

AP - 65

**GENERAL
CORRESPONDENCE**

YEAR(S):
2006-2001

RICE Operating Company

122 West Taylor • Hobbs, New Mexico 88240
Phone: (505)393-9174 • Fax: (505) 397-1471

CERTIFIED MAIL

RETURN RECEIPT NO. 7005 1820 0001 6804 8118

2006 MAR 20 PM 1 31

March 17, 2006

Mr. Wayne Price
New Mexico Energy, Minerals, & Natural Resources
Oil Conservation Division, Environmental Bureau
1220 S. St. Francis Drive
Santa Fe, New Mexico 87504

RE: EME M-9 SWD site
PUBLIC NOTIFICATIONS
NMOCD CASE #1R0331

Mr. Price:

In accordance with Rule 19 (Section 19.15.1.19 NMAC, Subsection G) Public Notice requirements, please accept the enclosed copies of proof that the appropriate individuals and entities were notified of the Stage 1 Abatement Plan submitted by the consulting firm of R.T. Hicks Consultants of Albuquerque for the EME M-9 SWD site.

Notices were sent via certified mail to landowners within the prescribed radius and return receipts were received for all landowners, indicating that the mailing was received. Mailings were also sent to the Lea County Commission and the list of Interested Parties found on the New Mexico Oil Conservation Division (OCD) website. Some mail deliveries could not be confirmed so the document was sent via electronic mail (e-mail) or by facsimile (fax) to the addresses provided on the list. Thirty-seven total notifications were sent and only one was not delivered. The notification to Mike Schultz of the International Technology Corp. (from the OCD Interested Parties list) was return as "attempted—not known." Previous mailings to this address have been refused.

As directed by OCD, the Stage 1 Abatement Plan notifications were published in the *Albuquerque Journal* and the *Hobbs News-Sun* newspapers. Affidavits for these publications are enclosed.

AFFIDAVIT OF PUBLICATION

State of New Mexico,
County of Lea.

I, KATHI BEARDEN

Publisher

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

of 1 weeks.

Beginning with the issue dated

January 31 2006

and ending with the issue dated

January 31 2006

Kathi Bearden

Publisher

Sworn and subscribed to before

me this 31st day of

January 2006

Dora Montz
Notary Public.
My Commission expires February 07, 2009 (Seal)

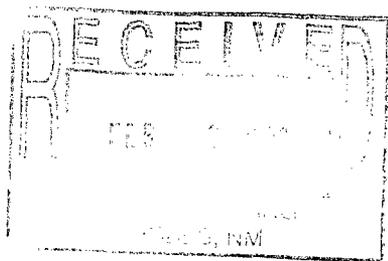


OFFICIAL SEAL
DORA MONTZ
NOTARY PUBLIC
STATE OF NEW MEXICO

My Commission Expires _____

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.

EME 1177



LEGAL NOTICE
January 31, 2006

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 Division Regulations, the following Stage 1 Abatement Plan has been submitted to the Director of the Oil Conservation Division, 1220 S. St. Francis Dr., Santa Fe, New Mexico 87504, Telephone (505) 476-3440:

Rice Operating Company, Carolyn Doran Haynes, Engineering Manager, Telephone (505) 393-9174, 122 West Taylor, Hobbs, New Mexico 88240, has submitted a Stage 1 Abatement Plan for the M-9 SWD site, EME Salt Water Disposal System, located 3 miles south of Monument, NM in the SW 1/4, SW 1/4 of Section 9, Township 20 South, Range 37 East, Lea County, New Mexico. Rice Operating Company operates a saltwater disposal system at the site. Chlorides and total dissolved solids have been observed in the ground water and remedial efforts have been ongoing since discovery. The Stage 1 Abatement Plan addresses further proposed actions for site closure.

Any interested person may obtain further information from the Oil Conservation Division and may submit written comments to the Director of the Oil Conservation Division at the address given above. The Stage 1 Abatement Plan may be viewed at the above address or at the Oil Conservation Division District Office, 1625 N. French Drive, Hobbs, New Mexico 88240, Telephone (505) 393-6161 between 8:00 a.m. and 4:00 p.m., Monday through Friday. Prior to ruling on any proposed Abatement Plan, the Director of the Oil Conservation Division shall allow at least thirty (30) days after the date of publication of this notice during which written comments may be submitted to him.

#22093

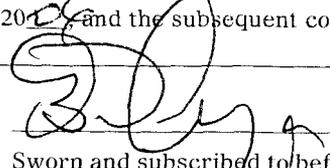
01104367000 67535810
RICE OPERATING COMPANY
122 WEST TAYLOR
HOBBS, NM 88240

EXHIBIT 11179

STATE OF NEW MEXICO
County of Bernalillo

SS

Bill Tafoya, being duly sworn, declares and says that he 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 31 times, the first publication being on the 31 day of Jan., 2006, and the subsequent consecutive publications on _____, 20____.



Sworn and subscribed to before me, a Notary Public, in and for the County of Bernalillo and State of New Mexico this 31 day of Jan. of 2006

PRICE \$37.06
Statement to come at end of month.

ACCOUNT NUMBER C82274

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



State of New Mexico
Energy, Minerals and
Natural Resources Department
Oil Conservation Division

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Journal: January 31, 2006

EME M-9 SWD

Unit 'M', Sec. 9, T20S, R37E

Public Notice Mailings (1/24/2006)

Stage 1 Abatement Plan

	Landowner or Interested Party	Delivery Status			Comments
		Delivered US Mail	Delivered E-mail	Not Delivered	
1	Attorney General's Office P.O. Box 1508 Santa Fe, NM 87504	X			Return Receipt Received
2	Bruce S. Garber Attorney at Law P.O. Box 0850 Santa Fe, NM 87504-0850 Email: bsg@garbhall.com	X			Return Receipt Received
3	State Director Bureau of Land Management P.O. Box 27115 Santa Fe, NM 87502-0115	X			Return Receipt Received
4	Chief Groundwater Bureau Runnels Building Santa Fe, NM 87504 Email: Bill.Olsen@state.nm.us	X			Return Receipt Received
5	Chief Hazardous Waste Bureau Runnels Building Santa Fe, NM 87504 E-Mail: James.Bearzi@state.nm.us	X			Return Receipt Received
6	Gerald R. Zimmerman Colorado River Board of Calif. 770 Fairmont Ave. Ste 100 Glendale, CA 91203-1035 E-mail: jcc_crb@pacbell.net	X			Return Receipt Received
7	Jack A Barnett Colorado River Basin Ctrl. Forum 106 West 500 South, Suite 101 Bountiful, UT 84010 Email: James.Bearzi@state.nm.us		X		emailed 3/16/2006
8	Department of Game & Fish Director Villagra Building Santa Fe, NM 87503	X			Return Receipt Received
9	Dr. Harry Bishara P.O. Box 748 Cuba, NM 78013	X			Return Receipt Received
10	Colin Adams Environmental Counsel Public Service Company of new Mexico 414 Silver, Southwest Albuquerque, NM 87158 Email: cadams@pnm.com	X			Return Receipt Received
11	Mike Schulz International Technology Corp. 5301 Central Avenue, NE Suite 700 Albuquerque, NM 87108 E-mail: mschulz@theitgroup.com			X	Undeliverable mail, not able to forward

12	Jay Lazarus P.O. Box 5727 Santa Fe, NM 87502 E-mail: Lazarus@glorietageo.com	X			Return Receipt Received
13	Ken Marsh CRI P.O. Box 388 Hobbs, NM 88241 E-mail: ken@carihobbs.com	X			Return Receipt Received
14	Lee Wilson & Associates P.O. Box 931 Santa Fe, N.M. 87501 E-mail: lwa@lwasf.com	X			Return Receipt Received
15	Ned Kendrick Attorney at Law 325 Paseo de Peralta Santa Fe, NM 87501 E-mail: ekendrick@montand.com	X			Return Receipt Received
16	New Mexico Environment Department P.O. Box 26110 Santa Fe, NM 87504 E-mail: Cathy.Tyson@state.nm.us	X			Return Receipt Received
17	Lynn Brandvold NM Bureau of Mines & Mineral Resources NM Institute of Mining & Tech. Socorro, NM 87801	X			Return Receipt Received
18	NM Oil & Gas Association P.O. Box 1864 Santa Fe, NM 87504-1864	X			Return Receipt Received
19	Randy Hicks 901 Rio Grande Blvd NW Suite F-142 Albuquerque, NM 87104 E-mail: r@rthicksconsult.com		X		emailed 3/16/2006
20	Soil and Water Conservation Bureau New Mexico Department of Agriculture Agriculture Programs and Resources Division Box 30005/APR Las Cruces, NM 88003-8005	X			Return Receipt Received
21	Chris Shuey Southwest Research & Information Center P.O. Box 4524 Albuquerque, NM 87106 E-mail: sricdon@earthlink.net	X			Return Receipt Received
22	Ron Dutton Southwestern Public Service P.O. Box 1261 Amarillo, Texas 79170 E-mail: ron.dutton@xcelenergy.com	X			Return Receipt Received
23	Elmo Baca State Historic Preservation Officer 228 East palace Avenue Villa Rivera Room 101 Santa Fe, NM 87503 Fax: 505-827-6338		X		Faxed 3/16/2006
24	Director State Parks & Recreation 1220 S. St. Francis Santa Fe, NM 87505	X			Return Receipt Received

25	Field Supervisor US Fish & Wildlife Service 2105 Osuna Road, Northeast Albuquerque, NM 87113-1001	X			Return Receipt Received
26	Regional Forester USFS Regional Office 517 Gold Avenue SW Albuquerque, NM 87102 E-mail: cgarcia@fs.fed.us		X		Undeliverable mail, not able to forward; e-mailed 3/16/2006
27	State Engineer Water Resources Division Bataan Building Santa Fe, NM 87503	X			Return Receipt Received
28	William Turner New Mexico Trustee for Natural Resources C/O American Ground Water consultants 610 Gold St. SW, Suite 111 Albuquerque, NM 87102	X			Return Receipt Received
29	S & W Cattle Company Trent Stradley P.O. Box 1800 Hobbs, NM 88240	X			Return Receipt Received
30	BLM Carlsbad Field Office Jim Amos 620 E Greene Street Carlsbad, NM 88220	X			Return Receipt Received
31	New Mexico State Land Office Gilbert Borregeo P.O. Box 1148 Santa Fe, NM 87504-1148	X			Return Receipt Received
32	Laughlin, M. E. Est. Reeves, Elsie Laughlin P.O. Box 90706 White Mountain Lake, AZ 85912	X			Return Receipt Received
33	Jimmie T. Cooper Star Route A, Box 55 Monument, NM 88265	X			Return Receipt Received
34	First National Bank Dellis Barber Estate P.O. Box 1347 Colorado City, TX 79512	X			Return Receipt Received
35	Martha L Williams C/o Mary K Dowden ETAI P.O. Box 212 Bellevue, TX 76228	X			Return Receipt Received
36	NM State Hwy Dept Darrell Johnson P.O. Box 1458 Roswell, NM 88202	X			Return Receipt Received
37	Lea County Administration Office Attn: Lue Ethridge 100 N Main Street, Suite 4 Lovington, NM 88260	X			Return Receipt Received
TOTALS		32	4	1	

kpriceswd

From: "kpriceswd" <kpriceswd@valornet.com>
To: <jbarnett@barnettwater.com>
Sent: Thursday, March 16, 2006 1:44 PM
Attach: M9_Public_Notice.doc
Subject: Rule 19 Public Notice (M-9)

Jack Barnett:

In accordance with the NOMAD Rule 19 Public Notice requirements, please find the attached public notification document. This document was originally mailed to you on January 24, 2006 but a return receipt was not received. Thank you.

