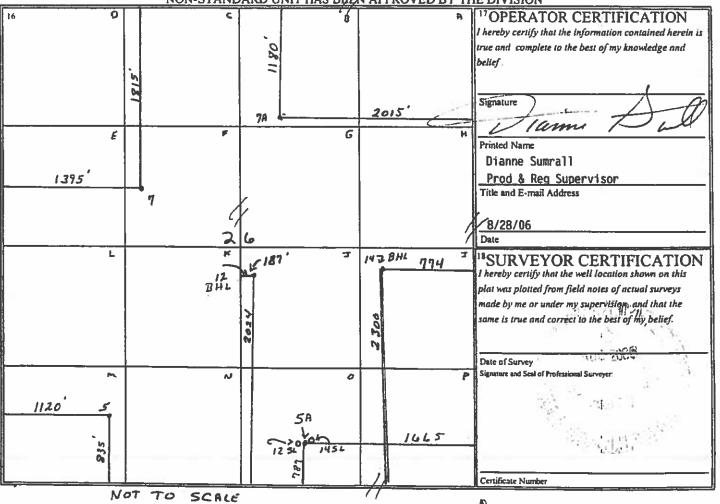
Submit to Appropriate District Office State Lease - 4 Copies Fee Lease - 3 Copies

AMENDED REPORT

OIL CONSERVATION DIVISION

			WE	<u>LL LOCA</u>	ATION A	ND ACREA	GE DEDICA	ATION PLAT	Γ				
***************************************					<sup>2</sup> Pool Code	ode 3 Pool Name							
Ţ	30-04	30-045-33630 72319 Blanco - Mesaverde											
ſ	<sup>4</sup> Propert	y Code				<sup>5</sup> Property Na	ime		79	6 Well Number			
	0333	362				Gardne	r			2 APP			
ſ	<sup>7</sup> OGRI	Operator Name  9 Elevation											
	2257	'11	1 Peoples Energy Production - TX, L.P. 6537										
	13.		·			<sup>10</sup> Surface Loca	tion		0.0				
ſ	UL or lot no.	Section	Township	Range	Lot, Idn	Feet from the	North/South line	Feet from the	East/West line	County			
	1	26	32N	9W						San Juan			
4				11 Bot	tom Hole	Location If Dif	ferent From Su	тfасе					
Y	UL or lot no.	Section	Township	Range	Lot: Idr	Feet from the	North/South line	Feet from the	East/West line	c County			
		26	32N	9W						San Juan			
	12 Dedicated Act	es, 13 Jon	t or Infill	14 Consolidatio	n Code 15 C	order No.							
إ	320 8	[2] I	nfill				R	-10987-A(1)					

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



Received by OCD: 10/14/2022 8:21:57 AM

A =			Client:	XTO Energy
Lodestar Service	es, lac.	Pit Permit	Project:	Pit Permits
70 Box 4465, Duran		Siting Criteria	Revised:	1-Mar-09
V		Siting Criteria	Prepared by:	Brooke Herb
API#:		30-045-33630	USPLSS:	T32N,R09W,S26O
Name:		Gardner #12	Lat/Long:	36.950071; -107.745839
Depth to groundwater:		> 100'	Geologic formation:	i san iose formation i
Distance to closest continuously flowing watercourse:	8.14 mil	es W of Los Pinos River		
Distance to closest significant watercourse, lakebed, playa lake, or sinkhole:	Box Canyo Lake; 286!	Rawhide Canyon; 840' W of on; 1.14 miles SE of a Playa 5' SE of a lined evaporation pond		
			Soil Type:	Entisols
Permanent residence, school, hospital, institution or church within 300'		No		
			Annual Precipitation:	12.95 inches (Navajo Dam)
Domestic fresh water well or spring within 500'		No	Precipitation Notes:	no significant precip events
Any other fresh water well or spring within 1000'		D' SE of Rawhide Spring		
		The state of the s		
Within incorporated municipal boundaries		No	Attached Documents:	Groundwater report and Data; FEMA Flood Zone Map
Within defined municipal fresh water well field	l	No		Aerial Photo, Topo Map, Mines Mills and Quarries Map
Wetland within 500'	word and	No	Mining Activity:	
Within unstable area		No		None Near
Within 100 year flood plain	NO-F	EMA Flood Zone 'X'		
Additional Notes:		r #12 wellhead on same s Gardner C #5A.		4465' SE of a cleared area for agriculture/

## Gardner #12 Below Ground Tank Siting Criteria and Closure Plan

## General Geology and Hydrology

The San Juan Basin is a typical Rocky Mountain basin with a gently dipping southern flank and a steeply dipping northern flank. Asymmetrically layered Tertiary sandstones and shales, along with Quaternary alluvial deposits, dominate surficial geology (Dane and Bachman, 1965). The proposed pit location will be located in the north central San Juan Basin near Navajo Lake. The predominant geologic formation is the San Jose Formation of Tertiary age, which underlies surface soils and is often exposed (Dane and Bachman, 1965). Deposits of Quaternary alluvial and aeolian sands occur near the surface of the area, especially near streams and washes.

