

Fee and Public Land Association
Post Office Box 202
Eunice, New Mexico 88231
August 06, 2003

Re: Response to the Proposed Draft Pit Rule

The board of the Fee and Public Land Association at their called meeting for the purpose of reviewing the Proposed Draft Pit Rule, all agree with the following observations.

There are already adequate rules and regulations within the jurisdiction of the Department of Energy and the subordinate Oil Conservation Division. The Oil Conservation Division has not enforced the existing rules and regulations and will not enforce existing or future rules.

Land owners will suffer the activity of pits all the way from the initial digging to the maintenance during use and the contamination of the soil and water during use and after abandonment. Instead of adding the confusion of the Proposed Draft Pit Rule we ask you to abandon the study and the work of the committee and let the surface owner and the oil and gas lease holder work under the current rules and regulations.

In any case refrain from diluting the existing requirements for maximum permissible levels of TPH, chlorides and other hazardous constituents.

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