

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

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

Form C-141
Revised October 10, 2003

Submit 2 Copies to appropriate
District Office in accordance
with Rule 116 on back
side of form

30-015-23512

Release Notification and Corrective Action

OPERATOR

☐ Initial Report ☒ Final Report

Name of Company Yates Petroleum Corporation	Contact Mike Stubblefield
Address 105 South 4 th Street, Artesia, N.M. 88210	Telephone No. 505-7484500 505-513-1712
Facility Name Glass Kincaid OS #1	Facility Type tank battery

Surface Owner	Mineral Owner	Lease No. 9007-9-1 N00
---------------	---------------	------------------------

LOCATION OF RELEASE

Unit Letter D	Section 7	Township 19s	Range 25e	Feet from the 330'	North/South Line FNL	Feet from the 330'	East/West Line FWL	County Eddy
------------------	--------------	-----------------	--------------	-----------------------	-------------------------	-----------------------	-----------------------	----------------

Latitude 32.68188 Longitude 104.53137

NATURE OF RELEASE

Type of Release Hydrocarbons.	Volume of Release Unknown	Volume Recovered 0
Source of Release Tank battery.	Date and Hour of Occurrence Unknown	Date and Hour of Discovery 6/28/2005
Was Immediate Notice Given? Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> Not Required	If YES, To Whom?	
By Whom?	Date and Hour	
Was a Watercourse Reached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	If YES, Volume Impacting the Watercourse.	

If a Watercourse was Impacted, Describe Fully.*

Describe Cause of Problem and Remedial Action Taken.*

The area on which the former tank battery was located and behind the former tank battery were impacted by Unknown vol. of Hydrocarbon release & poss. produced water.

Describe Area Affected and Cleanup Action Taken.*

See attached remediation action workplan dated May 1, 2006 by CH2MHill.

Depth to ground water > 100', Wellhead protection area > 1000', Distance to surface water body > 1000' Site ranking 0.

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. The acceptance of a C-141 report by the NMOCD marked as "Final Report" does not relieve the operator of liability should their operations have failed to adequately investigate and remediate contamination that pose a threat to ground water, surface water, human health or the environment. In addition, NMOCD acceptance of a C-141 report does not relieve the operator of responsibility for compliance with any other federal, state, or local laws and/or regulations.

Signature: <i>Mike Stubblefield</i>		OIL CONSERVATION DIVISION	
Printed Name: Mike Stubblefield		Approved by District Supervisor: <i>TIM GUM</i> <i>by MB Mike Stubblefield</i>	
Title: Environmental Regulatory Agent		Approval Date: <i>9/13/06</i>	Expiration Date: <i>N/A</i>
E-mail Address: mikes@ypcnm.com		Conditions of Approval: <i>N/A</i>	Attached <input type="checkbox"/>
Date: 6/1/2006	Phone: 505-748-4500		

* Attach Additional Sheets If Necessary



NEW MEXICO ENERGY, MINERALS and NATURAL RESOURCES DEPARTMENT

BILL RICHARDSON

Governor

Joanna Prukop

Cabinet Secretary

Mark E. Fesmire, P.E.

Director

Oil Conservation Division

Yates Petroleum Corporation
104 S. 4th St.
Artesia, NM 88210
ATTN: Environmental Department (Mike Stubblefield)

September 13, 2006

Reference: Glass Kincaid OS 001 D-7-19s-25e API: 30-015-23512

Operator,

The New Mexico Oil Conservation Division District 2 Office (OCD) is in receipt of a Form C-141 Final Report and a letter requesting closure of the Letter of Violation issued 6/28/05. This violation of NMOCD rules was included in the February 13, 2006 Yates/OCD-NOV/LOV. The closure request letter includes analytical data from samples taken at areas of concern listed in the Letter of Violation.

Based on data submitted, the request for closure of this incident is approved.

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

Sincerely,

A handwritten signature in cursive script, appearing to read "Mike Bratcher".

