Page 3

Oil Conservation Division

	Page 1 of 3
Incident ID	nAPP2225931874
District RP	
Facility ID	
Application ID	

# Site Assessment/Characterization

This information must be provided to the appropriate district office no later than 90 days after the release discovery date.

What is the shallowest depth to groundwater beneath the area affected by the release?	<u>Unknown (</u> ft bgs)
Did this release impact groundwater or surface water?	🗌 Yes 🛛 No
Are the lateral extents of the release within 300 feet of a continuously flowing watercourse or any other significant watercourse?	🗌 Yes 🛛 No
Are the lateral extents of the release within 200 feet of any lakebed, sinkhole, or playa lake (measured from the ordinary high-water mark)?	🗌 Yes 🛛 No
Are the lateral extents of the release within 300 feet of an occupied permanent residence, school, hospital, institution, or church?	🗌 Yes 🛛 No
Are the lateral extents of the release within 500 horizontal feet of a spring or a private domestic fresh water well used by less than five households for domestic or stock watering purposes?	🗌 Yes 🛛 No
Are the lateral extents of the release within 1000 feet of any other fresh water well or spring?	🗌 Yes 🛛 No
Are the lateral extents of the release within incorporated municipal boundaries or within a defined municipal fresh water well field?	🗌 Yes 🛛 No
Are the lateral extents of the release within 300 feet of a wetland?	🗌 Yes 🛛 No
Are the lateral extents of the release overlying a subsurface mine?	🗌 Yes 🛛 No
Are the lateral extents of the release overlying an unstable area such as karst geology?	🛛 Yes 🗌 No
Are the lateral extents of the release within a 100-year floodplain?	🗌 Yes 🛛 No
Did the release impact areas <b>not</b> on an exploration, development, production, or storage site?	🗌 Yes 🔀 No

Attach a comprehensive report (electronic submittals in .pdf format are preferred) demonstrating the lateral and vertical extents of soil contamination associated with the release have been determined. Refer to 19.15.29.11 NMAC for specifics.

#### Characterization Report Checklist: Each of the following items must be included in the report.

- Scaled site map showing impacted area, surface features, subsurface features, delineation points, and monitoring wells. Field data
- Data table of soil contaminant concentration data
- $\boxtimes$  Depth to water determination
- Determination of water sources and significant watercourses within ½-mile of the lateral extents of the release
- Boring or excavation logs
- Photographs including date and GIS information
- Topographic/Aerial maps
- Laboratory data including chain of custody

If the site characterization report does not include completed efforts at remediation of the release, the report must include a proposed remediation plan. That plan must include the estimated volume of material to be remediated, the proposed remediation technique, proposed sampling plan and methods, anticipated timelines for beginning and completing the remediation. The closure criteria for a release are contained in Table 1 of 19.15.29.12 NMAC, however, use of the table is modified by site- and release-specific parameters.

Received by OCD: 10/2 Form C-141 Page 4	2/2023 3:26:33 PM State of New Mexico Oil Conservation Division			Incident ID District RP Facility ID Application ID	Page 2 of 33 nAPP2225931874
regulations all operators public health or the env failed to adequately inv	information given above is true and complete to the s are required to report and/or file certain release not ironment. The acceptance of a C-141 report by the estigate and remediate contamination that pose a thr nee of a C-141 report does not relieve the operator of	tifications and OCD does no eat to ground	l perform co t relieve the water, surfa	rrective actions for rele operator of liability sho ce water, human health	ases which may endanger ould their operations have or the environment. In
	Dale Woodall	Title:	Env. Pr	ofessional	
Signature: Dale (	Noodall	Date:	10/2/20	23	
email: _dale.woodall	@dvn.com	_ Telephor	ne:575	-748-1838	
OCD Only					
Received by:		Da	ite:		

# Closure

The responsible party must attach information demonstrating they have complied with all applicable closure requirements and any conditions or directives of the OCD. This demonstration should be in the form of a comprehensive report (electronic submittals in .pdf format are preferred) including a scaled site map, sampling diagrams, relevant field notes, photographs of any excavation prior to backfilling, laboratory data including chain of custody documents of final sampling, and a narrative of the remedial activities. Refer to 19.15.29.12 NMAC.

<b><u>Closure Report Attachment Checklist</u>:</b> Each of the following i	tems must be included in the closure report.	
A scaled site and sampling diagram as described in 19.15.29.1	1 NMAC	
Photographs of the remediated site prior to backfill or photos of the liner integrity if applicable (Note: appropriate OCD District office must be notified 2 days prior to liner inspection)		
Laboratory analyses of final sampling (Note: appropriate ODC	C District office must be notified 2 days prior to final sampling)	
Description of remediation activities		
and regulations all operators are required to report and/or file certai may endanger public health or the environment. The acceptance of	Ations. The responsible party acknowledges they must substantially nditions that existed prior to the release or their final land use in DCD when reclamation and re-vegetation are complete	
OCD Only		
Received by:	Date:	
	of liability should their operations have failed to adequately investigate and water, human health, or the environment nor does not relieve the responsible or regulations.	
Closure Approved by:	Date:	
Printed Name:	Title:	
_		



209 W McKay St Carlsbad, New Mexico 88220 Tel. 432.701.2159 www.ntgenvironmental.com

September 25, 2023

Mike Bratcher District Supervisor Oil Conservation Division, District 2 811 S. First Street Artesia, New Mexico 88210

Re: Closure Report Spud Muffin 31 CTB 1 Devon Energy Production Company Site Location: Unit N, S31, T23S, R29E (Lat 32.25575506°, Long -104.0262478°) Eddy County, New Mexico Incident ID: nAPP2225931874

Mr. Bratcher:

On behalf of Devon Energy Production Company (Devon), New Tech Global Environmental, LLC (NTGE) has prepared this letter to document site assessment and remedial action activities at the Spud Muffin 31 CTB 1 (Site). The Site is located approximately 3 miles northeast of Malaga, New Mexico in Eddy County (Figures 1 and 2).

