

AP - 91

# GENERAL CORRESPONDENCE

YEAR(S):  
2010-2011

## Hansen, Edward J., EMNRD

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**From:** Hansen, Edward J., EMNRD  
**Sent:** Wednesday, February 09, 2011 8:17 AM  
**To:** 'C. Gene Samberson'  
**Subject:** RE: NMOC Ref No. 1R-0381 and NMOCD Ref No. 1R-0380 - Plains Marketing Matter

Dear Mr. Samberson:

The Oil Conservation Division (OCD) has received your request for additional time for review of Abatement Plans, AP-91 and AP-92. The OCD has deemed the Plans administratively complete and the 30-day public comment and hearing request period has elapsed in accordance with 19.15.30 NMAC (Part 30). However, the OCD may accept "unofficial" public comment at anytime for review (and possibly resulting in a request to amend the Plans). Therefore, the OCD will accept comments regarding the Plans by February 25, 2011 per Mr. Goff's request. Please submit your comments by February 25, 2011 for appropriate consideration by OCD prior to the OCD acting on the Plans. Untimely requests for hearing may be accepted by the OCD, but the decision to consider such requests will be at the discretion of the OCD Director.

Please contact me if you have any questions regarding this matter at 505-476-3489.

Edward J. Hansen  
Hydrologist  
Environmental Bureau

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**From:** C. Gene Samberson [<mailto:hsnccgs@leaco.net>]  
**Sent:** Wednesday, January 19, 2011 7:52 AM  
**To:** Hansen, Edward J., EMNRD  
**Subject:** NMOC Ref No. 1R-0381 and NMOCD Ref No. 1R-0380 - Plains Marketing Matter

Dear Mr. Hansen,

Please find attached Mr. Samberson's correspondence in reference to the above mentioned matter.

If you have any questions, please do not hesitate to call.

Cheryl Dudley, Secretary for,  
**C. Gene Samberson**  
**Heidel, Samberson, Newell, Cox & McMahon**  
P.O. Drawer 1599  
Lovington, NM 88260  
Ph: (575) 396-5303  
Fax: (575) 396-5305  
E-mail: [hsnccgs@leaco.net](mailto:hsnccgs@leaco.net) or [heidellaw@yahoo.com](mailto:heidellaw@yahoo.com)

*LAW OFFICES*

**HEIDEL, SAMBERSON, NEWELL, COX & McMAHON**

C. GENE SAMBERSON  
MICHAEL T. NEWELL  
LEWIS C. COX, III  
PATRICK B. McMAHON

311 NORTH FIRST STREET  
POST OFFICE DRAWER 1599  
LOVINGTON, NM 88260  
TELEPHONE (575) 396-5303  
FAX (575) 396-5305

F.L. HEIDEL  
(1913-1985)

January 18, 2011

**VIA E-MAIL/[edwardj.hanson@state.nm.us](mailto:edwardj.hanson@state.nm.us)**

Mr. Edward J. Hansen  
Hydrologist  
Environmental Bureau  
Energy Minerals and Natural Resources Department  
Santa Fe, NM 87504

**Re: State 1 and Stage 2 Abatement Plan  
(AP-92) Administratively Incomplete for the Plains Marketing's  
8-inch Moore to Jal #2  
NMOCD Ref. # 1R-0381  
SRS #2002-10273**

**Stage 1 and 2 Abatement Plan  
(AP-91) Administratively Incomplete for the Plains Marketing's  
8-inch Moore to Jal #1  
NMOCD Ref # 1R-0380  
SRS #2002-10270**

Dear Mr. Hansen:

Mr. Buster Goff, a Trustee of the Kenneth Ivan Goff Trust, requests additional time in which to review the captioned plans and any filings which may have been made by Plains Marketing with the OCD since the April 30, 2008 filings of the captioned Plans. The initial thirty (30) day period has not been adequate to review the two lengthy Plans plus additional filings which may have been made by Plains since the Plans were originally filed on April 30, 2008. This is particularly true because the date of publication of these matters occurred on December 23, 2010, and with the holidays for Christmas, the New Year and the normal year end rush to complete transactions or to commence new transactions in the calendar year 2010, to commence new transactions at the beginning of 2011.

Letter to Mr. Edward J. Hansen  
Hydrologist  
Environmental Bureau  
Energy Minerals and Natural Resources Department

*Re: State 1 and Stage 2 Abatement Plan  
(AP-92) Administratively Incomplete for the Plains Marketing's  
8-inch Moore to Jal #2  
NMOCD Ref. # 1R-0381  
SRS #2002-10273*

*Stage 1 and 2 Abatement Plan  
(AP-91) Administratively Incomplete for the Plains Marketing's  
8-inch Moore to Jal #1  
NMOCD Ref # 1R-0380  
SRS #2002-10270*

January 18, 2011  
Page two.

The Trust is the leaseholder of the State of New Mexico Agricultural Lease on the land involved in the captioned Abatement Plans. On behalf of Mr. Goff we request additional time through February 25, 2011, in which to review these plans and provide written comments or provide a written request for hearing.

Very Truly Yours,

**HEIDEL, SAMBERSON, NEWELL, COX & McMAHON**

By:  
**C. Gene Samberson**

CGS:cd  
pc: Mr. Buster Goff

**Jason Henry**

**From:** Jason Henry  
**Sent:** Tuesday, January 11, 2011 10:54 AM  
**To:** 'Hansen, Edward J., EMNRD'  
**Cc:** Jeffrey P Dann  
**Subject:** RE: Stage 1 and Stage 2 Abatement Plan (AP-91) Proof of Public Notice Submittal Extension Approval  
**Attachments:** AP-91 (MJ#1) Mailed notification letters 1.pdf; AP-91 (MJ#1) Mailed notification letters 2.pdf; AP-91 (MJ#1) Affidavits of Publication.pdf

Ed,

Plains respectfully requests that the NMOCD accept the attached documents as proof of public notice for the above-referenced abatement plan. The notification letters were mailed during the week of 12/13/2010. I will mail you hard copies of the attached documents for your file.

Please let me know if you have any questions or need more information.

Thank you,  
 Jason Henry  
 575-441-1099

**From:** Hansen, Edward J., EMNRD [mailto:edwardj.hansen@state.nm.us]  
**Sent:** Tuesday, January 04, 2011 4:50 PM  
**To:** Jason Henry  
**Cc:** Jeffrey P Dann; Leking, Geoffrey R, EMNRD  
**Subject:** Stage 1 and Stage 2 Abatement Plan (AP-91) Proof of Public Notice Submittal Extension Approval

**RE: Stage 1 and Stage 2 Abatement Plan (AP-91) Proof of Public Notice Submittal Extension Approval**  
**for the Plains Marketing's**  
**8-inch Moore to Jal #1 Release Site (formally, 1R-380)**  
**Unit Letter F, Section 16, T17S, R37E, NMPM, Lea County, New Mexico**

Dear Mr. Henry:

The New Mexico Oil Conservation Division (OCD) has reviewed your request for extension of submittal of proof of public notice for the above-referenced abatement plan. The OCD hereby approves the request for extension of the submittal of proof of public notice until Tuesday, February 1, 2011.