Mike Bratcher

NMOCD District 2

1301 W. Grand Ave.

Artesia, NM 88210

(505) 748-1283 Ext. 108

(505) 626-0857

mike.bratcher@state.nm.us

MARTIN YATES, III
1912 - 1985
FRANK W. YATES
1936 - 1986



105 SOUTH FOURTH STREET
ARTESIA, NEW MEXICO 88210-2118
TELEPHONE (505) 748-1471

S. P. YATES
CHAIRMAN OF THE BOARD
JOHN A. YATES
PRESIDENT
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EXECUTIVE VICE PRESIDENT
RANDY G. PATTERSON
SECRETARY
DENNIS G. KINSEY
TREASURER

6/15/2006

RECEIVED
JUN 16 2006
ARTESIA

Oil Conservation Division
Att: Mike Bratcher
1301 West Grand
Artesia, N.M. 88210

Re: Final C-141 form & request for closure of L.O.V. dated 28-Jun.-05
30-015-23512 Glass Kincaid OS #1

Dear Mr. Bratcher,

I'm submitting the final C-141 form for the release that occurred at the Glass Kincaid OS #1 tank battery.

Soil samples were taken for analytical under the former tank battery area and from the two release areas located behind the former tank battery.

I'm providing you with the final analytical results from the soil sampling events on 5/2/2006 & 6/6/2006.

The stock piled soil that was located at the Glass Kincaid P&A location were hauled to and disposed of at an O.C.D. approved solid waste disposal facility.

The analytical results for soil samples taken from the impacted area located under the former stock tanks and in the two sampled areas located behind the tank battery area are under the RRAL for TPH & B-Tex for the site.

The site ranking for this location is as follows; Depth to ground water >100', Wellhead Protection area-0, Distance to surface water >1000'. Total ranking score 0.

Please grant closure for this release.

If I be of further assistance please do not hesitate to contact me at 505-748-4500 or E-mail me at mikes@ypc.nm.com.

Sincerely,

Mike Stubblefield
Environmental Regulatory Agent



ASSAIGAI ANALYTICAL LABORATORIES, INC.

4301 Masthead NE, Ste. A • Albuquerque, New Mexico 87109 • (505) 345-8964 • FAX (505) 345-7259

3332 Wedgewood, Ste. N • El Paso, Texas 79925 • (915) 593-6000 • FAX (915) 593-7820
127 Eastgate Drive, 212-C • Los Alamos, New Mexico 87544 • (505) 662-2558

YATES PETROLEUM CORP.

attn: MIKE STUBBLEFIELD

105 S. 4TH STREET

ARTESIA

NM 88210

Explanation of codes

B	Analyte Detected in Method Blank
E	Result is Estimated
H	Analyzed Out of Hold Time
N	Tentatively Identified Compound
S	Subcontracted
1-9	See Footnote

STANDARD

Assaigai Analytical Laboratories, Inc.

Certificate of Analysis

All samples are reported on an "as received" basis, unless otherwise noted (i.e. - Dry Weight).

Client: YATES PETROLEUM CORP.

Project: GLASS KINCAID 05 #1

Order: 0605026 YAT01 Receipt: 05-02-06

William P. Biard, President of Assaigai Analytical Laboratories, Inc.

Sample: 1. TANK BATTERY AREA 1'

Collected: 04-28-06 10:30:00 By: MS

Matrix: COMP

QC Group	Run Sequence	CAS #	Analyte	Result	Units	Dilution Factor	Detection Limit	Code	Prep Date	Run Date
0605026-0001A		SW846 9056 Anions by Ion Chromatography							By: JTK	
W06334	WC.2006.1103.4	16887-00-6	Chloride	673	mg / Kg	50	0.5		05-03-06	05-03-06

Sample: 2. RELOCATE AREA BEH. BATTERY

Collected: 04-28-06 11:00:00 By: MS

Matrix: COMP

QC Group	Run Sequence	CAS #	Analyte	Result	Units	Dilution Factor	Detection Limit	Code	Prep Date	Run Date
0605026-0002A		SW846 9056 Anions by Ion Chromatography							By: JTK	
W06334	WC.2006.1103.7	16887-00-6	Chloride	8120	mg / Kg	50	0.5		05-03-06	05-03-06