### **Background**

Based on the initial C-141 obtained from the New Mexico Oil Conservation Division (NMOCD), the release, occurred on September 15<sup>th</sup>, 2022, was caused by a leak on a suctions side of a water transfer pump, and released approximately 224 barrels (bbls) of produced water, of which all 224 bbls were recovered. The release was contained with the liner surrounding the tank battery. Upon discovery, the water dump was shut-in, and the area secured. The release is shown on Figure 3. The initial C-141 form is attached.

### **Site Characterization**

The site is located within a medium karst area. Based on a review of the New Mexico Office of State Engineers (NMSEO) and USGS databases, there is one known water source within a <sup>1</sup>/<sub>2</sub>-mile radius of the location. The nearest identified well is located 0.47 miles northwest of the Site in, Sec 6 T24S R29E, The well was drilled in 2013 to a reported depth of 60 feet below ground surface (ft bgs) with depth to water at 36 ft bgs. According to National Wetlands Inventory (NWI), there are few freshwater emergent wetlands and Pecos River within a <sup>1</sup>/<sub>2</sub>-mile radius of the location. A site characterization information packet with the associated USGS, NMSEO and NWI summary report is attached.

### **Regulatory Criteria**

In accordance with the NMOCD regulatory criteria established in 19.15.29.12 NMAC, the following criteria are applicable to the Site.

Mr. Mike Bratcher September 25, 2023 Page 2 of 2

- Benzene: 10 milligrams per kilogram (mg/kg).
- Benzene, toluene, ethylbenzene, and total xylenes (BTEX): 50 mg/kg.
- TPH: 100 mg/kg (GRO + DRO + MRO).
- Chloride: 600 mg/kg

### **Liner Inspection**

On September 7<sup>th</sup>, 2023, NTGE conducted site assessment activities to assess the integrity and state of the tank battery's secondary containment liner. Upon inspection it was noted that the liner was intact with no visible holes or breaches, and free of any standing fluids.

### Closing

Based on the initial response and subsequent site assessment activities, the Site is compliant, and no further actions are required. A copy of the final C- 141 is attached, and Devon formally requests a no further action designation for the Site (nAPP2225931874). If you have any questions regarding this report or need additional information, please contact us at 432-701-2159.

Sincerely, NTG Environmental

aller )

Ethan Sessums Project Manager

Attachments:

Initial And Final C-141 Site Characterization Information Figures Photographic Log



**INITIAL AND FINAL C-141** 

District I 1625 N. French Dr., Hobbs, NM 88240 District II 811 S. First St., 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 Department

Oil Conservation Division 1220 South St. Francis Dr. Santa Fe, NM 87505 Form C-141 Revised August 24, 2018 Submit to appropriate OCD District office

)

Incident ID	
District RP	
Facility ID	
Application ID	

# **Release Notification**

## **Responsible Party**

Responsible Party	OGRID
Contact Name	Contact Telephone
Contact email	Incident # (assigned by OCD)
Contact mailing address	

## **Location of Release Source**

T . 414 . 1	
Latitude	

(NAD 83 in decimal degrees to 5 decimal places)

Site Name	Site Type
Date Release Discovered	API# (if applicable)

Unit Letter	Section	Township	Range	County

Surface Owner: State Federal Tribal Private (Name: \_

## Nature and Volume of Release

Material(s) Released (Select all that apply and attach calculations or specific justification for the volumes provided below)

Crude Oil	Volume Released (bbls)	Volume Recovered (bbls)
Produced Water	Volume Released (bbls)	Volume Recovered (bbls)
	Is the concentration of total dissolved solids (TDS) in the produced water >10,000 mg/l?	Yes No
Condensate	Volume Released (bbls)	Volume Recovered (bbls)
Natural Gas	Volume Released (Mcf)	Volume Recovered (Mcf)
Other (describe)	Volume/Weight Released (provide units)	Volume/Weight Recovered (provide units)
Cause of Release		

## Oil Conservation Division

Incident ID	
District RP	
Facility ID	
Application ID	

Was this a major release as defined by 19.15.29.7(A) NMAC?	If YES, for what reason(s) does the responsible party consider this a major release?
🗌 Yes 🗌 No	
If YES, was immediate ne	otice given to the OCD? By whom? To whom? When and by what means (phone, email, etc)?

## **Initial Response**

The responsible party must undertake the following actions immediately unless they could create a safety hazard that would result in injury

The source of the release has been stopped.

The impacted area has been secured to protect human health and the environment.

Released materials have been contained via the use of berms or dikes, absorbent pads, or other containment devices.

All free liquids and recoverable materials have been removed and managed appropriately.

If all the actions described above have not been undertaken, explain why:

Per 19.15.29.8 B. (4) NMAC the responsible party may commence remediation immediately after discovery of a release. If remediation has begun, please attach a narrative of actions to date. If remedial efforts have been successfully completed or if the release occurred within a lined containment area (see 19.15.29.11(A)(5)(a) NMAC), please attach all information needed for closure evaluation.

I hereby certify that the information given above is true and complete to the best of my knowledge and understand that pursuant to OCD 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 OCD does not relieve the operator of liability should their operations have failed to adequately investigate and remediate contamination that pose a threat to groundwater, surface water, human health or the environment. In addition, OCD 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.

Printed Name: Dale Woodall	Title: Env. Professional
Signature: Dale Woodall	Date:
email:dale.woodall@dvn.com	Telephone:
OCD Only	
Received by: <u>Shelly Wells</u>	Date: <u>8/30/2023</u>

SPUD MUFFIN 31 CTB 1

9/15/2022

OCD INCIDENT # nAPP2225931874

Spills In Lined Containment						
Measurements	Of Standing Fluid					
Length(Ft)	124					
Width(Ft)	61.00					
Depth(in.)	2.5					
Total Capacity without						
tank displacements (bbls)	280.67					
No. of 500 bbl Tanks						
In Standing Fluid	8					
No. of Other Tanks In						
Standing Fluid	0					
OD Of Other Tanks In						
Standing Fluid(feet)						
Total Volume of standing						
fluid accounting for tank	224.68					
displacement.						

