MAY-24-2007 THU 10:04 AM YATES ENGINEERING

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MARTIN YATES. (1)

FRANK W. YATES



105 BOUTH FOURTH STREET ARTESIA, NEW MEXICO 88210-2118 TELEPHONE (505) 748-1471 S.R YATES

JOHN A. YATES CHAIRMAN OF THE BOARD

PEYTON YATES

FRANK YATES, JR. EXCOUTIVE VICE PRESIDENT

JOHN A. YATES, JR. BENIDE VICE PREBIDENT

May 24, 2007

Ms. Patricia Caperton NMOCD District I 1625 French Drive Hobbs, NM 88240

RE: 1RP-1269 Hytech AUM State #1 30-025-25749 Section 10, T23S-R33E Lea County, New Mexico

Dear Ms. Caperton,

Enclosed please find a Form C-141, Final Report for the above captioned site regarding the release on March 19, 2007. Contaminated soils were excavated and taken to an OCD approved facility. A sampling event was requested and samples were taken on May 17, 2007. Samples were sent to an OCD approved laboratory for analysis. Based on the initial remediation work (excavation of contaminated soils) and the analytical reports (chlorides for reference only), no further remediation will be conducted at this site and Yates Petroleum Corporation requests closure.

If you have any questions, please call me at 505-748-4217.

Thank you.

YATES PETROLEUM CORPORATION

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Robert Asher Environmental Regulatory Agent

/rca Enclosure(s)

Depute

RANDY G. PATTERSON

DAVID L. LANNING

DENNIS G. KINSEY TREABURER

May-24-20	07 THU	10:04	AM	YATES	ENGINEERING
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Describe Area Affected and Cleanup Action Taken.* An approximate area of 20' X 15'. No standing fluids to pick up. Contaminated soils were excavated and removed to an OCD approved land facility, vertical and horizontal delineation will be made and corrective action taken. Depth to Ground Water: 50-99', Wellhead Protection Area: No, Distance to Surface Water Body: >1000', SITE RANKING IS 10. Based on contaminated soils being removed and enclosed analytical report, Yates Petroleum Corporation requests closure. 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 theal with any other federal, state or theal was and/or regulations. Signature: OIL CONSERVATION DIVISION Signature: Approval Date: 6/12/07 Expiration Date: Title: Environmental Regulatory Agent Approval Date: 6/12/07 Expiration Date: Conditions of Approval: Attached □	Describe Car								()B 	-				
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Petraleum Corporation requests closure. 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 the laws and/or regulations. Signature: OIL CONSERVATION DIVISION Signature: Approved by District Supervisor: Printed Name: Robert Asher Approval Date: 6/2/07 E-mail Address: boba@ypenm.com Conditions of Approval: Attached Date: Thursday, May 24, 2007	vertical and l	horizontal d	clineation wil	l be made	and c	corrective ac	tion tak	en, Depth to	Ground Water:	50-99',	Wellhead	Protection A	гея: No), Distance
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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 toget laws and/or regulations. Signature: OIL CONSERVATION DIVISION Signature: OIL CONSERVATION DIVISION Printed Name: Robert Asher Approved by District Supervisor: Title: Environmental Regulatory Agent Approval Date: 6/12/07 E-mail Address: boba@ypcnm.com Conditions of Approval: Date: Thursday, May 24, 2007 Phone: 505-748-1471	public health	or the envi	ronment. The	acceptant	ce of	a Ç-141 rep	ort by th	e NMOCD n	narked as "Final R	lcport" (loes not re	lieve the opera	tor of li	iability
federal, state, or total laws and/or regulations. OIL CONSERVATION DIVISION Signature: OIL CONSERVATION DIVISION Printed Name: Robert Asher Approved by District Supervisor: Image: Construct of the second	should their	operations h	have failed to :	adequately	/ inve	estigate and i	remedia	te contaminat	ion that pose a the	reat to g	round wate	r, surface wat	er, hum	an health
Signature: Approved by District Supervisor: Image: Construct Supervisor: Image							1cport c							
Printed Name: Robert Asher Approved by District Supervisor: Date: Title: Environmental Regulatory Agent Approval Date: 6/2/07 Expiration Date: E-mail Address: boba@ypenm.com Conditions of Approval: Attached [] Date: Thursday, May 24, 2007 Phone: 505-748-1471 Image: Condition of Approval: Image: Condition of Approval:	(Λ					<u>OIL CON</u>	SERV	ATION	DIVISIO	N	
Printed Name: Robert Asher Approval Date: Conditions of Approval: Title: Environmental Regulatory Agent Approval Date: 6/2/07 Expiration Date: E-mail Address: boba@ypenm.com Conditions of Approval: Attached [] Date: Thursday, May 24, 2007 Phone: 505-748-1471 Image: Conditions of Approval:	Signature:	<u></u>		<u> </u>							1	N. Í	- (
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E-mail Address: boba@ypcnm.com Conditions of Approval: Attached Date: Thursday, May 24, 2007 Phone: 505-748-1471				it				Approval Da	ne: 6/12/0	7	Expiration	Date:	E ₄ -, E ₄	
Date: Thursday, May 24, 2007 Phone: 505-748-1471								*** 7				Attached		
	Date: Thursd	av May 74	2007	Phor	1e [.] 50	5-748-1471								
						20 / TVT 1 T / 1	I							