Sample: 3. RELEASE AREA SOUTH FLOW

Collected: 04-28-06 11:15:00 By: MS

Matrix: COMP

QC Group	Run Sequence	CAS #	Analyte	Result	Units	Dilution Factor	Detection Limit	Code	Prep Date	Run Date
0605026-0003A		SW846 9056 Anions by Ion Chromatography							By: JTK	
W06334	WC.2006.1103.9	16887-00-6	Chloride	19000	mg / Kg	250	0.5		05-03-06	05-03-06

Assaigai Analytical Laboratories, Inc.

Certificate of Analysis*All samples are reported on an "as received" basis, unless otherwise noted (i.e. - Dry Weight).*

Client: **YATES PETROLEUM CORP.**
Project: **GLASS KINCAID 05 #1**
Order: **0605026 YAT01** Receipt: **05-02-06**

Sample: **4. TANK BATTERY AREA 3' DEPTH**
Matrix: **COMP**

Collected: 04-28-06 12:00:00 By: MS

QC Group	Run Sequence	CAS #	Analyte	Result	Units	Dilution Factor	Detection Limit	Code	Prep Date	Run Date
0605026-0004A			SW846 9056 Anions by Ion Chromatography					By: JTK		
W06334	WC.2006.1103.10	16887-00-6	Chloride	1200	mg / Kg	50	0.5		05-03-06	05-03-06

Unless otherwise noted, all samples were received in acceptable condition and all sampling was performed by client or client representative. Sample result of ND indicates Not Detected, ie result is less than the sample specific Detection Limit. Sample specific Detection Limit is determined by multiplying the sample Dilution Factor by the listed Reporting Detection Limit. All results relate only to the items tested. Any miscellaneous workorder information or footnotes will appear below.

Analytical results are not corrected for method blank or field blank contamination.

MEMO: Samples were received at 11.9 degrees Celsius.

Chain of Custody Record

**127 EASTGATE DRIVE, 212-C
LOS ALAMOS, NEW MEXICO 87544
(505) 662-2558**

Project Manager / Contact Mr. S. J. M. M. M.
Telephone No. 05 948 4600
Fax No. 05 948 4635
Sampers : (signature) [Signature]

Contract / Purchase Order / Quote

Relinquished by: Signature _____ Printed _____ Company _____ Reason _____		Date 5/27/2004 Time 10:00 AM	Received by: Signature _____ Printed _____ Company _____ Reason _____		Relinquished by: Signature _____ Printed _____ Company _____ Reason _____		Date 5/27/2004 Time 10:00 AM		Received by: Signature _____ Printed _____ Company _____ Reason _____		
Method of Shipment _____ Shipment No. _____ Special Instructions: _____			Comments: _____ _____ _____ _____						After analysis, samples are to be: <input type="checkbox"/> Disposed of (additional fee) <input type="checkbox"/> Stored (30 days max) <input type="checkbox"/> Stored over 30 days (additional fee) <input type="checkbox"/> Returned to customer		

CARRIER

MARTIN YATES, III
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FRANK W. YATES
1936 - 1986



105 SOUTH FOURTH STREET
ARTESIA, NEW MEXICO 88210-2118
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EXECUTIVE VICE PRESIDENT
RANDY G. PATTERSON
SECRETARY
DENNIS G. KINSEY
TREASURER

I certify that on 4/28/2006, tests were conducted on soil samples from the
30-015-23512 Glass Kincaid OS #1

Following are the results of those tests.

EPA Method 9074, TPH _____.

EPA Method 9253 _____.

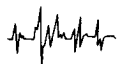
PID Meter, BTEX Tank battery area Comp. 1' depth 0 ppm, Release area behind battery 0 ppm,
Release area South Flowline 0 ppm, Tank battery area 3' depth 0 ppm.

All testing was done at Yates Petroleum Corporation or on location.

