District II

1301 W. Grand Avenue, Artesia, NM 88210

District III

1000 Rio Brazos Road, Aztec, NM 874 0 E | \/ E D

District IV

1220 S. St. Francis Dr., Santa Fe, NM 87505

2003 P.PR 20 AT 10 18

Oil Conservation Division 1220 South St. Francis Dr. Santa Fe, NM 87505 For temporary pits, closed-loop systems, and below-grade tanks, submit to the appropriate NMOCD District Office.

For permanent pits and exceptions submit to the Santa Fe Environmental Bureau office and provide a copy to the appropriate NMOCD District Office.

## Pit, Closed-Loop System, Below-Grade Tank, or Proposed Alternative Method Permit or Closure Plan Application

Type of action:	Permit of a pit, closed-loop system, below-grade tank, or proposed alternative method
Existing BGT	Closure of a pit, closed-loop system, below-grade tank, or proposed alternative method
Legacy BGT1	Modification to an existing permit
Legacy DG11	Closure plan only submitted for an existing permitted or non-permitted pit, closed-loop system,
below-grade tan	k, or proposed alternative method

Instructions: Please submit one application (Form C-144) per individual pit, closed-loop system, below-grade tank or alternative request

Please be advised that approval of this request does not relieve the operator of liability should operations result in pollution of surface water, ground water or the environment. Nor does approval relieve the operator of its responsibility to comply with any other applicable governmental authority's rules, regulations or ordinances.

Operator: XTO Energy, Inc.	OGRID #: 5380		
Address: #382 County Road 3100, Aztec, NM 87410			
Facility or well name:Gardner #7			
API Number: 30-045-30749 OCD Permit Nu	imber:		
U/L or Qtr/Qtr F Section 26 Township 32N Range	09W County: San Juan		
Center of Proposed Design: Latitude 36.957523 Longitude	107.753305 NAD: 1927 2 1983		
Surface Owner: 🔀 Federal 🔲 State 🔲 Private 🔲 Tribal Trust or Indian Allotment			
2.			
Pit: Subsection F or G of 19.15.17.11 NMAC			
Temporary:  Drilling  Workover			
Permanent Emergency Cavitation P&A			
Lined Unlined Liner type: Thicknessmil LLDPE HDPE	PVC Other		
String-Reinforced			
Liner Seams:  Welded Factory Other Volume: _	bbl Dimensions: L x W x D		
Closed-loop System: Subsection H of 19.15.17.11 NMAC  Type of Operation: P&A Drilling a new well Workover or Drilling (Applies to activities which require prior approval of a permit or notice of intent)  Drying Pad Above Ground Steel Tanks Haul-off Bins Other  Lined Unlined Liner type: Thicknessmil LLDPE HDPE PVC Other  Liner Seams: Welded Factory Other			
4.  Below-grade tank: Subsection I of 19.15.17.11 NMAC			
Volume: 286 bbl Type of fluid: Produced Water			
Tank Construction material: Steel			
Secondary containment with leak detection [ Visible sidewalls, liner, 6-inch lift and	d automatic overflow shut-off		
Visible sidewalls and liner [ Visible sidewalls only  Other Visible sidewalls.	earthen side walls, automatic high-level shut off, no liner		
Liner type: Thicknessmil  HDPE PVC Other			
5.			
☐ Alternative Method:			
Submittal of an exception request is required. Exceptions must be submitted to the Santa	Fe Environmental Bureau office for consideration of approval.		

