

NM1 - ____6____

Minor Modification

**Reduction in facility
footprint**

Nov. 23, 2011

New Mexico Energy, Minerals and Natural Resources Department

Susana Martinez
Governor

John H. Bemis
Cabinet Secretary-Designate

Brett F. Woods, Ph.D.
Deputy Cabinet Secretary

Jami Bailey
Division Director
Oil Conservation Division



November 23, 2011

Mr. Wayne Crawley
Controlled Recovery, Inc.
Greenspoint Plaza 4
16945 Northchase Drive, Suite 2200
Houston, Texas 77060

RE: Minor Modification Request – Reduction of Permitted Facility Boundary
Controlled Recovery, Inc.
Commercial Surface Waste Management Facility: Permit NM-1-006/Order R-9166
Location: S/2 N/2 and the N/2 S/2 Section 27, Township 20 South, Range 32 East,
NMPM, Lea County, New Mexico

Dear Mr. Crawley:

The Oil Conservation Division (OCD) has received and reviewed Controlled Recovery, Inc.'s (CRI) minor permit modification request, dated November 22, 2011, to remove 4.62 acres from CRI's commercial surface waste management facility's permitted boundary: Permit NM-1-006/Order R-9166. OCD understands that the area to be removed from the permitted footprint is in the eastern portion on the north side of US Highway 62/180 (see the attached plat). The new established permitted boundary will have 56.08 acres on the north side of the highway and ±227 acres on the south side of US Highway 62/180. CRI's commercial surface waste management facility's new permitted area will be ±283 acres. OCD hereby approves the minor modification request.

Please be advised that approval of this request does not relieve CRI of liability should operations result in pollution of surface water, ground water or the environment. Nor does approval relieve CRI of its responsibility to comply with any other applicable governmental authority's rules and regulations.

If there are any questions regarding this matter, please do not hesitate to contact me at (505) 476-3487 or brad.a.jones@state.nm.us.

Sincerely,


Brad A. Jones
Environmental Engineer

Attachment: CRI's Survey Plat

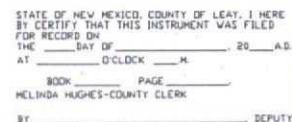
BAJ/baj

Cc: OCD District I Office, Hobbs

A SURVEY OF LAND LYING IN THE S2N2 AND THE N2S2 OF SEC 27, T20S, R32E, N.M.P.M., LEA COUNTY, NEW MEXICO, WHICH LAND IS UNDER DEED TO CONTROLLED RECOVERY, INC IN BOOK 1078 PAGE 45 OF THE RECORDS OF LEA COUNTY, WHICH LAND IS BEING DIVIDED INTO TWO PIECES WHICH ARE DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE WEST SECTION LINE OF SECTION 27, T20S, R32E, 11M.P.M., LEA COUNTY, NEW MEXICO, WHICH POINT LIES S00°17'24"E M=1322.12 FEET (R=1322.87 FEET) FROM THE NW CORNER OF SAID SECTION 27, WHICH POINT ALSO MARKS THE WEST END OF THE NORTH 1/16 OF SAID SECTION 27, THEN N89°44'28"E, ALONG SAID NORTH 1/16 LINE OF SAID SEC 27, FOR 2507.32 FEET; THEN S19°37'53"E FOR 376.23 FEET TO THE NORTHERLY R.O.W. OF U.S. HWY 62-180; THEN S70°22'07"W, ALONG THE NORTHERLY R.O.W. FOR 351.79 FEET TO THE BEGINNING OF A CURVE; THEN TO A POINT, CONTINUING ALONG SAID R.O.W., THROUGH A LEFT HAND CURVE (RADIUS=5804.58') FOR 320.90', WHICH CURVE HAS A CHORD THAT BEARS S65°00'07"W FOR 320.86 FEET; THEN S66°48'54"W FOR 156.33 FEET ALONG THE NORTHERLY R.O.W. OF U.S. HWY 62-180, TO THE BEGINNING OF A CURVE; THEN TO A POINT, CONTINUING ALONG SAID R.O.W., THROUGH A LEFT HAND CURVE (RADIUS=11559.16') FOR M=992.22 FEET (R=1008.70 FEET), WHICH CURVE HAS A CHORD THAT BEARS S64°18'36"W FOR 991.92 FEET; THEN S24°41'34"E, CONTINUING ALONG SAID R.O.W., FOR M=24.78 FEET (R=25.00 FEET); THEN S65°20'56"W, CONTINUING ALONG SAID R.O.W., FOR M=1074.16 FEET (R=1068.19 FEET) TO THE WEST LINE OF SAID SECTION 27; THEN N00°16'38"W, ALONG THE WEST LINE OF SAID SEC 27, FOR 235.75 FEET; THEN N00°16'38"W, CONTINUING ALONG SAID WEST LINE, FOR 1323.07 FEET TO THE POINT OF BEGINNING. CONTAINING ±56.08 ACRES, MORE OR LESS, AND IS SUBJECT TO ALL PERTAINING EASEMENTS.