Kristin Farris Pope
Project Scientist
RICE Operating Company
Hobbs, New Mexico
(505) 393-9174

3/16/2006

kpriceswd

From: "Nola Peterson" <npeterson@barnettwater.com>
To: "kpriceswd" <kpriceswd@valornet.com>
Sent: Thursday, March 16, 2006 3:07 PM
Attach: ATT00006.txt
Subject: Read: Rule 19 Public Notice (M-9)

Your message

To: jbarnett@barnettwater.com
Subject: Rule 19 Public Notice (M-9)
Sent: 3/16/2006 1:44 PM

was read on 3/16/2006 2:42 PM.

kpriceswd

From: "kpriceswd" <kpriceswd@valornet.com>
To: "Randall Hicks" <R@rthicksconsult.com>
Sent: Thursday, March 16, 2006 1:37 PM
Attach: M9_Public_Notice.doc
Subject: Rule 19 Public Notice (M-9)

Randy Hicks:

In accordance with the NOMAD Rule 19 Public Notice requirements, please find the attached public notification document. This document was originally mailed to you on January 24, 2006 but a return receipt was not received. Thank you.

Kristin Farris Pope
Project Scientist
RICE Operating Company
Hobbs, New Mexico
(505) 393-9174

3/16/2006

kpriceswd

From: "Randall Hicks" <r@rthicksconsult.com>
To: "kpriceswd" <kpriceswd@valornet.com>
Sent: Thursday, March 16, 2006 1:46 PM
Attach: ATT00037.txt
Subject: Read: Rule 19 Public Notice (M-9)

Your message

To: Randall Hicks
Subject: 3/16/2006 1:37 PM

was read on 3/16/2006 1:42 PM.

3/16/2006

Last Transaction

<u>Date</u>	<u>Time</u>	<u>Type</u>	<u>Identification</u>	<u>Duration</u>	<u>Pages</u>	<u>Result</u>
Mar 16	2:20PM	Fax Sent	15058276338	0:43	2	OK

122 West Taylor
Hobbs, NM 88240
Phone: (505) 393-9174
Fax: (505) 397-1471

RICE *Operating Company*

Fax

To: New Mexico Historic Preservation Div. **From:** **Kristin Farris Pope**

ATTN: Elmo Baca, Preservation Officer **Date:** March 16, 2006

Fax: (505) 827-6338 **Pages:** 2

Re: New Mexico Oil Conservation Division

Rule 19 Public Notice

Urgent **For Review** **Please Comment** **Please Reply**

In accordance with the NMOCD Rule 19 Public Notice requirements, please find the attached public notification document. This document was originally mailed to you on January 24, 2006 but a return receipt was not received.

IF YOU DO NOT RECEIVE ALL THE PAGES INCLUDED, PLEASE CALL THE OFFICE PHONE NUMBER LISTED AT THE TOP OF THIS PAGE.

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kpriceswd

From: "kpriceswd" <kpriceswd@valornet.com>
To: <cgarcia@fs.fed.us>
Sent: Thursday, March 16, 2006 1:35 PM
Attach: M9_Public_Notice.doc
Subject: Rule 19 Public Notice (M-9)

Regional Forester:

In accordance with the NMOCD Rule 19 Public Notice requirements, please find the attached public notification document. This document was originally mailed to you on January 24, 2006 but a return receipt was not received. Thank you.

Kristin Farris Pope
Project Scientist
RICE Operating Company
Hobbs, New Mexico
(505) 393-9174

3/16/2006

RECIPIENT: COMPLETE THIS SECTION

Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. Print your name and address on the reverse so that we can return the card to you. Attach this card to the back of the mailpiece, or on the front if space permits.

Article Addressed to:

Laughlin, M.E. Est
Reeves, Elsie Laughlin
P.O. Box 90706
White MTN Lake, AZ 85912

COMPLETE THIS SECTION ON DELIVERY

A. Signature *Elsie Reeves*
B. Received by (Printed Name) *ELSIE REEVES*
C. Date of Delivery *2/11/04*
D. Is delivery address different from item 1? Yes No
If YES, enter delivery address below:

3. Service Type
 Certified Mail Express Mail
 Registered Return Receipt for Merchandise
 Insured Mail C.O.D.
4. Restricted Delivery? (Extra Fee) Yes

Form 3811, February 2004

Domestic Return Receipt

102595-02-M-15-0

SENDER: COMPLETE THIS SECTION

Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. Print your name and address on the reverse so that we can return the card to you. Attach this card to the back of the mailpiece, or on the front if space permits.

Article Addressed to:

S & W Cattle Company
Trent Stradley
P.O. Box 1800
Hobbs, NM 88240

COMPLETE THIS SECTION ON DELIVERY

A. Signature *Trent Stradley*
B. Received by (Printed Name) *Trent Stradley*
C. Date of Delivery *2/11/04*
D. Is delivery address different from item 1? Yes No
If YES, enter delivery address below:

3. Service Type
 Certified Mail Express Mail
 Registered Return Receipt for Merchandise
 Insured Mail C.O.D.
4. Restricted Delivery? (Extra Fee) Yes

Form 3811, February 2004

Domestic Return Receipt

102595-02-M-15-0

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Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. Print your name and address on the reverse so that we can return the card to you. Attach this card to the back of the mailpiece, or on the front if space permits.

Article Addressed to:

Martha L. Williams
C/O Mary K Bowden ETAL
PO BOX 212
Bellevue, TX 76228

COMPLETE THIS SECTION ON DELIVERY

A. Signature *Mary K Bowden*
B. Received by (Printed Name) *MARY BOWDEN*
C. Date of Delivery *2/11/04*
D. Is delivery address different from item 1? Yes No
If YES, enter delivery address below:

3. Service Type
 Certified Mail Express Mail
 Registered Return Receipt for Merchandise
 Insured Mail C.O.D.
4. Restricted Delivery? (Extra Fee) Yes

PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-15

SENDER: COMPLETE THIS SECTION

Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. Print your name and address on the reverse so that we can return the card to you. Attach this card to the back of the mailpiece, or on the front if space permits.

Article Addressed to:

BLM
Carlsbad Field Office
Jim Amos
620 E Greene Street
Carlsbad, NM 88220

COMPLETE THIS SECTION ON DELIVERY

A. Signature *Jim Amos*
B. Received by (Printed Name) *JIM AMOS*
C. Date of Delivery *2-25*
D. Is delivery address different from item 1? Yes No
If YES, enter delivery address below:

3. Service Type
 Certified Mail Express Mail
 Registered Return Receipt for Merchandise
 Insured Mail C.O.D.
4. Restricted Delivery? (Extra Fee) Yes

PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-15

SENDER: COMPLETE THIS SECTION

Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. Print your name and address on the reverse so that we can return the card to you. Attach this card to the back of the mailpiece, or on the front if space permits.

Article Addressed to:

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

EME M-9

Article Number **7005 0390 0000 9980 3807**
(Transfer from service label)
Form 3811, February 2004 Domestic Return Receipt

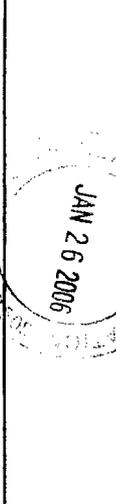
102595-02-M-1540

COMPLETE THIS SECTION ON DELIVERY

A. Signature Agent
B. Received by (Printed Name) Addressee
C. Date of Delivery
D. Is delivery address different from item 1? Yes
If YES, enter delivery address below: No

3. Service Type Certified Mail Express Mail
 Registered Return Receipt for Merchandise
 Insured Mail C.O.D.

4. Restricted Delivery? (Extra Fee) Yes



COMPLETE THIS SECTION ON DELIVERY

A. Signature Agent
B. Received by (Printed Name) Addressee
C. Date of Delivery

D. Is delivery address different from item 1? Yes
If YES, enter delivery address below: No

3. Service Type Certified Mail Express Mail
 Registered Return Receipt for Merchandise
 Insured Mail C.O.D.

4. Restricted Delivery? (Extra Fee) Yes

Article Number **7005 0390 0000 9980 4873**
(Transfer from service label)
Form 3811, February 2004 Domestic Return Receipt

102595-02-M-1540

SENDER: COMPLETE THIS SECTION

Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. Print your name and address on the reverse so that we can return the card to you. Attach this card to the back of the mailpiece, or on the front if space permits.

Article Addressed to:

Southwest Research & Information Center
Chris Shuey
PO BOX 4524
Albuquerque, NM 87106

EME M-9

Article Number **7005 0390 0000 9980 3746**
(Transfer from service label)
Form 3811, February 2004 Domestic Return Receipt

102595-02-M-15

COMPLETE THIS SECTION ON DELIVERY

A. Signature Agent
B. Received by (Printed Name) Addressee
C. Date of Delivery
D. Is delivery address different from item 1? Yes
If YES, enter delivery address below: No

3. Service Type Certified Mail Express Mail
 Registered Return Receipt for Merchandise
 Insured Mail C.O.D.

4. Restricted Delivery? (Extra Fee) Yes

COMPLETE THIS SECTION ON DELIVERY

A. Signature Agent
B. Received by (Printed Name) Addressee
C. Date of Delivery

D. Is delivery address different from item 1? Yes
If YES, enter delivery address below: No

3. Service Type Certified Mail Express Mail
 Registered Return Receipt for Merchandise
 Insured Mail C.O.D.

4. Restricted Delivery? (Extra Fee) Yes

Article Number **7005 0390 0000 9980 3814**
(Transfer from service label)
Form 3811, February 2004 Domestic Return Receipt

102595-02-M-15

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Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. Print your name and address on the reverse so that we can return the card to you. Attach this card to the back of the mailpiece, or on the front if space permits.

Article Addressed to:

Bureau of Land Management
State Director
PO BOX 27115
Santa Fe, NM 87502-0115

EME M-9

Article Number **7005 0390 0000 9980 3807**
(Transfer from service label)
Form 3811, February 2004 Domestic Return Receipt

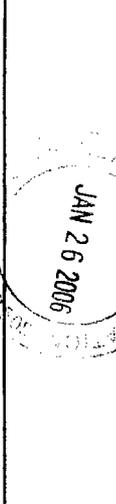
102595-02-M-1540

COMPLETE THIS SECTION ON DELIVERY

A. Signature Agent
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C. Date of Delivery
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If YES, enter delivery address below: No

3. Service Type Certified Mail Express Mail
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4. Restricted Delivery? (Extra Fee) Yes



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If YES, enter delivery address below: No

3. Service Type Certified Mail Express Mail
 Registered Return Receipt for Merchandise
 Insured Mail C.O.D.

4. Restricted Delivery? (Extra Fee) Yes

Article Number **7005 0390 0000 9980 4873**
(Transfer from service label)
Form 3811, February 2004 Domestic Return Receipt

102595-02-M-1540

SENDER: COMPLETE THIS SECTION

Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. Print your name and address on the reverse so that we can return the card to you. Attach this card to the back of the mailpiece, or on the front if space permits.