Cretaceous and Tertiary sandstones, as well as Quaternary alluvial deposits serve as the primary aquifers in the San Juan Basin (Stone et al., 1983). In most of the proposed area, the San Jose Formation lies at the surface and overlies the Nacimiento Formation. Thickness of the San Jose ranges from 200 to 2700 feet, thickening from west to east across the region of interest (Stone et al., 1983). Aquifers within the coarser and continuous sandstone bodies of the San Jose Formation are between 0 and 2700' deep in this section of the basin (Stone et al., 1983). Groundwater within these aquifers flows southwest, toward the San Juan River. Little specific hydrogeologic data is available for the San Jose Formation system, but "numerous wells and springs used for stock and domestic supplies" draw their water from the San Jose Formation (Stone et al., 1983).

The prominent soil type(s) at the proposed site are entisols and aridisols, which are defined as soils exhibiting little to no profile development (www.emnrd.state.nm.us). Soils are basically unaltered from their parent rock. Miles of arroyos, washes and intermittent streams exist as part of the drainage network towards the San Juan River. These features often cut into soil and other unconsolidated materials, contributing to sedimentation downstream. The sudden influx of water from storm events easily erodes the soils that cover the area and prohibits effective recharge to the underlying aquifers.

Regional weather further prohibit active recharge. The climate is arid, averaging just over 11 inches of rainfall annually. As is typical of the southwestern United States monsoonal weather patterns, most precipitation falls from July through September. The heaviest rainfall occurs in the summer in isolated, intense cloudbursts. September through June is relatively dry. Snow generally falls from December to mid-February and averages less than one-half inch in depth. However, most recharge occurs during the winter months during snowmelt periods from the upper elevations (Western Regional Climate Center www.wrcc.dri.edu).

The predominant vegetation is sagebrush and grasses with a more restricted pinon-juniper association (Dick-Peddie, 1993).

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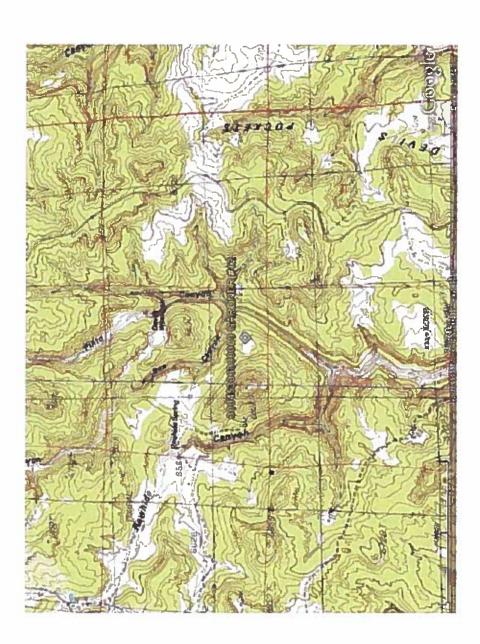
## Site Specific Hydrogeology

Depth to groundwater is estimated to be greater than 100 feet. This estimation is based on data from Stone and others (1983), the USGS Groundwater Atlas of the United States and depth to groundwater data published on the New Mexico State Engineer's iWaters Database website. Local topography, proximity to adjacent channels & spring features at similar elevations nearby are also taken into consideration. Groundwater data is extremely limited in this region; the nearest iWaters data point lies 3040 feet northwest (SP 045231); this source is an evaporation pond. The closest water well is 1.86 miles to the northwest (SJ 03131).

Beds of water-yielding sandstone are present in the San Jose Formation, which are fluvial in origin and are interbedded with mudstone, siltstone & shale. "Extensive intertonguing" of different members of this formation is reported (Stone et al, 1983). Porous sandstones form the principal aquifers, while relatively impermeable shales and mudstones form confining units between the aquifers (Stone et al., 1983). Local aquifers exist within the San Jose Formation at depths greater than 100 feet and thicknesses of the aquifer can be up to several hundred feet (USGS, Groundwater Atlas of the US; Stone et al, 1983).