BEGINNING AT AN INTERSECTION POINT OF THE NORTH 1/16 LINE OF SECTION 27, T20S, R32E, N.M.P.M., LEA COUNTY, NEW MEXICO AND THE NORTHERLY R.O.W. OF A.S. HWY. 62-180; THEN S89°44'28"W, ALONG THE NORTH 1/16 LINE OF SAID SECTION 27, FOR 1134.22 FEET, THEN S19°37'53"E FOR 376.23 FEET TO THE NORTHERLY R.O.W. OF A.S. HWY. 62-180, THEN N70°22'07"E, CONTINUING ALONG SAID NORTHERLY R.O.W., FOR 1070.00 FEET TO THE POINT OF BEGINNING. CONTAINING ±4.62 ACRES, MORE OR LESS, AND IS SUBJECT TO ALL PERTAINING EASEMENTS.



INDEXING INFO. FOR CO. CLERK	
SEC. 27	T 20S R 32E N. W. 1/4
SUBDIVISION: CONTROLLED RECOVERY LAND DIVISION	
OWNER: CONTROLLED RECOVERY, INC.	
CITY: NONE	
COUNTY: LEA	
STATE: NEW MEXICO	
DATE: NOVEMBER 11, 2011	
ACCESS: YES	
AREA: ±50.70 ACRES TOGETHER	



Greenspoint Plaza 4
16945 Northchase Drive, Suite 2200
Houston, Texas 77060
281.873.3204 Office
www.r360environmentalsolutions.com

November 22, 2011

Mr. Brad Jones
Oil Conservation Division
NM Energy, Minerals and Natural Resources Dept.
1220 S. St. Francis Drive
Santa Fe, NM 87505

Re: Minor Permit Modification Request
Controlled Recovery, Inc.
Commercial Waste Management Facility, Permit NM-1-006/Order R-9166
Location S/2 N/2 and N/2 S/2 Section 27, Township 20 South, Range 32 East, NMPM
Lea County, NM

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2011 NOV 28 P 1:52

Mr. Jones:

Controlled Recovery, Inc. (CRI) is submitting this minor permit modification request to remove 4.62 acres from the Controlled Recovery, Inc. permit boundary (Permit NM-1-006/Order R-9166). This area is illustrated on the attached plat as the "New Tract". CRI wishes to remove this 4.62 acres and separate it from the permit boundary. This leaves 56.08 acres within the permit boundary for CRI on the north side of the highway. The permitted area on the south side of Highway 62/180 is ±227 acres; therefore the new permitted area is ±283 acres.

Should you have any questions or comments regarding this matter, please contact John Barnidge (281.873.3211) or me at (281.873.3205).