Also, please be advised that OCD approval of this extension for submittal does not relieve the owner/operator of responsibility should operations pose a threat to ground water, surface water, human health or the environment. In addition, NMOCD approval does not relieve the owner/operator of responsibility for compliance with any OCD, federal, state, or local laws and/or regulations.

If you have questions regarding this matter, please contact me at 505-476-3489.

Edward J. Hansen  
 Hydrologist  
 1/11/2011

Environmental Bureau

**From:** Jason Henry [mailto:JHenry@paalp.com]  
**Sent:** Tuesday, January 04, 2011 12:50 PM  
**To:** Hansen, Edward J., EMNRD  
**Cc:** Jeffrey P Dann  
**Subject:** RE: Stage 1 and Stage 2 Abatement Plan (AP-91) Administratively Incomplete

Ed,

Plains respectfully requests an extension to the deadline for submitting proof of public notice for the subject Abatement Plan. I'm currently awaiting Affidavit's of Publication from the Hobbs News-Sun and The Albuquerque Journal newspapers. The notice was published in the Hobbs News-Sun on 12/23/2010 and in The Albuquerque Journal on 12/18/2010.

Please let me know if you have any questions or need more information.

Thank you,

Jason Henry  
 575-441-1099

**From:** Hansen, Edward J., EMNRD [mailto:edwardj.hansen@state.nm.us]  
**Sent:** Wednesday, November 17, 2010 7:14 PM  
**To:** Jason Henry  
**Cc:** Leking, Geoffrey R, EMNRD; Jeffrey P Dann  
**Subject:** RE: Stage 1 and Stage 2 Abatement Plan (AP-91) Administratively Incomplete

**RE: Stage 1 and Stage 2 Abatement Plan (AP-91) Administratively Complete  
 for the Plains Marketing's  
 8-inch Moore to Jal #1 Release Site (formally, 1R-380)  
 Unit Letter F, Section 16, T17S, R37E, NMPM, Lea County, New Mexico**

Dear Mr. Henry:

The New Mexico Oil Conservation Division (OCD) has received the Stage 1 and Stage 2 Abatement Plan for the Plains 8-inch Moore to Jal #1 Release Site, dated April 30, 2008, and has conducted a review of the Abatement Plan. The Plan, submitted for the above-referenced site, indicates that Plains has met the requirements of OCD Part 30 (formerly, Rule 19) for a Stage 1 and Stage 2 Abatement Plan. Therefore, the OCD hereby deems administratively complete the Stage 1 and Stage 2 Abatement Plan (AP-91) for the above-referenced site in accordance with 19.15.30.15 NMAC.

Also, the OCD hereby conditionally approves the Public Notice for the Stage 1 and Stage 2 Abatement Plan (AP-91) as submitted with the above-referenced Abatement Plan:

Plains must edit the Public Notice to include "...**(AP-91)**..." after each reference to the Abatement Plan.

Plains must submit proof of public notice to demonstrate compliance with 19.15.30.15 NMAC to the OCD within 45 days.

1/11/2011

Please be advised that OCD approval of this Plan and Public Notice does not relieve the owner/operator of responsibility should operations pose a threat to ground water, surface water, human health or the environment. In addition, OCD approval does not relieve the owner/operator of responsibility for compliance with any OCD, federal, state, or local laws and/or regulations.

If you have any questions regarding this matter, please contact me at 505-476-3489.

Edward J. Hansen  
Hydrologist  
Environmental Bureau

**From:** Jason Henry [mailto:JHenry@paalp.com]  
**Sent:** Monday, November 15, 2010 3:11 PM  
**To:** Hansen, Edward J., EMNRD  
**Subject:** RE: Stage 1 and Stage 2 Abatement Plan (AP-91) Administratively Incomplete

Ed,

Attached is the draft Public Notice for the 8-inch Moore to Jal #1 site (1R-380, AP-91) for your review.

Thank you,

Jason Henry  
575-441-1099

**From:** Hansen, Edward J., EMNRD [mailto:edwardj.hansen@state.nm.us]  
**Sent:** Wednesday, November 10, 2010 6:11 PM  
**To:** Jason Henry  
**Cc:** Leking, Geoffrey R, EMNRD; Jeffrey P Dann  
**Subject:** Stage 1 and Stage 2 Abatement Plan (AP-91) Administratively Incomplete

**RE: Stage 1 and Stage 2 Abatement Plan (AP-91) Administratively Incomplete  
for the Plains Marketing's  
8-inch Moore to Jal #1 Release Site (formally, 1R-380)  
Unit Letter F, Section 16, T17S, R37E, NMPM, Lea County, New Mexico**

Dear Mr. Henry:

The New Mexico Oil Conservation Division (OCD) has received the Stage and Stage 2 Abatement Plan for the Plains 8-inch Moore to Jal #1 Release Site, dated April 30, 2008, and has conducted a review of the Abatement Plan. The Plan, submitted for the above-referenced site, indicates that ROC has not met the requirements of OCD Part 30 (formerly, Rule 19) for a Stage 2 Abatement Plan [see 19.15.30.13D(2)(g) NMAC]. Therefore, the OCD hereby deems administratively incomplete the Stage 1 and Stage 2 Abatement Plan (AP-91) for the above-referenced site, in accordance with 19.15.30.15 NMAC.

- Please submit a draft Public Notice (in accordance with 19.15.30.15 NMAC) for the Stage 1 and Stage 2 Abatement Plan (AP-91) to the OCD for approval within 30 days. Please refer to Commission Rule (19.15.30 NMAC) rather than Division Regulations. In addition, please indicate the type and volume of the release. Also, please add the phrase "...or may also be

1/11/2011

viewed at the Oil Conservation Division website:

<http://ocdimage.emnrd.state.nm.us/imaging/AEOrderCriteria.aspx>.” when referring to viewing the Abatement Plan by the public. Additionally, please indicate that 30 days are allowed for a comment period. [*see the Public Notice for AP-96*]

If you have any questions regarding this matter, please contact me at 505-476-3489.

Edward J. Hansen  
Hydrologist  
Environmental Bureau

Confidentiality Notice: This e-mail, including all attachments is for the sole use of the intended recipient (s) and may contain confidential and privileged information. Any unauthorized review, use, disclosure or distribution is prohibited unless specifically provided under the New Mexico Inspection of Public Records Act. If you are not the intended recipient, please contact the sender and destroy all copies of this message. -- This email has been scanned by the Sybari - Antigen Email System.