District I 1625 N. French Dr., Hobbs, NM 88240 Phone:(575) 393-6161 Fax:(575) 393-0720 District II

811 S. First St., Artesia, NM 88210 Phone:(575) 748-1283 Fax:(575) 748-9720

District III

1000 Rio Brazos Rd., Aztec, NM 87410 Phone:(505) 334-6178 Fax:(505) 334-6170 District IV

1220 S. St Francis Dr., Santa Fe, NM 87505 Phone: (505) 476-3470 Fax: (505) 476-3462

**State of New Mexico Energy, Minerals and Natural Resources Oil Conservation Division** 1220 S. St Francis Dr. Santa Fe, NM 87505

CONDITIONS

Operator:	OGRID:
DEVON ENERGY PRODUCTION COMPANY, LP	6137
333 West Sheridan Ave.	Action Number:
Oklahoma City, OK 73102	259836
	Action Type:
	[C-141] Release Corrective Action (C-141)

#### CONDITIONS

Created By Condition scwells None

CONDITIONS

Action 259836

Condition Date

8/30/2023

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Oil Conservation Division

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Incident ID	nAPP2225931874
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<b>Received by OCD: 10/2/2023 3:26:</b> Form C-141	33 PM				<b>Page 12 of 33</b>
				Incident ID	nAPP2225931874
Page 4	Oil Conservation Division			District RP	
				Facility ID	
				Application ID	
regulations all operators are required public health or the environment. Th failed to adequately investigate and re addition, OCD acceptance of a C-141 and/or regulations. Printed Name:Dale Woodal Signature: Dala Woodaa	U Da	ons and j does not groundw onsibility le: ite:	perform co relieve the ater, surfa- for compl Env. Pr10/2/20	orrective actions for rele operator of liability sho ce water, human health iance with any other fec ofessional	ases which may endanger ould their operations have or the environment. In deral, state, or local laws
OCD Only					
Received by:		Dat	e:		

Page 6

Oil Conservation Division

	Page 13 of 33
Incident ID	nAPP2225931874
District RP	
Facility ID	
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# Closure

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OCD Only							
Received by:	Date:						
	of liability should their operations have failed to adequately investigate and water, human health, or the environment nor does not relieve the responsible or regulations.						
Closure Approved by: <u>Scott Rodgers</u>	Date:01/24/2024						
Printed Name: Scott Rodgers	Environmental Specialist Adv.						

# SITE CHARACTERIZATION INFORMATION

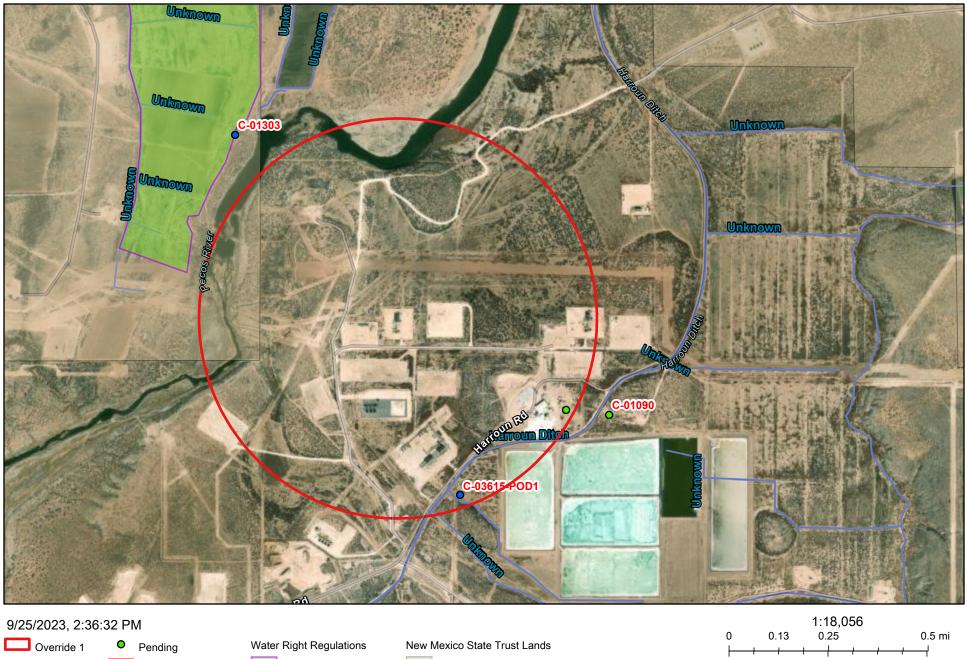
### **NMOCD Closure Criteria**

Spud Muffin 31 CTB 1							
Site Information (19.15.29.11.A (2,3, & 4) NMAC)		Source/Notes					
Depth to Groundwater ( ft bgs)	26	Office of the State Engineer (OSE) - 0.53 miles from site					
Horizontal Distance from All Water Sources Within 0.5 mile (ft)	1,969	National Wetlands Inventory (NWS)					
Horizontal Distance to Nearest Significant Watercourse (ft)	1,969	National Wetlands Inventory (NWS)					

Closure Criteria (19.15.29.12.B(4) and Table 1 NMAC)								
Depth to Groundwater (ft)	Closure Criteria (mg/kg)							
Deptil to Groundwater (it)	Chloride*	TPH	GRO + DRO	BTEX	Benzene			
< 50	Х	600	100		50	10		
51 - 100		10,000	2,500	1,000	50	10		
>100		20,000	2,500	1,000	50	10		
Surface Water	Yes/No			in yes, then				
<300 ft from a continuously flowing watercourse or other significant watercourse?	No							
<200 ft from a lakebed, sinkhole, or playa lake?	No							
Water Well or Water Source								
<500 ft from a spring or a private, domestic fresh waster well used by less that 5 households for domestic or livestock purposes?	No							
<1,000 ft from a fresh water well or spring?	No							
Human and Other Area		600	100		50	10		
<300 ft from an occupied permanent residence, school, hospital, institution or church?	No							
Within incorporated municipal boundaries or within a defined municipal fresh water well field?	No							
<100 ft from a wetland?	No							
Within an area overlying a subsurface mine?	No							
Within and unstable area?	Yes							
Within a 100 yr floodplain?	No							