Article Addressed to:

Southwestern Public Service
Ron Dutton
PO BOX 1261
Amarillo, TX 79170

EME M-9

Article Number **7005 0390 0000 9980 3814**
(Transfer from service label)
Form 3811, February 2004 Domestic Return Receipt

102595-02-M-15

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If YES, enter delivery address below: No

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Article Addressed to:

Lee Wilson & Associates
PO BOX 931
Santa Fe, NM 87501

Article Number *EME M-9*

Transfer from service label) **7005 0390 0000 9980 3722**
Form 3811, February 2004 Domestic Return Receipt 102595-02-M-1540

COMPLETE THIS SECTION ON DELIVERY

A. Signature *Lee Wilson* Agent Addressee
B. Received by (Printed Name) *Space Reserved* C. Date of Delivery
D. Is delivery address different from item 1? Yes No
If YES, enter delivery address below:

3. Service Type Certified Mail Express Mail Registered Return Receipt for Merchandise Insured Mail C.O.D.

4. Restricted Delivery? (Extra Fee) Yes

SENDER: COMPLETE THIS SECTION

Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. Print your name and address on the reverse so that we can return the card to you. Attach this card to the back of the mailpiece, or on the front if space permits.

Article Addressed to:

Soil & Water Conservation Bureau
NM Dept of Agriculture/Ag Programs & Resources
BOX 30005/APR
Las Cruces, NM 88003-8005

Article Number *EME M-9*

Transfer from service label) **7005 0390 0000 9980 3739**
Form 3811, February 2004 Domestic Return Receipt 102595-02-M-1540

COMPLETE THIS SECTION ON DELIVERY

A. Signature *[Signature]* Agent Addressee
B. Received by (Printed Name) *[Signature]* C. Date of Delivery *2-25-04*
D. Is delivery address different from item 1? Yes No
If YES, enter delivery address below:

3. Service Type Certified Mail Express Mail Registered Return Receipt for Merchandise Insured Mail C.O.D.

4. Restricted Delivery? (Extra Fee) Yes

SENDER: COMPLETE THIS SECTION

Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. Print your name and address on the reverse so that we can return the card to you. Attach this card to the back of the mailpiece, or on the front if space permits.

Article Addressed to:

Jay Lazarus
PO BOX 5727
Santa Fe, NM 87502

Article Number *EME M-9*

Transfer from service label) **7005 0390 0000 9980 3708**
PS Form 3811, February 2004 Domestic Return Receipt 102595-02-M-15

COMPLETE THIS SECTION ON DELIVERY

A. Signature *[Signature]* Agent Addressee
B. Received by (Printed Name) *[Signature]* C. Date of Delivery *2-25-04*
D. Is delivery address different from item 1? Yes No
If YES, enter delivery address below:

3. Service Type Certified Mail Express Mail Registered Return Receipt for Merchandise Insured Mail C.O.D.

4. Restricted Delivery? (Extra Fee) Yes

SENDER: COMPLETE THIS SECTION

Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. Print your name and address on the reverse so that we can return the card to you. Attach this card to the back of the mailpiece, or on the front if space permits.

Article Addressed to:

Attorney General's Office
PO BOX 1508
Santa Fe, NM 87504

Article Number *EME M-9*

Transfer from service label) **7005 0390 0000 9980 4903**
PS Form 3811, February 2004 Domestic Return Receipt 102595-02-M-15

COMPLETE THIS SECTION ON DELIVERY

A. Signature *[Signature]* Agent Addressee
B. Received by (Printed Name) *[Signature]* C. Date of Delivery *2-25-04*
D. Is delivery address different from item 1? Yes No
If YES, enter delivery address below:

3. Service Type Certified Mail Express Mail Registered Return Receipt for Merchandise Insured Mail C.O.D.

4. Restricted Delivery? (Extra Fee) Yes

RECIPIENT: COMPLETE THIS SECTION

Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. Print your name and address on the reverse so that we can return the card to you. Attach this card to the back of the mailpiece, or on the front if space permits.

Article Addressed to:

Water Resources Division
State Engineer
Bataan Building
Santa Fe, NM 87503

Article Number
EME M-9

Transfer from service label)

Form 3811, February 2004

7005 0390 0000 9980 3777

Domestic Return Receipt

102595-02-M-1540

COMPLETE THIS SECTION ON DELIVERY

A. Signature X
B. Received by (Printed Name) *WWS*
C. Date of Delivery

D. Is delivery address different from item 1? Yes
If YES, enter delivery address below: No

3. Service Type
 Certified Mail
 Registered
 Insured Mail
 Express Mail
 Return Receipt for Merchandise
 C.O.D.

4. Restricted Delivery? (Extra Fee) Yes

SENDER: COMPLETE THIS SECTION

Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. Print your name and address on the reverse so that we can return the card to you. Attach this card to the back of the mailpiece, or on the front if space permits.

Article Addressed to:

Bruce S. Garber
Attorney at Law
PO BOX 0850
Santa Fe, NM 87504-0850

Article Number
EME M-9

Transfer from service label)

Form 3811, February 2004

7005 0390 0000 9980 3822

Domestic Return Receipt

102595-02-M-1540

SENDER: COMPLETE THIS SECTION

Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. Print your name and address on the reverse so that we can return the card to you. Attach this card to the back of the mailpiece, or on the front if space permits.

Article Addressed to:

Chief
Groundwater Bureau
Rumels Building
Santa Fe, NM 87504

Article Number
EME M-9

Transfer from service label)

PS Form 3811, February 2004

7005 0390 0000 9980 3838

Domestic Return Receipt

102595-02-M-15

COMPLETE THIS SECTION ON DELIVERY

A. Signature X
B. Received by (Printed Name) *WWS*
C. Date of Delivery

D. Is delivery address different from item 1? Yes
If YES, enter delivery address below: No

3. Service Type
 Certified Mail
 Registered
 Insured Mail
 Express Mail
 Return Receipt for Merchandise
 C.O.D.

4. Restricted Delivery? (Extra Fee) Yes

SENDER: COMPLETE THIS SECTION

Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. Print your name and address on the reverse so that we can return the card to you. Attach this card to the back of the mailpiece, or on the front if space permits.

Article Addressed to:

US Fish & Wildlife Service
Field Supervisor
2105 Osuna Road, Northeast
Albuquerque, NM 87113-1001

Article Number
EME M-9

Transfer from service label)

PS Form 3811, February 2004

7005 0390 0000 9980 3753

Domestic Return Receipt

102595-02-M-15

COMPLETE THIS SECTION ON DELIVERY

A. Signature X
B. Received by (Printed Name) *WWS*
C. Date of Delivery

D. Is delivery address different from item 1? Yes
If YES, enter delivery address below: No

3. Service Type
 Certified Mail
 Registered
 Insured Mail
 Express Mail
 Return Receipt for Merchandise
 C.O.D.

4. Restricted Delivery? (Extra Fee) Yes

SENDER: COMPLETE THIS SECTION

Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. Print your name and address on the reverse so that we can return the card to you. Attach this card to the back of the mailpiece, or on the front if space permits.

Article Addressed to:

Environmental Counsel ATTN: Colin Adams
Public Service Company of NM
414 Silver, Southwest
Albuquerque, NM 87158

EME m-9

Article Number 7005 0390 0000 9980 3678
(Transfer from service label)
Form 3811, February 2004 Domestic Return Receipt 102595-02-M-1540

COMPLETE THIS SECTION ON DELIVERY

A. Signature Agent
 Received by (Printed Name) Addressee
Colin Adams
C. Date of Delivery 1/26/06
D. Is delivery address different from item 1? Yes
If YES, enter delivery address below: No

3. Service Type
 Certified Mail Express Mail
 Registered Return Receipt for Merchandise
 Insured Mail C.O.D.
4. Restricted Delivery? (Extra Fee) Yes

SENDER: COMPLETE THIS SECTION

Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. Print your name and address on the reverse so that we can return the card to you. Attach this card to the back of the mailpiece, or on the front if space permits.

Article Addressed to:

NM Oil & Gas Association
PO BOX 1864
Santa Fe, NM 87504-1864

EME m-9

Article Number 7005 0390 0000 9980 3692
(Transfer from service label)
Form 3811, February 2004 Domestic Return Receipt 102595-02-M-1540

COMPLETE THIS SECTION ON DELIVERY

A. Signature Agent
 Received by (Printed Name) Addressee
C. Date of Delivery 1/26/06
D. Is delivery address different from item 1? Yes
If YES, enter delivery address below: No

3. Service Type
 Certified Mail Express Mail
 Registered Return Receipt for Merchandise
 Insured Mail C.O.D.
4. Restricted Delivery? (Extra Fee) Yes

SENDER: COMPLETE THIS SECTION

Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. Print your name and address on the reverse so that we can return the card to you. Attach this card to the back of the mailpiece, or on the front if space permits.

Article Addressed to:

New Mexico Environmental Department
Secretary
PO BOX 26110
Santa Fe, NM 87504

EME m-9

Article Number 7005 0390 0000 9980 3685
(Transfer from service label)
Form 3811, February 2004 Domestic Return Receipt 102595-02-M-15

COMPLETE THIS SECTION ON DELIVERY

A. Signature Agent
 Received by (Printed Name) Addressee
C. Date of Delivery 1/27/06
D. Is delivery address different from item 1? Yes
If YES, enter delivery address below: No

3. Service Type
 Certified Mail Express Mail
 Registered Return Receipt for Merchandise
 Insured Mail C.O.D.
4. Restricted Delivery? (Extra Fee) Yes

COMPLETE THIS SECTION ON DELIVERY

A. Signature Agent
 Received by (Printed Name) Addressee
C. Date of Delivery 1/27/06
D. Is delivery address different from item 1? Yes
If YES, enter delivery address below: No

3. Service Type
 Certified Mail Express Mail
 Registered Return Receipt for Merchandise
 Insured Mail C.O.D.
4. Restricted Delivery? (Extra Fee) Yes

SENDER: COMPLETE THIS SECTION

Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. Print your name and address on the reverse so that we can return the card to you. Attach this card to the back of the mailpiece, or on the front if space permits.

Article Addressed to:

First National Bank
Dellis Barber Estate
PO BOX 1347
Colorado City, TX 79512

7005 1820 0001 5099

Form 3811, February 2004 Domestic Return Receipt

COMPLETE THIS SECTION ON DELIVERY

A. Signature Agent
B. Received by (Printed Name) Addressee
C. Date of Delivery
D. Is delivery address different from item 1? Yes
If YES, enter delivery address below: No

3. Service Type
 Certified Mail Express Mail
 Registered Return Receipt for Merchandise
 Insured Mail C.O.D.

SENDER: COMPLETE THIS SECTION

Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. Print your name and address on the reverse so that we can return the card to you. Attach this card to the back of the mailpiece, or on the front if space permits.

Article Addressed to:

Dr. Harry Bishara
PO BOX 748
Cuba, NM 87013

EMEM-9

Form 3811, February 2004 Domestic Return Receipt

SENDER: COMPLETE THIS SECTION

Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. Print your name and address on the reverse so that we can return the card to you. Attach this card to the back of the mailpiece, or on the front if space permits.

