

AP -

92

GENERAL CORRESPONDENCE

YEAR(S):

2010-2011

Hansen, Edward J., EMNRD

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

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 or 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

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 11:11 AM
To: 'Hansen, Edward J., EMNRD'
Cc: Jeffrey P Dann
Subject: RE: Stage 1 and Stage 2 Abatement Plan (AP-92) Administratively Complete
Attachments: AP-92 (MJ#2) Mailed notification letters 2.pdf; AP-92 (MJ#2) Affidavits of Publication.pdf; AP-92 (MJ#2) Mailed notification letters 1.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: Thursday, December 09, 2010 4:32 PM
To: Jason Henry
Cc: Leking, Geoffrey R, EMNRD; Jeffrey P Dann
Subject: Stage 1 and Stage 2 Abatement Plan (AP-92) Administratively Complete

RE: Stage 1 and Stage 2 Abatement Plan (AP-92) Administratively Complete for the Plains Marketing's 8-inch Moore to Jal #2 Release Site (formally, 1R-381) Unit Letter J, Section 16, T17S, R37E, NMPM, Lea County, New Mexico

201 FEB -7 P 1:49
 RECEIVED OGD

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 #2 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-92) 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-92) as submitted with the above-referenced Abatement Plan.

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

Please be advised that OCD approval of this Plan and Public Notice does not relieve the

1/11/2011

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: Thursday, December 09, 2010 11:18 AM
To: Hansen, Edward J., EMNRD
Cc: Jeffrey P Dann
Subject: RE: Stage 1 and Stage 2 Abatement Plan (AP-92) Administratively Incomplete

Ed,

Attached is the draft Public Notice for the 8-inch Moore to Jal #2 site (1R-381, AP-92) for your review.

Also, I have attached the mailing list that I plan to use for the mailed notifications. The contact information for the surrounding landowners requiring notification is lacking but I will build this list when I visit the Lea County tax office next week. As for the other entities identified on the list, could you please review these or refer to me an online resource so that I can make sure that I don't need to make additions or deletions? You last reviewed and edited this document last December during the public notification process for another Plains remediation site.

Thank you,

Jason Henry
575-441-1099

From: Hansen, Edward J., EMNRD [mailto:edwardj.hansen@state.nm.us]
Sent: Wednesday, November 10, 2010 6:10 PM
To: Jason Henry
Cc: Leking, Geoffrey R, EMNRD; Jeffrey P Dann
Subject: Stage 1 and Stage 2 Abatement Plan (AP-92) Administratively Incomplete

**RE: Stage 1 and Stage 2 Abatement Plan (AP-92) Administratively Incomplete
for the Plains Marketing's
8-inch Moore to Jal #2 Release Site (formally, 1R-381)
Unit Letter J, 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 #2 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

1/11/2011

the Stage 1 and Stage 2 Abatement Plan (AP-92) 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-92) 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

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-92) 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-92) Proposal for the 8-inch Moore to Jal #2 leak site, located in Unit Letter J 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 25 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-92) 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-92) 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-92) 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 Abatement Plan (AP-92) 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 \$170.78

Statement to come at end of month.

ACCOUNT NUMBER C82698

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

2/10/10
Hayes

PUBLIC NOTICE
DECEMBER 23, 2010
NOTICE OF PUBLICATION

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

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

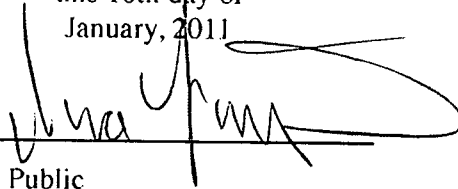
of 1 issue(s).

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.

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-92) Pro-
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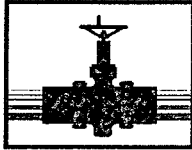
Plains Marketing, L.P., Jason Henry,
 Remediation Coordinator, Telephone (575)
 441-1099, 3112 W. US Hwy 82, Lovington, New
 Mexico 88260 has submitted a Stage 1 and
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 the 8-inch Moore to Jal #2 leak site, located in
 Unit Letter J of Section 16, Township 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 25 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-92) 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,
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 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-92)
 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-92) 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-92) 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.
 #26284

49100628 00065219

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

December 16, 2010



PLAINS

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-92) 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:

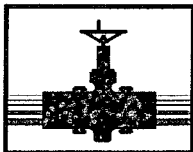
Plains Marketing, L.P., Jason Henry, Remediation Coordinator, Telephone (575) 441-1099, 3112 W. US Hwy 82, Lovington, New Mexico 88260 has submitted a Stage 1 and Stage 2 Abatement Plan (AP-92) Proposal for the 8-inch Moore to Jal #2 leak site, located in Unit Letter J of Section 16, Township 17 South, Range 37 East, NMPM, Lea County, New Mexico. Plains Marketing, L.P. operates a crude oil pipeline at the site. An estimated volume of 25 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-92) 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

December 16, 2010



PLAINS

MARKETING L.P.