\* - numerical limit or background, whichever is greater

# Spud Muffin 31 CTB 1



GIS WATERS PODs OSE District Boundary

• Active

Negative Easement Area

Subsurface Estate

Conveyances

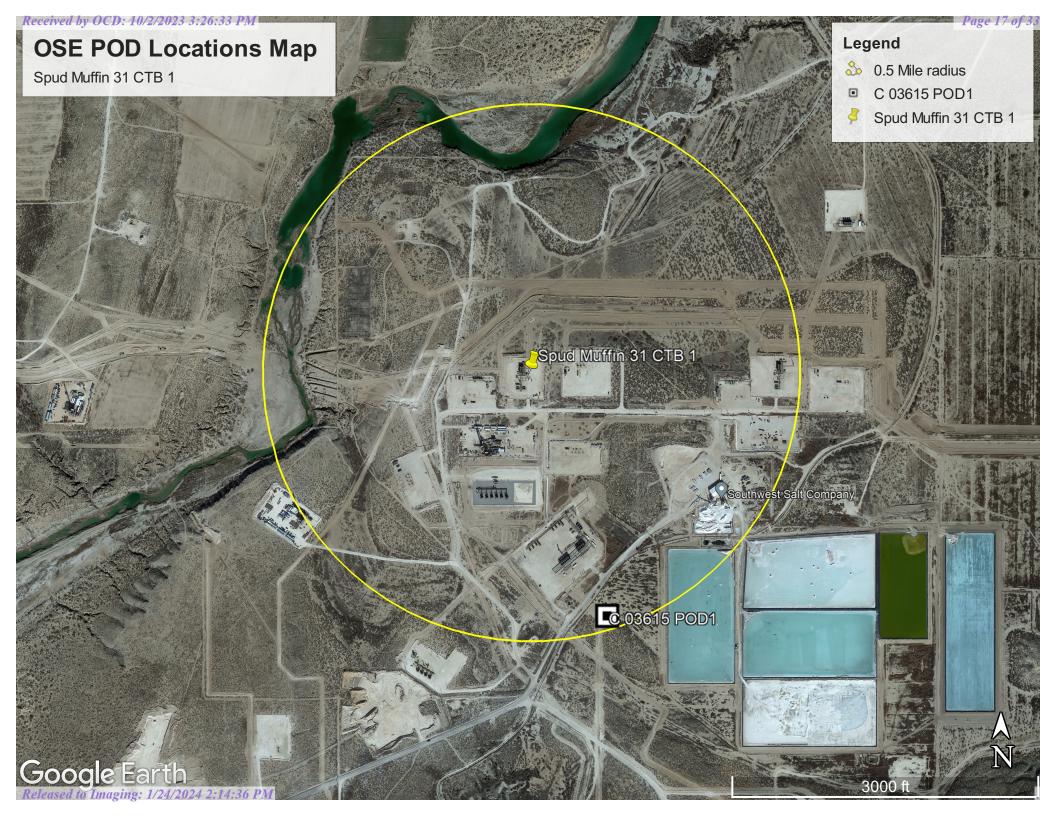
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Esri Community Maps Contributors, New Mexico State University, Texas Parks & Wildlife, CONANP, Esri, HERE, Garmin, SafeGraph,

Released to Imaging: 1/24/2024 2:14:36 PM

Online web user This is an unofficial map from the OSE's online application.





# WELL RECORD & LOG

# OFFICE OF THE STATE ENGINEER

www.ose.state.nm.us

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				<u> </u>					
	DEPTH ( FROM	feet bgl) TO	THICKNESS (feet)	COLOR AND TYPE OF MATERIAL ENCOUNTERED - INCLUDE WATER-BEARING CAVITIES OR FRACTURE ZONES (attach supplemental sheets to fully describe all units)	WATER BEARING? (YES/NO)	ESTIMATED YIELD FOR WATER- BEARING ZONES (gpm)			
	0	7	7	Soil	OY ON				
	7	14	7 '	Clay: brn,sndy					
-	14	20	6	Caliche					
					OY ON				
	20	50	30	Clay:wht,smth,stky	OY ON				
	50	60	10	Sand+Gravel: rd,brn,yel brn,gry,tn,fn sand-1/8"-1/4" gravel,		5			
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JRE	CORRECT	RECORD O	F THE ABOVE (	TIES THAT, TO THE BEST OF HIS OR HER KNOWLEDGE AND BELIEF, DESCRIBED HOLE AND THAT HE OR SHE WILL FILE THIS WELL REC 20 DAYS AFTER COMPLETION OF WELL DRILLING:	, THE FOREGOING IS ORD WITH THE STA	S A TRUE AND TE ENGINEER			
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é. S	<u> </u>								
		SIGNAT	UKE OF DRILLI	ER / PRINT SIGNEE NAME					
FOF	OSE INTER	NAL USE		WR-20 WELL	RECORD & LOG (Ve	rsion 06/08/2012)			
-	E NUMBER	1-3	115	POD NUMBER TRN NUMBER		2			
LOC	CATION			K		PAGE 2 OF 2			

.