Sincerely,


Wayne Crawley
VP, Regulatory Affairs

Enclosure: Survey Plat

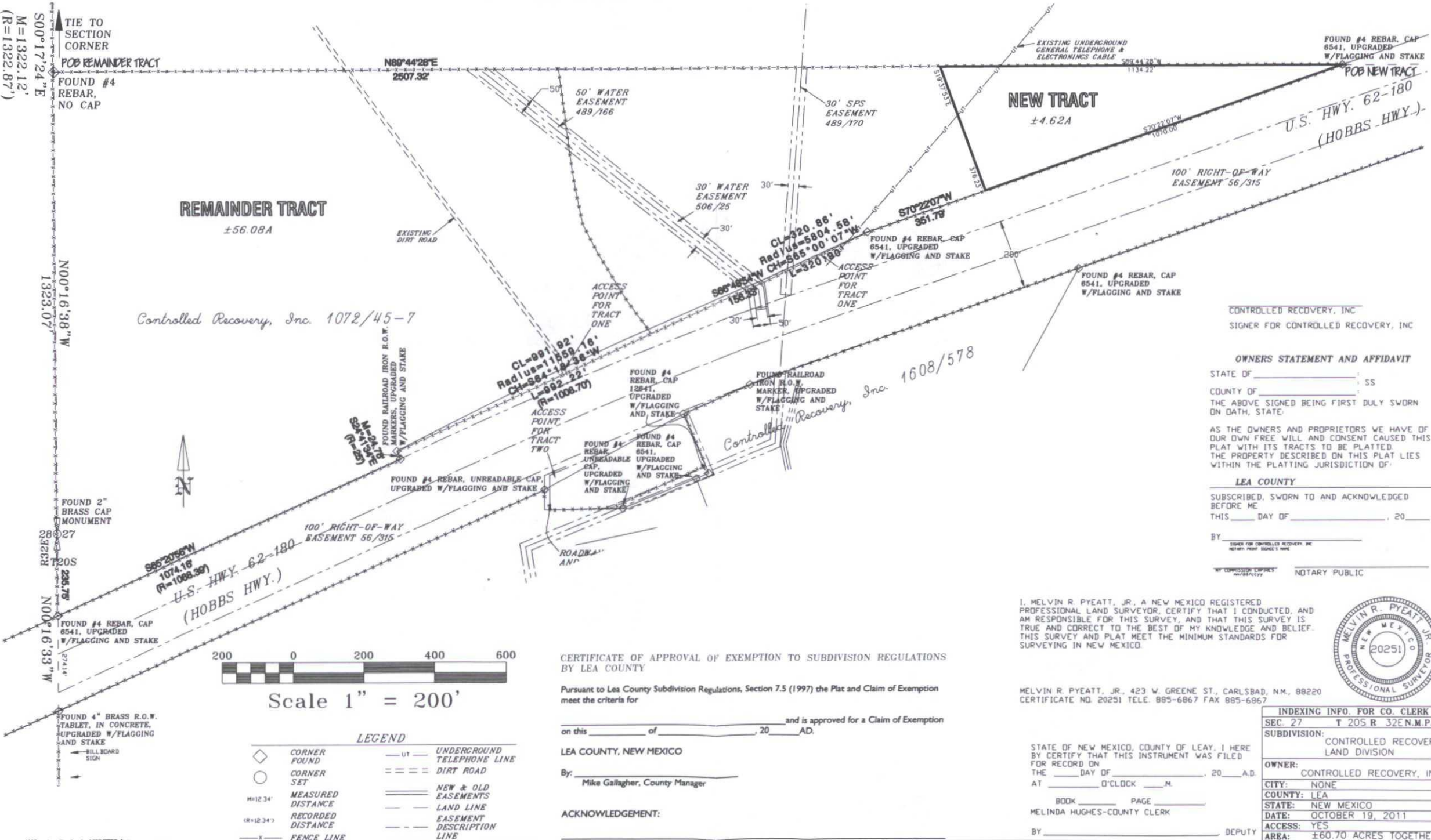
cc: Hobbs Office

CONTROLLED RECOVERY LAND DIVISION

A SURVEY OF LAND LYING IN THE S2N2 AND THE N2S2 OF SEC 27, T20S, R32E, N.M.P.M., LEA COUNTY, NEW MEXICO, WHICH LAND IS UNDER DEED TO CONTROLLED RECOVERY, INC IN BOOK 1078 PAGE 45 OF THE RECORDS OF LEA COUNTY, WHICH LAND IS BEING DIVIDED INTO TWO PIECES WHICH ARE DESCRIBED AS FOLLOWS;

DESCRIPTION FOR THE REMAINDER TRACT:
BEGINNING AT A POINT ON THE WEST SECTION LINE OF SECTION 27, T20S, R32E, N.M.P.M., LEA COUNTY, NEW MEXICO, WHICH POINT LIES S00°17'24"E M=1322.12 FEET (R=1322.87 FEET) FROM THE NW CORNER OF SAID SECTION 27, WHICH POINT ALSO MARKS THE WEST END OF THE NORTH 1/16 LINE OF SAID SECTION 27; THEN N89°44'28"E, ALONG SAID NORTH 1/16 LINE OF SAID SEC 27, FOR 2507.32 FEET; THEN S19°37'53"E FOR 376.23 FEET TO THE NORTHERLY R.O.W. OF U.S. HWY 62-180; THEN S70°22'07"W, ALONG THE NORTHERLY R.O.W FOR 351.79 FEET TO THE BEGINNING OF A CURVE, THEN TO A POINT, CONTINUING ALONG SAID R.O.W., THROUGH A LEFT HAND CURVE (RADIUS=5804.58') FOR 320.90', WHICH CURVE HAS A CHORD THAT BEARS S65°00'07"W FOR 320.86 FEET; THEN S66°48'54"W FOR 156.33 FEET ALONG THE NORTHERLY R.O.W. OF U.S. HWY 62-180, TO THE BEGINNING OF A CURVE; THEN TO A POINT, CONTINUING ALONG SAID R.O.W., THROUGH A LEFT HAND CURVE (RADIUS=11559.16') FOR M=992.22 FEET (R=1008.70 FEET), WHICH CURVE HAS A CHORD THAT BEARS S64°18'36"W FOR 991.92 FEET; THEN S24°41'34"E, CONTINUING ALONG SAID R.O.W., FOR M=24.78 FEET (R=25.00 FEET); THEN S65°20'56"W, CONTINUING ALONG SAID R.O.W., FOR M=1074.16 FEET (R=1068.39 FEET) TO THE WEST LINE OF SAID SECTION 27; THEN N00°16'38"W, ALONG THE WEST LINE OF SAID SEC 27, FOR 235.75 FEET; THEN N00°16'38"W, CONTINUING ALONG SAID WEST LINE, FOR 1323.07 FEET TO THE POINT OF BEGINNING. CONTAINING ±56.08 ACRES, MORE OR LESS, AND IS SUBJECT TO ALL PERTAINING EASEMENTS.

