

NEW MEXICO ENERGY, MINERALS and NATURAL RESOURCES DEPARTMENT

BILL RICHARDSON

Governor

Joanna Prukop

Cabinet Secretary

Mark E. Fesmire, P.E.

Director

Oil Conservation Division

3/06/2007

Eddie Seay Consulting
On behalf of XTO Energy
601 W. Illinois
Hobbs, NM 88242

Re: XTO State N Tank Battery, F-10-17S-34E

Dear Eddie:

New Mexico Oil Conservation Division (OCD) personnel reviewed the closure report submitted by Eddie Seay Consulting on behalf of XTO Energy (XTO) for the site referenced above. The closure is hereby approved according to information provided.

Please be advised that OCD approval does not relieve XTO of liability should operations result in contamination of surface water, groundwater, or the environment. In addition, OCD approval does not relieve XTO of responsibility for compliance with other federal, state or local laws and or regulations.

If you have any questions or need assistance please write or call: 505-393-6161 ext. 102, or e-mail chris.williams@state.nm.us.

Sincerely,

NMOCD District1 Supervisor

RP
#1193

**XTO ENERGY
STATE N
TANK BATTERY**
Unit F, Section 10, Tws, 17 S., Rng. 34 E.
GPS: 32 51' 28" N & 103 33' 02" W

Q

CLOSURE REPORT



*OK -
Chris
Williams*

**Prepared By
Eddie Seay Consulting
March 2007**

*Send to
Eddie - Closure letter -*

*RP 1193
Closure
3/9/07
PC*

March 5, 2007

NMOCD Environmental
ATTN: Chris Williams
1625 French Drive
Hobbs, NM 88240

RE: XTO Energy
State N Tank Battery
Spill RP #1193

Mr. Williams:

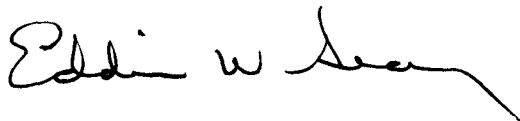
XTO has completed the excavation, hauling and testing of the spill at the above listed site.

XTO excavated approximately 180 cu. yds. of soil and hauled it to Artesia Aeration at Maljamar, an OCD approved facility. Samples were taken of the excavation and all were below cleanup levels. XTO plans to remove tanks and build a battery when new equipment arrives.

We would like to begin backfilling with soil from the Eidson Ranch as soon as we get approval.

Find enclosed report, analytical and photos. If you have any questions, please call.

Sincerely,



Eddie W. Seay, Agent
Eddie Seay Consulting
601 W. Illinois
Hobbs, NM 88242
(505)392-2236
seay04@leaco.net

cc: XTO Energy
Gene Hudson



PHONE (915) 673-7001 • 2111 BEECHWOOD • ABILENE, TX 79603

PHONE (505) 393-2326 • 101 E. MARLAND • HOBBS, NM 88240

ANALYTICAL RESULTS FOR
EDDIE SEAY CONSULTING
ATTN: EDDIE SEAY
601 W. ILLINOIS
HOBBS, NM 88242
FAX TO: (505) 392-6949

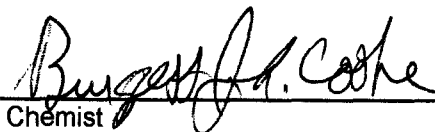
Receiving Date: 03/01/07
Reporting Date: 03/02/07
Project Owner: XTO
Project Name: XTO STATE N BATTERY
Project Location: BUCKEYE, NM


Sampling Date: 03/01/07
Sample Type: SOIL
Sample Condition: COOL & INTACT
Sample Received By: LB
Analyzed By: BC/HM

LAB NUMBER	SAMPLE ID	GRO	DRO	CI*
		(C ₆ -C ₁₀)	(>C ₁₀ -C ₂₈)	
		(mg/Kg)	(mg/Kg)	(mg/Kg)
ANALYSIS DATE		03/02/07	03/02/07	03/01/07
H12281-1	N-1	<10.0	801	64
H12281-2	N-2	<10.0	407	32
H12281-3	N-3	<10.0	376	32
Quality Control		796	748	490
True Value QC		800	800	500
% Recovery		99.5	93.5	98.0
Relative Percent Difference		<0.1	3.4	0.0

METHODS: TPH GRO & DRO: EPA SW-846 8015 M; CI: Std. Methods 4500-CI'B

*Analyses performed on 1:4 w:v aqueous extracts.