## **U.S. Fish and Wildlife Service** National Wetlands Inventory

# Spud Muffin 31



## August 11, 2023

### Wetlands

- Estuarine and Marine Deepwater
- Estuarine and Marine Wetland

**Released to Imaging: 1/24/2024 2:14:36 PM** 

- Freshwater Forested/Shrub Wetland

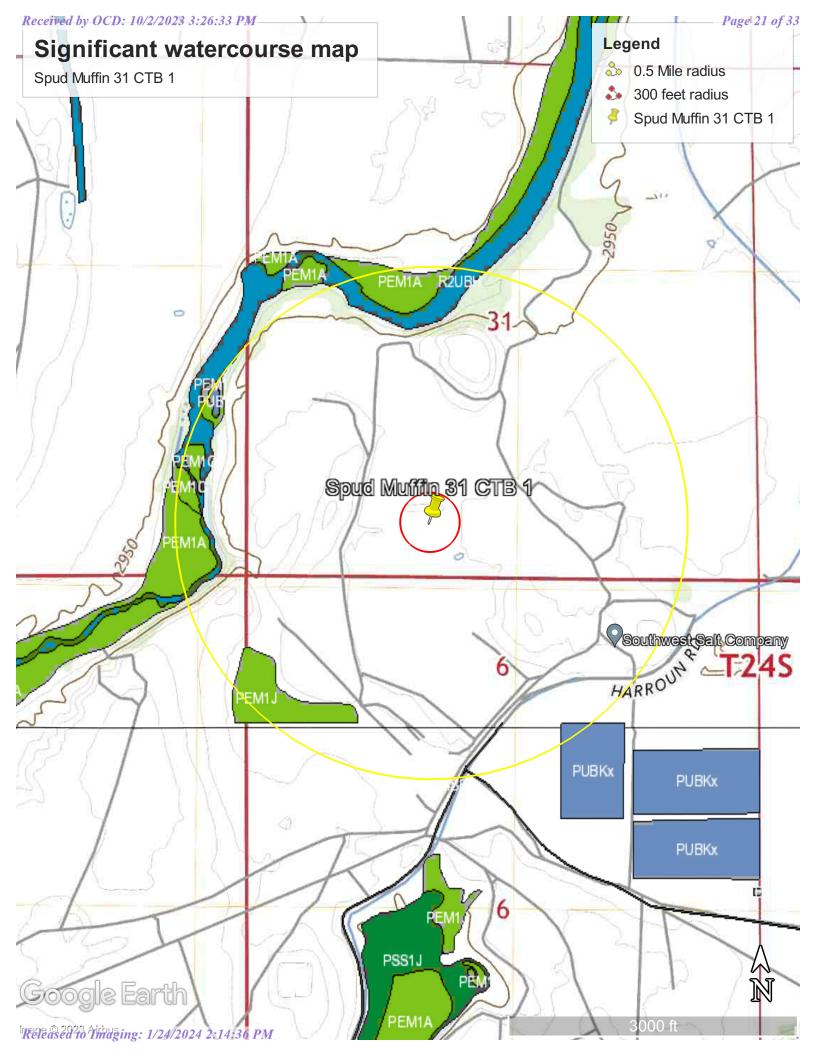
Freshwater Emergent Wetland

**Freshwater Pond** 

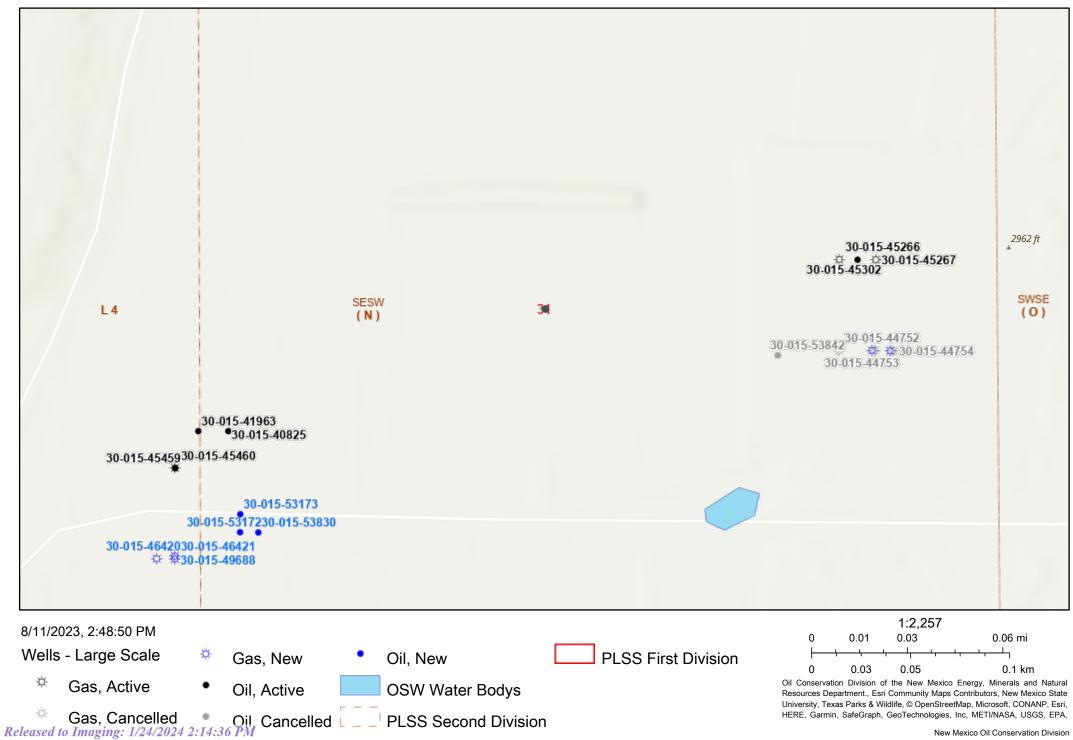
Lake Other Riverine

This map is for general reference only. The US Fish and Wildlife Service is not responsible for the accuracy or currentness of the base data shown on this map. All wetlands related data should be used in accordance with the layer metadata found on the Wetlands Mapper web site.