Article Addressed to:

Ken Marsh
CRI
PO BOX 388
Hobbs, NM 88241

EMEM-9

Form 3811, February 2004 Domestic Return Receipt

COMPLETE THIS SECTION ON DELIVERY

A. Signature Agent
B. Received by (Printed Name) Addressee
C. Date of Delivery
D. Is delivery address different from item 1? Yes
If YES, enter delivery address below: No

3. Service Type
 Certified Mail Express Mail
 Registered Return Receipt for Merchandise
 Insured Mail C.O.D.

SENDER: COMPLETE THIS SECTION

Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. Print your name and address on the reverse so that we can return the card to you. Attach this card to the back of the mailpiece, or on the front if space permits.

Article Addressed to:

NM Bureau of Mines & Mineral Resources
Lynn Brandvold
NM Institute of Mining & Tech
Socorro, NM 87801

EMEM-9

Form 3811, February 2004 Domestic Return Receipt

COMPLETE THIS SECTION ON DELIVERY

A. Signature Agent
B. Received by (Printed Name) Addressee
C. Date of Delivery
D. Is delivery address different from item 1? Yes
If YES, enter delivery address below: No

3. Service Type
 Certified Mail Express Mail
 Registered Return Receipt for Merchandise
 Insured Mail C.O.D.

SENDER: COMPLETE THIS SECTION

Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. Print your name and address on the reverse so that we can return the card to you. Attach this card to the back of the mailpiece, or on the front if space permits.

Article Addressed to:

NM Bureau of Mines & Mineral Resources
Lynn Brandvold
NM Institute of Mining & Tech
Socorro, NM 87801

EMEM-9

Form 3811, February 2004 Domestic Return Receipt

SENDER: COMPLETE THIS SECTION

Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. Print your name and address on the reverse so that we can return the card to you. Attach this card to the back of the mailpiece, or on the front if space permits.

Article Addressed to:

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

Article Number
(Transfer from service label)
Form 3811, February 2004

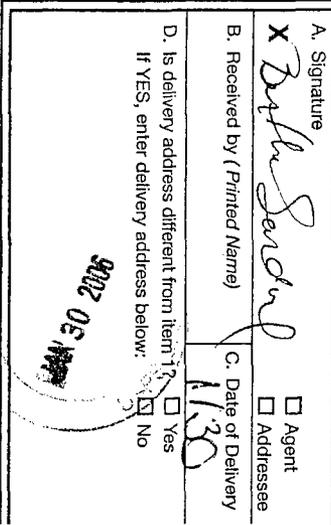
Domestic Return Receipt
102595-02-M-1540

COMPLETE THIS SECTION ON DELIVERY

A. Signature
Ned Kendrick
B. Received by (Printed Name)
C. Date of Delivery
1/30

D. Is delivery address different from item 1? Yes
If YES, enter delivery address below: No

3. Service Type
 Certified Mail
 Registered
 Insured Mail
 Express Mail
 Return Receipt for Merchandise
C.O.D.
4. Restricted Delivery? (Extra Fee) Yes



SENDER: COMPLETE THIS SECTION

Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. Print your name and address on the reverse so that we can return the card to you. Attach this card to the back of the mailpiece, or on the front if space permits.

Article Addressed to:

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

Article Number
(Transfer from service label)
Form 3811, February 2004

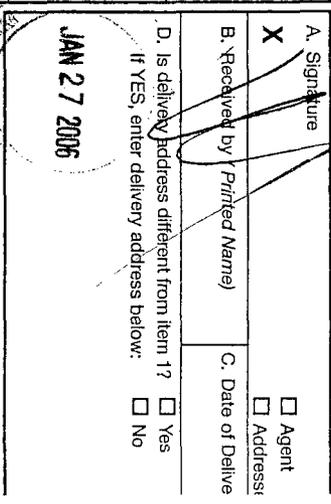
Domestic Return Receipt
102595-02-M-1540

COMPLETE THIS SECTION ON DELIVERY

A. Signature
[Signature]
B. Received by (Printed Name)
C. Date of Delivery
JAN 27 2006

D. Is delivery address different from item 1? Yes
If YES, enter delivery address below: No

3. Service Type
 Certified Mail
 Registered
 Insured Mail
 Express Mail
 Return Receipt for Merchandise
C.O.D.
4. Restricted Delivery? (Extra Fee) Yes



SENDER: COMPLETE THIS SECTION

Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. Print your name and address on the reverse so that we can return the card to you. Attach this card to the back of the mailpiece, or on the front if space permits.

Article Addressed to:

Jimmie T. Cooper
Star Route A, Box 55
Monument, NM 88265

Article Number
(Transfer from service label)
Form 3811, February 2004

Domestic Return Receipt
102595-02-M-1540

COMPLETE THIS SECTION ON DELIVERY

A. Signature
Jimmie T. Cooper
B. Received by (Printed Name)
C. Date of Delivery
1/25/06
D. Is delivery address different from item 1? Yes
If YES, enter delivery address below: No

3. Service Type
 Certified Mail
 Registered
 Insured Mail
 Express Mail
 Return Receipt for Merchandise
C.O.D.
4. Restricted Delivery? (Extra Fee) Yes

SENDER: COMPLETE THIS SECTION

Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. Print your name and address on the reverse so that we can return the card to you. Attach this card to the back of the mailpiece, or on the front if space permits.

Article Addressed to:

Colorado River Board of Calif.
Gerald R. Zimmerman
770 Fairmont Ave. Ste. 100
Glendale, CA 91203-1035

Article Number
(Transfer from service label)
Form 3811, February 2004

Domestic Return Receipt
102595-02-M-1540

COMPLETE THIS SECTION ON DELIVERY

A. Signature
J.R. Chen
B. Received by (Printed Name)
C. Date of Delivery
01.27.06
D. Is delivery address different from item 1? Yes
If YES, enter delivery address below: No

3. Service Type
 Certified Mail
 Registered
 Insured Mail
 Express Mail
 Return Receipt for Merchandise
C.O.D.
4. Restricted Delivery? (Extra Fee) Yes

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

Article Addressed to:

NM State Hwy Department
Darrell Johnson
PO BOX 1458
Roswell, NM 88202

1. Article Number 7005 1820
(Transfer from service label)
PS Form 3811, February 2004 Domestic Return Receipt

COMPLETE THIS SECTION ON DELIVERY

- A. Signature Agent
M. Lewis Addressee
- B. Received by (Printed Name) Date of Delivery
M. Lewis *5-26-06*
- D. Is delivery address different from item 1? Yes
If YES, enter delivery address below: No

3. Service Type
 Certified Mail Express Mail
 Registered Return Receipt for Merchandise
 Insured Mail C.O.D.
4. Restricted Delivery? (Extra Fee) Yes

COMPLETE THIS SECTION ON DELIVERY

- A. Signature Agent
Thomas M. Lewis Addressee
- B. Received by (Printed Name) Date of Delivery
- D. Is delivery address different from item 1? Yes
If YES, enter delivery address below: No

3. Service Type
 Certified Mail Express Mail
 Registered Return Receipt for Merchandise
 Insured Mail C.O.D.
4. Restricted Delivery? (Extra Fee) Yes

Article Number 7002 0510
(Transfer from service label)
Form 3811, February 2004 Domestic Return Receipt 102595-02-M-1540

Chief
Hazardous Waste Bureau
Rummels Building
Santa Fe, NM 87504

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

Article Addressed to:

William Turner NM Trustee for Natural Resources
C/O American Ground Water Consultants
610 Gold St. SW, Suite 111
Albuquerque, NM 87102

2. Article Number 7005 0390
(Transfer from service label)
PS Form 3811, February 2004 Domestic Return Receipt

COMPLETE THIS SECTION ON DELIVERY

- A. Signature Agent
Chapman Addressee
- B. Received by (Printed Name) Date of Delivery
Chapman *1-26-06*
- D. Is delivery address different from item 1? Yes
If YES, enter delivery address below: No

3. Service Type
 Certified Mail Express Mail
 Registered Return Receipt for Merchandise
 Insured Mail C.O.D.
4. Restricted Delivery? (Extra Fee) Yes

COMPLETE THIS SECTION ON DELIVERY

- A. Signature Agent
Chapman Addressee
- B. Received by (Printed Name) Date of Delivery
Chapman *1-25-06*
- D. Is delivery address different from item 1? Yes
If YES, enter delivery address below: No

3. Service Type
 Certified Mail Express Mail
 Registered Return Receipt for Merchandise
 Insured Mail C.O.D.
4. Restricted Delivery? (Extra Fee) Yes

Article Number 7005 1820
(Transfer from service label)
PS Form 3811, February 2004 Domestic Return Receipt 102595-02-M-1

Lea County Administration Office
Attn: Lue Ethridge
100 N Main Street, Suite 4
Lovington, NM 88260

RICE Operating Company

122 West Taylor
Hobbs, NM 88240



7005 0390 0000 9980 3791

USPS Regional Office
Regional Forester
517 Gold Avenue SW
Albuquerque, NM 87102

POSTAGE
PAID 12802
RICE OPERATING
HOBBS, NM
FEB 2 2008

7005 0390 0000 9980 3791

USPS Regional Office
Regional Forester
517 Gold Avenue SW
Albuquerque, NM 87102



SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

- COMPLETE THIS SECTION ON DELIVERY**
- A. Signature Agent
 X
- B. Received by (Printed Name) Addressee
- C. Date of Delivery
- D. Is delivery address different from item 1? Yes No
If YES, enter delivery address below:

USFS Regional Office
Reginal Forester
517 Gold Avenue SW
Albuquerque, NM 87102

3. Service Type
- Certified Mail Express Mail
 Registered Return Receipt for Merchandise
 Insured Mail C.O.D.
4. Restricted Delivery? (Extra Fee) Yes

2. Article Number (Transfer from service label) 7005 0390 0000 9980 3791
PS Form 3811, February 2004 Domestic Return Receipt 102595-02-M-1540

OFFICIAL USE
For delivery information visit our website at www.usps.com

CELEBRATED MAIL RECEIPT
(Domestic Mail Only; No Insurance Coverage Provided)

Postage	\$ 39
Certified Fee	2.40
Return Receipt Fee (Endorsement Required)	1.85
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 46.44

Sent To: USFS Regional Office
Regional Forester
517 Gold Avenue SW
Albuquerque, NM 87102

City, State, ZIP: Albuquerque, NM 87102

Street, Apt. No. or PO Box No.: 517 Gold Avenue SW

Postmark: CONTRACT STATION HOBBS, NM FEB 2 2008

RICE

Operating Company

122 West Taylor
Hobbs, NM 88240



7005 0390 0000 9980 4897

PSN 12802
0845 04-640 JAN 24 2006
5370 0000 0000 0000



Handwritten: Not known

Undeliverable as Addressed

Mailed Left No Address

Unclaimed

Not Mailed

Mailed - Not Known

No Such Street

No Such Number

No Recipient

Deceased

Vacant

INTERNATIONAL MAIL SERVICE

INTERNATIONAL MAIL SERVICE

International Technology Corp.
Mike Schulz
5301 Central Avenue, NE Suite 700
Albuquerque, NM 87106

NIXIE 2013 1 23

RETURN TO SENDER
ATTEMPTED - NOT KNOWN
UNABLE TO FORWARD
RETURN TO SENDER

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

COMPLETE THIS SECTION ON DELIVERY

A. Signature X Agent

B. Received by (Printed Name) Addressee

C. Date of Delivery

D. Is delivery address different from item 1? Yes No
If YES, enter delivery address below:

1. Article Addressed to:
International Technology Corp.
Mike Schulz
5301 Central Avenue, NE Suite 700
Albuquerque, NM 87108

3. Service Type -
 Certified Mail Express Mail
 Registered Return Receipt for Merchandise
 Insured Mail C.O.D.

4. Restricted Delivery? (Extra Fee) Yes

2. Article Number
(Transfer from service label) **EME M-9**

7005 0390 0000 9980 4897

PS Form 3811, February 2004 Domestic Return Receipt

7005 0390 0000 9980 4897

For delivery information visit our website at www.usps.com

(Domestic Mail Only - No Insurance Coverage Provided)

Postage	\$ 0.39
Certified Fee	\$ 2.40
Return Receipt Fee (Endorsement Required)	\$ 1.85
Restricted Delivery Fee (Endorsement Required)	\$ 4.64
Total Postage & Fees	\$ 9.28

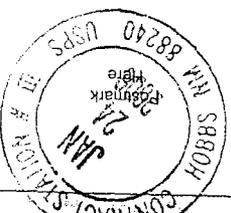
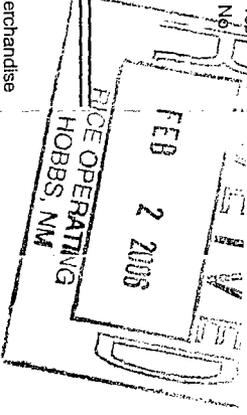
Sent To: International Technology Corp.
Mike Schulz
5301 Central Avenue, NE Suite 700
Albuquerque, NM 87108

City, State, Zip+4

Street, Apt. No., or PO Box No.

