

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

Form C-141
Revised October 10, 2003

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

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 **X Final Report**

nmlb1111631331

Name of Company: Marshall & Winston, Inc.	Contact: Tom Brandt
Address: PO Box 50880, Midland, TX 79710-0880	Telephone No.: 432-684-6373
Facility Name: DUBLIN 23 FEDERAL NO. 1	Facility Type: Oil & Gas Wellsite NMOCD 2RP No.: 754
Surface Owner: Federal	Mineral Owner: Federal
LEASE NO.: LC-069157 API No.: 30-015-34879	

LOCATION OF RELEASE

Unit Letter	Section	Township	Range	Feet from the	North/South Line	Feet from the	East/West Line	County
O	23	22S	28E	660	South	1980	East	Eddy

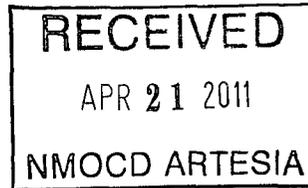
Latitude ___ Longitude ___

NATURE OF RELEASE

Type of Release: Produced water from accidental truck discharge	Volume of Release: Unauthorized Discharge - Unknown	Volume Recovered: None (sandy/rocky area quickly absorbed)
Source of Release: Leaking valve on the southern most load line while VMJ transport truck was loading out.	Date and Hour of Occurrence: Unknown	Date and Hour of Discovery: BLM NWO 1 December 2010
Was Immediate Notice Given? ASAP due to documentation issues. Operator not aware that this discharge was reportable until recent field work began. Thus changed status from an NR. Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> Not Required	If YES, To Whom? NMOCD (Mike Bratcher) 7 December 2010 via letter as an NR at that time	
By Whom? BLM	Date and Hour: Unknown based on issuance of NWO on 11/28/2010	
Was a Watercourse Reached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	If YES, Volume Impacting the Watercourse: N/A	RECEIVED APR 21 2011
If a Watercourse was Impacted, Describe Fully.* N/A		
Describe Cause of Problem and Remedial Action Taken.* Since the produced water discharge had occurred at an unknown time, all discharged liquid had soaked into the impacted areas both offsite and into the side of the pad adjacent to the southern most water tank. A backhoe was contracted to begin removing the contaminated soils and haul these to disposal as soon as possible to prevent further vertical and horizontal absorption. Samples were taken to establish the discharge baseline for excavation purposes.		NMOCD ARTESIA
Describe Area Affected and Cleanup Action Taken.* Cleanup was conducted as delineated in the CAP pursuant to NMOCD regulatory mandates. Sampling defined the extent of the spill area and remediation was conducted accordingly following 10 February 2011 onsite by BLM and NMOCD. See attached laboratory documents for details and FRR.		
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.		
Signature: <i>Tom M Brandt</i>	OIL CONSERVATION DIVISION	
Printed Name: Tom M. Brandt	Approved by District Supervisor: <i>Mike Bratcher</i>	
Title: President	Approval Date: <i>4/20/2011</i>	Expiration Date: <i>NA</i>
E-mail Address: tbrandt@mar-win.com	Conditions of Approval: <i>MA</i>	Attached <input type="checkbox"/>
Date: 29 March 2011	Phone: 432-684-6373	

* Attach Additional Sheets If Necessary

2RP-754



Mr. Tom Brandt
President
MARSHALL & WINSTON, INC.
PO Box 50880
Midland, TX 79710-0880

29 March 2011

Mr. Mike Bratcher
OIL CONSERVATION DIVISION
1301 West Grand Avenue
Artesia, NM 88210

Re: Dublin 23 Federal No. 1 Final Remediation Report (FRR) Unauthorized Discharge
U/L O Sec 23 T22S R28E 660' FSL 1980' FEL
API No.: 30-015-34879 / Federal Lease No.: LC-069157 / **NMOCD 2RP No.: 754**

Dear Mr. Bratcher:

Marshall & Winston, Inc. (M&W) herewith notifies the State of New Mexico, Oil Conservation Division (NMOCD) that it received a Notice of Written Order (NWO) No. 11-JA-037W from the Bureau of Land Management (BLM) on a produced water discharge caused by a leaking valve on the southern most load line of said battery as cited above. However, actual infield operations revealed that an unauthorized discharge had occurred, as well, in the area which was later confirmed by conversations with the trucking company contracted to remove and transport oil field products from the battery.