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Analytical Report

Prepared for:

Robert Asher Yates Petroleum Corp. 105 S. Fourth St. Artesia, NM 88210

Project: Hytech AUM State # 1 Project Number: 30-025-25749 Location: Lea County

Lab Order Number: 7E18002

Report Date: 05/23/07

P. U5)
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Ystes Petrolsum Corp. 105 S, Fourth St. Artesia NM, 88210	Project: Hytech AUM State Project Number: 30-025-25749 Project Manager: Robert Asher	= # 1 Fax: (505) 748-4662
	ANALYTICAL REPORT FOR SAMPLE	\$

Sampto ID	Laberatory ID	Muirix	Date Sumpled	Date Received
G\$/1,0-001	7E 18002-01	Soil	05/17/07 10:35	05-18-2007 10:20
G\$/2.0-002	7E18002-02	Soil	05/17/07 10:40	05-18-2007 10:20

Page 1 of 8

12600 West I-20 East - Odessa, Texas 79705 - (432) 563-1800 - Fax (432) 563-1713

P. 06

Yates Petroleum Corp. 105 S. Fourth St. Artesia NM, 88210		Project N	Project: Hyte lumbor: 30-(amager: Rob	25-25749	State // 1			Fax: (\$05) 7	48-4662
<u></u>		O	rganics by	y GC					
		Environ	mental La	ab of Te	ex as				
Апајуце	Rosult	Reporting Limit	Units	Dilution	Butch	Prepared	Analyzed	Method	Notes
GS/1,0-001 (7E18002-01) Soil									
Benzene	ND	0.00200	mµ/kg dry	2	EB72207	05/22/07	05/22/07	EPA 802/B	
Taluene	ND	0,00200	*	۹			r	*	
Ethylhenzene	ND	0,00200	п	и	•	•	н	ą	
Xylene (p/m)	ND	0.00200		•		¥	M	n	
Xylene (o)	NĎ	0.00200	μ	"	H	*	¥.	H	
Surrogate: a,a,a-Trifluorotoluene	₩#- ₩	76.2 %	75-1	25	"	, w	1	"	
Surrogate: 4-Bromofluorobanzane		73.4 %	75-1	25	H	v	*	"	S-0
Carlson Ranges C6-C10	ND	10.0	mg/kg dry	1	EE71811	05/18/07	05/21/07	EPA \$015B	
Carbon Ranges >C10-C28	27.4	10.0			•	¥	*	۲	
Total Carlon Range C6-C28	27.4	10.0		۲	μ	0	r	H	
Surrogate: 1-Chlorooctane		96.6 %	70-1	30	"	"	u	"	
Surrogute: 1-Chlorooctadecane		103 %	70-1	30	*	**	"	II.	
GS/2.0-002 (7E18002-02) Soil									
Benzene	0.00575	0.00200	mg/kg dry	2	KE72207	05/22/07	05/22/07	EPA 802113	
Talucno	0.0164	0.00200	W		"	Ħ	*	*	
Ethylbonzona	0.00724	0.00200	•	*	•	H	۲	4	
Xylene (p/m)	0.0527	0.00209	*			7	ĸ	*	
Xylene (o)	9.0182	0.00200			n	R		•	<u> </u>
Surrogate: a,a,a-Trifluorotoluene		103 %	75-1	25	"		n	**	
Surrogate: 4-Bromofluorohenzene		101 96	75-1	23	-	"	u	*	
Carbon Ranges C6-C10	13.9	10.0	mg/kg dry	1	EE71611	05/18/07	05/21/07	GPA 8015B	
Carbon Ranges >C10-C28	73.2	10.0	٠			•			
Total Carbon Range C6-C28	67.1	10.0	ą	۲	H	*	•	.	·
Surrogata: 1-Chlorooctana		85.4 %	70-1	30	4	u		N	
Surrogate: 1-Chlorooctadevane		90.4 %	70-1	30	"	"	"	"	