A site visit to this location determined that there is a playa lake approximately 1.14 miles to the northwest of the site. Within the cleared area of the playa lake, there are vegetated patches and some man-made berms for stock ponds. Approximately 4465 feet to the northwest of the below grade tank site there is an area cleared for agriculture or livestock.

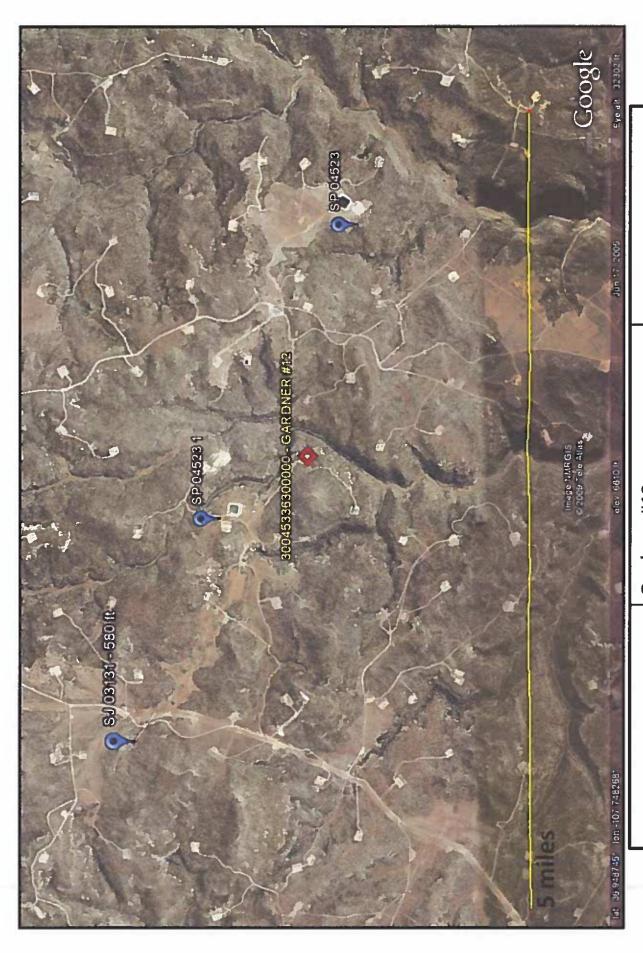
Groundwater data available from the NM State Engineer's iWaters Database for wells near the existing below grade tank are attached. A water well to the northwest is approximately 150 feet higher in elevation then the site. Depth to groundwater within the well is 580 feet below ground surface. The distance to groundwater at the below ground tank is greater than 100 feet below ground surface.



Lodestar Services, Inc. PO Box 4465 Durango, CO 81302

Gardner #12 T32N, R09W, S26O San Juan County, NM

Topographic Map



Lodestar Services, Inc Ti PO Box 4465 Durango, CO 81302

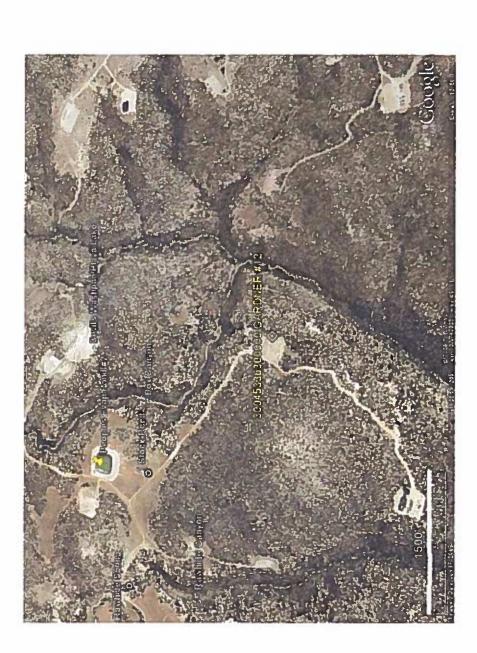
Gardner #12 T32N, R09W, S26O San Juan County, NM

iWaters Groundwater Data Map



# New Mexico Office of the State Engineer Water Column/Average Depth to Water

POD Number	County 64		Sec	0 0 16 4 Sec Tws	Rng	×	YDe	pthWellDe	Water Y DepthWellDepthWater Column	Water
SJ 03131	San Juan	3 3 3	22	32N	3 3 22 32N 09W	252963	252963 4094453	843	580	263
Record 1 Count:						**	Average Depth to Water: Minimum Depth	Depth to Water: Minimum Depth:	580 feet 580 feet	
							Maximu	Maximum Depth:	580 feet	