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

Dear Sir or Madam:

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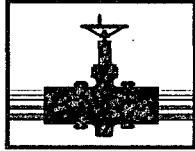
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Sincerely,

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

MARKETING L.P.

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

Dear Sir or Madam:

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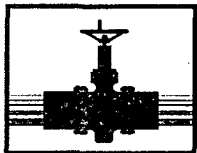
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Sincerely,

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

MARKETING L.P.

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

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-92) 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:

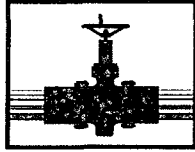
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Sincerely,

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

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

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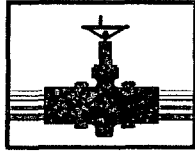
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Jason Henry
Remediation Coordinator
Plains Marketing, L.P.
Telephone (575) 441-1099
3112 West U.S. Hwy 82
Lovington, NM 88260

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

December 16, 2010



PLAINS

MARKETING L.P.

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

Dear Sir or Madam:

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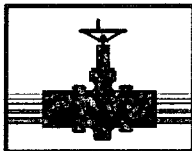
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Remediation Coordinator
Plains Marketing, L.P.
Telephone (575) 441-1099
3112 West U.S. Hwy 82
Lovington, NM 88260

December 16, 2010



PLAINS

MARKETING L.P.

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

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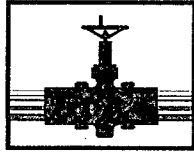
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Telephone (575) 441-1099
3112 West U.S. Hwy 82
Lovington, NM 88260

December 16, 2010



PLAINS

MARKETING L.P.

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

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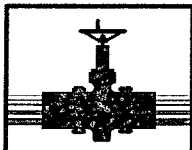
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3112 West U.S. Hwy 82
Lovington, NM 88260

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PLAINS

MARKETING L.P.

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

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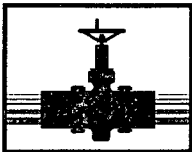
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Remediation Coordinator
Plains Marketing, L.P.
Telephone (575) 441-1099
3112 West U.S. Hwy 82
Lovington, NM 88260

December 16, 2010



PLAINS

MARKETING L.P.

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

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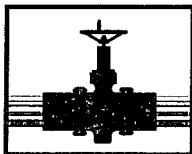
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3112 West U.S. Hwy 82
Lovington, NM 88260

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MARKETING L.P.

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

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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.

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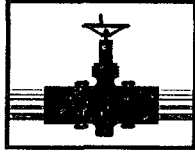
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Telephone (575) 441-1099
3112 West U.S. Hwy 82
Lovington, NM 88260

December 16, 2010



PLAINS

MARKETING L.P.

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

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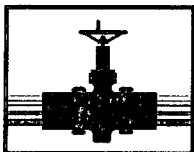
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Sincerely,

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

MARKETING L.P.

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

Dear Sir or Madam:

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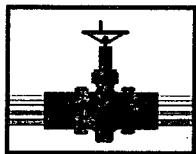
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Jason Henry
Remediation Coordinator
Plains Marketing, L.P.
Telephone (575) 441-1099
3112 West U.S. Hwy 82
Lovington, NM 88260

December 16, 2010



PLAINS

MARKETING L.P.

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

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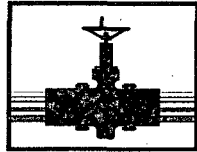
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Jason Henry
Remediation Coordinator
Plains Marketing, L.P.
Telephone (575) 441-1099
3112 West U.S. Hwy 82
Lovington, NM 88260

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

December 16, 2010

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



PLAINS

MARKETING L.P.

Dear Sir or Madam:

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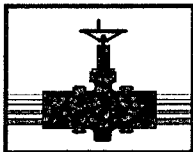
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Telephone (575) 441-1099
3112 West U.S. Hwy 82
Lovington, NM 88260

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

December 16, 2010



PLAINS

MARKETING L.P.