Performance Indicators

See Reverse for Instructions



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 Division Regulations, the following Stage 1 Abatement Plan has been submitted to the Director of the Oil Conservation Division, 1220 S. St. Francis Dr., Santa Fe, New Mexico 87504, Telephone (505) 476-3440:

Rice Operating Company, Carolyn Doran Haynes, Engineering Manager, Telephone (505) 393-9174, 122 West Taylor, Hobbs, New Mexico 88240, has submitted a Stage 1 Abatement Plan for the M-9 SWD site, EME Salt Water Disposal System, located 3 miles south of Monument, NM in the SW 1/4, SW 1/4 of Section 9, Township 20 South, Range 37 East, Lea County, New Mexico. Rice Operating Company operates a saltwater disposal system at the site. Chlorides and total dissolved solids have been observed in the ground water and remedial efforts have been ongoing since discovery. The Stage 1 Abatement Plan addresses further proposed actions for site closure.

Any interested person may obtain further information from the Oil Conservation Division and may submit written comments to the Director of the Oil Conservation Division at the address given above. The Stage 1 Abatement Plan may be viewed at the above address or at the Oil Conservation Division District Office, 1625 N. French Drive, Hobbs, New Mexico 88240, Telephone (505) 393-6161 between 8:00 a.m. and 4:00 p.m., Monday through Friday. Prior to ruling on any proposed Abatement Plan, the Director of the Oil Conservation Division shall allow at least thirty (30) days after the date of publication of this notice during which written comments may be submitted to him.

1.0 EXECUTIVE SUMMARY

The M-9 SWD site is operated by Rice Operating Company (ROC) and is located in Township 20 South, Range 37 East, Section 9, unit letter M approximately 3 miles south of Monument, NM. This Stage 1 Abatement Plan incorporates the preliminary findings from previous investigations and contents of the previously submitted Investigation and Characterization Plan (ICP) and recommendations for additional assessment activities to satisfy the required elements of a Stage 1 Abatement Plan in accordance with New Mexico Oil Conservation Division (OCD) Rule 19. Since this Stage 1 Abatement Plan incorporates all four groundwater sampling events conducted during 2005 it will also serve as the annual groundwater monitoring report.

There is no threat that regulated constituents from the vadose zone at this site will cause impairment of ground water because of the excavation, lining and backfilling of the former source area below the redwood tanks and junction boxes. Ground water data from 2005 show that chloride concentrations in range between 283 and 866 mg/L, above the numerical WQCC standard but within the range of water quality acceptable to livestock. However, chloride concentrations in monitoring well MW-3 indicates that the ambient ground water quality ranges between 296 and 329 mg/L for this same period. Chloride concentrations in MW-4 is generally 100 mg/L higher than the two monitoring wells (MW-1 and MW-2) closer to the former redwood tank area. Differentiating between any impact from the former redwood tanks or junction boxes, and off-site impacts is the principal goal of the proposed Stage 1 Abatement Plan

The work elements described in detail in Section 7.0 are proposed to determine the degree that any migration of constituents originating from the former redwood tanks or junction boxes have impacted groundwater quality relative to documented regional groundwater impairment. The purpose of these work elements is to assist ROC in selecting the soil and/or groundwater remedy that is commensurate with any contribution from the M-9 SWD site to the documented regional groundwater impairment. The proposed work elements are summarized below:

Based on the evaluation of soil and groundwater sampling data and communication with the New Mexico Oil Conservation Division (NMOCD), as described herein, the following corrective actions are proposed:

- Define regional groundwater flow direction, potential sources of chloride in groundwater and ambient groundwater chemistry
- Expand our groundwater characterization to include evaluation of monitoring data from other groundwater investigation sites in the area.
- Install additional monitoring wells as necessary to define the extent of impairment, if any, caused by the former redwood tanks. The need for additional monitoring wells is dependent on the analysis of data from other groundwater investigation sites.

When implementing any proposed remedy or investigative work, ROC will confirm that there is a reasonable relationship between the benefits created by the proposed remedy or assessment and the economic and social costs.

ROC is the service provider (operator) for the EME SWD System (The System) and has no ownership of any portion of the pipelines, wells, or facilities. The System is owned by a consortium of oil producers, (System Partners) who provide all operating capital on a percentage ownership/usage basis. Environmental projects of this magnitude require System Partner Authorization for Expenditure (AFE) approval and work begins as funds are received. In general, project funding is not forthcoming until OCD approves the work plan.

R.T. HICKS CONSULTANTS, LTD.

1909 Brunson Avenue ■ Midland, Texas 79701-6924 ■ 432.638.8740 ■ Fax: 413.403.9968

CERTIFIED MAIL
RETURN RECEIPT NO. 7099 3400 0017 1737 2640

January 2, 2006

Wayne Price
New Mexico Energy, Minerals, & Natural Resources
Oil Conservation Division, Environmental Bureau
1220 S. St. Francis Drive
Santa Fe, New Mexico 87505

**RE: Stage 1 Abatement Plan
EME M-9 SWD
T20S, R37E, Section 9, Unit Letter M
NMOCD Case # 1R0331**

Dear Mr. Price:

On behalf of Rice Operating Company (ROC), R. T. Hicks Consultants, Ltd. is pleased to submit the Stage 1 Abatement Plan for the above-referenced site on the enclosed compact disk. Text for ROC's proposed public notice is attached to this letter along with a printed copy of the Executive Summary and report cover. If you would like a printed hard copy of the abatement plan one will be sent quickly upon your request.

If you have any questions please call me at 432-638-8740 or Kristin Farris Pope at 505-393-9174.

Sincerely,



Gilbert Van Deventer
R.T. Hicks Consultants, Ltd.

Copy:
Kristin Pope, Rice Operating Company – Hobbs NM
Carolyn Haynes, Rice Operating Company – Hobbs NM
Randy Hicks, R. T. Hicks Consultants, Ltd. – Albuquerque NM

Attachments:
CDROM containing complete Stage 1 Abatement Plan, Draft Public Notice, Executive Summary, report cover

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 Division Regulations, the following Stage 1 Abatement Plan has been submitted to the Director of the Oil Conservation Division, 1220 S. St. Francis Dr., Santa Fe, New Mexico 87504, Telephone (505) 476-3440:

Rice Operating Company, Carolyn Doran Haynes, Engineering Manager, Telephone (505) 393-9174, 122 West Taylor, Hobbs, New Mexico 88240, has submitted a Stage 1 Abatement Plan for the M-9 SWD site, EME Salt Water Disposal System, located 3 miles south of Monument, NM in the SW 1/4, SW 1/4 of Section 9, Township 20 South, Range 37 East, Lea County, New Mexico. Rice Operating Company operates a saltwater disposal system at the site. Chlorides and total dissolved solids have been observed in the ground water and remedial efforts have been ongoing since discovery. The Stage 1 Abatement Plan addresses further proposed actions for site closure.

Any interested person may obtain further information from the Oil Conservation Division and may submit written comments to the Director of the Oil Conservation Division at the address given above. The Stage 1 Abatement Plan may be viewed at the above address or at the Oil Conservation Division District Office, 1625 N. French Drive, Hobbs, New Mexico 88240, Telephone (505) 393-6161 between 8:00 a.m. and 4:00 p.m., Monday through Friday. Prior to ruling on any proposed Abatement Plan, the Director of the Oil Conservation Division shall allow at least thirty (30) days after the date of publication of this notice during which written comments may be submitted to him.

R.T. HICKS CONSULTANTS, LTD.

1909 Brunson Avenue ■ Midland, Texas 79701-6924 ■ 432.638.8740 ■ Fax: 413.403.9968

CERTIFIED MAIL
RETURN RECEIPT NO. 7099 3400 0017 1737 2398

December 2, 2005

Mr. Wayne Price
New Mexico Energy, Minerals, & Natural Resources
Oil Conservation Division, Environmental Bureau
1220 S. St. Francis Drive
Santa Fe, New Mexico 87504

**RE: Request for extension
Stage 1 Abatement Plan
EME M-9 SWD Site
T20S-R37E-Section 9, Unit Letter M
NMOCD CASE # 1R0331**

Dear Mr. Price

On behalf of Rice Operating Company (ROC), I hereby request a 30-day extension for the Stage 1 Abatement Plan for the above-referenced site for personal reasons (emergency health care needs for my wife).

The abatement plans for three other junction box sites (D-1, N-5, and J-26) are in the review and publication process and will be forthcoming to you by the former December 5, 2005 deadline.

If you have any questions please call me at 432-638-8740 or Kristin Farris Pope at 505-393-9174.

Sincerely,



Gilbert Van Deventer
R.T. Hicks Consultants, Ltd.

cc:
Kristin Pope, Rice Operating Company
Carolyn Haynes, Rice Operating Company
Randy Hicks, R. T. Hicks Consultants, Ltd.



Subject: RE: Request for extension for the Stage 1 Abatement Plan for the Rice Operating Company M-9 SWD site
Date: Fri, 2 Dec 2005 10:48:47 -0700
From: "Price, Wayne, EMNRD" <wayne.price@state.nm.us>
To: gil@rthicksconsult.com
CC: "Kristin Farris Pope" <kpriceswd@valornet.com>

Gil, I am extremely sorry to here about you family member. Yes of course, your request is hereby approved.

From: Gil Van Deunter [mailto:gil@rthicksconsult.com]
Sent: Friday, December 02, 2005 9:44 AM
To: Price, Wayne, EMNRD
Cc: Kristin Farris Pope
Subject: Request for extension for the Stage 1 Abatement Plan for the Rice Operating Company M-9 SWD site

Wayne, I am sending a request for an extension for the Stage 1 Abatement Plan for the Rice Operating Company M-9 SWD site as explained below and in my voice mail message to you yesterday. My wife has been battling serious heart problems for several weeks which resulted in triple bypass surgery the day after Thanksgiving and I have had to put off work committments to be able to assist with her recovery.