Lodestar Services, Inc. PO Box 4465 Durango, CO 81302

Gardner #12 T32N, R09W, S26O San Juan County, NM

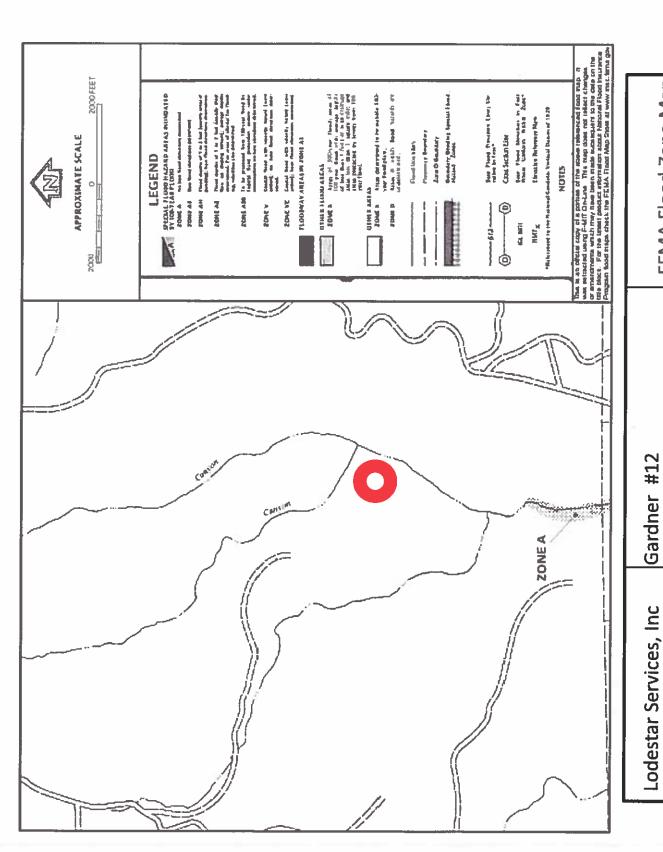
**Aerial Photo** 



Lodestar Services, Inc Ga PO Box 4465 Durango, CO 81302 Sa

Gardner #12 T32N, R09W, S26O San Juan County, NM

Mines, Mills, and Quarries Map



FEMA Flood Zone Map

San Juan County, NM

Durango, CO 81302

PO Box 4465

T32N, R09W, S260

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## XTO Energy Inc. San Juan Basin (Northwest New Mexico) General Design and Construction Plan For Below-Grade Tanks

In accordance with Rule 19.15.17.11 NMAC the following information describes the design and construction of below-grade tanks on XTO Energy Inc. (XTO) locations. This is XTO's standard procedure for all below-grade tanks. A separate plan will be submitted for any below-grade tank which does not conform to this plan.