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**NOTICE OF PUBLICATION**

**STATE OF NEW MEXICO  
ENERGY, MINERALS, AND  
NATURAL RESOURCES  
DEPARTMENT  
OIL CONSERVATION DIVISION**

Notice is hereby given that pursuant to New Mexico Oil Conservation Commission Rules (19.15.30 NMAC), the following Stage 1 and Stage 2 Abatement Plan (AP-91) Proposals have been submitted to the Director of the Oil Conservation Division, 1220 St. Francis Drive, Santa Fe, New Mexico, 87505, Telephone (505) 476-3440:

Plains Marketing, L.P., Jason Henry, Remediation Coordinator, Telephone (575) 441-1099, 3112 W. US Hwy 82, Lovington, New Mexico 88260 has submitted a Stage 1 and Stage 2 Abatement Plan (AP-91) Proposal for the 8-inch Moore to Jal #1 leak site, located in Unit Letter F of Section 16, Township 17 South, Range 37 East, NMPM, Lea County, New Mexico. Plains Marketing, L.P. operates a crude oil pipeline at the site. An estimated volume of 200 barrels of crude oil was released from a pipeline at the site. Crude oil and benzene contamination in excess of the New Mexico Water Quality Control Commission standards has been observed in groundwater at the site. The Stage 1 and Stage 2 Abatement (AP-91) Plan Proposal presents the following activities: designate a responsible person relative to plan submittal, describes and maps the site, provides historical information including previous investigation, characterizes the site as to geology and hydrogeology; determines vertical and horizontal extent and magnitude of vadose zone and groundwater contamination, determines rate and direction of contamination migration, provides inventory of water wells in the vicinity, provided location and number of wells actually or potentially affected by the pollution, defined surface water hydrology, determined seasonal stream flow characteristics, determined groundwater/surface water relationships, determined the vertical and horizontal extent and magnitude of contamination, establishes a monitoring program, establishes a Quality Assurance Plan, soil and groundwater remediation strategies, and surface restoration strategies.

Any interested person may obtain further information from the Oil

Conservation Division and may submit to the Director of the Oil Conservation Division, at the address given above, written comments or a written request for a public hearing that includes reasons why a hearing should be held. The Stage 1 and Stage 2 Abatement Plan (AP-91) Proposals may be viewed at the above address or at the Oil Conservation Division Hobbs District Office, 1625 North French Drive, Hobbs, New Mexico 88240, telephone (575) 393-6161, between 8:00 a.m. and 4:00 p.m., Monday through Friday. Additionally, Stage 1 and Stage 2 Abatement Plan (AP-91) Proposals may also be viewed at the Oil Conservation Division website: <http://ccdiimage.amnrd.state.nm.us/imaging/AEOOrderCriteria.aspx>. Prior to ruling on the proposed Stage 1 and Stage 2 Abatement Plan (AP-91) Proposals, the Director of the Oil Conservation Division shall allow thirty (30) days after the date of publication of this notice during which written comments or a written request for a hearing may be submitted.

Journal: December 18, 2010

**STATE OF NEW MEXICO**

**County of Bernalillo**

**SS**

Linda MacEachen, being duly sworn, declares and says that she is Classified Advertising Manager of The Albuquerque Journal, and that this newspaper is duly qualified to publish legal notices or advertisements within the meaning of Section 3, Chapter 167, Session Laws of 1937, and that payment therefore has been made of assessed as court cost; that the notice, copy of which is hereto attached, was published in said paper in the regular daily edition, for 1 times, the first publication being on the 18 day of December, 2010, and the subsequent consecutive publications on \_\_\_\_\_

, 20\_\_\_\_\_.

Linda C. MacEachen

Sworn and subscribed before me, a Notary Public, in and for the County of Bernalillo and State of New Mexico this 18 day of December of 2010.

PRICE \$170.76

Statement to come at end of month.

ACCOUNT NUMBER C 92698

CLA-22-A (R-1/93)

[Signature]

# Affidavit of Publication

State of New Mexico,  
County of Lea.

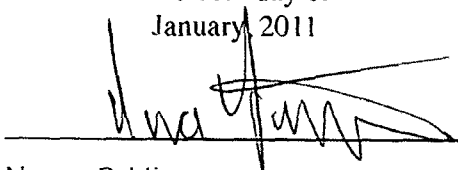
I, JUDY HANNA  
PUBLISHER

of the Hobbs News-Sun, a  
newspaper published at Hobbs, New  
Mexico, do solemnly swear that the  
clipping attached hereto was  
published in the regular and entire  
issue of said newspaper, and not a  
supplement thereof for a period

of 1 issue(s).  
Beginning with the issue dated  
December 23, 2010  
and ending with the issue dated  
December 23, 2010

  
PUBLISHER

Sworn and subscribed to before me  
this 10th day of  
January 2011

  
Notary Public

My commission expires  
February 09, 2013  
(Seal)



This newspaper is duly qualified to  
publish legal notices or  
advertisements within the meaning of  
Section 3, Chapter 167, Laws of  
1937 and payment of fees for said  
publication has been made.

LEGAL

LEGAL

## PUBLIC NOTICE DECEMBER 23, 2010 NOTICE OF PUBLICATION

STATE OF NEW MEXICO  
ENERGY, MINERALS, AND NATURAL RESOURCES DE-  
PARTMENT  
OIL CONSERVATION DIVISION

Notice is hereby given that pursuant to New Mexico Oil  
Conservation Commission Rules (19.15.30 NMAC), the fol-  
lowing Stage 1 and Stage 2 Abatement Plan (AP-91) Pro-  
posals have been submitted to the Director of the Oil Con-  
servation Division, 1220 St. Francis Drive, Santa Fe, New  
Mexico, 87505, Telephone (505) 476-3440:

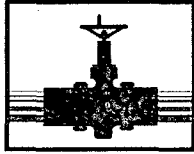
Plains Marketing, L.P., Jason Henry,  
Remediation Coordinator, Telephone (575)  
441-1099, 3112 W. US Hwy 82, Lovington, New  
Mexico 88260 has submitted a Stage 1 and  
Stage 2 Abatement Plan (AP-91) Proposal for  
the 8-inch Moore to Jal #1 leak site, located in  
Unit Letter F of Section 16, Township 17 South,  
Range 37 East, NMPM, Lea County, New  
Mexico. Plains Marketing, L.P. operates a  
crude oil pipeline at the site. An estimated  
volume of 200 barrels of crude oil was released  
from a pipeline at the site. Crude oil and  
benzene contamination in excess of the New  
Mexico Water Quality Control Commission  
standards has been observed in groundwater at  
the site. The Stage 1 and Stage 2 Abatement  
(AP-91) Plan Proposal presents the following  
activities: designate a responsible person  
relative to plan submittal, describes and maps  
the site, provides historical information including  
previous investigation, characterizes the site as  
to geology and hydrogeology; determines  
vertical and horizontal extent and magnitude of  
vadose zone and groundwater contamination,  
determines rate and direction of contamination  
migration, provides inventory of water wells in  
the vicinity, provided location and number of  
wells actually or potentially affected by the  
pollution, defined surface water hydrology,  
determined seasonal stream flow  
characteristics, determined groundwater/  
surface water relationships, determined the  
vertical and horizontal extent and magnitude of  
contamination, establishes a monitoring  
program, establishes a Quality Assurance Plan,  
soil and groundwater remediation strategies,  
and surface restoration strategies.

Any interested person may obtain further information from  
the Oil Conservation Division and may submit to the Direc-  
tor of the Oil Conservation Division, at the address given  
above, written comments or a written request for a public  
hearing that includes reasons why a hearing should be  
held. The Stage 1 and Stage 2 Abatement Plan (AP-91)  
Proposals may be viewed at the above address or at the  
Oil Conservation Division Hobbs District Office, 1625 North  
French Drive, Hobbs, New Mexico 88240, telephone (575)  
393-6161, between 8:00 a.m. and 4:00 p.m., Monday  
through Friday. Additionally, Stage 1 and Stage 2 Abate-  
ment Plan (AP-91) Proposals may also be viewed at the Oil  
Conservation Division website:  
<http://ocdimage.emnrd.state.nm.us/imaging/AEOOrderCriteria.aspx>.  
Prior to ruling on the proposed Stage 1 and Stage 2 Abate-  
ment Plan (AP-91) Proposals, the Director of the Oil Con-  
servation Division shall allow thirty (30) days after the date  
of publication of this notice during which written comments  
or a written request for a hearing may be submitted.  
#26285

49100828 00065225

DENNIS SHEARER  
PLAINS MARKETING L.P.  
HOBBS ACCOUNTS PAYABLE  
PO BOX 4648  
HOUSTON, TX 77210-4648

December 16, 2010



# PLAINS

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## MARKETING L.P.