Chemist


Date

H12281

PLEASE NOTE: Liability and Damages. Cardinal's liability and client's exclusive remedy for any claim arising, whether based in contract or tort, shall be limited to the amount paid by client for analyses. All claims, including those for negligence and any other cause whatsoever shall be deemed waived unless made in writing and received by Cardinal within thirty (30) days after completion of the applicable service. In no event shall Cardinal be liable for incidental or consequential damages, including, without limitation, business interruptions, loss of use, or loss of profits incurred by client, its subsidiaries, affiliates or successors arising out of or related to the performance of services hereunder by Cardinal, regardless of whether such claim is based upon any of the above-stated reasons or otherwise.

ARDINAL LABORATORIES, INC.

2111 Beechwood, Abilene, TX 79603 101 East Marland, Hobbs, NM 88240
(915) 673-7001 Fax (915) 673-7020 (505) 393-2326 Fax (505) 393-2476

Page _____ of _____

CHAIN-OF-CUSTODY AND ANALYSIS REQUEST

† Cardinal cannot accept verbal changes. Please fax written changes to 505-393-2476

RP 1193

RP 1193

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
Oil Conservation Division
1220 South St. Francis Dr.
Santa Fe, NM 87505

Form C-141
Revised March 17, 1999
Submit 2 Copies to appropriate
District Office in accordance
with Rule 116 on back
side of form

Release Notification and Corrective Action

OPERATOR		<input checked="" type="checkbox"/> Initial Report	<input type="checkbox"/> Final Report
Name of Company	XTO Energy	Contact	JERRY PARKER
Address	P.O. BOX 200 EDDIE, NM	Telephone No.	505-441-1628
Facility Name	STATE N TANK BATTERY	Facility Type	TANK BATTERY
Surface Owner	Edson Ranches	Mineral Owner	
		Lease No.	

LOCATION OF RELEASE

Unit Letter	Section	Township	Range	Feet from the	North/South Line	Feet from the	East/West Line	County
F	10	17S	34E					

NATURE OF RELEASE

Type of Release	PROD. OIL	Volume of Release	5.5 G/S	Volume Recovered	5 G/S
Source of Release	STATE TANK	Date and Hour of Occurrence		Date and Hour of Discovery	2/2/07
Was Immediate Notice Given?	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Not Required	If YES, To Whom?	Pat Caperton		
By Whom?		Date and Hour			
Was a Watercourse Reached?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	If YES, Volume Impacting the Watercourse.			

If a Watercourse was Impacted, Describe Fully.*

Describe Cause of Problem and Remedial Action Taken.*

File work Plan 2/4/07

OIL TANK STARTED LEAKING FROM GASKET BETWEEN BOLTED SECTIONS.
Describe Area Affected and Cleanup Action Taken.*
GRAZING PASTURE ON WEST SIDE OF BATTERY.
OIL COLLECTED ON AREA OF 40' X 6' 6" behind BATTERY LOCATION.
GRANDY VACTAK PICKED UP 5 G/S. OIL - SOIL WILL BE PUT ON PLASTIC.

I hereby certify that the information given above is true and complete to the best of my knowledge and understand that pursuant to NMOCD rules and regulations all operators are required to report and/or file certain release notifications and perform corrective actions for releases which may endanger public health or the environment. The acceptance of a C-141 report by the NMOCD marked as "Final Report" does not relieve the operator of liability should their operations have failed to adequately investigate and remediate contamination that pose a threat to ground water, surface water, human health or the environment. In addition, NMOCD acceptance of a C-141 report does not relieve the operator of responsibility for compliance with any other federal, state, or local laws and/or regulations.

Signature: <u>Jerry Parker</u>		OIL CONSERVATION DIVISION	
Printed Name: <u>Jerry Parker</u>		Approved by: District Supervisor:	
Title: <u>Prod. Foreman</u>	Approval Date:	Expiration Date:	
Date: <u>2/2/2007</u>	Phone: <u>505-441-1628</u>	Conditions of Approval:	Attached <input type="checkbox"/>

Attach Additional Sheets If Necessary