## General Plan

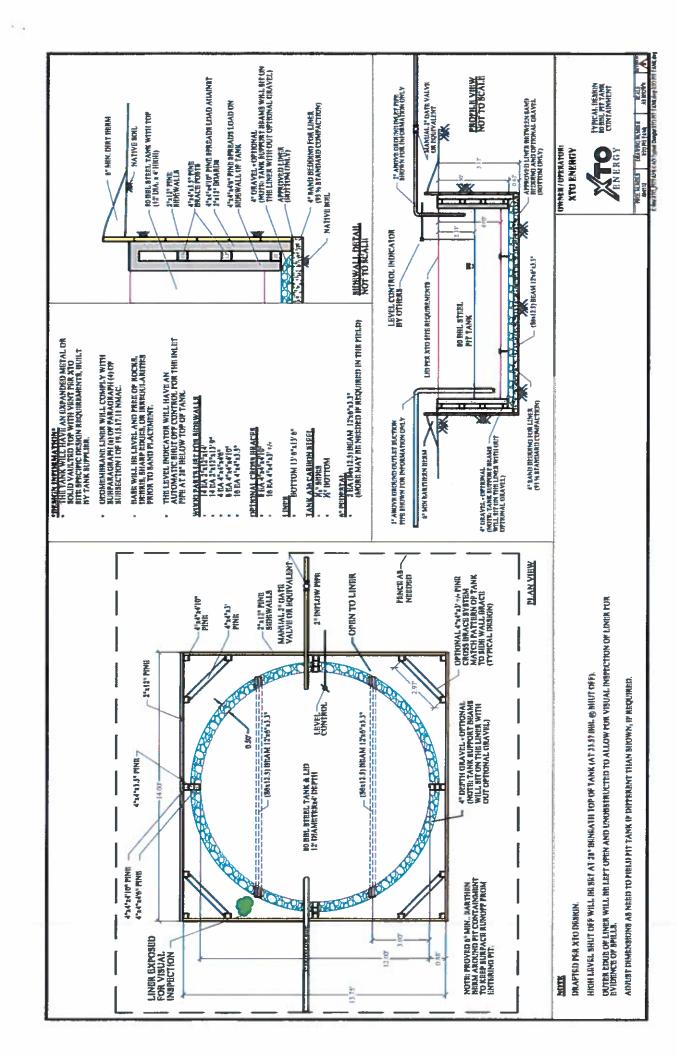
- XTO will design and construct below-grade tanks to contain liquids and solids and prevent contamination of fresh water and protect public health and environment.
- 2. XTO will post a well sign, in compliance with 19.15.3.103 NMAC, on the existing well site operated by XTO where the existing below-grade tank is located. 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.
- XTO is requesting approval of an alternative fencing to be used on below-grade tank locations. 3. Below-grade tank locations will be fenced utilizing 48" steel mesh field-fence (hogwire) with pipe railing along the top. A 6' chain link fence will be utilized around the well pad if the well site is within a city limits or ¼ mile of a permanent residence, school, hospital, institution or church. Below-grade tanks located within 1000' of a permanent residence, school, hospital, institution or church will be fenced by 6' chain link fence with at least two strands of barbed wire at the top. All gates associated with below-grade tanks will remain closed and locked when responsible individuals are not on site.
- XTO shall construct below-grade tanks with an expanded metal covering or solid vaulted top on 4. the top of the below-grade tank.
- 5. XTO will ensure that below-grade tanks are constructed of materials resistant to the below-grade tank's particular contents and resistant to damage from sunlight. Tanks will be constructed of A36 carbon steel with 3/16" sides and 1/4" bottom. (See attached drawing).
- The below-grade tank system will have a properly constructed foundation consisting of a level 6. base free of rocks, debris, sharp edges or irregularities to prevent punctures, cracks or indentations of the liner or tank bottom. Sand bedding (4") will be placed on top of a level foundation to ensure prevention of punctures, cracks or indentations of the liner or tank bottom.
- 7. XTO will construct a berm and/or diversion ditch in a manner that prevents the collection of surface water run-on. Below-grade tanks will be equipped with automatic high level shut-off devices as well as manually operated shut-off valves. (See attached drawing).
- XTO will construct and use below-grade tanks that do not have double walls. The below-grade 8. tank sidewalls will be open for visual inspection for leaks. The sidewalls of the cellar will be constructed with 2" X 12" pine sidewalls and 4" X 4" pine brace posts. The below-grade tank

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> bottom will be elevated a minimum of 6" above the underlying ground surface and the belowgrade tank will be underlain with a geomembrane liner to divert leaked liquid to a location that can be visually inspected. (See attached drawing).

- XTO will equip below-grade tanks designed in this manner with a properly functioning automatic high-level shut-off control device and manual controls to prevent overflows. (See attached drawing).
- 10. XTO will demonstrate to the OCD that the geomembrane liner complies with the specifications of Subparagraph (a) of Paragraph (4) of Subsection I of 19.15.17.11 NMAC and obtain approval from OCD prior to the installation of the design. The geomembrane liner shall have a hydraulic conductivity no greater than 1 x 10-9 cm/sec. The geomembrane liner shall be composed of an impervious, synthetic material that is resistant to petroleum hydrocarbons, salts and acidics and alkaline solutions. The liner material shall be resistant to ultraviolet light. Liner compatibility shall comply with EPA SW-846 method 9090A. (See attached drawing).
- 11. The general specifications for design and construction are attached.



# XTO Energy Inc. San Juan Basin (Northwest New Mexico) General Maintenance and Operating Plan For Below-Grade Tanks

In accordance with Rule 19.15.17.12 NMAC the following information describes the operation and maintenance of below-grade tanks on XTO Energy Inc. (XTO) locations. This is XTO's standard procedure for all below-grade tanks. A separate plan will be submitted for any below-grade tank which does not conform to this plan.