29			
2 of	6. Fencing: Subsection D of 19.15.17.11 NMAC (Applies to permanent pits, temporary pits, and below-grade tanks)		
Page	Chain link, six feet in height, two strands of barbed wire at top (Required if located within 1000 feet of a permanent residence, school,	hospital,	
	institution or church)  Four foot height, four strands of barbed wire evenly spaced between one and four feet		
	□ Alternate. Please specify Four foot height, steel mesh field fence (hogwire) with pipe top railing		
ĺ	7.	<u></u>	
	Netting: Subsection E of 19.15.17.11 NMAC (Applies to permanent pits and permanent open top tanks)		
	Screen Netting Other Expanded metal or solid vaulted top		
Į	Monthly inspections (If netting or screening is not physically feasible)		
	s. Signs: Subsection C of 19.15.17.11 NMAC		
	12"x 24", 2" lettering, providing Operator's name, site location, and emergency telephone numbers		
	⊠ Signed in compliance with 19.15.3.103 NMAC		
	9.  Administrative Approvals and Exceptions:  Justifications and/or demonstrations of equivalency are required. Please refer to 19.15.17 NMAC for guidance.  Please check a box if one or more of the following is requested, if not leave blank:  Administrative approval(s): Requests must be submitted to the appropriate division district or the Santa Fe Environmental Bureau consideration of approval.  Exception(s): Requests must be submitted to the Santa Fe Environmental Bureau office for consideration of approval.	office for	
	Siting Criteria (regarding permitting): 19.15.17.10 NMAC Instructions: The applicant must demonstrate compliance for each siting criteria below in the application. Recommendations of accematerial are provided below. Requests regarding changes to certain siting criteria may require administrative approval from the approaffice or may be considered an exception which must be submitted to the Santa Fe Environmental Bureau office for consideration of a Applicant must attach justification for request. Please refer to 19.15.17.10 NMAC for guidance. Siting criteria does not apply to dry above-grade tanks associated with a closed-loop system.	opriate district approval.	,
	Ground water is less than 50 feet below the bottom of the temporary pit, permanent pit, or below-grade tank.  - NM Office of the State Engineer - iWATERS database search; USGS; Data obtained from nearby wells	☐ Yes 🏻	
	Within 300 feet of a continuously flowing watercourse, or 200 feet of any other significant watercourse or lakebed, sinkhole, or playa lake (measured from the ordinary high-water mark).  - Topographic map; Visual inspection (certification) of the proposed site	☐ Yes ☒	No
	Within 300 feet from a permanent residence, school, hospital, institution, or church in existence at the time of initial application.  (Applies to temporary, emergency, or cavitation pits and below-grade tanks)  - Visual inspection (certification) of the proposed site; Aerial photo; Satellite image	☐ Yes ⊠☐ NA	No
	Within 1000 feet from a permanent residence, school, hospital, institution, or church in existence at the time of initial application.  (Applies to permanent pits)  - Visual inspection (certification) of the proposed site; Aerial photo; Satellite image	Yes NA	No
	Within 500 horizontal feet of a private, domestic fresh water well or spring that less than five households use for domestic or stock watering purposes, or within 1000 horizontal feet of any other fresh water well or spring, in existence at the time of initial application.  - NM Office of the State Engineer - iWATERS database search; Visual inspection (certification) of the proposed site	☐ Yes ⊠	No
	Within incorporated municipal boundaries or within a defined municipal fresh water well field covered under a municipal ordinance adopted pursuant to NMSA 1978, Section 3-27-3, as amended.  - Written confirmation or verification from the municipality; Written approval obtained from the municipality	☐ Yes ⊠	- I
Md 91.	Within 500 feet of a wetland.  - US Fish and Wildlife Wetland Identification map; Topographic map; Visual inspection (certification) of the proposed site	☐ Yes 🏻	No
21:54	Within the area overlying a subsurface mine.  - Written confirmation or verification or map from the NM EMNRD-Mining and Mineral Division	☐ Yes 🏻	No
8/16/2022 1:54:16 PM	<ul> <li>Within an unstable area.</li> <li>Engineering measures incorporated into the design; NM Bureau of Geology &amp; Mineral Resources; USGS; NM Geological Society; Topographic map</li> </ul>	☐ Yes ⊠	No No
Received by OCD:	Within a 100-year floodplain FEMA map	☐ Yes ⊠	No
ved by			
Recei	Form C-144 Oil Conservation Division Page 2 of 5	i	

5		
<ul> <li>         ⊠ Siting Criteria Compliance Demonstrations -</li> <li>         □ Design Plan - based upon the appropriate req</li> <li>         ⊡ Operating and Maintenance Plan - based upo</li> <li>         ⊡ Closure Plan (Please complete Boxes 14 thro and 19.15.17.13 NMAC     </li> </ul>	- based upon the requirements of Paragraph (4) of ency Pits) - based upon the requirements of Paragraph based upon the appropriate requirements of 19.15 uirements of 19.15.17.11 NMAC in the appropriate requirements of 19.15.17.12 NM	f Subsection B of 19.15.17.9 NMAC raph (2) of Subsection B of 19.15.17.9 NMAC 5.17.10 NMAC MAC te requirements of Subsection C of 19.15.17.9 NMAC
Previously Approved Design (attach copy of de	sign) API Number.	of Fertilit Nulliber.
☐ Siting Criteria Compliance Demonstrations (☐ Design Plan - based upon the appropriate rec☐ Operating and Maintenance Plan - based upon	on-site closure) - based upon the requirements of (only for on-site closure) - based upon the appropriate requirements of 19.15.17.11 NMAC on the appropriate requirements of 19.15.17.12 NM	Paragraph (3) of Subsection B of 19.15.17.9 riate requirements of 19.15.17.10 NMAC
Previously Approved Design (attach copy of de	esign) API Number:	
Previously Approved Operating and Maintenar	nce Plan API Number:	(Applies only to closed-loop system that use
above ground steel tanks or haul-off bins and proper		
above ground steel tarks or name off ons and prope	sac to implement waste removal for closure,	
Siting Criteria Compliance Demonstrations -  Climatological Factors Assessment  Certified Engineering Design Plans - based uponthe Protection and Structural Integrity Design Leak Detection Design - based upon the appular Liner Specifications and Compatibility Asset Quality Control/Quality Assurance Construction Operating and Maintenance Plan - based uponthe Plan Nuisance or Hazardous Odors, including H25  Emergency Response Plan  Oil Field Waste Stream Characterization  Monitoring and Inspection Plan  Erosion Control Plan  Closure Plan - based upon the appropriate re	primer of Paragraph (1) of Subsection B of 19.1 based upon the appropriate requirements of 19.1. upon the appropriate requirements of 19.15.17.11 ign - based upon the appropriate requirements of 19.15.17.11 NMAC assement - based upon the appropriate requirements of 19.15.17.12 NMAC and Installation Plan on the appropriate requirements of 19.15.17.12 NM - based upo	15.17.9 NMAC 5.17.10 NMAC NMAC 19.15.17.11 NMAC s of 19.15.17.11 NMAC MAC 15.17.11 NMAC
Proposed Closure: 19.15.17.13 NMAC		., .
Instructions: Please complete the applicable boxe		
Type: Drilling Workover Emergency Alternative  Proposed Closure Method: Waste Excavation a Waste Removal (Company)  On-site Closure Method: In-place Alternative Closure		
☐ Disposal Facility Name and Permit Number☐ Soil Backfill and Cover Design Specification☐ Re-vegetation Plan - based upon the appropr	the box, that the documents are attached.  ppropriate requirements of 19.15.17.13 NMAC  - based upon the appropriate requirements of Subs	section F of 19.15.17.13 NMAC ubsection H of 19.15.17.13 NMAC NMAC
Form C-144	Oil Conservation Division	Page 3 of 5

