

District I  
1625 N. French Dr., Hobbs, NM 88240  
District II  
1301 W. Grand Avenue, Artesia, NM 88210  
District III  
1000 Rio Brazos Road, Aztec, NM 87410  
District IV  
1220 S. St. Francis Dr., Santa Fe, NM 87505

State of New Mexico  
Energy Minerals and Natural Resources

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

RECEIVED

MAY 13 2010

NMOCD ARTESIA

Form C-141  
Revised October 10, 2003

Submit 2 Copies to appropriate  
District Office in accordance  
with Rule 116 on back  
side of form

Release Notification and Corrective Action

OPERATOR

☒ Initial Report ☐ Final Report

|   |                            |
|---|----------------------------|
| Name of Company BOPCO, L.P.                           | Contact Tony Savoie        |
| Address 522 W. Mermod, Suite 704 Carlsbad, N.M. 88220 | Telephone No. 432-556-8730 |
| Facility Name Poker Lake Unit 140 Tank Battery        | Facility Type E&P          |

|                       |                       |           |
|-----------------------|-----------------------|-----------|
| Surface Owner Federal | Mineral Owner Federal | Lease No. |
|-----------------------|-----------------------|-----------|

LOCATION OF RELEASE

|                  |               |                 |              |               |                  |               |                |                |
|------------------|---------------|-----------------|--------------|---------------|------------------|---------------|----------------|----------------|
| Unit Letter<br>E | Section<br>32 | Township<br>23S | Range<br>30E | Feet from the | North/South Line | Feet from the | East/West Line | County<br>Eddy |
|------------------|---------------|-----------------|--------------|---------------|------------------|---------------|----------------|----------------|

Latitude N 32.263241 Longitude W 103.910834

NATURE OF RELEASE

|  |  |  |
|--|--|--|
| Type of Release: Produced water and crude oil  | Volume of Release: 25 Bbls of Produced water and 5 Bbls of Crude oil | Volume Recovered: 15 bbls of produced water and 5 bbls crude oil |
| Source of Release: 300 bbl produced water tank overflow  | Date and Hour of Occurrence<br>Unknown                               | Date and Hour of Discovery<br>5/5/10 8:00 a.m.                   |
| Was Immediate Notice Given?<br><input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Not Required | If YES, To Whom?<br>Randy NMOCD on call operator                     |  |
| By Whom? Tony Savoie   | Date and Hour 5/5/10 8:23 a.m.                                       |  |
| Was a Watercourse Reached?<br><input type="checkbox"/> Yes <input checked="" type="checkbox"/> No  | If YES, Volume Impacting the Watercourse.                            |  |

If a Watercourse was Impacted, Describe Fully.\*

Describe Cause of Problem and Remedial Action Taken.\* The produced water tank overflowed due to a pump malfunction. The pump problem was corrected.

Describe Area Affected and Cleanup Action Taken.\*The released fluid affected an area of approximately 3,320 sq. ft inside the cinderblock containment around the tanks, the facility does not have impervious containment in the floor of the containment area. The free standing fluids were removed. The area inside the containment area will be sampled to determine vertical extent, a remediation plan along with a new containment plan will be submitted. The Site remediation for the produced water and crude oil spill will follow the NMOCD guidelines for leaks and spills.