Respectfully,

Mike Stubblefield

Mike Stubblefield
Environmental Regulatory Agent



ASSAIGAI ANALYTICAL LABORATORIES, INC.

4301 Masthead NE, Ste. A • Albuquerque, New Mexico 87109 • (505) 345-8964 • FAX (505) 345-7259

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127 Eastgate Drive, 212-C • Los Alamos, New Mexico 87544 • (505) 662-2558

YATES PETROLEUM CORP.
attn: **MIKE STUBBLEFIELD**
105 S. 4TH STREET
ARTESIA

NM 88210

Explanation of codes

B	Analyte Detected in Method Blank
E	Result is Estimated
H	Analyzed Out of Hold Time
N	Tentatively Identified Compound
S	Subcontracted
1-9	See Footnote

STANDARD

Assaigai Analytical Laboratories, Inc.

Certificate of Analysis

All samples are reported on an "as received" basis, unless otherwise noted (i.e. - Dry Weight).

Client: **YATES PETROLEUM CORP.**

Project: **GLASS KINCAID 05 #1**

Order: **0605026 YAT01** Receipt: **05-02-06**

William P. Biava, President of Assaigai Analytical Laboratories, Inc.

Sample: **1. TANK BATTERY AREA 1'**

Collected: **04-28-06 10:30:00** By: **MS**

Matrix: **COMP**

QC Group	Run Sequence	CAS #	Analyte	Result	Units	Dilution Factor	Detection Limit	Code	Prep Date	Run Date
0605026-0001A		SW846 5035B/8015B	GRO by GC/FID					By: EJB		
V06238	XG.2006.602.3		Gasoline Range Organics	ND	mg / Kg	1	0.55		05-12-06	05-12-06
0605026-0001A		SW846 8015B	Diesel Range Organics by GC/FID					By: SDW		
S06241	XG.2006.553.15		Diesel Range Organics	170	mg / Kg	1	25		05-05-06	05-05-06

Sample: **2. RELOCATE AREA BEH. BATTERY**

Collected: **04-28-06 11:00:00** By: **MS**

Matrix: **COMP**

QC Group	Run Sequence	CAS #	Analyte	Result	Units	Dilution Factor	Detection Limit	Code	Prep Date	Run Date
0605026-0002A		SW846 5035B/8015B	GRO by GC/FID					By: EJB		
V06238	XG.2006.602.5		Gasoline Range Organics	ND	mg / Kg	1	0.55		05-12-06	05-12-06
0605026-0002A		SW846 8015B	Diesel Range Organics by GC/FID					By: SDW		
S06241	XG.2006.553.17		Diesel Range Organics	410	mg / Kg	1	25		05-05-06	05-05-06

Sample: **3. RELEASE AREA SOUTH FLOW**

Collected: **04-28-06 11:15:00** By: **MS**

Matrix: **COMP**

QC Group	Run Sequence	CAS #	Analyte	Result	Units	Dilution Factor	Detection Limit	Code	Prep Date	Run Date
0605026-0003A		SW846 5035B/8015B	GRO by GC/FID					By: EJB		
V06238	XG.2006.602.6		Gasoline Range Organics	ND	mg / Kg	1	0.55		05-12-06	05-12-06

Assaigai Analytical Laboratories, Inc.

Certificate of Analysis

All samples are reported on an "as received" basis, unless otherwise noted (i.e. - Dry Weight).

Client: **YATES PETROLEUM CORP.**
 Project: **GLASS KINCAID 05 #1**
 Order: **0605026 YAT01** Receipt: **05-02-06**

Sample: **3. RELEASE AREA SOUTH FLOW** Collected: **04-28-06 11:15:00** By: **MS**
 Matrix: **COMP**

QC Group	Run Sequence	CAS #	Analyte	Result	Units	Dilution Factor	Detection Limit	Code	Prep Date	Run Date
0605026-0003A			SW846 8015B Diesel Range Organics by GC/FID				By: SDW			
S06241	XG.2006.553.9		Diesel Range Organics	ND	mg / Kg	1	25		05-05-06	05-05-06