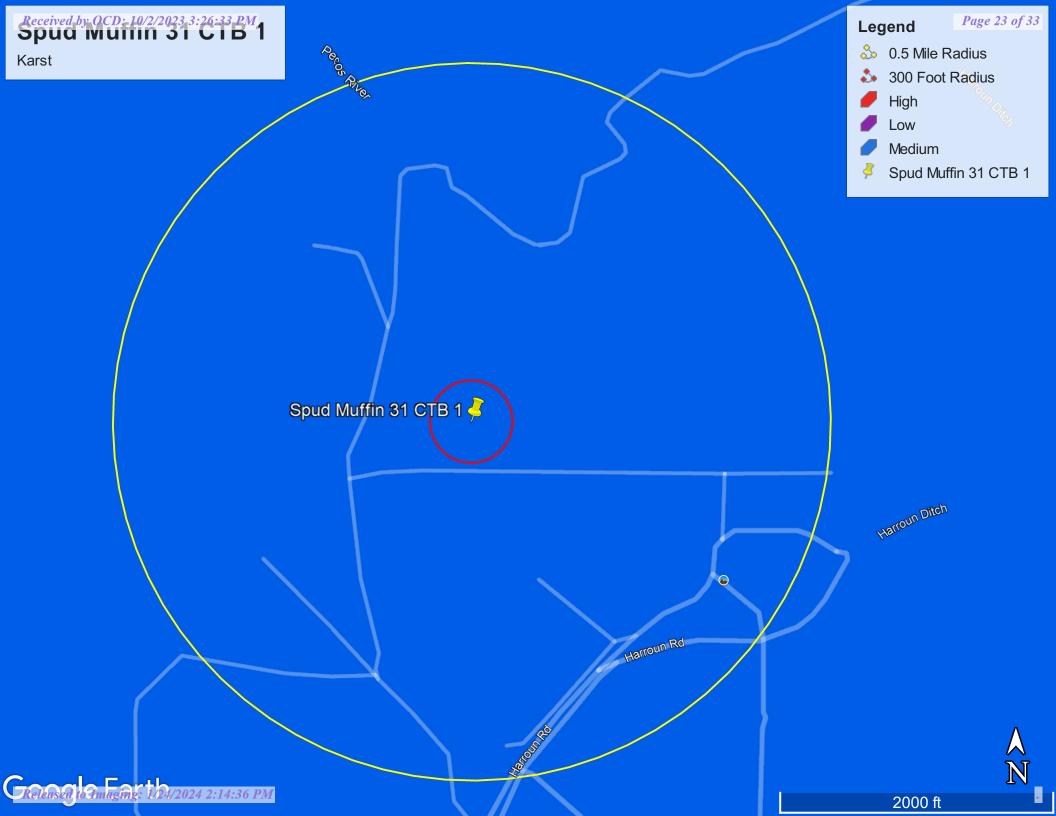




# **OCD Well Locations**



NM OCD Oil and Gas Map. http://nm-emnrd.maps.arcgis.com/apps/webappviewer/index.html?id=4d017f2306164de29fd2fb9f8f35ca75: New Mexico Oil Conservation Division