Chris Shuey  
Southwest Research & Information Center  
P. O. Box 4524  
Albuquerque, NM 87106

Dear Sir or Madam:

Notice is hereby given that pursuant to New Mexico Oil Conservation Commission Rules (19.15.30 NMAC), the following Stage 1 and Stage 2 Abatement Plan (AP-91) Proposals have been submitted to the Director of the Oil Conservation Division, 1220 St. Francis Drive, Santa Fe, New Mexico, 87505, Telephone (505) 476-3440:

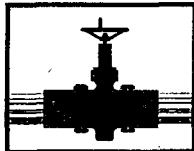
Plains Marketing, L.P., Jason Henry, Remediation Coordinator, Telephone (575) 441-1099, 3112 W. US Hwy 82, Lovington, New Mexico 88260 has submitted a Stage 1 and Stage 2 Abatement Plan (AP-91) Proposal for the 8-inch Moore to Jal #1 leak site, located in Unit Letter F of Section 16, Township 17 South, Range 37 East, NMPM, Lea County, New Mexico. Plains Marketing, L.P. operates a crude oil pipeline at the site. An estimated volume of 200 barrels of crude oil was released from a pipeline at the site. Crude oil and benzene contamination in excess of the New Mexico Water Quality Control Commission standards has been observed in groundwater at the site. The Stage 1 and Stage 2 Abatement (AP-91) Plan Proposal presents the following activities: designate a responsible person relative to plan submittal, describes and maps the site, provides historical information including previous investigation, characterizes the site as to geology and hydrogeology; determines vertical and horizontal extent and magnitude of vadose zone and groundwater contamination, determines rate and direction of contamination migration, provides inventory of water wells in the vicinity, provided location and number of wells actually or potentially affected by the pollution, defined surface water hydrology, determined seasonal stream flow characteristics, determined groundwater/surface water relationships, determined the vertical and horizontal extent and magnitude of contamination, establishes a monitoring program, establishes a Quality Assurance Plan, soil and groundwater remediation strategies, and surface restoration strategies.

Any interested person may obtain further information from the Oil Conservation Division and may submit to the Director of the Oil Conservation Division, at the address given above, written comments or a written request for a public hearing that includes reasons why a hearing should be held. The Stage 1 and Stage 2 Abatement Plan (AP-91) Proposals may be viewed at the above address or at the Oil Conservation Division Hobbs District Office, 1625 North French Drive, Hobbs, New Mexico 88240, telephone (575) 393-6161, between 8:00 a.m. and 4:00 p.m., Monday through Friday. Additionally, Stage 1 and Stage 2 Abatement Plan (AP-91) Proposals may also be viewed at the Oil Conservation Division website: <http://ocdimage.emnrd.state.nm.us/imaging/AEOrderCriteria.aspx>. Prior to ruling on the proposed Stage 1 and Stage 2 Abatement Plan (AP-91) Proposals, the Director of the Oil Conservation Division shall allow thirty (30) days after the date of publication of this notice during which written comments or a written request for a hearing may be submitted.

Sincerely,

Jason Henry  
Remediation Coordinator  
Plains Marketing, L.P.  
Telephone (575) 441-1099  
3112 West U.S. Hwy 82  
Lovington, NM 88260

December 16, 2010



# PLAINS

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## MARKETING L.P.

Field Supervisor  
US Fish & Wildlife Service  
2105 Osuna Road, Northeast  
Albuquerque, NM 87113

Dear Sir or Madam:

Notice is hereby given that pursuant to New Mexico Oil Conservation Commission Rules (19.15.30 NMAC), the following Stage 1 and Stage 2 Abatement Plan (AP-91) Proposals have been submitted to the Director of the Oil Conservation Division, 1220 St. Francis Drive, Santa Fe, New Mexico, 87505, Telephone (505) 476-3440:

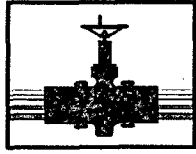
Plains Marketing, L.P., Jason Henry, Remediation Coordinator, Telephone (575) 441-1099, 3112 W. US Hwy 82, Lovington, New Mexico 88260 has submitted a Stage 1 and Stage 2 Abatement Plan (AP-91) Proposal for the 8-inch Moore to Jal #1 leak site, located in Unit Letter F of Section 16, Township 17 South, Range 37 East, NMPM, Lea County, New Mexico. Plains Marketing, L.P. operates a crude oil pipeline at the site. An estimated volume of 200 barrels of crude oil was released from a pipeline at the site. Crude oil and benzene contamination in excess of the New Mexico Water Quality Control Commission standards has been observed in groundwater at the site. The Stage 1 and Stage 2 Abatement (AP-91) Plan Proposal presents the following activities: designate a responsible person relative to plan submittal, describes and maps the site, provides historical information including previous investigation, characterizes the site as to geology and hydrogeology; determines vertical and horizontal extent and magnitude of vadose zone and groundwater contamination, determines rate and direction of contamination migration, provides inventory of water wells in the vicinity, provided location and number of wells actually or potentially affected by the pollution, defined surface water hydrology, determined seasonal stream flow characteristics, determined groundwater/surface water relationships, determined the vertical and horizontal extent and magnitude of contamination, establishes a monitoring program, establishes a Quality Assurance Plan, soil and groundwater remediation strategies, and surface restoration strategies.

Any interested person may obtain further information from the Oil Conservation Division and may submit to the Director of the Oil Conservation Division, at the address given above, written comments or a written request for a public hearing that includes reasons why a hearing should be held. The Stage 1 and Stage 2 Abatement Plan (AP-91) Proposals may be viewed at the above address or at the Oil Conservation Division Hobbs District Office, 1625 North French Drive, Hobbs, New Mexico 88240, telephone (575) 393-6161, between 8:00 a.m. and 4:00 p.m., Monday through Friday. Additionally, Stage 1 and Stage 2 Abatement Plan (AP-91) Proposals may also be viewed at the Oil Conservation Division website: <http://ocdimage.emnrd.state.nm.us/imaging/AEOrderCriteria.aspx>. Prior to ruling on the proposed Stage 1 and Stage 2 Abatement Plan (AP-91) Proposals, the Director of the Oil Conservation Division shall allow thirty (30) days after the date of publication of this notice during which written comments or a written request for a hearing may be submitted.