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

Dear Sir or Madam:

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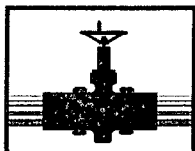
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6 Desta Drive, Suite 6600 ■ Midland, Texas 79705 ■ 432-687-8900

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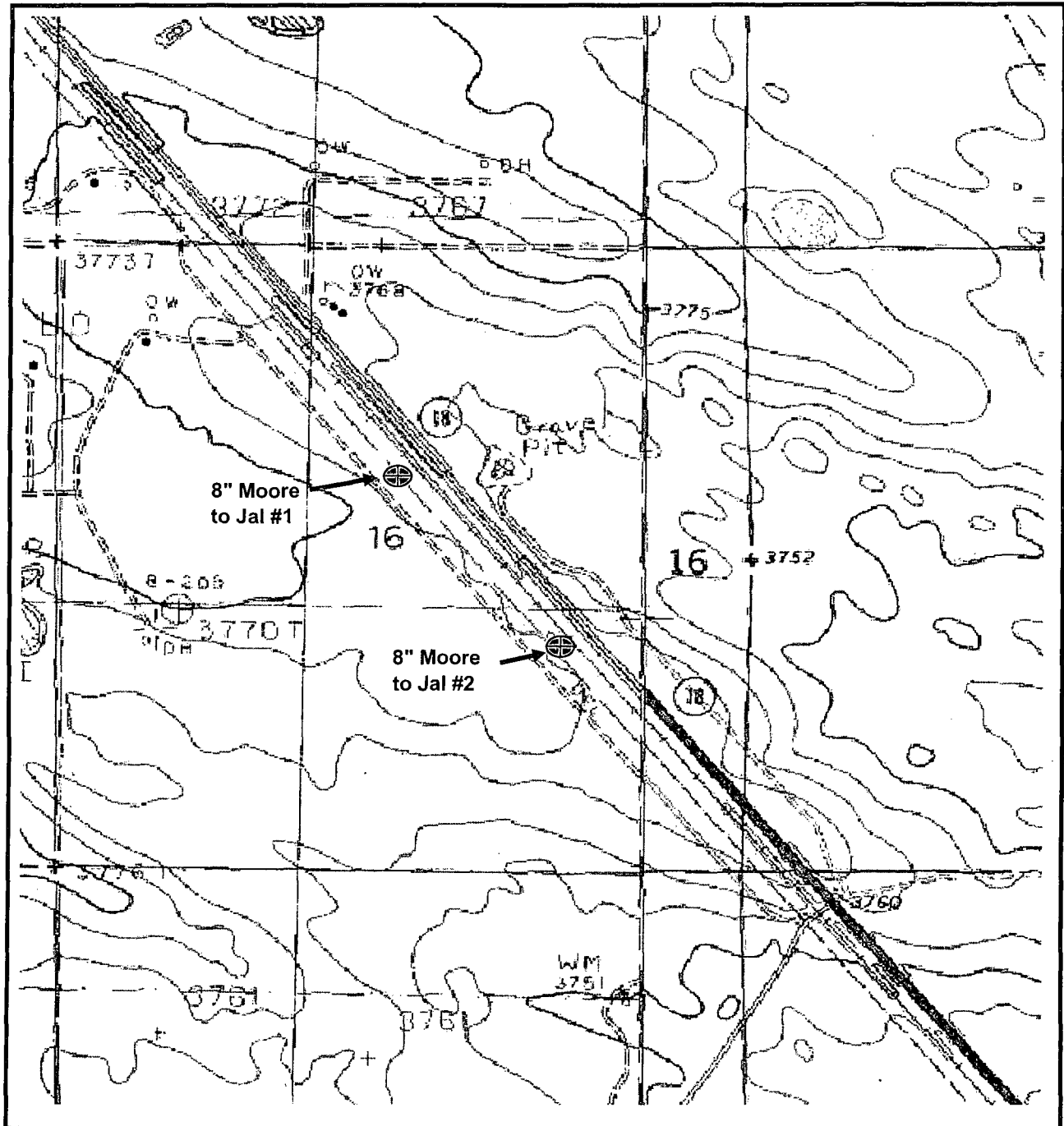
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Telephone (575) 441-1099
3112 West U.S. Hwy 82
Lovington, NM 88260

8" Moore to Jal #1 #2
Topographic Map



Center: 32.8347°N 103.2532°W

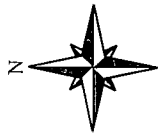
Elevation at center: 3,763 feet (1,147 meters)