		<del> </del>
	ns That Utilize Above Ground Steel Tanks or Haul-off Bins Only: (19.15.17.1 ities for the disposal of liquids, drilling fluids and drill cuttings. Use attachment	
Disposal Facility Name:	Disposal Facility Permit Number:	
Disposal Facility Name:	Disposal Facility Permit Number:	
Will any of the proposed closed-loop system operat  Yes (If yes, please provide the information b	tions and associated activities occur on or in areas that will not be used for future selow) \(\subseteq\) No	service and operations?
Re-vegetation Plan - based upon the appropr	d for future service and operations: ns based upon the appropriate requirements of Subsection H of 19.15.17.13 NN riate requirements of Subsection I of 19.15.17.13 NMAC operate requirements of Subsection G of 19.15.17.13 NMAC	1AC
provided below. Requests regarding changes to ce	onstration of compliance in the closure plan. Recommendations of acceptable s ertain siting criteria may require administrative approval from the appropriate a to the Santa Fe Environmental Bureau office for consideration of approval. Ji	listrict office or may be
Ground water is less than 50 feet below the bottom - NM Office of the State Engineer - iWATEI	of the buried waste. RS database search; USGS; Data obtained from nearby wells	☐ Yes ☐ No ☐ NA
Ground water is between 50 and 100 feet below the - NM Office of the State Engineer - iWATE	e bottom of the buried waste RS database search; USGS; Data obtained from nearby wells	☐ Yes ☐ No ☐ NA
Ground water is more than 100 feet below the botto - NM Office of the State Engineer - iWATE	om of the buried waste. RS database search; USGS; Data obtained from nearby wells	☐ Yes ☐ No ☐ NA
Within 300 feet of a continuously flowing watercoulake (measured from the ordinary high-water mark) - Topographic map; Visual inspection (certification)		a Yes No
Within 300 feet from a permanent residence, schoo - Visual inspection (certification) of the prop	ol, hospital, institution, or church in existence at the time of initial application.	☐ Yes ☐ No
watering purposes, or within 1000 horizontal feet o	esh water well or spring that less than five households use for domestic or stock of any other fresh water well or spring, in existence at the time of initial application RS database; Visual inspection (certification) of the proposed site	∏ Yes ☐ No
adopted pursuant to NMSA 1978, Section 3-27-3, a	n a defined municipal fresh water well field covered under a municipal ordinance as amended. he municipality; Written approval obtained from the municipality	Yes No
Within 500 feet of a wetland US Fish and Wildlife Wetland Identification	on map; Topographic map; Visual inspection (certification) of the proposed site	☐ Yes ☐ No
Within the area overlying a subsurface mine.  - Written confirmation or verification or map	p from the NM EMNRD-Mining and Mineral Division	☐ Yes ☐ No
Within an unstable area.  - Engineering measures incorporated into the Society; Topographic map	e design; NM Bureau of Geology & Mineral Resources; USGS; NM Geological	☐ Yes ☐ No
Within a 100-year floodplain FEMA map		☐ Yes ☐ No
by a check mark in the box, that the documents ar  Siting Criteria Compliance Demonstrations - Proof of Surface Owner Notice - based upon Construction/Design Plan of Burial Trench ( Construction/Design Plan of Temporary Pit ( Protocols and Procedures - based upon the al Confirmation Sampling Plan (if applicable) - Waste Material Sampling Plan - based upon Disposal Facility Name and Permit Number Soil Cover Design - based upon the appropri Re-vegetation Plan - based upon the appropri	MAC) Instructions: Each of the following items must be attached to the closure re attached.  - based upon the appropriate requirements of 19.15.17.10 NMAC at the appropriate requirements of Subsection F of 19.15.17.13 NMAC (if applicable) based upon the appropriate requirements of 19.15.17.11 NMAC (for in-place burial of a drying pad) - based upon the appropriate requirements of ppropriate requirements of 19.15.17.13 NMAC - based upon the appropriate requirements of Subsection F of 19.15.17.13 NMAC (for liquids, drilling fluids and drill cuttings or in case on-site closure standards callate requirements of Subsection H of 19.15.17.13 NMAC requirements of Subsection I of 19.15.17.13 NMAC (state requirements of Subsection I of 19.15.17.13 NMAC (state requirements of Subsection I of 19.15.17.13 NMAC)	19.15.17.11 NMAC
Form C-144	Oil Conservation Division Page	19.15.17.11 NMAC annot be achieved)