Marshall & Winston proceeded with cleanup pursuant to the Corrective Action Plan (CAP) of 25 January 2011 which was followed by an infield assessment by both the NMOCD and the BLM to validated M&W's proposal on 10 February 2011. The agencies approved the proposal and remediation was conducted accordingly.

However on 10 February 2011 during the infield assessment, it was also noted that a second discharge had occurred at the pot area of the southern most tank and had likewise flowed off location partially onto the edge of the initial spill. This discharge showed evidence of a fire built just in front of the pot. Agency personnel discussed the fact that they did not want continuous discharges to occur here and mandated some form of lined, bermed barrier be installed to prevent further discharges from running off pad. Since excavation was on going at this time and it wasn't possible to separate the two discharges, remediation proceeded simultaneously with the construction of a berm (3'x 40') running along the west edge of the pad.

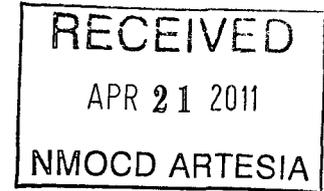
Therefore, a separate Initial/Final C-141 is submitted with this FRR solely for regulatory records. Laboratory analyticals, which were authorized by the respective agencies, are also included.

Should you have questions, please call 432-684-6373 (office).

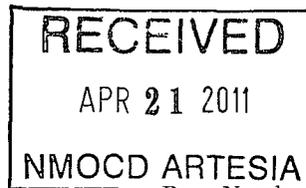
Sincerely,



Tom Brandt
President



Enclosures: Initial/Final C-141 and Final C-141 (initial spill), Laboratory Analyticals



Report Date: January 19, 2011

Work Order: 11011714

Page Number: 1 of 2

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Summary Report

Tom Brandt
Marshall & Winston Inc.
P.O. Box 50880
Midland, Tx 79710

Report Date: January 19, 2011

Work Order: 11011714



Project Name: Dublin Federal 23 No. 1

Sample	Description	Matrix	Date Taken	Time Taken	Date Received
255369	By Tank Battery @ 12"	soil	2011-01-14	08:30	2011-01-15
255370	Discharge Middle Area @ 12"	soil	2011-01-14	08:45	2011-01-15
255371	End of Discharge Area @ 12"	soil	2011-01-14	08:55	2011-01-15
255372	SE Leg of Discharge @ 8"	soil	2011-01-14	09:15	2011-01-15

Sample - Field Code	TX1005 - NEW	
	C6-C12 (mg/Kg)	>C12-C28 (mg/Kg)
255369 - By Tank Battery @ 12"	<50.0	<50.0
255370 - Discharge Middle Area @ 12"	<50.0	<50.0
255371 - End of Discharge Area @ 12"	<50.0	<50.0
255372 - SE Leg of Discharge @ 8"	<50.0	<50.0

Sample: 255369 - By Tank Battery @ 12"

Param	Flag	Result	Units	RL
Chloride		3640	mg/Kg	2.50

Sample: 255370 - Discharge Middle Area @ 12"

Param	Flag	Result	Units	RL
Chloride		5450	mg/Kg	2.50

Sample: 255371 - End of Discharge Area @ 12"