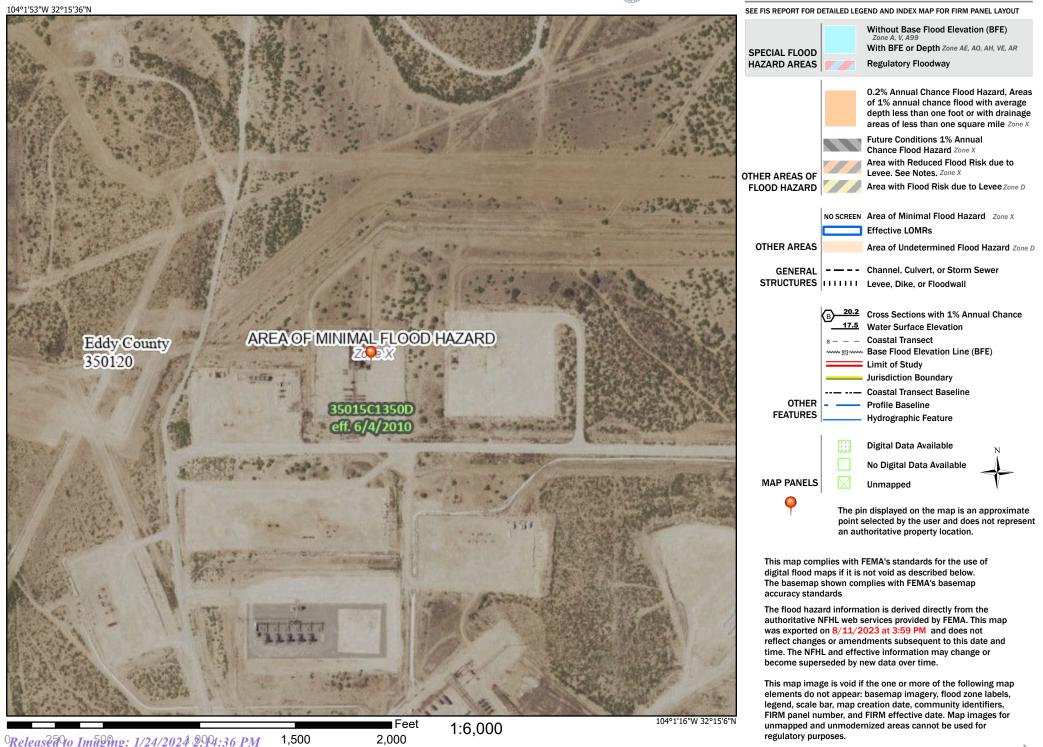


## Received by OCD: 10/2/2023 3:26:33,PM National Flood Hazard Layer FIRMette



## Legend

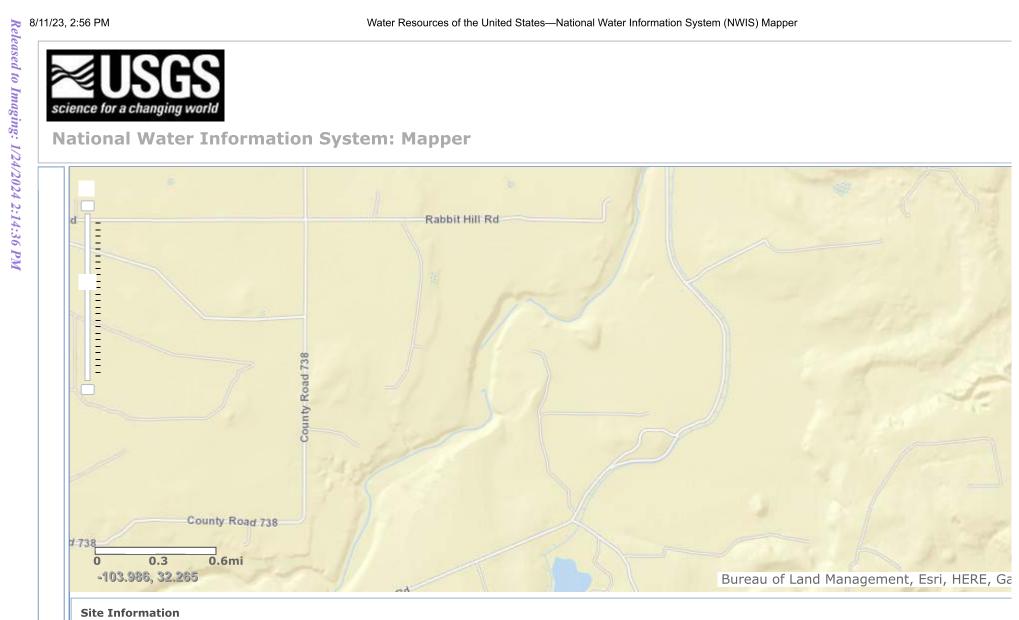
Page 24 of 33



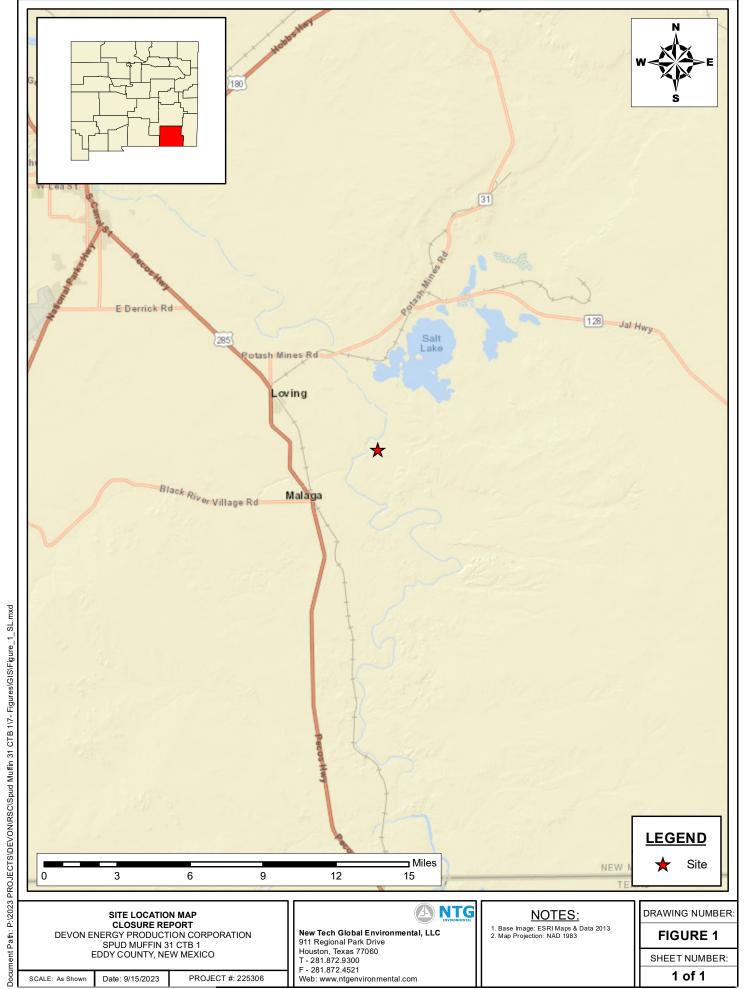
Basemap Imagery Source: USGS National Map 2023



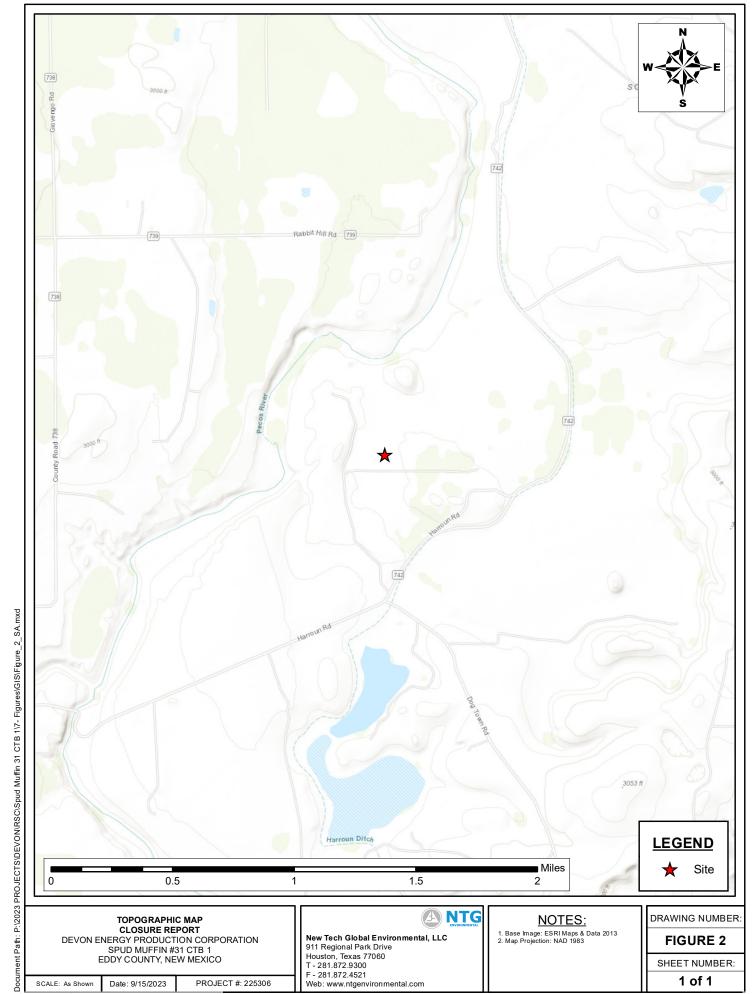
**National Water Information System: Mapper** 