## General Plan

- 1. XTO will operate and maintain below-grade tanks to contain liquids and solids, maintain the integrity of the liner and secondary containment system, prevent contamination of fresh water and protect public health and the environment. Fluid levels will be monitored weekly and high levels will be removed as necessary. Monthly inspections will be conducted to monitor integrity of below-grade tank systems and below-grade tanks will be equipped with automatic high-level shut-off devices.
- 2. XTO will not allow below-grade tanks to overflow and will use berms and/or diversion ditch to prevent surface run on to enter the below-grade tank. Below-grade tanks will be equipped with automatic high-level shut-off control devices as well as manually operated shut-off valves. See attached drawing for vault design and placement of diversion berms and shut-off devices.
- 3. XTO will continuously remove any visible or measurable layer of oil from the fluid surface of below-grade tanks in order to prevent significant accumulation of oil.
  - 4. XTO will inspect the below-grade tank monthly and maintain written records for five years. Monthly inspections will consist of documenting the following: (see attached template),

Well Name
API #
Sec., Twn., Rng.
XTO Inspector's name
Inspection date and time
Visible tears in liner
Visible signs of tank overflow
Collection of surface run on
Visible layer of oil
Visible signs of tank leak
Estimated freeboard

- 5. XTO will maintain adequate freeboard to prevent over topping of the below-grade tank. High level shut-off devices control the freeboard at an average of 28" beneath the top of the tank.
- 6. XTO will not discharge into or store any hazardous waste in any below-grade tank.
- If a below-grade tank develops a leak, or if any penetration of a below-grade tank occurs below the liquids surface, XTO will remove all liquids above the damage or leak line within 48 hours,

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notify the appropriate division district office within 48 hours of the discovery and repair the damage or replace the below-grade tank. If an existing below-grade tank does not meet current requirements of Paragraphs 1-4 of Subsection I of 19.15.17.11 NMAC the tank will be modified or retrofitted to comply. If compliance can not be achieved XTO will implement the approved closure plan.

			Freeboard	Est. (ft)											
			Any visible signs	of a tank leak (Y/N)							e				
N FORM			Visible layer	of oil (Y/N)											
NSPECTIO	API No.:	Range:	Collection of surface	run on (Y/N)											
MONTHLY BELOW GRADE TANK INSPECTION FORM			Any visible signs of	tank overflows (Y/N)											
ILY BELO		Township:	Any visible liner	tears (Y/N)							ption:				
MONTH			Inspection							133	Provide Detailed Description:				
		Sec:	Inspection	Date							Provide De				
	Well Name:	Legals	XTO Inspector's	Name							Notes:		MISC.		

## XTO Energy Inc. San Juan Basin (Northwest New Mexico) General Closure Plan For Below-Grade Tanks

In accordance with Rule 19.15.17.13 NMAC the following information describes the closure requirements of below-grade tanks on XTO Energy Inc. (XTO) locations. This is XTO's standard procedure for all below-grade tanks. A separate plan will be submitted for any below-grade tank which does not conform to this plan.

## General Plan

- XTO will close below-grade tanks within the time periods provided in 19.15.17.13 NMAC, or by an earlier date that the division requires because of imminent danger to fresh water, public health or the environment.
- 2. XTO will close a below-grade tank that does not meet the requirements of Paragraphs (1) through (4) of Subsection I of 19.15.17.11 NMAC or is not included in Paragraph (5) of Subsection I of 19.15.17.11 NMAC within five years after June 16, 2008, if not retrofitted to comply with Paragraphs (1) through (4) of Subsection I of 19.15.17.11 NMAC.
- 3. XTO will close a permitted below-grade tank within 60 days of cessation of the below-grade tank's operation or as required by the transitional provisions of Subsection B of 19.15.17.17 NMAC in accordance with a closure plan that the appropriate division district office approves. The closure report will be filed on form C-144.
- 4. XTO will remove liquids and sludge from below-grade tanks prior to implementing a closure method and will dispose of the liquids and sludge in a division-approved facility. Approved facilities and waste streams include:

Envirotech Permit No. NM01-0011 and IEI Permit No. NM 01-0010B

Soil contaminated by exempt petroleum hydrocarbons

Produced sand, pit sludge and contaminated bottoms from storage of exempt wastes

Basin Disposal Permit No. NM01-005 Produced water

- 5. XTO will remove the below-grade tank and dispose of it in a division approved facility or recycle, reuse, or reclaim it in a manner that the appropriate division district office has approved prior to removal. Any associated liners will be removed, properly cleaned and disposed of per 19.15.9.712 NMAC at San Juan County Landfill. Documentation of the final disposition will be included in the closure report.
- 6. XTO will remove any on-site equipment associated with a below-grade tank unless the equipment is required for some other purpose.
- 7. XTO will test the soils beneath the below-grade tank to determine whether a release has occurred. At a minimum 5 point composite sample will be collected along with individual grab samples from any area that is wet, discolored or showing other evidence of a release. Samples will be