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The results in this report upply to the samples unalyzed in accordance with the samples received in the laboratory. This analytical report must be reproduced in its entirely, with written approval of Environmental Lab of Texas.

Page 2 of 8

Yatza Petroleum Corp. 105 S. Fourth St. Artenia NM, 88210	Project: Hylsch AUM State # 1 Project Number: 30-025-25749 Project Manager: Rubert Ashur	Fax: (505) 748-4662
	General Chemistry Parameters by EPA / Standard Methods Environmental Lab of Texas	

Analyie	Kasult	Reporting Limit	ប្រជុំទ	Dilution	Batch	Prepared	Analyzad	Method	Notes
GS/1.9-001 (7R18002-01) Soil									
Chloride	24.7	5,00	mg/kg	10	BE 7231 5	05/23/07	05/23/07	EPA 300.0	
% Maisture	12.7	0,)	%	1	13771901	05/18/07	05/19/07	% calculation	
GS/2.0 002 (7E18003-02) Sail									
Chlorido	1030	20.0	mg∕kg	40	<u>BE72315</u>	05/23/07	05/23/07	5PA 300.0	
% Maisture	13.9	0,1	**	1	EE71901	05/18/07	05/19/07	% culculation	

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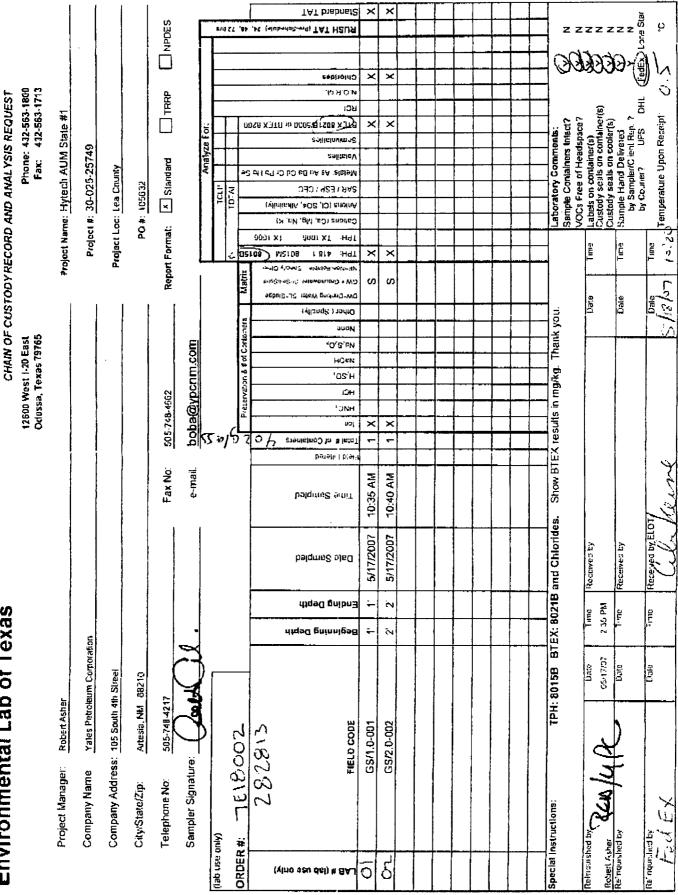
A Xenco Laboratories Company

The results in this report apply to the samples analysed in accordance with the samples received in the laboratory, This analytical report must be reproduced in its entirety, with written approval of Environmental Lab of Texas.