Signature: Kim Champlin@xtoenergy.com  co.  CCD Approval: Permit Application (including closure plan)  CCD Representative Signature: Shelly Wells  Fitle: Environmental Specialist-A  Closure Report (required within 60 days of closure completion):  Instructions: Operators are required to obtain an approved closure The closure report is required to be submitted to the division within	Date:03/04/ Telephone:(50:  Closure Plan (only)	
-mail address: kim_champlin@xtoenergy.com  DCD Approval: Permit Application (including closure plan)  Color Representative Signature: Shelly Wells  Citle: Environmental Specialist-A  Closure Report (required within 60 days of closure completion): instructions: Operators are required to obtain an approved closure the closure report is required to be submitted to the division within	Telephone:(50)  Closure Plan (only)	ions (see attachment)  pproval Date: 08/23/2022
DCD Approval:   Permit Application (including closure plan)   DCD Representative Signature:   Shelly Wells  Fitle:   Environmental Specialist-A  L. Closure Report (required within 60 days of closure completion): instructions: Operators are required to obtain an approved closure free closure report is required to be submitted to the division within	Closure Plan (only) OCD Condit  A  OCD Permit Number:  Subsection K of 19.15.17.13 NMAC	ions (see attachment)  pproval Date: 08/23/2022
OCD Approval: Permit Application (including closure plan)  OCD Representative Signature: Shelly Wells  Fitle: Environmental Specialist-A  Closure Report (required within 60 days of closure completion): instructions: Operators are required to obtain an approved closure five closure report is required to be submitted to the division within	OCD Permit Number:_L Subsection K of 19.15.17.13 NMAC	pproval Date: <u>08/23/2022</u>
Title: Environmental Specialist-A  Closure Report (required within 60 days of closure completion): Instructions: Operators are required to obtain an approved closure The closure report is required to be submitted to the division within	OCD Permit Number: Subsection K of 19.15.17.13 NMAC	
i.  Closure Report (required within 60 days of closure completion): Instructions: Operators are required to obtain an approved closure The closure report is required to be submitted to the division within	Subsection K of 19.15.17.13 NMAC	egacy BGT1
Closure Report (required within 60 days of closure completion): Instructions: Operators are required to obtain an approved closure The closure report is required to be submitted to the division within		
section of the form until an approved closure plan has been obtaine	60 days of the completion of the closure	activities. Please do not complete this
	☐ Closure Completion	Date:
2.  Closure Method:  Waste Excavation and Removal On-Site Closure Method  If different from approved plan, please explain.	☐ Alternative Closure Method ☐ W	/aste Removal (Closed-loop systems only)
3. Closure Report Regarding Waste Removal Closure For Closed-lo Instructions: Please indentify the facility or facilities for where the wo facilities were utilized.	liquids, drilling fluids and drill cuttings	were disposed. Use attachment if more tha
Disposal Facility Name:		umber:
Disposal Facility Name:		umber:
Yes (If yes, please demonstrate compliance to the items below)		tor rature service and operations:
Required for impacted areas which will not be used for future service  Site Reclamation (Photo Documentation)  Soil Backfilling and Cover Installation  Re-vegetation Application Rates and Seeding Technique	and operations:	
Closure Report Attachment Checklist: Instructions: Each of the mark in the box, that the documents are attached.  Proof of Closure Notice (surface owner and division) Proof of Deed Notice (required for on-site closure) Plot Plan (for on-site closures and temporary pits) Confirmation Sampling Analytical Results (if applicable) Waste Material Sampling Analytical Results (required for on-s Disposal Facility Name and Permit Number Soil Backfilling and Cover Installation Re-vegetation Application Rates and Seeding Technique Site Reclamation (Photo Documentation) On-site Closure Location: Latitude		closure report. Please indicate, by a check  NAD: 1927   1983
s. Dperator Closure Certification:		
hereby certify that the information and attachments submitted with to belief. I also certify that the closure complies with all applicable closure.	his closure report is true, accurate and co ure requirements and conditions specified	mplete to the best of my knowledge and d in the approved closure plan.
Name (Print):	Title:	
Signature:	Date:	
e-mail address:	Telephone:	

District III

District IV

1301 W. Grand Avenue, Artesia, NM 88210

1000 Rio Brazos Rd., Aztec, NM 87410

State of New Mexico District I Energy, Minerals & Natural Resources 1625 N. French Dr., Hobbs, NM 88240

Form C-102 Revised June 10, 2003

OIL CONSERVATION DIVISION 1220 South St. Francis Dr. Santa Fe, NM 87505

Submit to Appropriate District Office State Lease - 4 Copies Fee Lease - 3 Copies

AMENDED REPORT

Released to Imaging: 8/23/2022 11:22:08 AM

1220 S. St. Francis Dr., Santa Fe,	NM 87505					LX AM	IENDED REPORT
5±1	WELL LO	CATION AND	<b>ACREA</b>	GE DEDICA	TION PLAT	Γ ΄ ΄	
API Number		<sup>2</sup> Pool Code			<sup>3</sup> Pool Nan	ne	
30-045-307	49	72319			Blanco - Me	saverde	
<sup>4</sup> Property Code		5	Property Nar	ne			<sup>6</sup> Well Number
033362			Gardner	•		7	AND
7OGRID №.			Operator Na	me			<sup>9</sup> Elevation
225711		Peoples Energ	y Produc	tion - TX, L.	P		6537
		<sup>10</sup> Sur	face Locat	ion			-
UL or lot no. Section To	wnship Ran	ige Lot Idn F	eet from the	North/South line	Feet from the	East/West line	County
26	32N 9W						San Juan
	Bottom Hole Location If Different From Surface						
UL or lot no. Section To	wnship Ran	ige Lot. Idn F	ect from the	North/South line	Feet from the	East/West line	County
26	32N 9W						San Juan
12 Dedicated Acres 13 Joint of	r Infili 14 Consolida	ation Code 15 Order No	)."			•	
320 W/2 Inf	ពា			R-	10987-A(1)		