Sample: **4. TANK BATTERY AREA 3' DEPTH** Collected: **04-28-06 12:00:00** By: **MS**
 Matrix: **COMP**

QC Group	Run Sequence	CAS #	Analyte	Result	Units	Dilution Factor	Detection Limit	Code	Prep Date	Run Date
0605026-0004A			SW846 5035B/8015B GRO by GC/FID				By: EJB			
V06238	XG.2006.602.7		Gasoline Range Organics	ND	mg / Kg	1	0.55		05-12-06	05-12-06
0605026-0004A			SW846 8015B Diesel Range Organics by GC/FID				By: SDW			
S06241	XG.2006.553.19		Diesel Range Organics	1100	mg / Kg	1	25		05-05-06	05-05-06

Unless otherwise noted, all samples were received in acceptable condition and all sampling was performed by client or client representative. Sample result of ND indicates Not Detected, ie result is less than the sample specific Detection Limit. Sample specific Detection Limit is determined by multiplying the sample Dilution Factor by the listed Reporting Detection Limit. All results relate only to the items tested. Any miscellaneous workorder information or footnotes will appear below.

Analytical results are not corrected for method blank or field blank contamination.

MEMO: Samples were received at 11.9 degrees Celsius.



ARDINAL LABORATORIES

PHONE (325) 673-7001 • 2111 BEECHWOOD • ABILENE, TX 79603

PHONE (505) 393-2326 • 101 E. MARLAND • HOBBS, NM 88240

ANALYTICAL RESULTS FOR
YATES PETROLEUM CORPORATION
ATTN: MIKE STUBBLEFIELD
105 SOUTH 4TH STREET
ARTESIA, NM 88210
FAX TO: (505) 748-4635

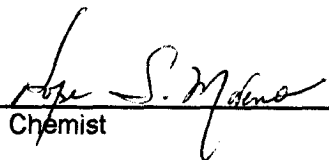
Receiving Date: 06/08/06
Reporting Date: 06/08/06
Project Number: GLASS KINCAID 05 #1
Project Name: GLASS KINCAID 05 #1
Project Location: NOT GIVEN

Analysis Date: 06/08/06
Sampling Date: 06/06/06
Sample Type: SOIL
Sample Condition: COOL & INTACT
Sample Received By: NF
Analyzed By: HM

LAB NO.	SAMPLE ID	Cl ⁻ (mg/Kg)
H11197-1	1. SURFACE SOUTH FLOWLINE	16395
H11197-2	2. 3' DEPTH SOUTH FLOWLINE	2527
H11197-3	3. 7' DEPTH SOUTH FLOWLINE	48
H11197-4	4. SURFACE TANK BATTERY	1631
H11197-5	5. 3' DEPTH TANK BATTERY AREA	3935
H11197-6	6. 7' DEPTH TANK BATTERY AREA	3199
H11197-7	7. GLASS KINCAID 05 #1	< 16
	BACKGROUND	
	Quality Control	970
	True Value QC	1000
	% Recovery	97
	Relative Percent Difference	0.0

METHOD: Standard Methods 4500-Cl⁻B

NOTE: Analysis performed on 1:4 w:v aqueous extracts.


Chemist

06-08-06
Date

H11197

PLEASE NOTE: **Liability and Damages.** Cardinal's liability and client's exclusive remedy for any claim arising, whether based in contract or tort, shall be limited to the amount paid by client for analyses. All claims, including those for negligence and any other cause whatsoever shall be deemed waived unless made in writing and received by Cardinal within thirty (30) days after completion of the applicable service. In no event shall Cardinal be liable for incidental or consequential damages, including, without limitation, business interruptions, loss of use, or loss of profits incurred by client, its subsidiaries, affiliates or successors arising out of or related to the performance of services hereunder by Cardinal, regardless of whether such claim is based upon any of the above-stated reasons or otherwise.

