



PHOENIX ENVIRONMENTAL LLC

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April 12, 2006

XTO Energy
P.O. Box 700
Eunice, New Mexico 88231-0700

Attn: Mr. Guy Pearce

RE: NVA # 203 BTRY Spill Work Plan Located in UL-H Sec 22, T17S and R34E of Lea County, New Mexico

Dear Mr. Pearce:

Phoenix Environmental, LLC (Phoenix) would like to take this time to thank you and XTO Energy for the opportunity to provide our professional services on the site remediation of the above listed site that is located in Lea Co. New Mexico.

If you have any questions and/or need more data in regards to this project please call at any time.

Sincerely,

Allen Hodge, REM
Vice President of Operations
Phoenix Environmental LLC



Summary/Overview

The NVA #203 Battery spill site should be completed and remediated in accordance with the standards of the NMOCD. It is our understanding that any potential contamination from the site was a result of a Head switch leak, where an estimated 50bbl of fluid was spilled. A vacuum truck was ordered and picked up 10 bbls of oil and placed in stock tank. A total of 40 bbls of oil was lost.. A backhoe was utilized to pick up the saturated soils and place on plastic.

The potential contaminates of concern are mid to high-level concentrations of oil and produced water that were lost from the spill.

The lands primary use is domestic pasture for ranching and the production of oil and gas.

The ground water depth data available for this area showed the depth to ground water to be in the 127' range.

Pursuant to the standards of the NMOCD, the clean up level for this site will be at <5,000ppm of TPH, <50 for BTEX and Chlorides less than <250ppm.

The following scope of work was based on data from our site visit and the requirements of the NMOCD for site clean up.

Scope of Work for Entombment of Impacted Soils

1. First Phoenix will call One-Call for line spot clearance before any excavation at the site is started.
2. Phoenix will mobilize to the site located at Buckeye, equipment and personnel necessary to start and complete the site remediation as required, getting the site back into compliance.
3. The site will be cleared of brush and debris and a staging area set up for site control and safety.
4. The impacted soils from the spill will be excavated and stockpiled. These soils will be stabilized until TPH levels have dropped below the NMOCD guidelines for site clean up.



5. The excavated soils will be used to build berms around the tanks for secondary containment.
6. Once the berms are in place, a fence will be put up to stop livestock from getting in and around the battery.
7. Phoenix will field screen the site during the excavation and once the TPH and CL has dropped below clean up requirements final samples will be taken and sent to a third party lab for analysis.
8. Once all of the remediation criteria have been met for site closure and compliance, the site will be backfilled with clean material. The site will be contoured with a slight crown to prevent the ponding of any water.
9. Once all of the closure criteria have been met, a final closure report will be prepared by Phoenix. This report will include a summary of remediation operations, findings on-site and lab analysis, site maps and project photos.

If you have any questions and/or need more data in regards to this project please call 505-631-8314 at any time.

Sincerely,



Allen Hodge, REM
Vice President - Operations
Phoenix Environmental LLC