NO ALLOWABLE WILL BE ASSIGNED TO THIS COMPLETION UNTIL ALL INTERESTS HAVE BEEN CONSOLIDATED OR A NON-STANDARD UNIT HAS BEEN APPROVED BY THE DIVISION 17 OPERATOR CERTIFICATION I hereby certify that the information contained herein is true and complete to the best of my knowledge and belief . 2015 7A am G E Printed Name Dianne Sumrall 1395 Prod & Reg Supervisor Title and E-mail Address 8/28/06 2 Date L 142 BHL C187 "SURVEYOR CERTIFICATION 774 I hereby certify that the well location shown on this BHL plat was plotted from field notes of actual surveys made by me or under my supervision, and that the same is true and correct to the best of my belief Date of Survey o Signature and Seal of Professio N 1120 1465 Certificate Number Not TO SCALE

Received by OCD: 8/16/2022 1:54:16 PM

A Ladada Caria	- b-		Client:	XTO Energy Pit Permits
Lodestar Service	100 100 100	Pit Permit	Project: Revised:	2-Mar-09
70 Bez 4465, Duran	n, CO 81302	Siting Criteria	1 F	Brooke Herb
V			Prepared by:	вгооке него
API#:		30-045-30749	USPLSS:[	T32N,R09W,S26F
Name:		Gardner #7	Lat/Long:	36.957523; -107.753305
Depth to groundwater:		50' - 100'	Geologic formation:	San Jose Formation
Distance to closest continuously flowing watercourse:	8.02 mile	es W of Los Pinos River		
Distance to closest significant watercourse, lakebed, playa lake, or sinkhole:	Box Canyor	f Rawhide Canyon; 850' W of ; 2820' E of a Playa Lake; 355' evaporation pond; 1785' W of Devil's Washpan		
			Soil Type:	Entisols
Permanent residence, school, hospital, institution or church within 300'		No		
			Annual Precipitation:	12.95 inches (Navajo Dam)
Domestic fresh water well or spring within 500'		No	Precipitation Notes:	no significant precip events
Any other fresh water well or spring within 1000'	No - 143	5' NE of Rawhide Spring		
Within incorporated municipal boundaries		No	Attached Documents:	Groundwater report and Data; FEMA Flood Zone Map
Within defined municipal fresh water well field		No		Aerial Photo, Topo Map, Mines Mills and Quarries Map
Wetland within 500'		No	Mining Activity:	
Within unstable area		No		None Near
Within 100 year flood plain	No - F	EMA Flood Zone 'X'		
Additional Notes:			e i distribuitanti anti esti	
				1530' SE of a cleared area for agriculture/ Livestock

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## Gardner #7 Below Ground Tank Siting Criteria and Closure Plan

## General Geology and Hydrology

The San Juan Basin is a typical Rocky Mountain basin with a gently dipping southern flank and a steeply dipping northern flank. Asymmetrically layered Tertiary sandstones and shales, along with Quaternary alluvial deposits, dominate surficial geology (Dane and Bachman, 1965). The proposed pit location will be located in the north central San Juan Basin near Navajo Lake. The predominant geologic formation is the San Jose Formation of Tertiary age, which underlies surface soils and is often exposed (Dane and Bachman, 1965). Deposits of Quaternary alluvial and aeolian sands occur near the surface of the area, especially near streams and washes.

Cretaceous and Tertiary sandstones, as well as Quaternary alluvial deposits serve as the primary aquifers in the San Juan Basin (Stone et al., 1983). In most of the proposed area, the San Jose Formation lies at the surface and overlies the Nacimiento Formation. Thickness of the San Jose ranges from 200 to 2700 feet, thickening from west to east across the region of interest (Stone et al., 1983). Aquifers within the coarser and continuous sandstone bodies of the San Jose Formation are between 0 and 2700' deep in this section of the basin (Stone et al., 1983). Groundwater within these aquifers flows southwest, toward the San Juan River. Little specific hydrogeologic data is available for the San Jose Formation system, but "numerous wells and springs used for stock and domestic supplies" draw their water from the San Jose Formation (Stone et al., 1983).

The prominent soil type(s) at the proposed site are entisols and aridisols, which are defined as soils exhibiting little to no profile development (www.emnrd.state.nm.us). Soils are basically unaltered from their parent rock. Miles of arroyos, washes and intermittent streams exist as part of the drainage network towards the San Juan River. These features often cut into soil and other unconsolidated materials, contributing to sedimentation downstream. The sudden influx of water from storm events easily erodes the soils that cover the area and prohibits effective recharge to the underlying aquifers.

Regional weather further prohibit active recharge. The climate is arid, averaging just over 11 inches of rainfall annually. As is typical of the southwestern United States monsoonal weather patterns, most precipitation falls from July through September. The heaviest rainfall occurs in the summer in isolated, intense cloudbursts. September through June is relatively dry. Snow generally falls from December to mid-February and averages less than one-half inch in depth. However, most recharge occurs during the winter months during snowmelt periods from the upper elevations (Western Regional Climate Center www.wrcc.dri.edu).

The predominant vegetation is sagebrush and grasses with a more restricted pinon-juniper association (Dick-Peddie, 1993).