Quad: USGS Lovington SE

Drg Name: o32103g3

Drg Source Scale: 1:24,000

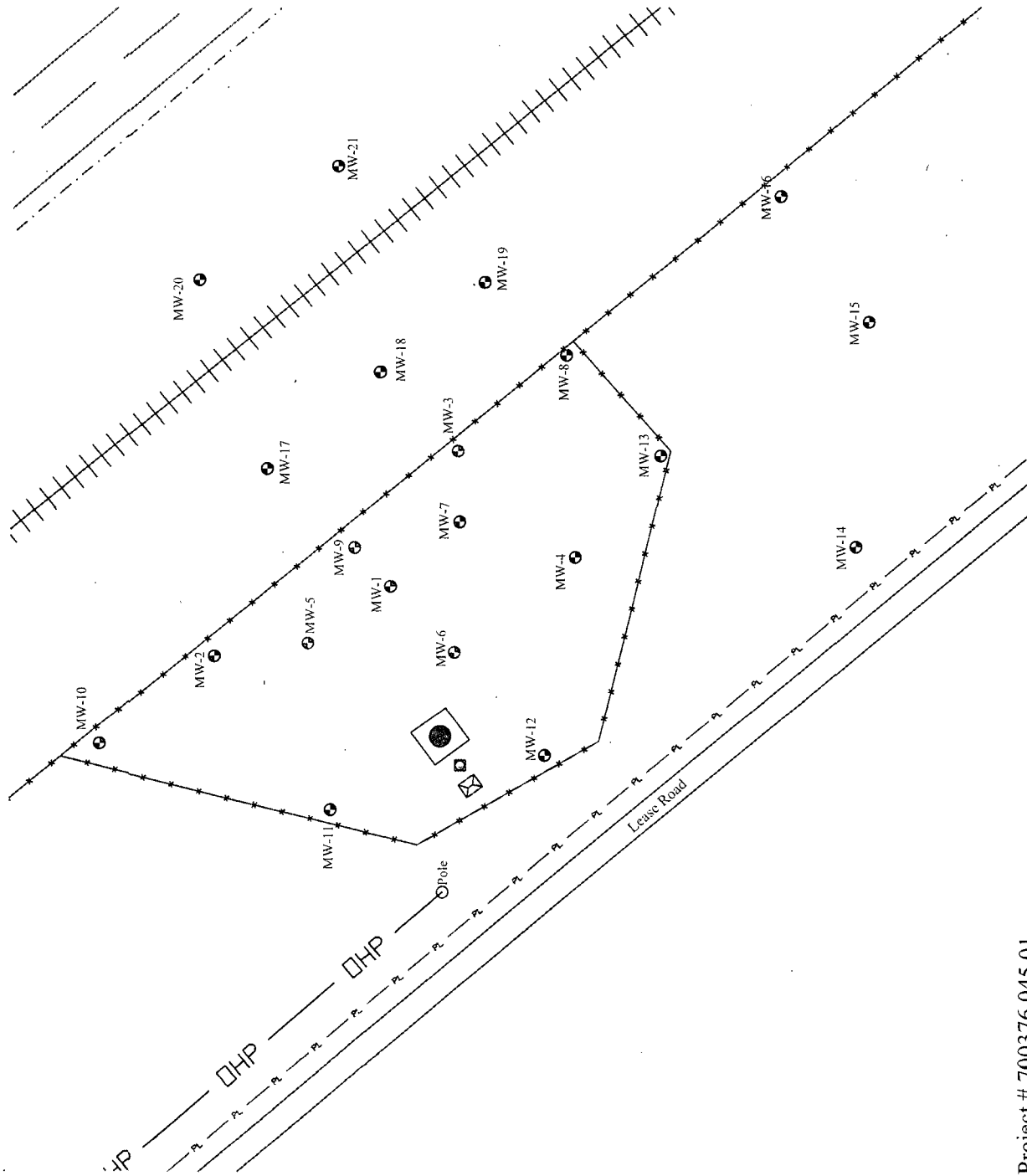
Plains Pipeline, LP



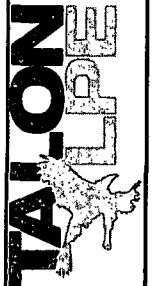
0 40 80
Scale in Feet

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 # 700376.045.01



Date: 04/26/2010

Scale: 1" = 80'

Drawn By: TJS

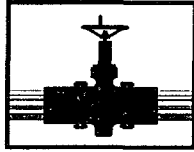
8" Moore to Jal # 2

SRS # 2002-10273, NMOCD REF. # AP-92

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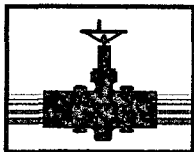
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Jason Henry
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Plains Marketing, L.P.
Telephone (575) 441-1099
3112 West U.S. Hwy 82
Lovington, NM 88260

December 16, 2010



PLAINS

MARKETING L.P.

