

## Venegas, Victoria, EMNRD

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**From:** Venegas, Victoria, EMNRD  
**Sent:** Friday, February 21, 2020 11:27 AM  
**To:** Rob Kirk; Bratcher, Mike, EMNRD; Hamlet, Robert, EMNRD; Eads, Cristina, EMNRD  
**Cc:** blm\_nm\_cfo\_spill@blm.gov; 'Guesnier, Joseph R'  
**Subject:** NDHR1918948878 CAZA EAGLE CLAW LINE @ FDHR1918948760  
**Attachments:** (C-141 Remediation Plan) NDHR1918948878 CAZA EAGLE CLAW LINE @ FDHR1918948760.pdf

### NDHR1918948878 CAZA EAGLE CLAW LINE @ FDHR1918948760

Mr. Kirk,

The OCD has denied the submitted Remediation Plan **NDHR1918948878** CAZA EAGLE CLAW LINE @ FDHR1918948760 for the following reasons:

- The Chloride concentration exceeded 600 mg/kg @ sample points HA-3 / HA-4 and per rule 19.15.29.11 A. (5) (c) NMAC, vertical delineation has not been completed.
- Horizontal delineation has not been completed. The edges -horizontal definition- of a liquid release must be determined. A visual footprint on the surface is not sufficient or adequate to assess the horizontal extent of the release. Lab data must be provided as evidence of delineation efforts.
- Background Data Evaluation. Please identify the background samples in the report (see page 15 of 77). Note, that there is no natural background level for TPH, BTEX or Benzene.  
<http://www.emnrd.state.nm.us/OCD/documents/OCDInternalPolicy-SpillRuleClarifications.pdf>
- Since the release was not on an active pad or production facility, the top 4 feet of the entire release must meet the NMOCD Reclamation Standards by Rule 19.15.29.13.

The denied C-141 can be found in the online image file. Please review and make the required correction prior to resubmitting through the fee portal.

Thank you,

Victoria Venegas  
State of New Mexico  
Energy, Minerals, and Natural Resources  
Oil Conservation Division  
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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 groundwater, 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, or local laws and/or regulations.