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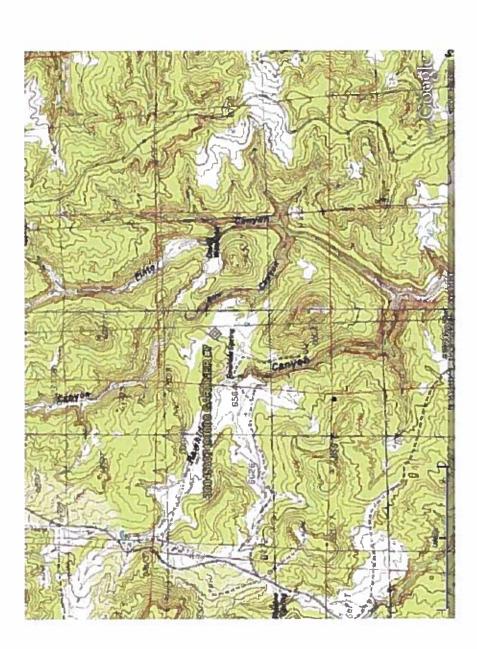
## Site Specific Hydrogeology

Depth to groundwater is estimated to be between 50 feet and 100 feet. This estimation is based on data from Stone and others (1983), the USGS Groundwater Atlas of the United States and depth to groundwater data published on the New Mexico State Engineer's iWaters Database website. Local topography, proximity to adjacent channels & spring features at similar elevations nearby are also taken into consideration. Groundwater data is extremely limited in this region; the nearest iWaters data point lies 295 feet east (SP 045231); this source is an evaporation pond. The closest water well is 1.28 miles to the west-northwest (SJ 03131).

Beds of water-yielding sandstone are present in the San Jose Formation, which are fluvial in origin and are interbedded with mudstone, siltstone & shale. "Extensive intertonguing" of different members of this formation is reported (Stone et al, 1983). Porous sandstones form the principal aquifers, while relatively impermeable shales and mudstones form confining units between the aquifers (Stone et al., 1983). Local aquifers exist within the San Jose Formation at depths greater than 100 feet and thicknesses of the aquifer can be up to several hundred feet (USGS, Groundwater Atlas of the US; Stone et al, 1983).

A site visit to this location determined that there is a playa lake approximately 2880 feet to the west of the site. Within the cleared area of the playa lake, there are vegetated patches and some man-made berms for stock ponds. Approximately 1530 feet to the west of the below grade tank site there is an area cleared for agriculture or livestock. Approximately 1785 feet to the east is a drainage basin named Devil's Washpan.

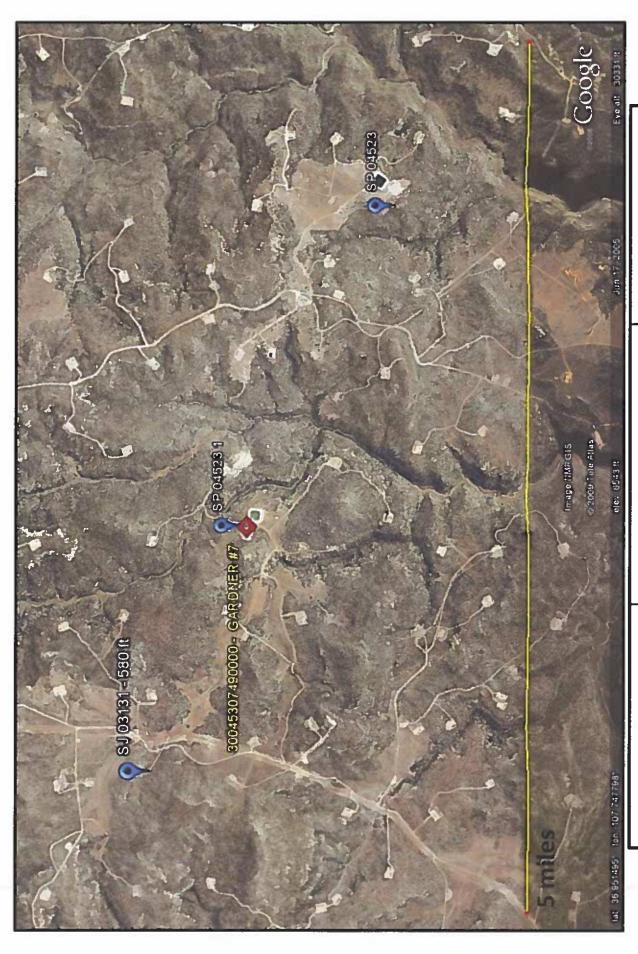
Groundwater data available from the NM State Engineer's iWaters Database for wells near the existing below grade tank are attached. A water well to the northwest is approximately 105 feet higher in elevation then the proposed site. Depth to groundwater within the well is 580 feet below ground surface. The below grade tank is located 1435 feet to the northeast of Rawhide Spring and is approximately 50 feet higher in elevation. Due to the close proximity of the spring, a conservative estimate for groundwater depth is between 50 feet and 100 feet below ground surface.