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

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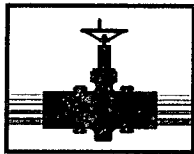
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Telephone (575) 441-1099
3112 West U.S. Hwy 82
Lovington, NM 88260

December 16, 2010



PLAINS

MARKETING L.P.

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

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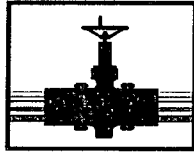
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Lovington, NM 88260

December 16, 2010



PLAINS

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-92) 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:

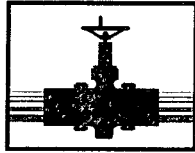
Plains Marketing, L.P., Jason Henry, Remediation Coordinator, Telephone (575) 441-1099, 3112 W. US Hwy 82, Lovington, New Mexico 88260 has submitted a Stage 1 and Stage 2 Abatement Plan (AP-92) Proposal for the 8-inch Moore to Jal #2 leak site, located in Unit Letter J of Section 16, Township 17 South, Range 37 East, NMPM, Lea County, New Mexico. Plains Marketing, L.P. operates a crude oil pipeline at the site. An estimated volume of 25 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-92) 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-92) 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-92) 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-92) 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.

Lea County Commission
100 N. Main
Lovington, NM 88260

Dear Sir or Madam:

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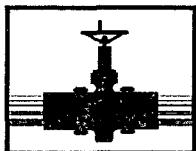
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Jason Henry
Remediation Coordinator
Plains Marketing, L.P.
Telephone (575) 441-1099
3112 West U.S. Hwy 82
Lovington, NM 88260

December 16, 2010



PLAINS

MARKETING L.P.

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

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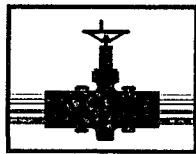
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Sincerely,

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

MARKETING L.P.

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

Dear Sir or Madam:

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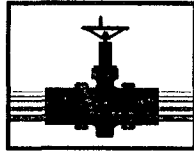
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Jason Henry
Remediation Coordinator
Plains Marketing, L.P.
Telephone (575) 441-1099
3112 West U.S. Hwy 82
Lovington, NM 88260

December 16, 2010



PLAINS

MARKETING L.P.

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

Dear Sir or Madam:

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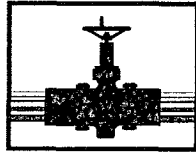
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Jason Henry
Remediation Coordinator
Plains Marketing, L.P.
Telephone (575) 441-1099
3112 West U.S. Hwy 82
Lovington, NM 88260

December 16, 2010



PLAINS

MARKETING L.P.

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

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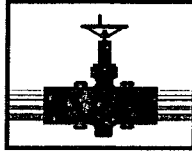
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Jason Henry
Remediation Coordinator
Plains Marketing, L.P.
Telephone (575) 441-1099
3112 West U.S. Hwy 82
Lovington, NM 88260

December 16, 2010



PLAINS

MARKETING L.P.

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

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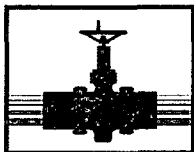
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Jason Henry
Remediation Coordinator
Plains Marketing, L.P.
Telephone (575) 441-1099
3112 West U.S. Hwy 82
Lovington, NM 88260

December 16, 2010



PLAINS

MARKETING L.P.

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

Dear Sir or Madam:

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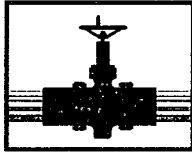
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Jason Henry
Remediation Coordinator
Plains Marketing, L.P.
Telephone (575) 441-1099
3112 West U.S. Hwy 82
Lovington, NM 88260

December 16, 2010



PLAINS

MARKETING L.P.

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

Dear Sir or Madam:

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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

Hansen, Edward J., EMNRD

From: Hansen, Edward J., EMNRD
Sent: Wednesday, November 10, 2010 5:10 PM
To: 'Jason Henry'
Cc: Leking, Geoffrey R, EMNRD; 'Jeffrey P Dann'
Subject: Stage 1 and Stage 2 Abatement Plan (AP-92) Administratively Incomplete

**RE: Stage 1 and Stage 2 Abatement Plan (AP-92) Administratively Incomplete
for the Plains Marketing's
8-inch Moore to Jal #2 Release Site (formally, 1R-381)
Unit Letter J, 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 #2 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-92) 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-92) 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