~~ASSAIGAI~~
~~ANAPTICAL~~
~~LABORATOR~~

Lab/job No.: _____ Date _____

4301 Westhead N.E.
ALBUQUERQUE, NEW MEXICO 87109
(505) 345-8964

3332 WEDGEWOOD
EL PASO, TEXAS 79925
(915) 593-6000

127 EASTGATE DRIVE, 212-C
LOS ALAMOS, NEW MEXICO 87544
(505) 662-2558

Contract / Purchase Order / Quote

[illegible]

MARTIN YATES, III
1912 - 1985
FRANK W. YATES
1936 - 1986



105 SOUTH FOURTH STREET
ARTESIA, NEW MEXICO 88210-2118
TELEPHONE (505) 748-1471

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EXECUTIVE VICE PRESIDENT
RANDY G. PATTERSON
SECRETARY
DENNIS G. KINSEY
TREASURER

May 1, 2006

Mike Bratcher
NMOCD District 2
1301 West Grand
Artesia, NM 88210

RECEIVED

MAY 02 2006
UNIVERSITY OF NEW MEXICO

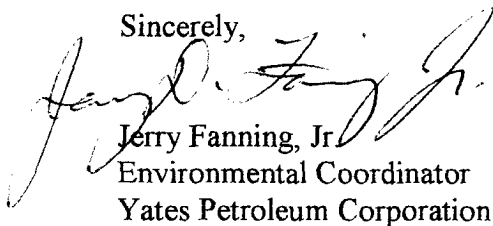
Re: Glass Kincaid OS #1

Mr. Bratcher,

Yates Petroleum Corporation would like to submit for your consideration the enclosed site closure plan for the **Glass Kincaid OS #1**. This plan is offered in accordance with the "**Agreed Schedule of Activities**" dated March 21, 2006.

If you should have any questions pertaining to this plan please feel free to call me.

Sincerely,



Jerry Fanning, Jr.
Environmental Coordinator
Yates Petroleum Corporation

Enclosure (1)

**SITE CLOSURE PLAN
YATES PETROLEUM CORPORATION
GLASS KINCAID OS #1
EDDY COUNTY, NEW MEXICO**



Prepared for: Ms. Lisa Norton
105 South 4th Street
Artesia, NM 88210

RECEIVED

MAY 02 2006

WULF-ARTESIA

May 1, 2006

Prepared by



CH2MHILL

6001 Indian School Road, Suite 350
Albuquerque, NM 87110
(505) 884-5600

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1.0 INTRODUCTION

This closure plan for Glass Kincaid OS #1 (site) has been developed to comply with Section VII Termination of Remedial Action of the New Mexico Oil and Gas Conservation Division (OCD) *Guidelines for Remediation of Leaks, Spills and Releases* (Guidelines), and in response to a Letter of Violation (LOV) issued by the OCD on February 22, 2006. This plan is based on the visual observations made at the site by CH2M HILL on March 13, 2006, and the regulations and Guidelines of the OCD.

2.0 BACKGROUND

2.1 History of Release

Yates Petroleum Corporation (Yates) is the owner of the Glass Kincaid OS #1 (API 30-015-23512) site, which is a plugged and abandoned oil well. In response to a surface owner complaint, OCD inspected the site and found hydrocarbon contamination in the area of the tank battery. According to Yates, the soil staining was from a historic release in 1996.

2.2 Corrective Action Undertaken

In response to the OCD inspection, Yates removed the tanks and excavated contaminated soil. The soil was placed on plastic and stockpiled on site.

3.0 LOV ALLEGATION

The February 22, 2006 LOV alleges hydrocarbon and chloride staining was present on site and had not been remediated. It further alleges the depressions where the former tanks had been were heavily contaminated to the degree that fresh ground water and cattle might have been injured.

4.0 SITE OBSERVATIONS

On March 13, 2006, Mr. Mike Brazie, P.E. of CH2M HILL, visited the site with representatives of Yates. Mr. Brazie was unable to find any visual evidence of a release at the well site. The tanks were gone and there was no sign of the depressions referred to in the LOV. Some minor chloride staining was observed, and there was a soil stockpile on plastic, but nothing else was observed at this location



Figure 1

Figure 1 shows the soil pile to be removed.

