

District I  
1625 N French Dr., Hobbs, NM 88240  
District II  
811 South First, Artesia, NM 88210  
District III  
1000 Rio Brazos Road, Aztec, NM 87410  
District IV  
2040 South Pacheco, Santa Fe, NM 87505

State of New Mexico  
Energy Minerals and Natural Resources

Oil Conservation Division  
2040 South Pacheco  
Santa Fe, NM 87505

DEC 22 2008

OCD-ARTE-STA

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

☒ Initial Report ☐ Final Report

Name of Company <b>Clayton Williams Energy, Inc.</b> <i>25706</i>	Contact <input type="checkbox"/> <b>Matt Swiere, Production Supt.</b>
Address <b>Six Desta Drive, #2100, Midland, TX 79705</b>	Telephone No. <input type="checkbox"/> <b>(432) 682-6324</b>
Facility Name <b>State 20B/20E Battery</b>	Facility Type <input type="checkbox"/> <b>Tank Battery</b>
Surface Owner <b>State of New Mexico</b>	Mineral Owner <b>State of New Mexico</b>
Lease No. <input type="checkbox"/> <b>B6846</b>	

LOCATION OF RELEASE

Unit Letter <b>A</b>	Section <b>20</b>	Township <b>17S</b>	Range <b>29E</b>	Feet from the <b>990</b>	North/South Line <b>N</b>	Feet from the <b>330</b>	East/West Line <b>E</b>	County <input type="checkbox"/> <b>Eddy</b>
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NATURE OF RELEASE

Type of Release <b>produced water with oily sheen</b>	Volume of Release <b>14</b>	Volume Recovered <input type="checkbox"/> <b>9</b>
Source of Release <b>Water Tank</b>	Date and Hour of Occurrence <b>Est. 12/16 after 3 p.m.</b>	Date and Hour of Discovery <b>9 a.m. 12/17/08</b>
Was Immediate Notice Given? <input type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> Not Required	If YES, To Whom? <b>Mike Bratcher with NM OCD</b>	
By Whom? <input type="checkbox"/> <b>Butch Reid, contract pumper (575) 706-3704</b>	Date and Hour <input type="checkbox"/> <b>12/17/08 approx 4 pm</b>	
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.\*

**Power went out and alarm did not sound. Produced water (with oily sheen) spilled over top of tank. Vacuum truck was called out and picked up approx. 9 bbls.**

Describe Area Affected and Cleanup Action Taken.\*

**Inside dike area of tank and outside dike area (approx. 30' x 30'). No clean up action taken to date. As per instructions from Mike Bratcher with NM OCD, will excavate and take soil samples. CWEI will have our environmental agent Tetra-Tech Environmental handle.**

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: <i>Matt Swiere/ae</i>		OIL CONSERVATION DIVISION	
Printed Name: <b>Matt Swiere</b>		Approved by <input type="checkbox"/> District Supervisor: <i>Tommy SB</i>	Remediation Actions to be completed and Final C-141 submitted with confirmation analyses/ documentation on or before the Expiration Date.
Title: <b>Production Supt.</b>		Approval Date: <b>1-5-09</b>	Expiration Date: <b>3-5-09</b>
Date: <b>12/18/2008</b>	Phone: <b>(432) 682-6324</b>	Conditions of Approval: <i>Stipulations</i>	Attached <input checked="" type="checkbox"/>

\* Attach Additional Sheets If Necessary

2RP - **290**



# New Mexico Energy, Minerals and Natural Resources Department

Bill Richardson  
Governor

Joanna Prukop  
Cabinet Secretary  
Reese Fullerton  
Deputy Cabinet Secretary

Mark Fesmire  
Division Director  
Oil Conservation Division



January 5, 2009

*Certified Letter—Return Receipt Requested*  
7007 2560 0002 2222 8223

Clayton Williams Energy, Inc  
Six Desta Drive, Suite 2100  
Midland, TX 79705

RE: State 20 E 001 30-015-30969  
C-20-17S-29E Eddy County, New Mexico  
2RP-290

Dear Operator:

This office is in receipt of your C-141 regarding the produced fluids release at this facility.

NMOCD Rule 19.15.3.116 NMAC states in part, "The responsible person must complete division approved corrective action for releases which endanger public health or the environment. Releases will be addressed in accordance with a remediation plan submitted to and approved by the division or with an abatement plan submitted in accordance with Section 19 of 19.15.1 NMAC."

A guide document intended to provide direction for remediation of soils and fresh waters contaminated as a result of leaks, spills, or releases of oilfield wastes and products is found on OCD's web site at the following link:  
[http://www.emnrd.state.nm.us/oed/documents/7C\\_spill1.pdf](http://www.emnrd.state.nm.us/oed/documents/7C_spill1.pdf)

The following actions are **required** to be addressed in the **remediation plan**:

- Horizontal and vertical delineation of the spill by soil sampling. Delineation is required until contamination reaches background levels or a site specific acceptable level. Any constituent(s) of concern—to include but not limited to TPH, BTEX, and chlorides—are to be addressed in the delineation and remediation plan.
- Prepare a sketch of the site indicating where and at what depths the samples were taken.
- Submit laboratory results of sampling and the work plan proposal (plan) for remediation, removal and/or clean up of contaminants that may be present at the site.

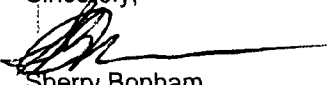
Notify the OCD **48** hours prior to obtaining samples where analyses of samples obtained are to be submitted to the OCD. Notification is to include date and time of sample event.

Within 30 days, **on or before February 5, 2009**, completion of a remediation work plan should be finalized and submitted to the Division summarizing all actions taken or to be taken to mitigate environmental damage related to the leak, spill or release for approval.

Please be advised that NMOCD acceptance and/or approval of documents or work plans 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 and/or approval of documents or work plans do not relieve the operator of responsibility for compliance with any other federal, state, local laws and/or regulations.

If I may be of further assistance with this matter or should you have any questions, please feel free to contact me.

Sincerely,



Sherry Bonham  
NMOCD District II  
575.748.1283 X109