Sincerely,

Jason Henry  
Remediation Coordinator  
Plains Marketing, L.P.  
Telephone (575) 441-1099  
3112 West U.S. Hwy 82  
Lovington, NM 88260

December 16, 2010



# PLAINS

## MARKETING L.P.

Regional Forester  
USFS Southwestern Regional Office  
333 Broadway SE  
Albuquerque, NM 87102

Dear Sir or Madam:

Notice is hereby given that pursuant to New Mexico Oil Conservation Commission Rules (19.15.30 NMAC), the following Stage 1 and Stage 2 Abatement Plan (AP-91) Proposals have been submitted to the Director of the Oil Conservation Division, 1220 St. Francis Drive, Santa Fe, New Mexico, 87505, Telephone (505) 476-3440:

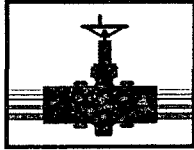
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Sincerely,

Jason Henry  
Remediation Coordinator  
Plains Marketing, L.P.  
Telephone (575) 441-1099  
3112 West U.S. Hwy 82  
Lovington, NM 88260

December 16, 2010



# PLAINS

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## MARKETING L.P.

Claudette Horn  
Environmental Counsel  
Public Service Co. of New Mexico  
414 Silver, Southwest  
Albuquerque, NM 87158

Dear Sir or Madam:

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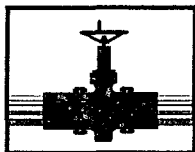
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Remediation Coordinator  
Plains Marketing, L.P.  
Telephone (575) 441-1099  
3112 West U.S. Hwy 82  
Lovington, NM 88260

6 Desta Drive, Suite 6600 ■ Midland, Texas 79705 ■ 432-687-8900

December 16, 2010



# PLAINS

## MARKETING L.P.

William Fetner  
New Mexico Trustee for Natural Resources  
c/o American Ground Water Consultants  
610 Gold St. SW, Suite 111  
Albuquerque, NM 87102

Dear Sir or Madam:

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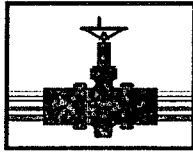
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3112 West U.S. Hwy 82  
Lovington, NM 88260

6 Desta Drive, Suite 6600 ■ Midland, Texas 79705 ■ 432-687-8900

December 16, 2010



# PLAINS

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## MARKETING L.P.

Ron Dutton  
Southwestern Public Service  
P. O. Box 1261  
Amarillo, TX 79170

Dear Sir or Madam:

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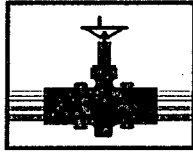
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Plains Marketing, L.P.  
Telephone (575) 441-1099  
3112 West U.S. Hwy 82  
Lovington, NM 88260



December 16, 2010



# PLAINS

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## MARKETING L.P.

Dr. Harry Bishara  
P. O. Box 748  
Cuba, NM 87013

Dear Sir or Madam:

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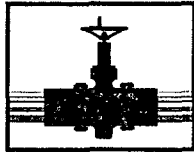
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Lovington, NM 88260

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# PLAINS

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## MARKETING L.P.

Soil and Water Conservation Bureau  
New Mexico Agriculture Department  
Ag Programs and Resources División  
Box 30005/APR  
Las Cruces, NM 88003

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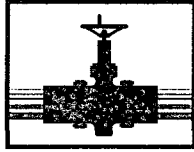
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Jason Henry  
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Plains Marketing, L.P.  
Telephone (575) 441-1099  
3112 West U.S. Hwy 82  
Lovington, NM 88260

December 16, 2010



# PLAINS

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## MARKETING L.P.

Director  
State Parks & Recreation  
1220 S. St. Francis  
Santa Fe, NM 87505

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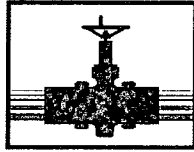
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3112 West U.S. Hwy 82  
Lovington, NM 88260

December 16, 2010



# PLAINS

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## MARKETING L.P.

Secretary  
New Mexico Environment Department  
P. O. Box 5469  
Santa Fe, NM 87502

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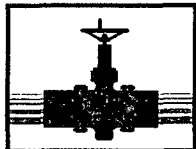
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Plains Marketing, L.P.  
Telephone (575) 441-1099  
3112 West U.S. Hwy 82  
Lovington, NM 88260

December 16, 2010



# PLAINS

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## MARKETING L.P.

Director  
NM Department of Game & Fish  
Villagra Building  
Santa Fe, NM 87503

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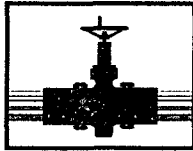
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3112 West U.S. Hwy 82  
Lovington, NM 88260

December 16, 2010



# PLAINS

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## MARKETING L.P.

New Mexico State Engineer  
Office of the State Engineer  
130 South Capitol St.  
Concha Ortiz y Pino Bldg.  
Santa Fe, NM 87504-5102

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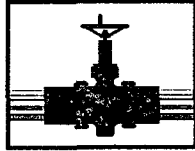
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Sincerely,

Jason Henry  
Remediation Coordinator  
Plains Marketing, L.P.  
Telephone (575) 441-1099  
3112 West U.S. Hwy 82  
Lovington, NM 88260

6 Desta Drive, Suite 6600 ■ Midland, Texas 79705 ■ 432-687-8900

December 16, 2010



# PLAINS

---

## MARKETING L.P.

State Director  
Bureau of Land Management  
P. O. Box 27115  
Santa Fe, NM 87502

Dear Sir or Madam:

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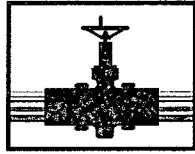
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Remediation Coordinator  
Plains Marketing, L.P.  
Telephone (575) 441-1099  
3112 West U.S. Hwy 82  
Lovington, NM 88260

December 16, 2010



# PLAINS

MARKETING L.P.

Jay Lazarus  
P. O. Box 5727  
Santa Fe, NM 87502

Dear Sir or Madam:

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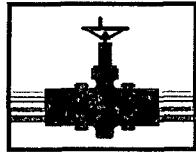
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Remediation Coordinator  
Plains Marketing, L.P.  
Telephone (575) 441-1099  
3112 West U.S. Hwy 82  
Lovington, NM 88260



December 16, 2010



# PLAINS

## MARKETING L.P.

Bruce S. Garber  
Attorney at Law  
P. O. Box 0850  
Santa Fe, NM 87504

Dear Sir or Madam:

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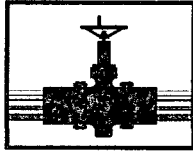
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3112 West U.S. Hwy 82  
Lovington, NM 88260

6 Desta Drive, Suite 6600 ■ Midland, Texas 79705 ■ 432-687-8900

December 16, 2010



# PLAINS

---

## MARKETING L.P.

Chief  
Ground Water Quality Bureau  
Runnels Building  
1190 St. Francis Dr.  
P.O. Box 5469  
Santa Fe, NM 87502

Dear Sir or Madam:

Notice is hereby given that pursuant to New Mexico Oil Conservation Commission Rules (19.15.30 NMAC), the following Stage 1 and Stage 2 Abatement Plan (AP-91) Proposals have been submitted to the Director of the Oil Conservation Division, 1220 St. Francis Drive, Santa Fe, New Mexico, 87505, Telephone (505) 476-3440:

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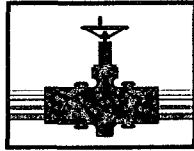
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Lovington, NM 88260