I hope my request for an extension isn't a problem as I am doing the best I can. Please acknowledge via email if I can have another 30 days.

Thanks!
Gil

CERTIFIED MAIL
RETURN RECIEPT NO. 7099 3400 0017 1737 2398

December 2, 2005

Mr. Wayne Price
New Mexico Energy, Minerals, & Natural Resources
Oil Conservation Division, Environmental Bureau
1220 S. St. Francis Drive
Santa Fe, New Mexico 87504

**RE: Request for extension
Stage 1 Abatement Plan
EME M-9 SWD Site
T20S-R37E-Section 9, Unit Letter M
NMOCD CASE # 1R0331**

Dear Mr. Price

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The abatement plans for three other junction box sites (D-1, N-5, and J-26) are in the review and publication process and will be forthcoming to you by the former December 5, 2005 deadline.

If you have any questions please call me at 432-638-8740 or Kristin Farris Pope at 505-393-9174.

Sincerely,

Gilbert Van Deventer
R.T. Hicks Consultants, Ltd.

cc:
Kristin Pope, Rice Operating Company
Carolyn Haynes, Rice Operating Company
Randy Hicks, R. T. Hicks Consultants, Ltd

Gilbert J. Van Deventer

R. T. Hicks Consultants, Ltd.

1909 Brunson Ave, Midland TX 79701-6924

432-638-8740 (Office/Mobile) - 413-403-9968 (Fax) - 432-682-0727 (Home)

RECEIVED
DEC 5 - 2005
OIL CONSERVATION
DIVISION

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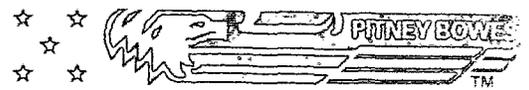
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RICE Operating Company

122 West Taylor
Hobbs, NM 88240



7001 2510 0007 2763 5183



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0091 \$03.940 MAY 09 2002
2372 MAILED FROM ZIP CODE 88240

Mr. Roger Anderson
NM Energy, Minerals, and Natural Resources
Oil Conservation Division, Env. Bureau
1220 S St. Francis Drive
Santa Fe, NM 87505

87505+4000 11





NEW MEXICO ENERGY, MINERALS and NATURAL RESOURCES DEPARTMENT

BILL RICHARDSON
Governor

May 05, 2005

Joanna Prukop
Cabinet Secretary
Mark Fesmire
Director
Oil Conservation Division

Carolyn Doran Haynes
Rice Operating Company
122 West Taylor
Hobbs, New Mexico 88240

Re: Sites with confirmed Groundwater Contamination

Dear Ms. Haynes:

Pursuant to the New Mexico Oil Conservation Division rule 19.15.1.19 (Rule 19) Prevention and Abatement of Water Pollution requires all responsible persons who are abating water pollution in excess of the standards shall do so pursuant to an abatement plan approved by the director.

Therefore, Rice Operating Company is hereby required to submit individual abatement plans for OCD approval by July 15, 2005 for each of the following sites:

EME Sites:

H-13	UL	H	Sec 13, T20s, R36E	1R0429
M-9	UL	M	Sec 9, T20s, R37E	1R0331
P-6	UL	P	Sec 6, T20s, R37E	1R0422
Jct. N-5	UL	N	Sec 5, T20S, R37E	1R0427-90
Jct. M-16-1	UL	M	Sec 16, T20S, R37E	1R0427-93
Jct. K-33-1	UL	K	Sec 33, T19S, R37E	1R0427-92
Jct. A-20	UL	A	Sec 20, T20S, R37E	1R0427-89
Jct. K-6	UL	K	Sec 6, T20S, R37E	1R0427-88
Marathon Barber EOL	UL	E	Sec 5, T20S, R37E	1R0427-91
jct. D-1 leak	UL	D	Sec. 1, T20S, R36E	not assigned

BD Sites:

Zachary Hinton EOL	UL	O	Sec 12, T22S, R37E	1R0426-36
Jct. J-26	UL	J	Sec 26, T21S, R37E	1R0426-40
Jct. F-17	UL	F	Sec 17, T21S, R37E	1R0426-33
Jct. I-27	UL	I	Sec 27, T21S, R37E	1R0426-35
Jct. N-29	UL	N	Sec 29, T21S, R37E	1R0426-37
jct. E-3	UL	E	Sec 3, T22S, R37E	1R0426-53

Justis Sites:

jct. L-1	UL	L	Sec 1, T25S, R37E	1R0423-0
SWD H-2	UL	H	Sec 2, T26s, R37E	1R0423-01

Hobbs Sites:

Jct. F-29-1A	UL	F	Sec 29, T18S, R38E	not assigned
I-29 Vent	UL	I	Sec 29, T18S, R38E	not assigned

After OCD receives the plans each site will be assigned a new Abatement Plan number (AP#) for tracking purposes. If you have any questions please do not hesitate to contact me at 505-476-3493 or E-mail DJSanchez@state.nm.us; or contact Wayne Price of my staff at 505-476-3487 or e-mail WPRICE@state.nm.us.

Sincerely;



Daniel Sanchez
Enforcement and Compliance Manager
DS/wp

Cc: OCD Hobbs office

Price, Wayne

From: Price, Wayne
Sent: Monday, December 06, 2004 1:01 PM
To: 'Gilbert J Van Deventer'; Price, Wayne; Carolyn Doran Haynes (E-mail); Kristin Farris Pope (E-mail)
Cc: enviro@leaco.net; riceswd@leaco.net
Subject: RE: EME M-9 SWD

OCD will require ROC to install additional monitor wells to delineate the groundwater contamination under the site. Please submit a plan for OCD approval by January 07, 2005.

-----Original Message-----

From: Gilbert J Van Deventer [mailto:kickbooty@juno.com]
Sent: Monday, December 06, 2004 9:55 AM
To: WPrice@state.nm.us
Cc: enviro@leaco.net; riceswd@leaco.net
Subject: Re: EME M-9 SWD

We are monitoring the 5 wells on site.
Attached are the latest results.

Gilbert J. Van Deventer, PG, NMCS, REM
gil@trident-environmental.com
Trident Environmental, PO Box 7624, Midland TX 79708-7624
Office: 432-682-0808, Fax/Home: 432-682-0727, Mobile: 432-638-3106
Website Address: www.trident-environmental.com

On Thu, 2 Dec 2004 16:46:26 -0700 "Price, Wayne" <WPrice@state.nm.us>
writes:

> What is the status of this site?

>

> Sincerely:

>

> Wayne Price

> New Mexico Oil Conservation Division

> 1220 S. Saint Francis Drive

> Santa Fe, NM 87505

> 505-476-3487

> fax: 505-476-3462

> E-mail: WPRICE@state.nm.us

>

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Price, Wayne

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Sent: Monday, December 06, 2004 9:55 AM
To: WPrice@state.nm.us
Cc: enviro@leaco.net; riceswd@leaco.net
Subject: Re: EME M-9 SWD



111004 M9.pdf

We are monitoring the 5 wells on site.
Attached are the latest results.

Gilbert J. Van Deventer, PG, NMCS, REM
gil@trident-environmental.com
Trident Environmental, PO Box 7624, Midland TX 79708-7624
Office: 432-682-0808, Fax/Home: 432-682-0727, Mobile: 432-638-3106
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> 1220 S. Saint Francis Drive

> Santa Fe, NM 87505

> 505-476-3487

> fax: 505-476-3462

> E-mail: WPRICE@state.nm.us

>

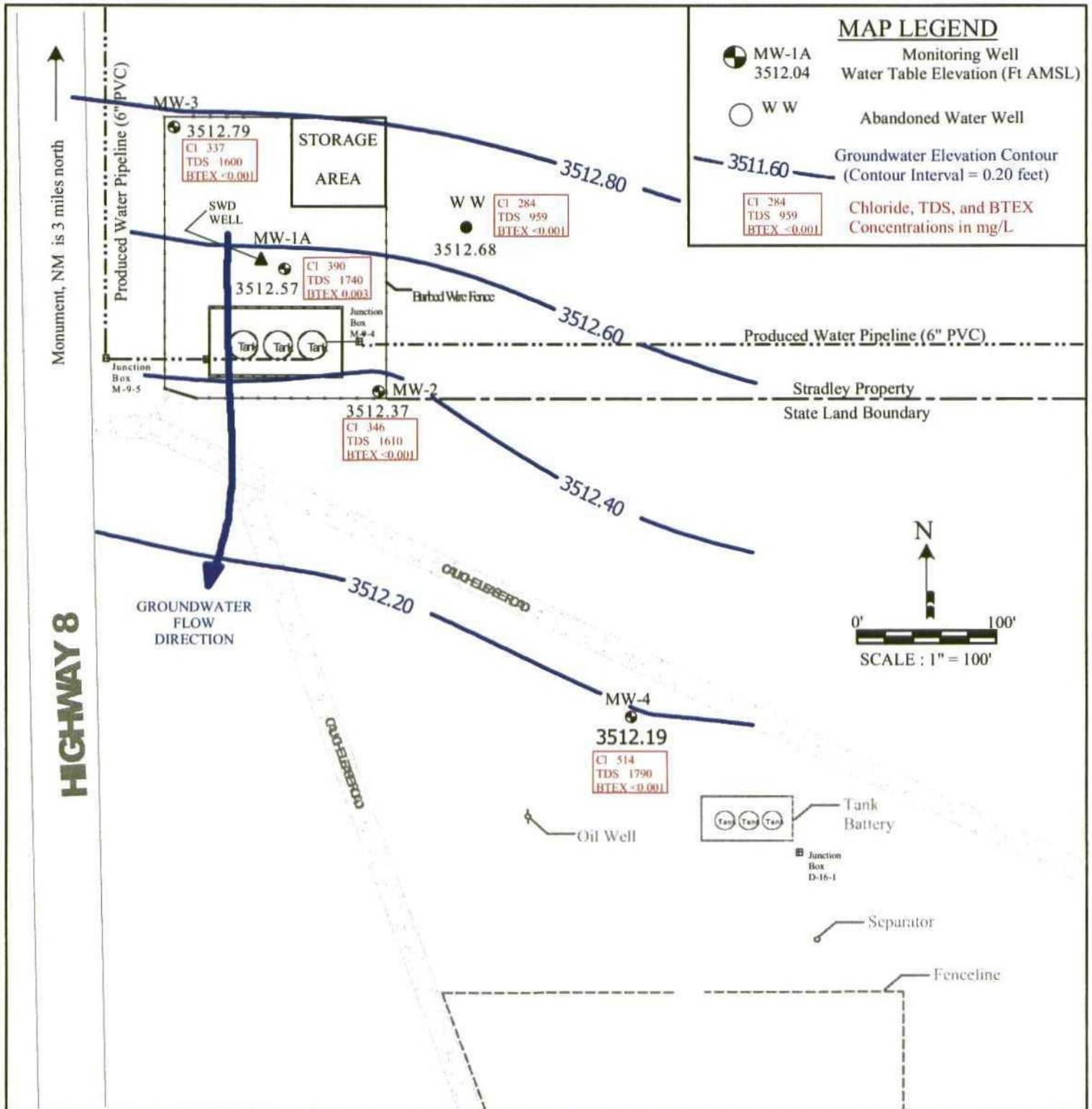
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Client: Rice Operating Company