XTO Energy Inc.
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General Closure Plan
For Below-Grade Tanks
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analyzed for BTEX, TPH and chlorides to demonstrate that the benzene concentration, as determined by EPA SW-846 methods 8021B or 8260B or EPA method that the division approves, does not exceed 0.2 mg/kg; total BTEX concentration, as determined by EPA SW-846 methods 8021B or 8260B or other EPA method that the division approves, does not exceed 50 mg/kg; the TPH concentration, as determined by EPA method 418.1 or other EPA method that the division approves, does not exceed 100mg/kg; and the chloride concentration, as determined by EPA method 300.1 or other EPA method that the division approves, does not exceed 250 mg/kg, or the background concentration, whichever is greater. XTO will notify the division of its results on form C-141.

- If XTO or the division determines that a release has occurred, XTO will comply with 19.15.3.116
   NMAC and 19.15.1.19NMAC as appropriate.
- 9. If the sampling program demonstrates that a release has not occurred or that any release does not exceed the concentrations specified in Paragraph (4) of Subsection E of 19.15.17.13 NMAC, XTO will backfill the excavation with compacted, non-waste containing, earthen material; construct a division prescribed soil cover; recontour and re-vegetate the site.
- 10. Notice of Closure operations will be given to the Aztec Division District III office between 72 hours and one week prior to the start of closure activities via email or verbally. The notification will include the following:
  - i. Operator's name
  - ii. Well Name and API Number
  - iii. Location by Unit Letter, Section, Township, and Range

The surface owner shall also be notified prior to the implementation of any closure operations of below-grade tanks as per the approved closure plan using certified mail, return receipt requested.

- 11. Re-contouring of location will match fit, shape, line, form and texture of the surrounding area.

  Re-shaping will include drainage control, prevent ponding, and prevent erosion. Natural drainages will be unimpeded and water bars and/or silt traps will be placed 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.
- 12. A minimum of 4 feet of cover shall be achieved and the cover shall include 1 foot of suitable material to establish vegetation at the site, or the background thickness of topsoil, whichever is greater. Soil cover will be constructed to the site's existing grade and ponding of water and erosion of the cover material will be prevented with drainage control, natural drainages and silt traps where needed.
- 13. XTO will 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 be used on federal lands. Vegetative cover will equal 70% of the native perennial vegetative cover (un-impacted) 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 occurs.

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- 14. All closure activities will include proper documentation and be available for review upon request and will be submitted in closure report form to OCD within 60 days of closure of the below-grade tank. Closure report will be filed on form C-144 and incorporate the following:
  - i. Proof of closure notice to division and surface owner;
  - ii. Details on capping and covering, where applicable;
  - iii. Inspection reports;
  - iv. Confirmation sampling analytical results;
  - v. Disposal facility name(s) and permit number(s);
  - vi. Soil backfilling and cover installation;
  - vii. Re-vegetation application rates and seeding techniques, (or approved alternative to re-vegetation requirements if applicable);
  - viii. Photo documentation of the site reclamation.

<u>District I</u> 1625 N. French Dr., Hobbs, NM 88240 Phone:(575) 393-6161 Fax:(575) 393-0720 District II

811 S. First St., Artesia, NM 88210 Phone:(575) 748-1283 Fax:(575) 748-9720 District III 1000 Rio Brazos Rd., Aztec, NM 87410

Phone:(505) 334-6178 Fax:(505) 334-6170 1220 S. St Francis Dr., Santa Fe, NM 87505 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** 

QUESTIONS

Action 150936

## **QUESTIONS**

Operator:	OGRID:
HILCORP ENERGY COMPANY	372171
1111 Travis Street	Action Number:
Houston, TX 77002	150936
	Action Type:
	[C-144] Legacy Below Grade Tank Plan (C-144LB)

## QUESTIONS

acility and Ground Water								
Please answer as many of these questions as possible in this group. More information will help us id	dentify the appropriate associations in the system.							
Facility or Site Name	GARDNER 12							
Facility ID (f#), if known	Not answered.							
Facility Type	Below Grade Tank - (BGT)							
Well Name, include well number	GARDNER 12							
Well API, if associated with a well	3004533630							
Pit / Tank Type	Not answered.							
Pit / Tank Name or Identifier	Not answered.							
Pit / Tank Opened Date, if known	Not answered.							
Pit / Tank Dimensions, Length (ft)	Not answered.							
Pit / Tank Dimensions, Width or Diameter (ft)	Not answered.							
Pit / Tank Dimensions, Depth (ft)	Not answered.							
Ground Water Depth (ft)	Not answered.							
Ground Water Impact	Not answered.							
Ground Water Quality (TDS)	Not answered.							