Param	Flag	Result	Units	RL
Chloride		4540	mg/Kg	2.50

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NMOCD ARTESIA

Report Date: January 19, 2011

Work Order: 11011714

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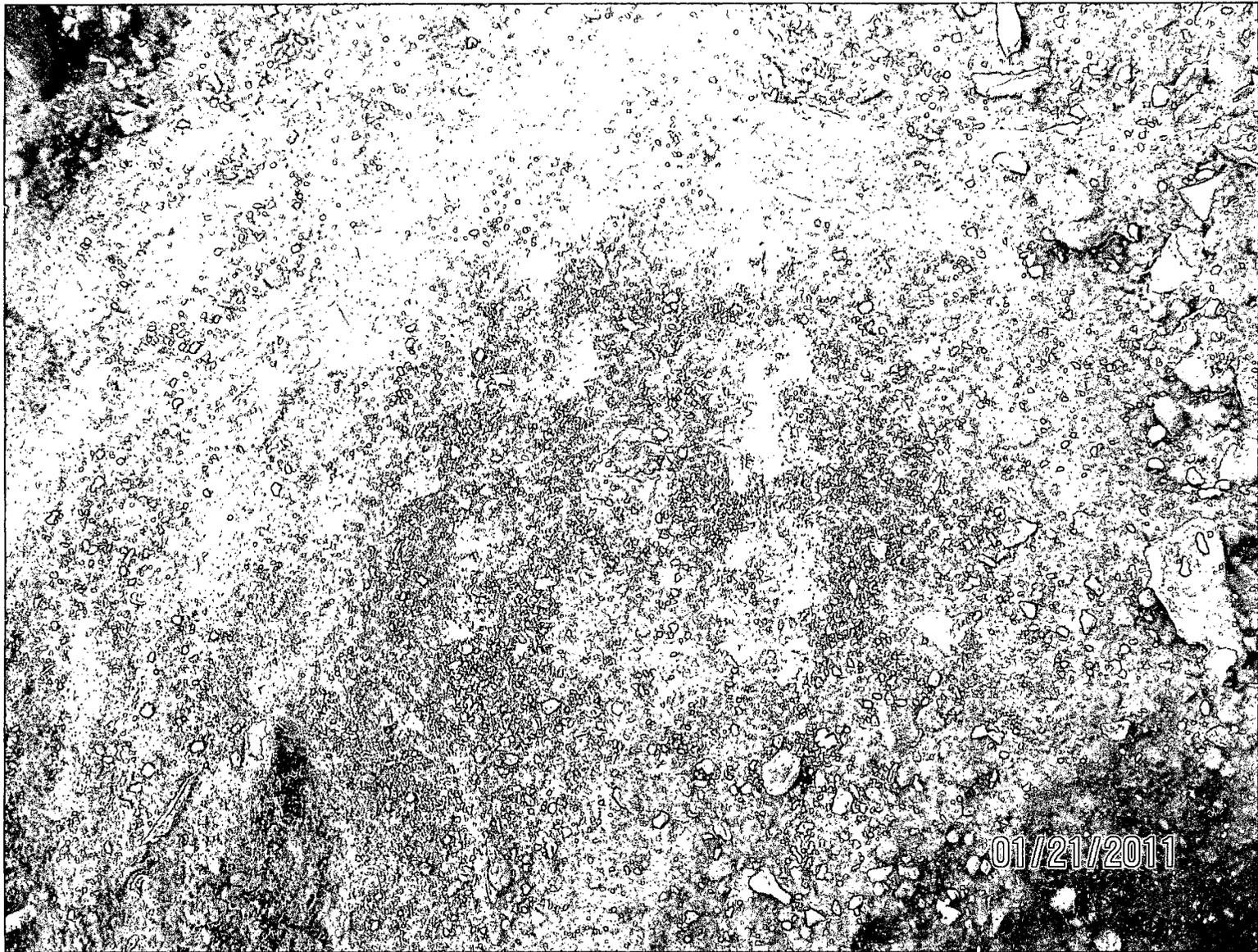
Sample: 255372 - SE Leg of Discharge @ 8"

Param	Flag	Result	Units	RL
Chloride		1640	mg/Kg	2.50

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NMOCD ARTESIA

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01/21/2011