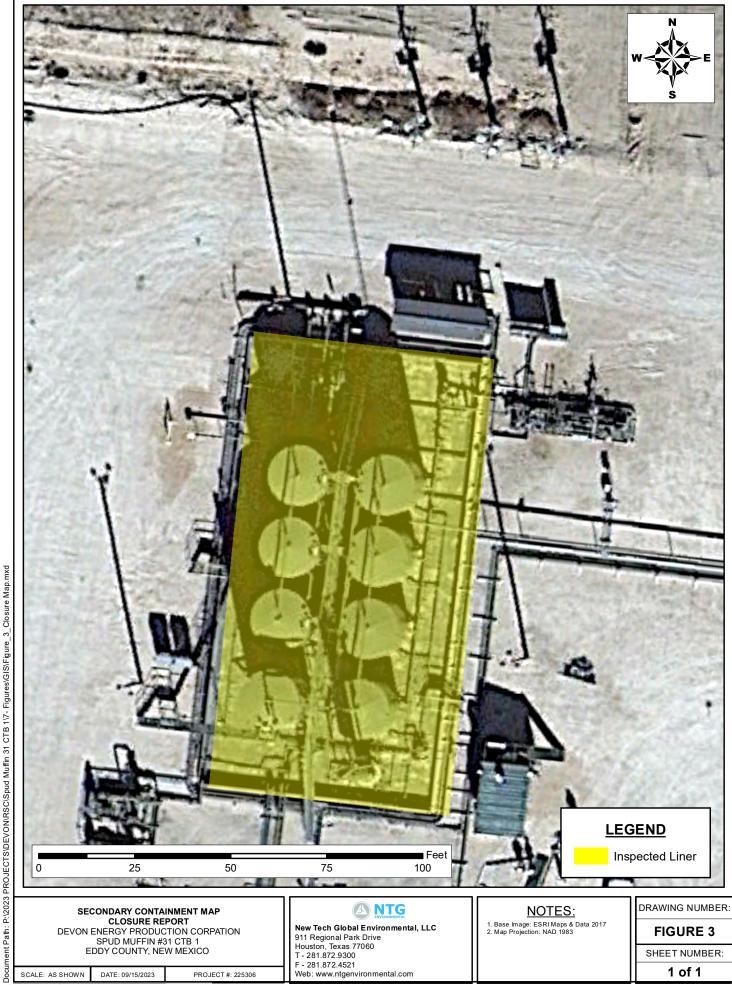
# FIGURES



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Released to Imaging: 1/24/2024 2:14:36 PM



Released to Imaging: 1/24/2024 2:14:36 PM

## PHOTOGRAPHIC LOG

### Received by OCD: 10/2/2023 3:26:33 PM

## PHOTOGRAPHIC LOG

### **Devon Energy Production Company**

Photograph No. 1		North Elevation
Facility:	Spud Muffin 31 CTB # 1	© 192°S (T) ● 32.255843, -104.026548 ±3 m ▲ 888 m
County:	Eddy County, New Mexico	
Description: View of liner.		
Photograph N	lo. 2	South Elevation
Facility:	Spud Muffin 31 CTB # 1	© 26°N (T) ● 32.255822, -10 <mark>4.026539 ±3 m ▲ 887 m</mark>
County:	Eddy County, New Mexico	
Description: View of liner.		
Photograph N	lo. 3	West Elevation
Facility:	Spud Muffin 31 CTB # 1	© 106°E (T) ● 32.255824, -104.026543 ±3 m ▲ 888 m
County:	Eddy County, New Mexico	
Description: View of liner.		<b>VIEW OF Start 2028, 14:00:25</b>

NTGE Project No. 226503

### Received by OCD: 10/2/2023 3:26:33 PM

## PHOTOGRAPHIC LOG

### **Devon Energy Production Company**

Photograph N	lo. 4	South West Elevation
Facility:	Spud Muffin 31 CTB # 1	26°N (T) ● 32.255744, -104.026522 ±3 m ▲ 886 m
County:	Eddy County, New Mexico	
Description: View of liner.		
Photograph N	lo. 5	East Elevation
Facility:	Spud Muffin 31 CTB # 1	© 274°W (T) ● 32.255752, -104.026369 ±3 m ▲ 884 m
County:	Eddy County, New Mexico	
Description: View of liner.		
Photograph N	lo. 6	North Elevation
Facility:	Spud Muffin 31 CTB # 1	© 185°S (T) • 32.255827, -104.026375 ±3 m ▲ 886 m
County:	Eddy County, New Mexico	
<b>Description:</b> View of liner.		<u>О бер 2023, 14:01:36</u>

NTGE Project No. 226503

District I 1625 N. French Dr., Hobbs, NM 88240 Phone:(575) 393-6161 Fax:(575) 393-0720 District II

811 S. First St., Artesia, NM 88210 Phone:(575) 748-1283 Fax:(575) 748-9720

District III

1000 Rio Brazos Rd., Aztec, NM 87410 Phone:(505) 334-6178 Fax:(505) 334-6170

District IV

1220 S. St Francis Dr., Santa Fe, NM 87505 Phone: (505) 476-3470 Fax: (505) 476-3462

## **State of New Mexico Energy, Minerals and Natural Resources Oil Conservation Division** 1220 S. St Francis Dr. Santa Fe, NM 87505

CONDITIONS

Operator:	OGRID:	
DEVON ENERGY PRODUCTION COMPANY, LP	6137	
333 West Sheridan Ave.	Action Number:	
Oklahoma City, OK 73102	271505	
	Action Type:	
	[C-141] Release Corrective Action (C-141)	

CONDITIONS		
Created By		Condition Date
scott.rodgers	Operator did not meet 19.15.29.11A (5a)(ii) NMAC. Forbearance given on 01/24/2024. Remediation Closure Approved	1/24/2024

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Action 271505