6 Desta Drive, Suite 6600 ■ Midland, Texas 79705 ■ 432-687-8900

December 16, 2010



# PLAINS

---

## MARKETING L.P.

Chief  
Hazardous Waste Bureau  
1190 St. Francis Dr.  
P.O. Box 5469  
Santa Fe, NM 87502

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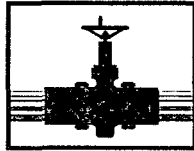
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3112 West U.S. Hwy 82  
Lovington, NM 88260

6 Desta Drive, Suite 6600 ■ Midland, Texas 79705 ■ 432-687-8900

December 16, 2010



# PLAINS

---

## MARKETING L.P.

State Historic Preservation Officer  
Bataan Building, 407 Galisteo St., Ste. 236  
Santa Fe, NM 87501

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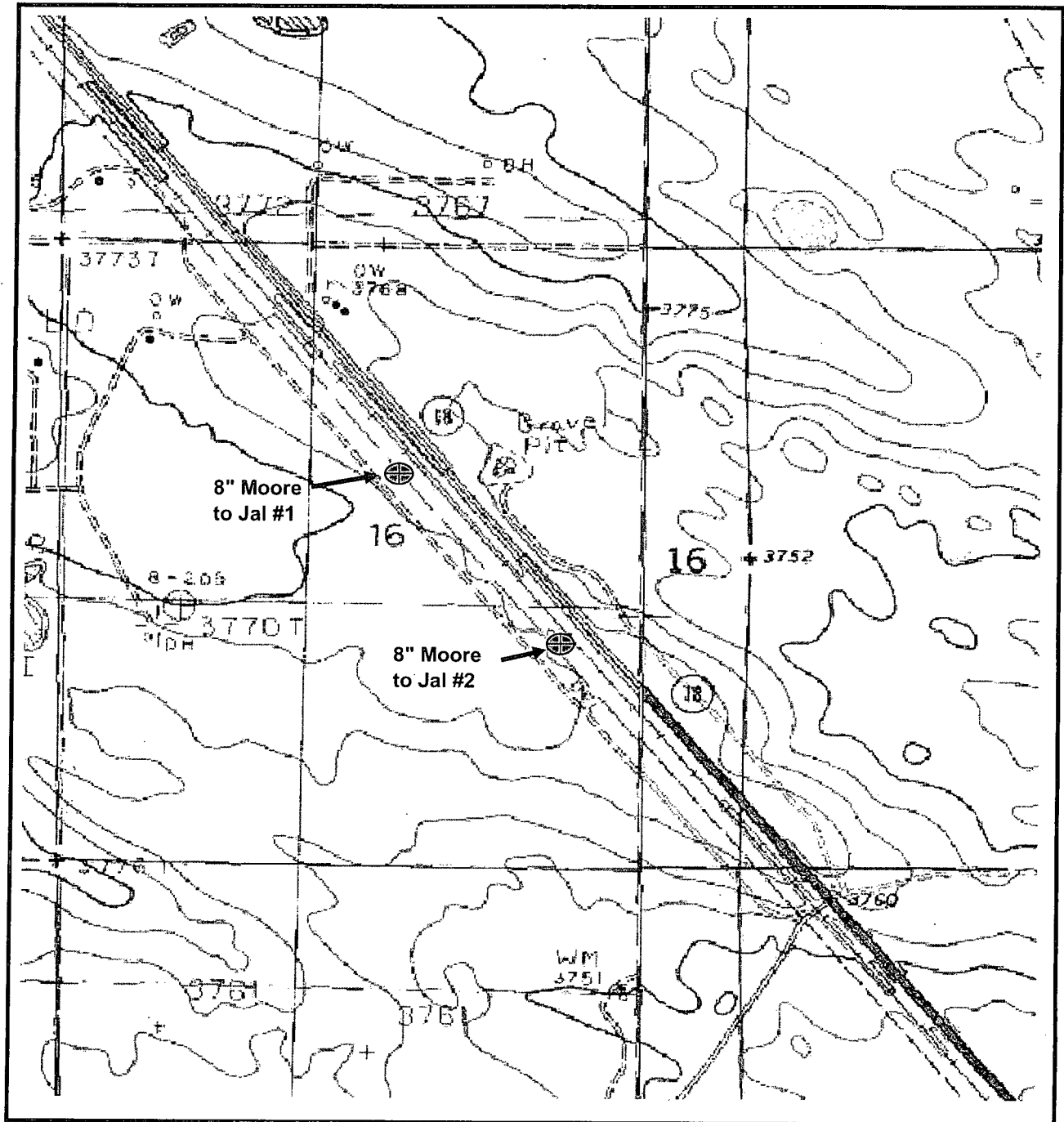
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Plains Marketing, L.P.  
Telephone (575) 441-1099  
3112 West U.S. Hwy 82  
Lovington, NM 88260

8" Moore to Jal #1 #2  
Topographic Map



Center: 32.8347°N 103.2532°W

Elevation at center: 3,763 feet (1,147 meters)