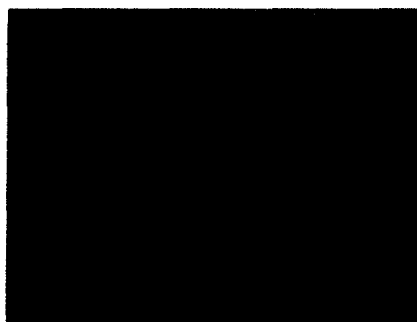


Figure 2

Figure 2 shows the area, with no soil stains observed.

5.0 RECOMMENDED REMEDIAL ACTION LEVELS

Based on the site information provided to CH2M HILL by Yates, the Ranking Criteria for this site is as follows (per Section IV of the Guidelines):

Depth to ground water > 100 feet	0
Not in a wellhead protection area	0
Distance to surface water body <1000 feet	0

Total Ranking Score = 0

For sites with a Total Ranking Score of 10, the Recommended Remedial Action Levels (RRALs) are:

Benzene	10 ppm
BTEX	50 ppm
TPH	5000 ppm

6.0 TERMINATION OF REMEDIAL ACTION

Yates will implement the following actions to terminate and close this site:

1. Yates will remove the soil stockpile.
2. Yates will perform field headspace sampling on representative soil samples from the remediated area. If these results exceed 50 ppm, Yates will notify OCD that additional remediation is required, and will continue to remediate the soil by applying nitrogen fertilizer and water, and aerating the soil in the contaminated area.

3. Yates will provide 24-hour advance notification to OCD of the confirmation sampling, so an OCD representative may witness the sampling if OCD desires.
4. Yates personnel will collect four confirmation soil samples: two will be collected from the former tank battery area; and two will be collected from the release area behind the former tank battery. The samples from the former tank battery will be composite samples taken at depths of 1-foot and 3-feet and mixed for each of the two locations. The samples from the release area behind the former tank battery will be discrete samples collected at a depth of 1-foot. This will be a total of four samples for laboratory analysis: two composite and two discrete samples.
5. The four soil samples will then be analyzed for benzene, toluene, ethylbenzene and total xylenes (BTEX) by EPA Method 8021, and Total Petroleum Hydrocarbons (TPH) with Gasoline Range Organics and Diesel Range Organics (GRO/DRO) by EPA Method 8015M.
6. If the TPH results from the laboratory are below 5,000 ppm, no further remedial action will be taken.
7. When the results of the laboratory analyses show the concentrations for TPH are within the RRALs show in Section 5.0 above, Yates will submit a C-141 form (marked as final), with the analytical results attached and a request for closure approval from OCD, per Section IX of the Guidelines.

MARTIN YATES, III
1912 - 1985
FRANK W. YATES
1936 - 1996



105 SOUTH FOURTH STREET
ARTESIA, NEW MEXICO 88210-2118
TELEPHONE (505) 748-1471

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EXECUTIVE VICE PRESIDENT
RANDY G. PATTERSON
SECRETARY
DENNIS G. KINSEY
TREASURER

07-19-05

Mike Bratcher
Artesia OCD
1300 Grand
Artesia NM 88210

Re' NOV Letter dated 06-28-05

The Allison CQ tank in question was tested by production and found to be holding. Dudley Back Hoe is out there working now to delineate horizontal and vertical on the spill area, as soon as results are found you will be contacted.

Irish Hills Yeso NM Federal #2 is being looked at, Dudley will be doing the dirt work, and will be on it today or tomorrow, I will be there checking for vertical and horizontal, and the proper action will be taken, a C-141 will follow if needed.

The Glass Kincaid stain on location is a historic release that was reported to OCD 12-1-77, by Johnny M. Morgan of Yates Petroleum, and was remediated in the correct and accepted manner of the time.

The Rushing NJ Deep Com #3 had had the oil removed, and also the pit de-watered in preparation for closure, any further contact on this project should be addressed to Mike Stubblefield,

Dan Dolan
Environmental Regulatory Agent