DESCRIPTION FOR THE NEW TRACT:
BEGINNING AT AN INTERSECTION POINT ON THE NORTH 1/16 LINE OF SECTION 27, T20S, R32E, N.M.P.M., LEA COUNTY, NEW MEXICO AND THE NORTHERLY R.O.W. OF U.S. HWY. 62-180; THEN S89°44'28"W, ALONG THE NORTH 1/16 LINE OF SAID SECTION 27, FOR 1134.22 FEET; THEN S19°37'53"E FOR 376.23 FEET TO THE NORTHERLY R.O.W. OF U.S. HWY. 62-180; THEN N70°22'07"E, CONTINUING ALONG SAID NORTHERLY R.O.W., FOR 1070.00 FEET TO THE POINT OF BEGINNING. CONTAINING ±4.62 ACRES, MORE OR LESS, AND IS SUBJECT TO ALL PERTAINING EASEMENTS.



CONTROLLED RECOVERY, INC
SIGNER FOR CONTROLLED RECOVERY, INC

OWNERS STATEMENT AND AFFIDAVIT

STATE OF _____
COUNTY OF _____
THE ABOVE SIGNED BEING FIRST DULY SWORN
ON OATH, STATE:

AS THE OWNERS AND PROPRIETORS WE HAVE OF
OUR OWN FREE WILL AND CONSENT CAUSED THIS
PLAT WITH ITS TRACTS TO BE PLATED.
THE PROPERTY DESCRIBED ON THIS PLAT LIES
WITHIN THE PLATTING JURISDICTION OF:

LEA COUNTY

SUBSCRIBED, SWORN TO AND ACKNOWLEDGED
BEFORE ME
THIS _____ DAY OF _____, 20____

BY _____
SIGNER FOR CONTROLLED RECOVERY, INC
NOTARY PUBLIC

NOTARY PUBLIC

I, MELVIN R. PYEATT, JR., A NEW MEXICO REGISTERED
PROFESSIONAL LAND SURVEYOR, CERTIFY THAT I CONDUCTED, AND
AM RESPONSIBLE FOR THIS SURVEY, AND THAT THIS SURVEY IS
TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF.
THIS SURVEY AND PLAT MEET THE MINIMUM STANDARDS FOR
SURVEYING IN NEW MEXICO.



MELVIN R. PYEATT, JR., 423 W. GREENE ST., CARLSBAD, N.M. 88220
CERTIFICATE NO. 20251 TELE. 885-6867 FAX 885-6867

CERTIFICATE OF APPROVAL OF EXEMPTION TO SUBDIVISION REGULATIONS
BY LEA COUNTY

Pursuant to Lea County Subdivision Regulations, Section 7.5 (1997) the Plat and Claim of Exemption
meet the criteria for

on this _____ of _____, 20____ AD.

LEA COUNTY, NEW MEXICO
By: _____
Mike Gallagher, County Manager

ACKNOWLEDGEMENT:

INDEXING INFO. FOR CO. CLERK

SEC. 27 T 20S R 32E N.M.P.M.

SUBDIVISION: CONTROLLED RECOVERY
LAND DIVISION

OWNER: CONTROLLED RECOVERY, INC

CITY: NONE

COUNTY: LEA

STATE: NEW MEXICO

DATE: OCTOBER 19, 2011

ACCESS: YES

AREA: ±60.70 ACRES TOGETHER

STATE OF NEW MEXICO, COUNTY OF LEA, I HERE
BY CERTIFY THAT THIS INSTRUMENT WAS FILED
FOR RECORD ON _____
THE _____ DAY OF _____, 20____ A.D.
AT _____ O'CLOCK _____ M.
BOOK _____ PAGE _____
MELINDA HUGHES-COUNTY CLERK
BY _____ DEPUTY