Quad: USGS Lovington SE

Drg Name: o32103g3

Drg Source Scale: 1:24,000

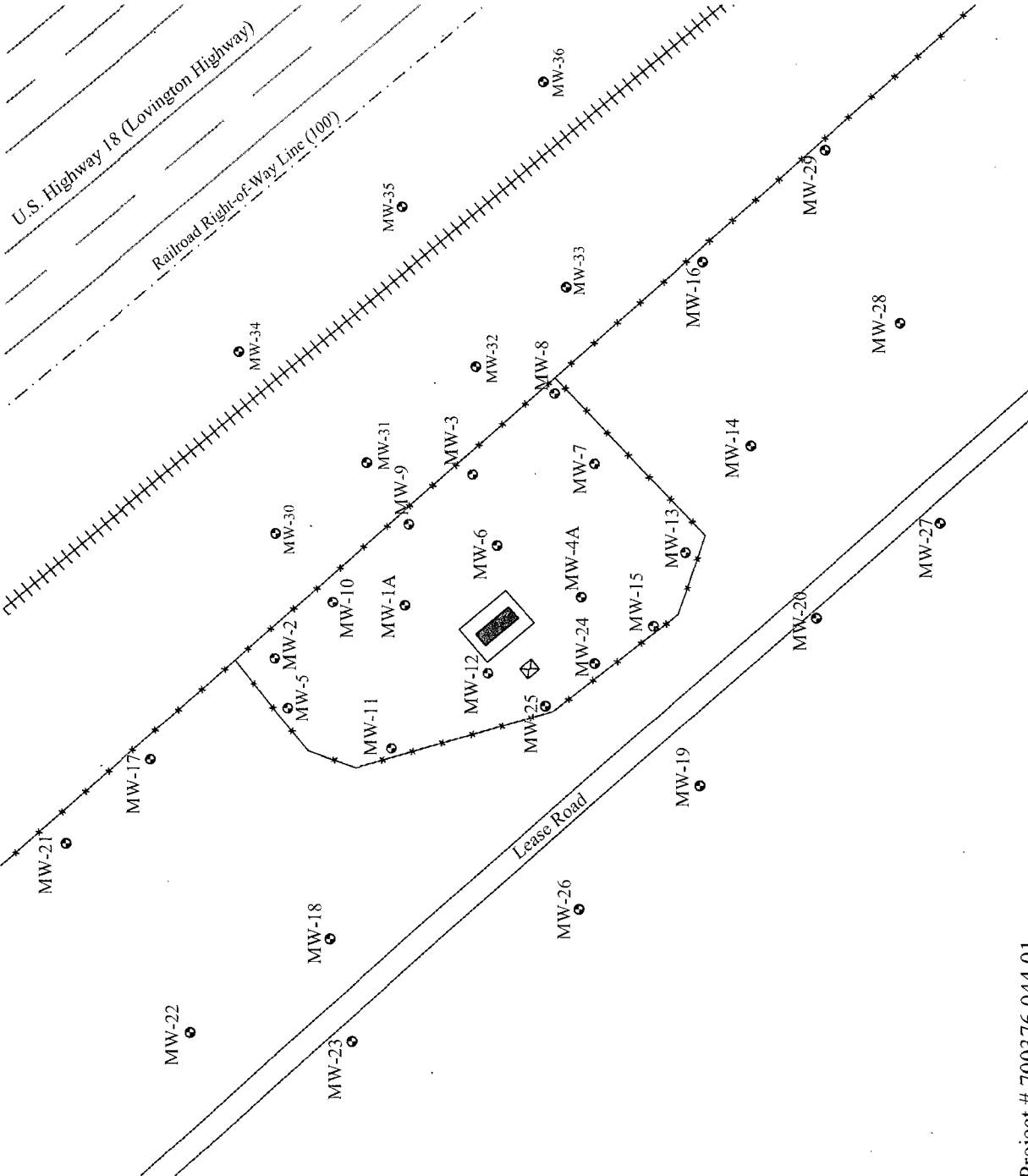
Plains Pipeline, LP



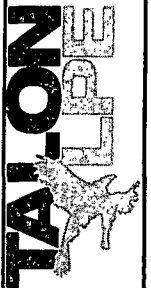
0 50 100  
Scale in Feet

### Legend

- Monitor Well
- MW w/Total Fluids Pump
- MW w/Skimmer Pump
- Fence Line
- Overhead Powerline
- Railroad Tracks
- Power Pole W/Transformer
- Compressor Shed
- Controls
- Recovery System Tank and Containment



Project # 700376.044.01



Date: 06/18/2010

Scale: 1" = 100'

Drawn By: TJS

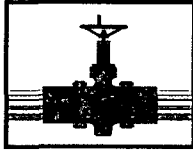
8" Moore to Jal #1

SRS # 2002-10270, NMOCD REF. # AP-91

9.2 Miles SE of Lovington, NM, Lea County, New Mexico

Figure 1 - Site Plan

December 16, 2010



# PLAINS

## MARKETING L.P.

Attorney General's Office  
P. O. Box 1508  
Santa Fe, NM 87504

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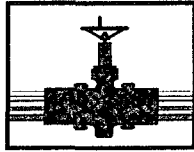
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Jason Henry  
Remediation Coordinator  
Plains Marketing, L.P.  
Telephone (575) 441-1099  
3112 West U.S. Hwy 82  
Lovington, NM 88260

December 16, 2010



# PLAINS

MARKETING L.P.

NM Oil & Gas Association  
P. O. Box 1864  
Santa Fe, NM 87504

Dear Sir or Madam:

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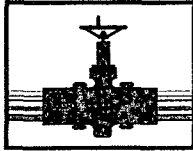
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Sincerely,

Jason Henry  
Remediation Coordinator  
Plains Marketing, L.P.  
Telephone (575) 441-1099  
3112 West U.S. Hwy 82  
Lovington, NM 88260



December 16, 2010



# PLAINS

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## MARKETING L.P.

Ned Kendrick  
Attorney at Law  
325 Paseo de Peralta  
Santa Fe, NM 87501

Dear Sir or Madam:

Notice is hereby given that pursuant to New Mexico Oil Conservation Commission Rules (19.15.30 NMAC), the following Stage 1 and Stage 2 Abatement Plan (AP-91) Proposals have been submitted to the Director of the Oil Conservation Division, 1220 St. Francis Drive, Santa Fe, New Mexico, 87505, Telephone (505) 476-3440:

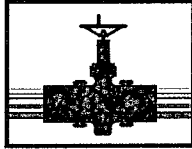
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Jason Henry  
Remediation Coordinator  
Plains Marketing, L.P.  
Telephone (575) 441-1099  
3112 West U.S. Hwy 82  
Lovington, NM 88260

December 16, 2010



# PLAINS

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## MARKETING L.P.

Lynn Brandvold  
New Mexico Bureau of Geology and Mineral Resources  
New Mexico Tech  
801 Leroy Place  
Socorro, NM 87801

Dear Sir or Madam:

Notice is hereby given that pursuant to New Mexico Oil Conservation Commission Rules (19.15.30 NMAC), the following Stage 1 and Stage 2 Abatement Plan (AP-91) Proposals have been submitted to the Director of the Oil Conservation Division, 1220 St. Francis Drive, Santa Fe, New Mexico, 87505, Telephone (505) 476-3440:

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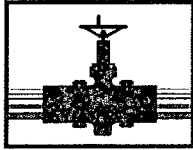
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Jason Henry  
Remediation Coordinator  
Plains Marketing, L.P.  
Telephone (575) 441-1099  
3112 West U.S. Hwy 82  
Lovington, NM 88260

6 Desta Drive, Suite 6600 ■ Midland, Texas 79705 ■ 432-687-8900

December 16, 2010



# PLAINS

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## MARKETING L.P.

Lea County Commission  
100 N. Main  
Lovington, NM 88260

Dear Sir or Madam:

Notice is hereby given that pursuant to New Mexico Oil Conservation Commission Rules (19.15.30 NMAC), the following Stage 1 and Stage 2 Abatement Plan (AP-91) Proposals have been submitted to the Director of the Oil Conservation Division, 1220 St. Francis Drive, Santa Fe, New Mexico, 87505, Telephone (505) 476-3440:

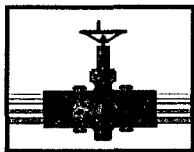
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Jason Henry  
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Plains Marketing, L.P.  
Telephone (575) 441-1099  
3112 West U.S. Hwy 82  
Lovington, NM 88260

December 16, 2010



# PLAINS

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## MARKETING L.P.

Lawrence Enterprises LTD Partnership  
P.O. Box 2710  
Hobbs, NM 88241

Dear Sir or Madam:

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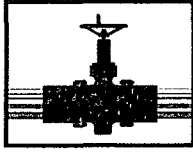
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Jason Henry  
Remediation Coordinator  
Plains Marketing, L.P.  
Telephone (575) 441-1099  
3112 West U.S. Hwy 82  
Lovington, NM 88260

December 16, 2010



# PLAINS

## MARKETING L.P.

Kenneth Ivan Goff Trust  
11015 N. Goff Place  
Hobbs, NM 88242

Dear Sir or Madam:

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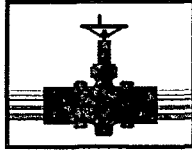
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Jason Henry  
Remediation Coordinator  
Plains Marketing, L.P.  
Telephone (575) 441-1099  
3112 West U.S. Hwy 82  
Lovington, NM 88260

December 16, 2010



# PLAINS

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## MARKETING L.P.

