

Bratcher, Mike, EMNRD

From: Bratcher, Mike, EMNRD
Sent: Thursday, October 5, 2017 9:37 AM
To: Fulks, Brett
Subject: RE: [EXTERNAL] RE: Goodnight Closure

RE: 2RP-564 & 2RP-812

Brett,

I thought we had closed these out already. Looking back at the file, it looks like Heather Patterson had some question as to what was blended, what was hauled and depths, and then some discrepancies with a map. In your last email, you sent a corrected map and then stated "I am working to develop a more formal work plan to address the questions that you have regarding what as blended as well as depths.". Looks like that is where it ended. SESI did submit Final C-141s for both releases in their report, so based on your email below, I will go ahead and approve both incidents for closure. The approved Final C-141s should be available for view on OCD Online by tomorrow. I will process them now, but I think the system may have to "batch" overnight.

Sorry for any confusion on our end and hope all is well with you.

Thanks,

Mike Bratcher
NMOCD District 2
811 South First Street
Artesia, NM 88210
575-748-1283 Ext 108

OCD approval does not relieve the operator of liability should their operations fail to adequately investigate and remediate contamination that may pose a threat to ground water, surface water, human health or the environment. In addition, OCD approval does not relieve the operator of responsibility for compliance with any other federal, state, local laws and/or regulations.

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

From: Fulks, Brett [mailto:Brett.Fulks@dvn.com]
Sent: Wednesday, October 4, 2017 4:48 PM
To: Bratcher, Mike, EMNRD <mike.bratcher@state.nm.us>
Subject: RE: [EXTERNAL] RE: Goodnight Closure

Mike,

Have you had a chance to look at these updates? I spoke with the foreman over this project and he stated that they ended up not blending any soil, but instead all of the stockpiled soil was removed, initially the plan was to remove some soils and blend others, but after speaking with the foreman, all of the impacted areas within Bob's initial sample area were removed to a depth of 2'. The land owner was directly involved as he indicated where the top soil would come from and we excavated that to replace the soil we had removed.

Thanks,

Brett Fulks
EHS Representative

Devon Energy Corporation
6488 Seven Rivers Highway
Artesia, New Mexico 88210
575 748 1844 Direct
432 301 3223 Mobile

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

From: Fulks, Brett
Sent: Monday, April 24, 2017 3:12 PM
To: 'Bratcher, Mike, EMNRD' <mike.bratcher@state.nm.us>
Cc: Menoud, Denise <Denise.Menoud@dvn.com>; Shoemaker, Mike <Mike.Shoemaker@dvn.com>; Weaver, Crystal, EMNRD <Crystal.Weaver@state.nm.us>
Subject: RE: [EXTERNAL] RE: Goodnight Closure

Mike/Crystal,

I have attached the revised map addressing the lack of an AH-1 on the map, this was a typo by SESI that I missed. I am working to develop a more formal work plan to address the questions that you have regarding what was blended as well as depths.

As far as the land owners involvement, because the original plan called for taking some of the replacement top soil from a stock tank on the property, the land owners were involved throughout the entire process and the foremen insure me that they are satisfied with the results. I don't know that Devon will ever be able to get anything in writing stating that, but if this is a major concern of the NMOCD, I could perhaps convince our land group to approach the Boyd's about this and see what we can get.

Thanks,

Brett Fulks
EHS Representative

Devon Energy Corporation
6488 Seven Rivers Highway
Artesia, New Mexico 88210
575 748 1844 Direct
432 301 3223 Mobile

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

From: Bratcher, Mike, EMNRD [mailto:mike.bratcher@state.nm.us]

Sent: Wednesday, April 19, 2017 9:46 AM

To: Fulks, Brett <Brett.Fulks@dvn.com>

Cc: Menoud, Denise <Denise.Menoud@dvn.com>; Shoemaker, Mike <Mike.Shoemaker@dvn.com>; Weaver, Crystal, EMNRD <Crystal.Weaver@state.nm.us>

Subject: RE: [EXTERNAL] RE: Goodnight Closure

RE: 2RP-564 & 2RP-812

Brett,

It looks like your email to Heather dated October 28, 2016 (last email in this chain) included a closure report and the Final C-141s. I wasn't copied on that email, so I don't have those documents. Please resend to me. That document initiated her questions/request, and you responded to that request on 12/2/16. That is where this stops on our end. Some questions I have in regard to that response is: The first attachment in your response (12/2/16) is titled Sample Points Map and Test Results. I have two issues with that document. The page that shows the analytical tables ("Analysis Results: Lab and Field Tests") references a sample point labeled "AH-1". It shows AH-1 @ 1' returning a value of 1,743,164 (assume mg/kg). I would expect that is a misprint? Also, AH-1 is not shown on the map. There is a sample point labeled SP-1 and it is in bold black type, similar to AH-2. I believe this is also likely a misprint. If these are misprints, just include a statement when you send the closure report and Final C-141s stating such.