Sampling Date: November 10, 2004

Author: GJV

File: Projects/Rice/EME/M-9/111004M9

FIGURE 1

EME SYSTEM

M-9 SWD STATION

Figure 2
Chloride, TDS, and Groundwater Elevation Values Versus Time (MW-1A)

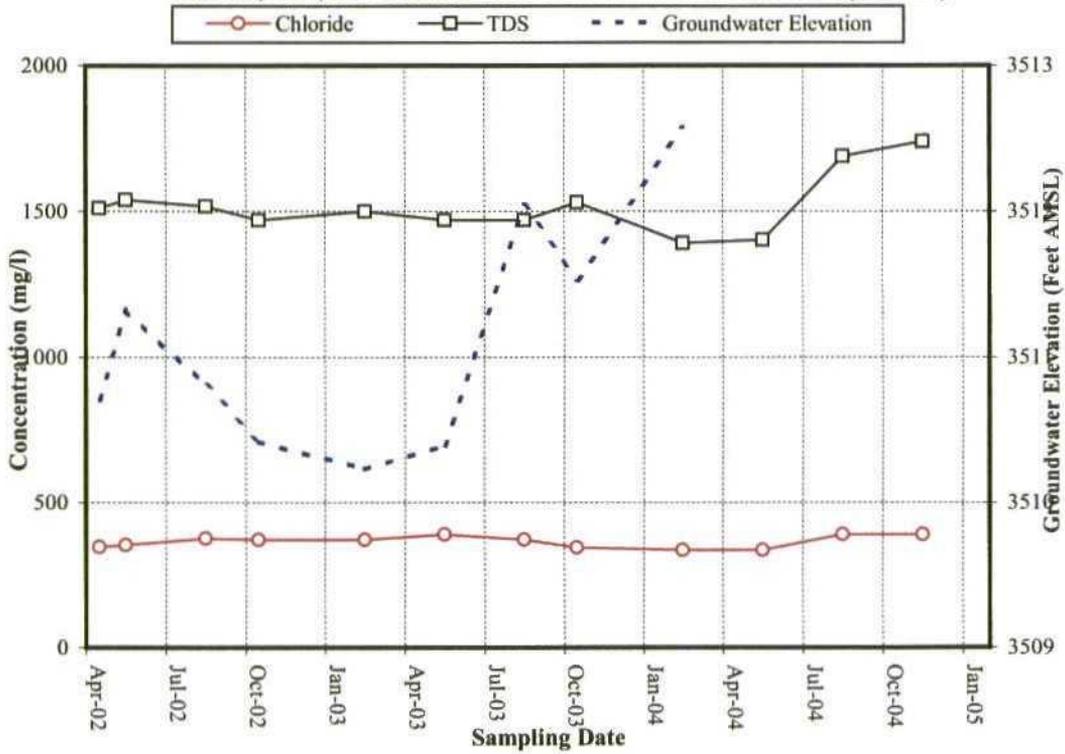


Figure 3
Chloride, TDS, and Groundwater Elevation Values Versus Time (MW-2)

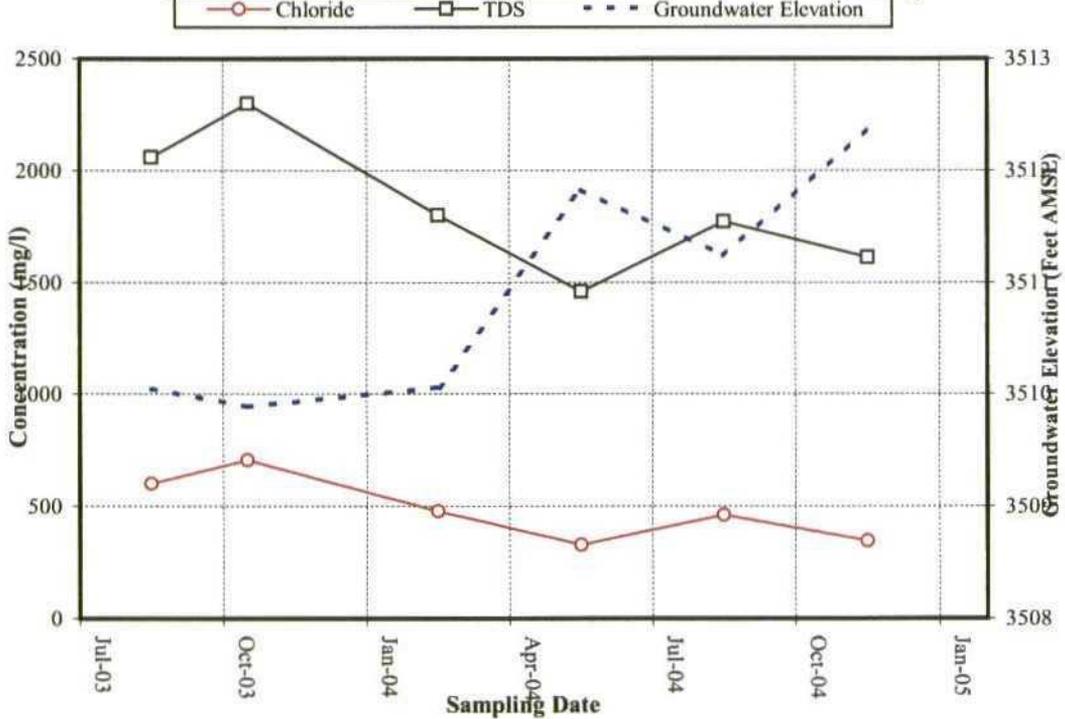
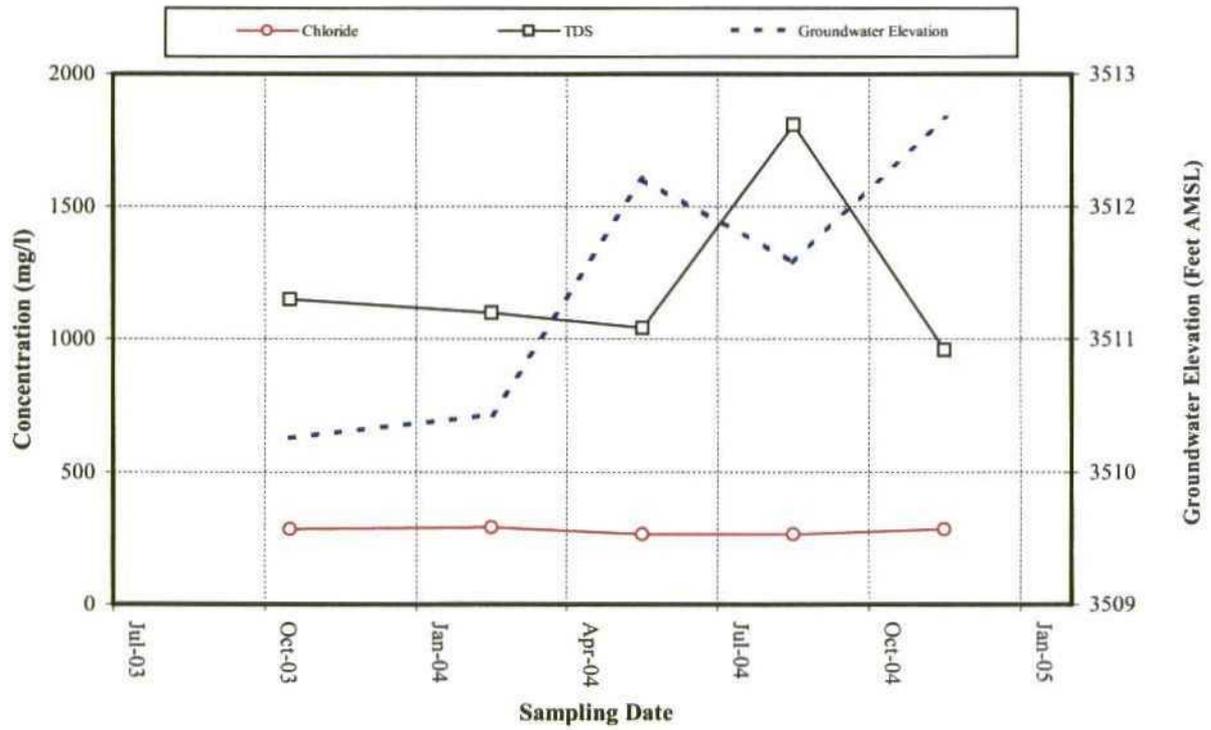


Figure 6
Chloride, TDS, and Groundwater Elevation Values Versus Time (WW)



Price, Wayne

From: Price, Wayne
Sent: Thursday, December 02, 2004 4:46 PM
To: Kristin Farris Pope (E-mail); Carolyn Doran Haynes (E-mail); Gil Van Deventer (E-mail)
Subject: EME M-9 SWD

What is the status of this site?

Sincerely:

Wayne Price
New Mexico Oil Conservation Division
1220 S. Saint Francis Drive
Santa Fe, NM 87505
505-476-3487
fax: 505-476-3462
E-mail: WPRICE@state.nm.us

RICE Operating Company

122 West Taylor • Hobbs, New Mexico 88240
Phone: (505)393-9174 • Fax: (505) 397-1471

CERTIFIED MAIL
RETURN RECEIPT NO. 7002 0510 0000 9384 5877

November 4, 2002

Mr. Wayne Price
NM Energy, Minerals, and Natural Resources Dept.
Oil Conservation Division, Environmental Bureau
1220 S. St. Francis Drive
Santa Fe, NM 87505

RECEIVED
NOV 08 2002
Environmental Bureau
Oil Conservation Division

RE: REDWOOD TANK CLOSURE REPORT FOR EME SWD FACILITY M-9
Letter M, Sec. 9, T20S, R37E
Lea County, New Mexico
NMOCD Case # 1R0331

Mr. Price:

Rice Operating Company (ROC) petitions the NMOCD for closure of the excavation portion of the below grade redwood tanks site at the Eumont Monument Eunice (EME) Salt Water Disposal Facility SWD Well M-9, located in Unit Letter M, Sec 9, T20S, R37E, Lea County, NM.

ROC is the service provider (operator) for the EME Salt Water Disposal System and has no ownership of any portion of the pipeline, well or facility. The EME System is owned by a consortium of oil producers, System Partners, who provide all operating capital on a percentage ownership/usage basis. Closure projects require System Partner AFE approval and work begins as funds are received. The System Partners approved the Closure Project for the SWD M-9 Facility and work was started in January 2002.

The final excavation of the redwood tanks site resulted in TPH and BTEX levels at bottom and sides that are below the recommended guidelines for vadose zone impact when a Total Ranking Score is 20. Groundwater in this area is 18 feet bgs. The sampling results are attached. All closure samples were verified by a certified lab.

This facility is located on Fee Land owned by SW Cattle Company. The 2 acre site lease agreement has been in effect since 1989 and will continue until 2009.