Lodestar Services, Inc.
PO Box 4465
Durango, CO 81302

Gardner #7 T32N, R09W, S26F San Juan County, NM

Topographic Map



Lodestar Services, Inc
PO Box 4465
Durango, CO 81302
San Juan Co

T32N, R09W, S26F San Juan County, NM

iWaters Groundwater Data Map

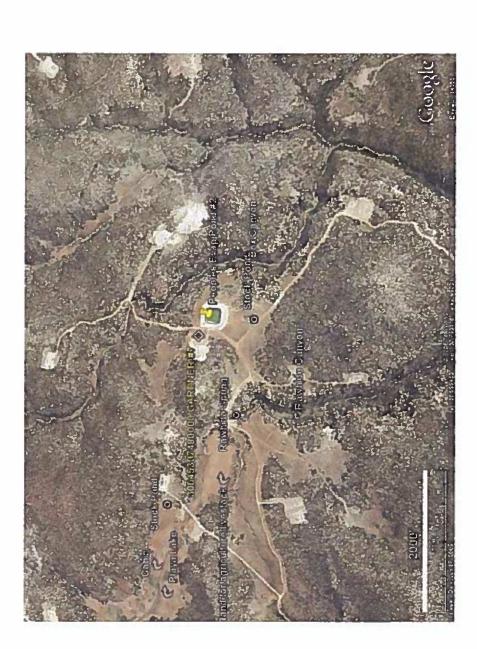




New Mexico Office of the State Engineer

# Water Column/Average Depth to Water

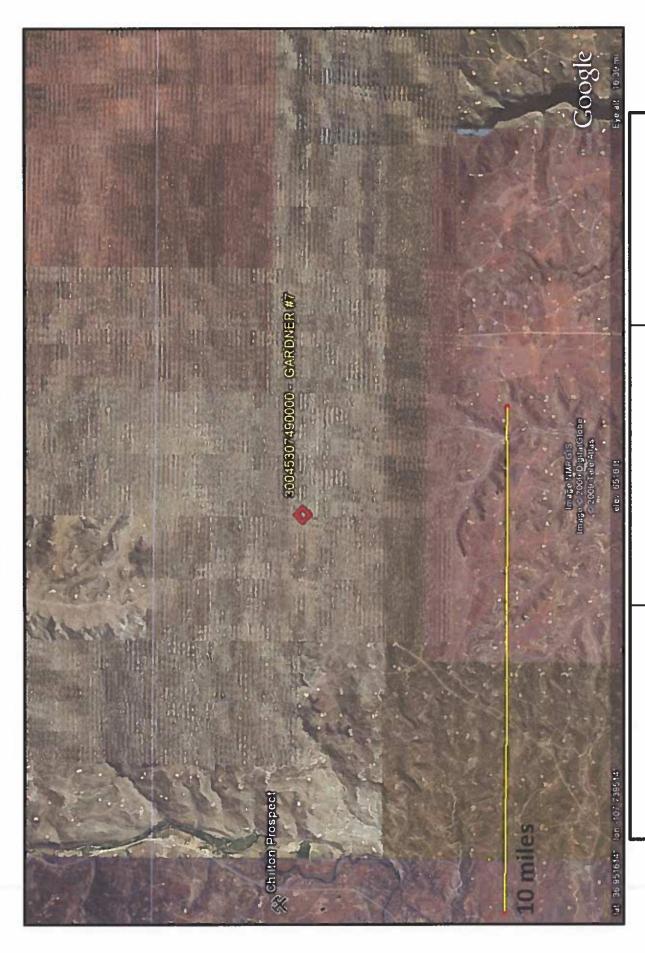
POD Number	County 6416 4 Sec Tws Rng	000	0 4 S	ر پ	H.S	Rng	×	Y De	prhWellDe	Water Y DepthWellDepthWater Column	Water
SJ 03131	San Juan	3 3	3	<u>6</u>	NZ	M60	252963	3 3 22 32N 09W 252963 4094453	843	580	263
Record 1 Count:								Average Depth to Water.	Water	580 feet	
								Minimu	Minimum Depth.	580 feet	
								Maximum Depth:	a Depth:	580 feet	



Lodestar Services, Inc. PO Box 4465 Durango, CO 81302

Gardner #7 T32N, R09W, S26F San Juan County, NM

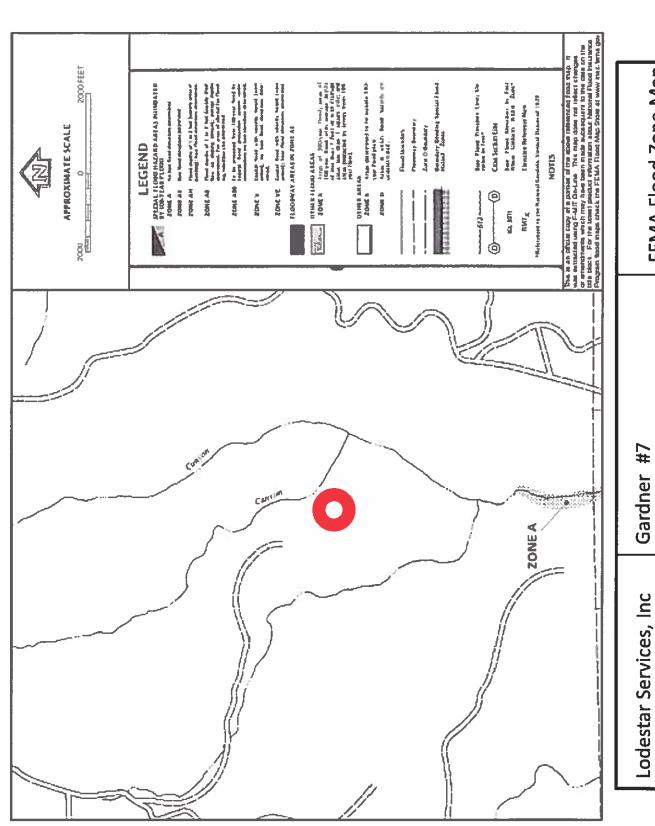
**Aerial Photo** 



Lodestar Services, Inc Gardi PO Box 4465 Durango, CO 81302 San J

Gardner #7 T32N, R09W, S26F San Juan County, NM

Mines, Mills, and Quarries Map



T32N, R09W, S26F San Juan County, NM

**FEMA Flood Zone Map** 

**Durango, CO 81302** 

PO Box 4465

# XTO Energy Inc. San Juan Basin (Northwest New Mexico) General Design and Construction Plan For Below-Grade Tanks

In accordance with Rule 19.15.17.11 NMAC the following information describes the design and construction of below-grade tanks on XTO Energy Inc. (XTO) locations. This is XTO's standard procedure for all below-grade tanks. A separate plan will be submitted for any below-grade tank which does not conform to this plan.