Page 3 of 8

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Environmental Lab of Texas



MAY-24-2007 THU 10:05 AM YATES ENGINEERING

FAX NO. 15057484585

P. 08

P. 09

Environmental Lab of Texas

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Variance/ Corrective Action Report- Sample Log-In

Dient	lates	
Date/ Time	5/12/07	10:20
.ab ID # :	76,180	07
nittals:	CPK	

Sample Receipt Checklist

		. —		Client Initia
#1	Temperature of container/ cooler?	Yes	No	0.5°C
12	Shipping container in good condition?	(Yes)	No	
#3	Custody Seals intact on shipping container/ cooler?	res	No	Not Present
#4	Custody Seals intact on sample bottles/ container?	Yes	No	Not Present
¥5	Chain of Custody present?	(Yes)	No	
<i>‡</i> 6	Sample instructions complete of Chain of Custody?	des/	No	
¥7	Chain of Custody signed when relinquished/ received?	(res)	No	
78	Chain of Custody agrees with sample label(s)?	Yes	No	ID written on Cont./ Lid
¥9	Container label(s) legible and intact?	(Yes)	No	Not Applicable
¥10		(es)	No	
¥11	Containers supplied by ELOT?	Ses_	No	
\$12		(Tes)	No	See Below
¥13		(Yes/	No	See Below
#14		(Yes)	No	
#15		(Yes)	No	
#16		(Vec	No	
417		(Yes)	No	See Below
#18		Ves	No	See Below
#19		Yes	Selo-	Not Applicable
#20	VOC samples have zero headspace?	(Yes)	No	Not Applicable

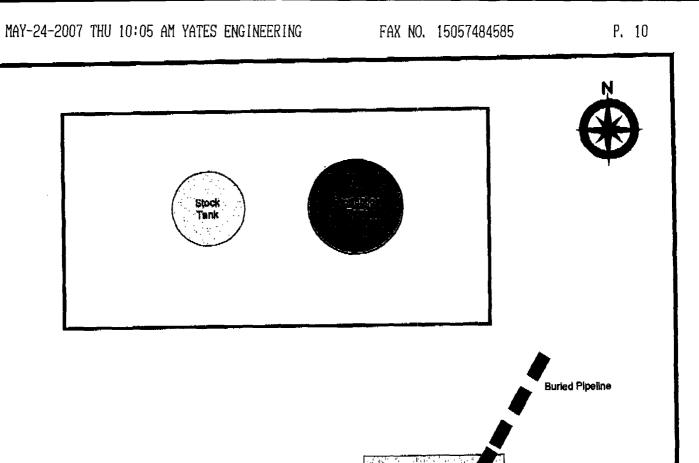
Variance Documentation

Contact:	Contacted by:	Date/ Time:	
Regarding:			
Corrective Action Taken:			

Check all that Apply:

See attached e-mail/ fax

Client understands and would like to proceed with analysis Cooling process had begun shortly after sampling event



	itock Fank						
			Sampl	e Point			Buried Pipeline
					avation		1
Site Ranking is Ten Analytical testing per Excavation Area is a	5/17/2007 5/17/2007 (10). Depth to G formed at Enviror	Grab/Auger Grab/Auger Fround Water: 50 Inmental Lab of T	'exas. All rea	BTEX ND 0.1003 55') sults are p	27.4 87.1	Chlorides 24.7 1030	
CORPORATION	Secti	ch AUM S ion 2, T10 ea County	S-R34E		Env	Sam (No Prepared vironment	EXHIBIT 1 aple Diagram ot to Scale) I by Robert Asher tal Regulatory Agent ay 24, 2007