

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 NMOCD District Office.

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: EL PASO E & P COMPANY, L.P. OGRID #: 180514
Address: PO BOX 190 RATON, NEW MEXICO 87740
Facility or well name: VPR D 139
API Number: 30-007-20467 OCD Permit Number: _____
U/L or Qtr/Qtr NWSW Section 20 Township 30N Range 19E County: Colfax
Center of Proposed Design: Latitude N 36 49 0.14 Longitude W 104 57 3.12 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

4.
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: _____

5.
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 indentify 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: VPR D 25 WDW (Water) Disposal Facility Permit Number: API 30-007-20152
Disposal Facility Name: Phantom Landfill Penrose, CO (Frac Sand) Disposal Facility Permit Number: SRU 98-7 (Attached)
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

6.
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): Shirley Mitchell Title: Sr. Regulatory Analyst
Signature: Shirley Mitchell Date: 11/10/2009
e-mail address: shirley.mitchell@elpaso.com Telephone: (575) 445-6785

7. **OCD Approval:** Permit Application (including closure plan) Closure Plan (only)

OCD Representative Signature: Ed Martin Approval Date: 11/23/09

Title: DISTRICT SUPERVISOR OCD Permit Number: _____

8. **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:

9. **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

10. **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: shirley.mitchell@elpaso.com Telephone: 575 445-6785

**FORM C-144 CLEZ ATTACHMENT
EL PASO E & P COMPANY, L.P.
RATON BASIN
ABOVE GROUND STEEL TANKS**

Closed-Looped Design Plan

In accordance with Rule 19.15.17 NMAC, the following describes the design of a closed-looped system for El Paso E & P Company, L.P. The following describes El Paso E & P Company's standard procedures for a closed-looped system; a separate plan will be submitted for any closed-loop system, which does not conform to this plan.

El Paso E & P Company's closed-loop system will not require a drying pad, temporary pit, below grade tank or a sump. It will include an above ground steel tank suitable for holding the solids and fluids for rig operations. The flow-back tank will be of sufficient volume to maintain a safe free board between disposal of the liquids and solids from the rig operations.

- Fencing is not required for an above ground closed-loop system.
- El Paso E & P Company will post a well sign in compliance with 19.15.3.103 NMAC.
- El Paso E & P Company will place a tank on location to store fresh water.

Operating and Maintenance Plan (O & M)

El Paso E & P Company's closed-loop system will be operated and maintained to contain liquids and solids to prevent contamination of fresh water sources, to protect public health, and the environment. El Paso E & P Company's O & M plan will include the following steps:

- El Paso E & P Company has contracted Rain For Rent to supply flow-back tanks at the location. This company will haul off water and liquids for disposal at one of our nearest Salt Water Disposals located on the Vermejo Park Ranch.
- Solids in the closed-loop tank will be hauled off location by Rain For Rent and disposed At the Phantom Landfill located at Penrose, Colorado # SRU 98-7.
- No hazardous waste, miscellaneous solid waste, or debris will be stored in the tanks. Only fluids or cuttings, used or generated by rig operations, will be placed or stored in the tanks.
- El Paso E & P Company will notify the Santa Fe District Office within 48 hours, if a discovery of the closed-loop system's integrity is compromised in any way. Upon a discovery of a compromised tank, repairs will be made immediately.
- During rig operations, a daily inspection will be conducted, which will be logged, signed, and dated.

Closure Plan

The closed-loop system will be hauled off within 60 days of completion, and in accordance with Subsection D of 19.15.17.13. This will be done by transporting the liquids to the nearest Salt Water Disposal on the Vermejo Park Ranch; and the solids will be transported by Rain For Rent to the Phantom Landfill located at Penrose, Colorado # SRU 98-7. The flow-back tank will be removed from the location as part of the rig mob. If any equipment is set off location, El Paso E & P Company will re-seed the disturbed area. Also as part of the abandonment of the well, the location will be re-contoured and re-vegetated to pre-existing conditions when possible.

FREMONT COUNTY

CERTIFICATE OF DESIGNATION

ISSUED TO:

TWIN LANDFILL FREMONT
420 St. Paul Street, Denver, Colorado 80206

FOR THE OPERATION OF PHANTOM LANDFILL

LOCATED AT:

2500 FREMONT COUNTY ROAD 67, PENROSE, COLORADO 81240

RESOLUTION # 97-12, APPROVED FEBRUARY 11, 1997, BY THE FREMONT COUNTY BOARD OF COUNTY COMMISSIONERS

SPECIAL REVIEW USE PERMIT # SRU 98-7 RECORDED ON 4/21/99, AT BOOK 1366, PAGE 47

James R. Schauer

JAMES R. SCHAUER, CHAIRMAN

Cathy A. Adams Deputy Clerk
NORMA HATFIELD, COUNTY CLERK

Keith L. McNew

KEITH L. MCNEW

Joseph F. Rall

JOSEPH F. RALL