RICE Operating Company

122 West Taylor • Hobbs, New Mexico 88240
Phone: (505)393-9174 • Fax: (505) 397-1471

RECEIVED
MAY 13 2002
Environmental Bureau
Oil Conservation Division

CERTIFIED MAIL
RETURN RECEIPT NO. 7001 2510 0007 2763 5183

May 9, 2002

Mr. Roger Anderson
NM Energy, Minerals, and Natural Resources
Oil Conservation Division, Environmental Bureau
1220 S. St. Francis Drive
Santa Fe, NM 87505

RE: NOTIFICATION OF GROUNDWATER IMPACT
EUNICE MONUMENT EUMONT (EME) SWD SYSTEM, M-9 SWD FACILITY
Unit Letter M, Sec. 9, T20S, R37E, Lea County, NM
NMOCD Case # 1R0331

Mr. Anderson:

Rice Operating Company (ROC) takes this opportunity to notify the Director of the NMOCD Environmental Bureau of groundwater impact in accordance with NM Rule 116. The M-9 SWD Facility site qualifies for this notification. The remediation of this site may fall under NM Rule 19 procedures.

The M-9 SWD Facility is part of the Redwood Tank Replacement/Closure Plan scheduled for 2002. Impact of the vadose zone was delineated by soil boring at this site. Vadose zone impact was discovered to groundwater. A monitor well was installed and developed pursuant to NMOCD guidelines. A water sample was taken to a certified lab for analyses. The results are listed in the following table. All results are in mg/L.

SITE	UNIT	SEC	T	R	CHLORIDES	TDS	BENZENE
M-9 SWD	M	9	20S	37E	348	1,512	<0.002

The results demonstrate chlorides and TDS are in excess of the WQCC standards. Groundwater in this area is 21' bgs.

Price, Wayne

From: Price, Wayne
Sent: Saturday, November 17, 2001 3:58 PM
To: 'riceswd@leaco.net'
Cc: Sheeley, Paul; Johnson, Larry
Subject: Redwood Tank and Pit closures

Contacts: Carolyn Doran Haynes

The OCD is in receipt of the following closure plans and have assigned them the following case numbers. Please provide final closure reports for OCD approval for these sites by June 30, 2002.

M-33 OCD Case # 1R0329
F-35 OCD Case # 1R0330
M-9 OCD Case # 1R0331
G-35 OCD Case # 1R0332
H-2 OCD Case # 1R0333

Tracking:	Recipient	Delivery
	'riceswd@leaco.net'	
	Sheeley, Paul	Delivered: 11/17/01 3:58 PM
	Johnson, Larry	Delivered: 11/17/01 3:58 PM

RICE Operating Company

122 West Taylor • Hobbs, New Mexico 88240
Phone: (505)393-9174 • Fax: (505) 397-1471

CERTIFIED MAIL
RETURN RECEIPT NO. Z 577 009 529

February 23, 2000

Mr. Wayne Price
NM Energy, Minerals and Natural Resources Department
Oil Conservation Division, Environmental Bureau
2040 S. Pacheco
Santa Fe, NM 87505

Re: Revision: Generic Closure Plan for Existing Pits and Below-Grade Redwood Tanks

Mr. Price:

As discussed in our telephone conversation February 22, Rice Operating Company (ROC) is submitting a further revision of the generic work plan for closing redwood tanks and emergency overflow pits that are presently inventoried in the ROC-operated SWD systems in Lea County. (ROC has no ownership of pipelines, wells, or facilities. Each system is owned by a consortium of oil producers, System Partners, who provide operating capital based on percent ownership or usage. Closure projects require AFE approval and work begins as funds are received.)

The revisions ROC proposes involve the on-site disposal of non-impacted concrete when practical and the use of a compacted clay layer rather than poly-liner for lining excavations. Also proposed is a revision to the closure procedure, adding an OCD verbal approval step in order for ROC to timely continue with installation of new surface facilities.

Closure reports for two locations, F-29 (two-year sampling of groundwater) and H-35 (closed), have been processed with the OCD. The P-25 location closure report has been submitted. Locations C-2 and L-21 are in remediation activity right now and Donna Williams has visited both sites. The C-2 site excavation will be managed with RE Environmental and the L-21 site will be managed with Whole Earth. ROC expects to be able to schedule final sampling for early March at both sites. The AFE has been approved for two additional sites in the Eunice-Monument-Eumont area with work start-up planned for early summer.

Thank you for your consideration of these revisions. If you have any questions, please call.



Carolyn Doran Haynes
Operations Engineer

Cc KH; file; Ms. Donna Williams, OCD District I, Hobbs, NM

Closure Plan for Below Grade Redwood Tank

1. Submit C-103 form to NMOCD along with the site-specific location, site assessment, work plan, time schedule, sampling and testing plan, etc., all pursuant to NMOCD guidelines.
2. Procure soil samples from 3' below bottom of tanks (9-11' below grade) at tank sides.
 - A. If soil samples are < 100ppm TPH and < 250ppm Chlorides, proceed to Step 4.
 - B. If soil samples are > 100ppm THP or > 250ppm Chlorides, proceed to Step 3.
3. Delineate any portion of tank site that is > 100ppm TPH or > 250ppm Chlorides with a backhoe or soil boring machine, obtaining samples for field and lab analysis at 5' intervals.
 - A. When field analysis of bored-sample determines < 100ppm TPH and < 250ppm Cl, boring will be suspended pending laboratory analysis confirmation. Proceed to Step 4.
 - B. If these parameter levels are not identified, then boring and sampling will continue to ground water. Upon reaching groundwater, the borehole will be cased and developed. Ground water samples will be procured and tested for major cations and anions, TDS and BETX levels. If ground water is found to exceed the WQCC standards, NMOCD will be notified immediately and the closure plan will move into Rule 19 procedures.
4. Write AFE to System Partners as directed by results of delineation of redwood tank site and of emergency pit (if both are at facility). Await approval and funding for site closing.
5. Move onto SWD facility site with temporary tank system. Re-route fluid flow from below grade redwood tanks into the temporary tank system. Plumb to SWD well.
6. Empty and clean redwood tanks, properly disposing of any BS & W. Excavate sides of redwood tanks to allow for working space to manipulate tank support banding. Remove redwood tanks reserving boards for proper disposal.
7. Excavate ramp into redwood tank hole. Remove and properly dispose of concrete base if impacted. If concrete is not impacted, use as fill (below plow depth) in excavation area.
8. Remove impacted soil (as practical) to eliminate hot spots; dispose per NMOCD guidelines.
9. Procure random 5-point composite bottom sample from 3' below tank bottom and random 4-point composite side sample for lab TPH, Benzene, and BTEX testing.
 - A. If <100ppm TPH; BTEX, Benzene <10ppm; <250ppm Chlorides; proceed to Step 11.
 - B. If >100ppm TPH; BTEX, Benzene >10ppm; >250ppm Chlorides; in the vadose zone but not reaching groundwater, proceed to Step 10.
10. Evaluate site for risk assessment: delineate to assess depth and horizontal extent of impact corresponding to NMOCD guidelines for site assessment value; excavate bottom and sides as practical to minimize risk; install compacted clay liner to meet or exceed 95% of a Proctor Test ASTM-D-698 with permeability (hydraulic conductivity) equal or less than 1×10^{-7} cm/sec for containment/isolation of impact.
11. Discuss results/risk assessment with NMOCD for verbal approval to proceed with backfill/installation of new tanks and plumbing within engineered secondary containment system.
12. Apply to NMOCD for closure of redwood tank site per NMOCD guidelines and site results.

Closure Plan for Permitted Emergency Pits

1. Submit C-103 form to NMOCD along with the site-specific location, site assessment, work plan, time schedule, sampling and testing plan, etc., all pursuant to NMOCD guidelines.
2. Remove and properly dispose of visibly contaminated soil pursuant to NMOCD guidelines.
3. Procure soil samples from surface and 3' below excavation bottom and excavation sides.
 - A. If soil samples are < 100ppm TPH and < 250ppm Chlorides, proceed to Step 6.
 - B. If soil samples are > 100ppm THP or > 250ppm Chlorides, proceed to Step 4.
4. Delineate any portion of excavation that is > 100ppm TPH or > 250ppm Chlorides with a backhoe or soil boring machine, obtaining samples for field and lab analysis at 5' intervals.
 - A. When field analysis of bored-sample determines < 100ppm TPH and < 250ppm Cl, boring will be suspended pending laboratory analysis confirmation. Proceed to Step 5.
 - B. If these parameter levels are not identified, then boring and sampling will continue to ground water. Upon reaching groundwater, the borehole will be cased and developed. Ground water samples will be procured and tested for major cations and anions, TDS and BTEX levels. If ground water is found to exceed the WQCC standards, NMOCD will be notified immediately and the closure plan will move into Rule 19 procedures.
5. Write AFE to System Partners as directed by results of delineation of redwood tank site and of emergency pit (if both are at facility). Await approval and funding for site closing
6. Remove impacted soil (as practical) to eliminate hot spots; dispose per NMOCD guidelines.
7. Procure random 5-point composite bottom sample and random 4-point composite side sample for laboratory TPH, Benzene, and BTEX testing.
 - A. If <100ppm TPH; BTEX, Benzene <10ppm; <250ppm Chlorides; proceed to Step 9.
 - B. If >100ppm TPH; BTEX, Benzene >10ppm; >250ppm Chlorides; in the vadose zone but not reaching groundwater, proceed to Step 8.
8. Evaluate site for risk assessment: delineate to assess depth and horizontal extent of impact corresponding to NMOCD guidelines for site assessment value; excavate bottom and sides as practical to minimize risk; install compacted clay liner to meet or exceed 95% of a Proctor Test ASTM-D-698 with permeability (hydraulic conductivity) equal or less than 1×10^{-7} cm/sec for containment/isolation of impact.
9. Discuss results/risk assessment with NMOCD for verbal approval to proceed with backfill.
10. Apply to NMOCD for closure of permitted emergency pit site per NMOCD guidelines and site results.

RICE Operating Company

122 West Taylor • Hobbs, New Mexico 88240
Phone: (505)393-9174 • Fax: (505) 397-1471

February 6, 2001

W. Trent Stradley
S & W Cattle Company
P. O. Box 1800
Hobbs, NM 88241

RE: EME SWD Facility M-9 Upgrade
SW/4 SW/4, Section 9-T20S-R37E
Lea County, NM

Dear Mr. Stradley:

Rice Operating Company (ROC) appreciates opportunities to work with landowners such as you in order to optimize and improve our operation. It is our goal to keep you informed of situations that arise during routine operations concerning the land that we lease for our facility sites.

This letter is regarding the 2-acre leased area located at SW/4 SW/4, Section 9-T20S-R37E, Lea County, NM, where ROC operates the M-9 Disposal Facility for the Eunice-Monument-Eumont (EME) Salt Water Disposal System. The Lease on this land is current.

ROC will begin upgrading the M-9 Facility in September of 2001 with new fiberglass tanks. The original redwood tanks will be eliminated and removed from the facility. The area surrounding the tank site will be evaluated for environmental impact and will be remediated to levels designated and/or approved by the New Mexico Oil Conservation Division (NMOCD). As remediation activities progress, ROC will periodically update you and invites you to visit the site. ROC will contact you for information pertaining to replacement soils.

At the completion of this upgrade, a copy of the NMOCD Closure Report will be forwarded to you. If you have any questions, comments or concerns about this upgrade, please don't hesitate to call me at the above phone number.

Sincerely,

Rice Operating Company



Carolyn Doran Haynes
Operations Engineer

cc LBG, DA, file, NMOCD(2)