Heather had also asked for clarification as to excavation depth and what soils were hauled to disposal vs what was blended. My recollection of this project is that hauling soil to disposal is where things went south with the surface owner. I don't think anything was hauled to disposal, but we need to know that from you guys. Also, I am inclined to request obtaining something from the surface owner stating he is OK with, or signs off on, what was done out there.

Let me know what you think, or if we need to discuss further.

Thanks,

Mike Bratcher

NMOCD District 2

811 South First Street

Artesia NM 88210

575-748-1283 Ext 108

mike.bratcher@state.nm.us

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

From: Fulks, Brett [mailto:Brett.Fulks@dvn.com]

Sent: Tuesday, April 18, 2017 4:04 PM

To: Patterson, Heather, EMNRD <Heather.Patterson@state.nm.us>

Cc: Menoud, Denise <Denise.Menoud@dvn.com>; Bratcher, Mike, EMNRD <mike.bratcher@state.nm.us>; Shoemaker, Mike <Mike.Shoemaker@dvn.com>; Weaver, Crystal, EMNRD <Crystal.Weaver@state.nm.us>

Subject: RE: [EXTERNAL] RE: Goodnight Closure

Crystal/Mike,

This was one of the last things I worked with Heather on before she left. Do either of you know a status on the closure of this one? The PA is pending from the state on it due to this open release.

Thanks,

Brett Fulks
EHS Representative

Devon Energy Corporation
6488 Seven Rivers Highway
Artesia, New Mexico 88210
575 748 1844 Direct
432 301 3223 Mobile

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

From: Fulks, Brett
Sent: Friday, December 02, 2016 6:34 AM
To: 'Patterson, Heather, EMNRD' <Heather.Patterson@state.nm.us>
Cc: Menoud, Denise <Denise.Menoud@dvn.com>; Bratcher, Mike, EMNRD <mike.bratcher@state.nm.us>; Weaver, Crystal, EMNRD <Crystal.Weaver@state.nm.us>
Subject: RE: [EXTERNAL] RE: Goodnight Closure

Heather,

I apologize for my delay in getting this to you, attached please find the information you had previously requested. Please let me know if you have any other questions on this.

Thanks,

Brett Fulks
EHS Representative

Devon Energy Corporation
6488 Seven Rivers Highway
Artesia, New Mexico 88210
575 748 1844 Direct
432 301 3223 Mobile

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

From: Patterson, Heather, EMNRD [mailto:Heather.Patterson@state.nm.us]
Sent: Thursday, December 01, 2016 11:47 AM
To: Fulks, Brett <Brett.Fulks@dvn.com>

Cc: Menoud, Denise <Denise.Menoud@dvn.com>; Bratcher, Mike, EMNRD <mike.bratcher@state.nm.us>; Weaver, Crystal, EMNRD <Crystal.Weaver@state.nm.us>
Subject: [EXTERNAL] RE: Goodnight Closure

Brett,

Were you able to find the information I needed on this?

Heather Patterson
Environmental Specialist
NMOCD District II
Office (575)748-1283 ext.101
Cell (575)703-0228

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

From: Patterson, Heather, EMNRD
Sent: Friday, November 04, 2016 1:51 PM
To: 'Fulks, Brett'
Cc: Menoud, Denise
Subject: RE: Goodnight Closure

Brett,

Please send me the work plan that was approved by Jim Griswold. Also, please send a site map detailing where 2016 samples were taken, depth of excavation, and which soils were hauled off versus blending.

Thanks,

Heather Patterson
Environmental Specialist
NMOCD District II
Office (575)748-1283 ext.101
Cell (575)703-0228

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

From: Fulks, Brett [mailto:Brett.Fulks@dvn.com]
Sent: Friday, October 28, 2016 11:50 AM
To: Patterson, Heather, EMNRD
Cc: Menoud, Denise
Subject: Goodnight Closure

Heather,

Attached please find closure documents and C-141's for two releases at the Goodnight. If you have any questions please feel free to give me a call at 432-301-3223, I have associated approval documents of this plan from Jim to Devon personnel if you need that as well. This is another location that the OCD is waiting on environmental clearance before releasing the reclamation.

Thanks,
Brett Fulks

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