



STATE OF NEW MEXICO
ENERGY, MINERALS and NATURAL RESOURCES DEPARTMENT
OIL CONSERVATION DIVISION
AZTEC DISTRICT OFFICE

BRUCE KING
GOVERNOR

ANITA LOCKWOOD
CABINET SECRETARY

1000 RIO BRAZOS ROAD
AZTEC, NEW MEXICO 87410
(505) 334-6178

July 20, 1993

TH McElvain Oil & Gas Prop
PO Box 2148
Santa Fe, NM 87504-2148

RE: Illegal Pits in Northwestern New Mexico
Miller B #5, N-12-24N-07W (Earthen pit off Meter Run)

To Whom It May Concern:

New Mexico Oil Conservation Order R-8952 (for the protection of migratory birds) became effective June 15, 1989 and states that all pits and open top tanks more than 16' in diameter shall be screened, netted or covered. Field inspections conducted by Jackie Neckels from the BLM on June 8, 1993 revealed that the above mentioned pit requires compliance.

Exceptions to the order may be requested for pits which do not generally contain hydrocarbons, by filing Form C-134. No requests for exceptions have been received in this office for this pit.

You are hereby directed to submit exceptions to this office by August 3, 1993. A C-134 has been enclosed for your convenience.

If you have any questions please feel free to call me at 505-334-6178.

Sincerely,

Dianna K. Fairhurst

Dianna K. Fairhurst
Deputy Oil & Gas Inspector

xc: Well File
C-134 File
Jackie Neckels - BLM

Bureau of Land Management

Compliance Inspection Report SF-078584

Well Name Miller #5 Lease # None on sign Operator T.H. McElvain
Unit N
 Location None on sign 18 12 24 7 Rio Arriba
790 FS 1850 FWC
 Type ES Activity SP Office Time 30 Travel Time 34 Inspection Time 30 Trips 1

Construction Activities:

Well Pad

Description

Reserve Pit

Unlined _____
 Lined _____
 Fenced _____

Proper Construction

Size _____
 Out Slopes _____
 Fill Slopes _____
 Water Diversion _____

Pipelines On Lease/Off Lease

Construction

Within ROW _____

Reclamation

Water Bars _____
 Seeding _____

Drilling Status:

Trash Cages _____
 Location Appearance _____

Reclamation:

Reserve Pit

Filled in _____
 Reclaimed _____

Slopes

Seeded _____

P&A

Monument marker _____
 Pad Reclaimed _____
 Seeding Success _____
 Clean Location _____

RECEIVED

JUN 24 1993

OIL CON. DIV. I
 DIST. 3

Remarks:

1) earthen pit off sign - notched already
 2) earthen pit behind meter run - dry no not
 (No lease # or legal on sign)

Signature

J. Noe

Date

6/8/93