Byron Drown  
P.O. Box 1196  
Hobbs, NM 88241

Dear Sir or Madam:

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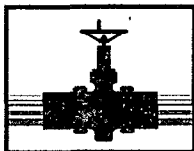
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Plains Marketing, L.P.  
Telephone (575) 441-1099  
3112 West U.S. Hwy 82  
Lovington, NM 88260

December 16, 2010



# PLAINS

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## MARKETING L.P.

Cabinet Secretary  
Indian Affairs Department  
1220 South Saint Francis Drive  
Santa Fe, NM 87505

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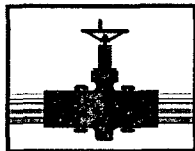
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Jason Henry  
Remediation Coordinator  
Plains Marketing, L.P.  
Telephone (575) 441-1099  
3112 West U.S. Hwy 82  
Lovington, NM 88260

December 16, 2010



# PLAINS

## MARKETING L.P.

Randy Hicks  
R.T. Hicks Consultants, Ltd.  
901 Rio Grande NW, Suite F-142  
Albuquerque, NM 87104

Dear Sir or Madam:

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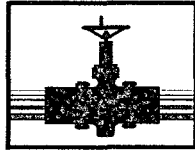
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Jason Henry  
Remediation Coordinator  
Plains Marketing, L.P.  
Telephone (575) 441-1099  
3112 West U.S. Hwy 82  
Lovington, NM 88260



December 16, 2010



# PLAINS

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## MARKETING L.P.

Independent Petroleum Association of New Mexico  
P.O. Box 1836  
Roswell, NM 88201

Dear Sir or Madam:

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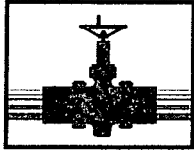
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Any interested person may obtain further information from the Oil Conservation Division and may submit to the Director of the Oil Conservation Division, at the address given above, written comments or a written request for a public hearing that includes reasons why a hearing should be held. The Stage 1 and Stage 2 Abatement Plan (AP-91) Proposals may be viewed at the above address or at the Oil Conservation Division Hobbs District Office, 1625 North French Drive, Hobbs, New Mexico 88240, telephone (575) 393-6161, between 8:00 a.m. and 4:00 p.m., Monday through Friday. Additionally, Stage 1 and Stage 2 Abatement Plan (AP-91) Proposals may also be viewed at the Oil Conservation Division website: <http://ocdimage.emnrd.state.nm.us/imaging/AEOrderCriteria.aspx>. Prior to ruling on the proposed Stage 1 and Stage 2 Abatement Plan (AP-91) Proposals, the Director of the Oil Conservation Division shall allow thirty (30) days after the date of publication of this notice during which written comments or a written request for a hearing may be submitted.

Sincerely,

Jason Henry  
Remediation Coordinator  
Plains Marketing, L.P.  
Telephone (575) 441-1099  
3112 West U.S. Hwy 82  
Lovington, NM 88260

December 16, 2010



# PLAINS

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## MARKETING L.P.

New Mexico State Land Office  
P.O. Box 1148  
Santa Fe, NM 87504-1148

Dear Sir or Madam:

Notice is hereby given that pursuant to New Mexico Oil Conservation Commission Rules (19.15.30 NMAC), the following Stage 1 and Stage 2 Abatement Plan (AP-91) Proposals have been submitted to the Director of the Oil Conservation Division, 1220 St. Francis Drive, Santa Fe, New Mexico, 87505, Telephone (505) 476-3440:

Plains Marketing, L.P., Jason Henry, Remediation Coordinator, Telephone (575) 441-1099, 3112 W. US Hwy 82, Lovington, New Mexico 88260 has submitted a Stage 1 and Stage 2 Abatement Plan (AP-91) Proposal for the 8-inch Moore to Jal #1 leak site, located in Unit Letter F of Section 16, Township 17 South, Range 37 East, NMPM, Lea County, New Mexico. Plains Marketing, L.P. operates a crude oil pipeline at the site. An estimated volume of 200 barrels of crude oil was released from a pipeline at the site. Crude oil and benzene contamination in excess of the New Mexico Water Quality Control Commission standards has been observed in groundwater at the site. The Stage 1 and Stage 2 Abatement (AP-91) Plan Proposal presents the following activities: designate a responsible person relative to plan submittal, describes and maps the site, provides historical information including previous investigation, characterizes the site as to geology and hydrogeology; determines vertical and horizontal extent and magnitude of vadose zone and groundwater contamination, determines rate and direction of contamination migration, provides inventory of water wells in the vicinity, provided location and number of wells actually or potentially affected by the pollution, defined surface water hydrology, determined seasonal stream flow characteristics, determined groundwater/surface water relationships, determined the vertical and horizontal extent and magnitude of contamination, establishes a monitoring program, establishes a Quality Assurance Plan, soil and groundwater remediation strategies, and surface restoration strategies.

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Sincerely,

Jason Henry  
Remediation Coordinator  
Plains Marketing, L.P.  
Telephone (575) 441-1099  
3112 West U.S. Hwy 82  
Lovington, NM 88260

**Hansen, Edward J., EMNRD**

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**From:** Hansen, Edward J., EMNRD  
**Sent:** Wednesday, November 10, 2010 5:11 PM  
**To:** 'Jason Henry'  
**Cc:** Leking, Geoffrey R, EMNRD; 'Jeffrey P Dann'  
**Subject:** Stage 1 and Stage 2 Abatement Plan (AP-91) Administratively Incomplete

**RE: Stage 1 and Stage 2 Abatement Plan (AP-91) Administratively Incomplete  
for the Plains Marketing's  
8-inch Moore to Jal #1 Release Site (formally, 1R-380)  
Unit Letter F, Section 16, T17S, R37E, NMPM, Lea County, New Mexico**

Dear Mr. Henry:

The New Mexico Oil Conservation Division (OCD) has received the Stage 1 and Stage 2 Abatement Plan for the Plains 8-inch Moore to Jal #1 Release Site, dated April 30, 2008, and has conducted a review of the Abatement Plan. The Plan, submitted for the above-referenced site, indicates that ROC has not met the requirements of OCD Part 30 (formerly, Rule 19) for a Stage 2 Abatement Plan [see 19.15.30.13D(2)(g) NMAC]. Therefore, the OCD hereby deems administratively incomplete the Stage 1 and Stage 2 Abatement Plan (AP-91) for the above-referenced site, in accordance with 19.15.30.15 NMAC.

- Please submit a draft Public Notice (in accordance with 19.15.30.15 NMAC) for the Stage 1 and Stage 2 Abatement Plan (AP-91) to the OCD for approval within 30 days. Please refer to Commission Rule (19.15.30 NMAC) rather than Division Regulations. In addition, please indicate the type and volume of the release. Also, please add the phrase "...or may also be viewed at the Oil Conservation Division website: <http://ocdimage.emnrd.state.nm.us/imaging/AEOrderCriteria.aspx>." when referring to viewing the Abatement Plan by the public. Additionally, please indicate that 30 days are allowed for a comment period. [see the *Public Notice for AP-96*]

If you have any questions regarding this matter, please contact me at 505-476-3489.

Edward J. Hansen  
Hydrologist  
Environmental Bureau