Below-Grade Tank			
Subsection I of 19.15.17.11 NMAC			
Volume / Capacity (bbls)	80		
Type of Fluid	Produced Water		
Pit / Tank Construction Material	Steel		
Secondary containment with leak detection	Not answered.		
Visible sidewalls, liner, 6-inch lift and automatic overflow shut-off	Not answered.		
Visible sidewalls and liner	Not answered.		
Visible sidewalls only	True		
Tank installed prior to June 18. 2008	True		
Other, Visible Notation. Please specify	Not answered.		
Liner Thickness (mil)	Not answered.		
HDPE (Liner Type)	Not answered.		
PVC (Liner Type)	Not answered.		
Other, Liner Type. Please specify (Variance Required)	Not answered.		

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QUESTIONS, Page 2

Action 150936

QUESTI	ONS (continued)	
Operator: HILCORP ENERGY COMPANY 1111 Travis Street Houston, TX 77002	O A	GRID:
QUESTIONS	·	
Fencing		
Subsection D of 19.15.17.11 NMAC (Applies to permanent pits, temporary pits, and below-grade tank	rs)	
Chain link, six feet in height, two strands of barbed wire at top (Required if located within 1000 feet of a permanent residence, school, hospital, institution or church)	Not answered.	
Four foot height, four strands of barbed wire evenly spaced between one and four feet	Not answered.	
Alternate, Fencing. Please specify (Variance Required)	4' hogwire	
	•	
Netting		
Subsection E of 19.15.17.11 NMAC (Applies to permanent pits and permanent open top tanks)	1	
Screen	Not answered.	
Netting	Not answered.	
Other, Netting. Please specify (Variance May Be Needed)	expanded metal or s	olid vaulted top
Signs Subsection C of 19.15.17.11 NMAC (If there are multiple operators at a site, each operator must have	e their own sign in compliai	nce with Subsection C of 19.15.17.11 NMAC.)
12"x 24", 2" lettering, providing Operator's name, site location, and emergency telephone numbers	Not answered.	
Signed in compliance with 19.15.16.8 NMAC	True	
	•	
Variances and Exceptions		
Justifications and/or demonstrations ofequivalency are required. Please refer to 19.15.17 NMAC for Please check a box if one or more of the following is requested, if not leave blank:	guidance.	
Variance(s):  Requests must be submitted to the appropriate division district for consideration	Not answered.	

Not answered.

Requests must be submitted to the Santa Fe Environmental Bureau office for

of approval. Exception(s):

consideration of approval

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

QUESTIONS, Page 3

Action 150936

QUESTIONS (continued)		
Operator:	OGRID:	
HILCORP ENERGY COMPANY	372171	
1111 Travis Street	Action Number:	
Houston, TX 77002	150936	

Action Type: [C-144] Legacy Below Grade Tank Plan (C-144LB)

## QUESTIONS

## 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. Siting criteria does not apply to drying pads or above-grade tanks.

Siting Criteria, General Siting	
Ground water is less than 25 feet below the bottom of a low chloride temporary pit or below-grade tank	No
NM Office of the State Engineer - iWATERS database search	True
USGS	Not answered.
Data obtained from nearby wells	Not answered.

Siting Criteria, Below Grade Tanks	
Within 100 feet of a continuously flowing watercourse, significant watercourse, lakebed, sinkhole, wetland or playa lake (measured from the ordinary high-water mark)	No
Within 200 horizontal feet of a spring or a fresh water well used for public or livestock consumption	No

Proposed Closure Method		
Below-grade Tank	Below Grade Tank - (BGT)	
Waste Excavation and Removal	True	
Alternate Closure Method. Please specify (Variance Required)	Not answered.	

Operator Application Certification	
Registered / Signature Date	03/04/2009

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ACKNOWLEDGMENTS

Action 150936

## **ACKNOWLEDGMENTS**

Operator:	OGRID:
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1111 Travis Street	Action Number:
Houston, TX 77002	150936
	Action Type:
	[C-144] Legacy Below Grade Tank Plan (C-144LB)

## **ACKNOWLEDGMENTS**

V	I acknowledge that I have received prior approval from the OCD to submit documentation of a legacy below-grade tank on behalf of my operator.
V	I hereby certify that the information submitted with this documentation is true, accurate and complete to the best of my knowledge and belief.

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CONDITIONS

Action 150936

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## CONDITIONS

Created By	Condition	Condition Date
jburdine	None	10/21/2022