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

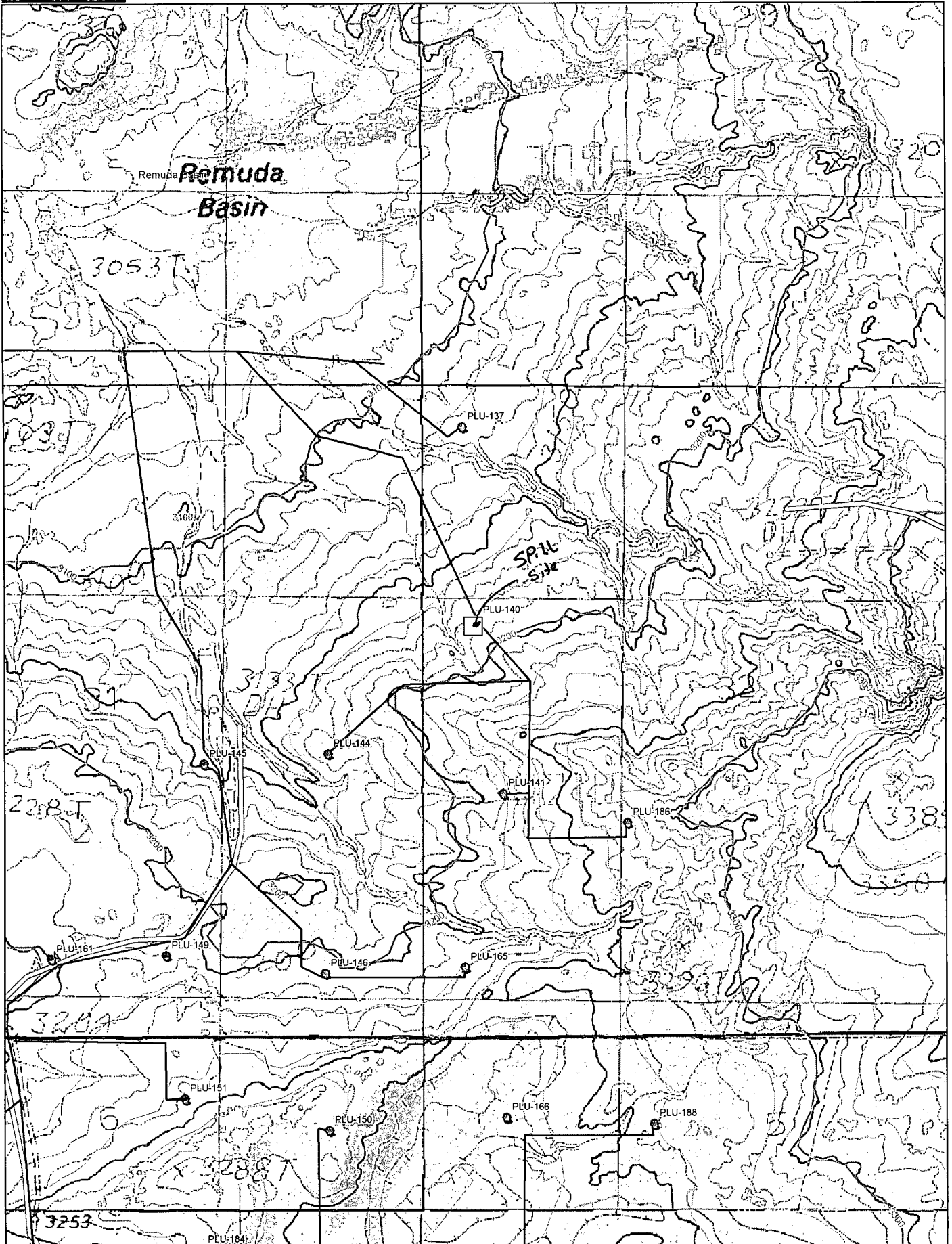
|   |  |                  |
|---|--|------------------|
| Signature: <u>Tony Savoie</u>               | OIL CONSERVATION DIVISION  |                  |
| Printed Name: Tony Savoie                   | Approved by District Supervisor:<br>Signed By <u>M. L. Brannan</u> |                  |
| Title: Waste Mgmt. & Remediation Specialist | Approval Date: <u>3/3/11</u>                                       | Expiration Date: |
| E-mail Address: TASavoie@BassPet.com        | Conditions of Approval:  |                  |
| Date: 5/13/10 Phone: 432-556-8730           | Remediation per OCD Rules & Guidelines. <b>SUBMIT REMEDIATION</b>  |                  |
|   | Attached <input type="checkbox"/>                                  |                  |

\* Attach Additional Sheets If Necessary

PROPOSAL NOT LATER THAN:

4/3/11

2 RP-538



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