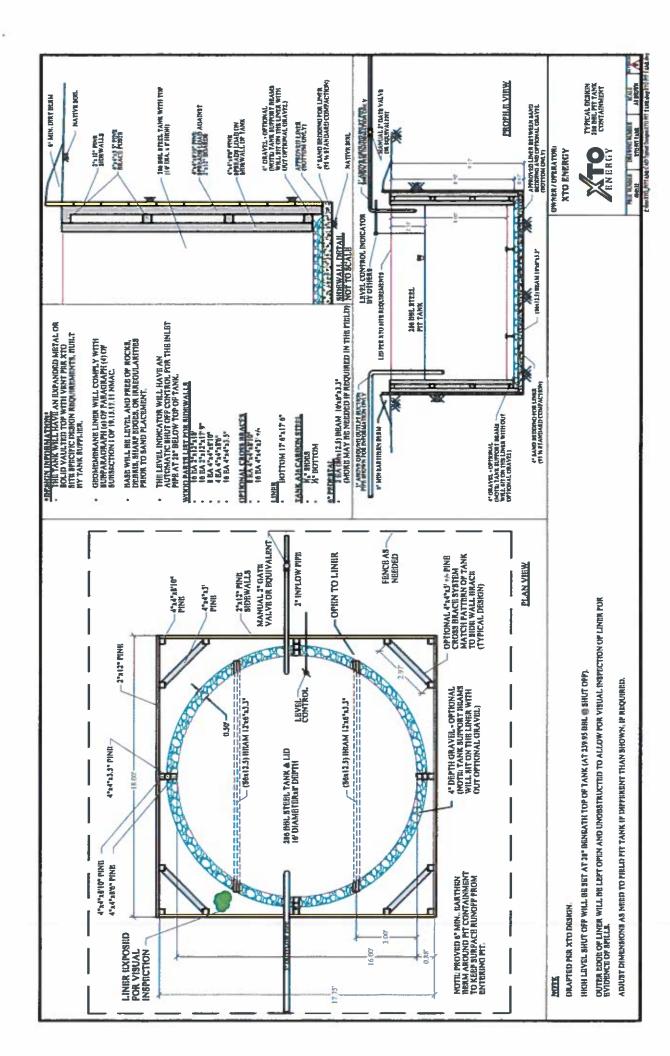
## General Plan

- 1. XTO will design and construct below-grade tanks to contain liquids and solids and prevent contamination of fresh water and protect public health and environment.
- XTO will post a well sign, in compliance with 19.15.3.103 NMAC, on the existing well site
  operated by XTO where the existing below-grade tank is located. The sign will list the Operator
  on record as the operator, the location of the well site by unit letter, section, township, range, and
  emergency telephone numbers.
- 3. XTO is requesting approval of an alternative fencing to be used on below-grade tank locations. Below-grade tank locations will be fenced utilizing 48" steel mesh field-fence (hogwire) with pipe railing along the top. A 6' chain link fence will be utilized around the well pad if the well site is within a city limits or ¼ mile of a permanent residence, school, hospital, institution or church. Below-grade tanks located within 1000' of a permanent residence, school, hospital, institution or church will be fenced by 6' chain link fence with at least two strands of barbed wire at the top. All gates associated with below-grade tanks will remain closed and locked when responsible individuals are not on site.
- 4. XTO shall construct below-grade tanks with an expanded metal covering or solid vaulted top on the top of the below-grade tank.
- 5. XTO will ensure that below-grade tanks are constructed of materials resistant to the below-grade tank's particular contents and resistant to damage from sunlight. Tanks will be constructed of A36 carbon steel with 3/16" sides and \( \frac{1}{2} \) bottom. (See attached drawing).
- 6. The below-grade tank system will have a properly constructed foundation consisting of a level base free of rocks, debris, sharp edges or irregularities to prevent punctures, cracks or indentations of the liner or tank bottom. Sand bedding (4") will be placed on top of a level foundation to ensure prevention of punctures, cracks or indentations of the liner or tank bottom.
- 7. XTO will construct a berm and/or diversion ditch in a manner that prevents the collection of surface water run-on. Below-grade tanks will be equipped with automatic high level shut-off devices as well as manually operated shut-off valves. (See attached drawing).
- 8. XTO will construct and use below-grade tanks that do not have double walls. The below-grade tank sidewalls will be open for visual inspection for leaks. The sidewalls of the cellar will be constructed with 2" X 12" pine sidewalls and 4" X 4" pine brace posts. The below-grade tank

XTO Energy Inc.
San Juan Basin (Northwest New Mexico)
General Design and Construction Plan
For Below-Grade Tanks
Page 2

bottom will be elevated a minimum of 6" above the underlying ground surface and the belowgrade tank will be underlain with a geomembrane liner to divert leaked liquid to a location that can be visually inspected. (See attached drawing).

- XTO will equip below-grade tanks designed in this manner with a properly functioning automatic high-level shut-off control device and manual controls to prevent overflows. (See attached drawing).
- 10. XTO will demonstrate to the OCD that the geomembrane liner complies with the specifications of Subparagraph (a) of Paragraph (4) of Subsection I of 19.15.17.11 NMAC and obtain approval from OCD prior to the installation of the design. The geomembrane liner shall have a hydraulic conductivity no greater than 1 x 10-9 cm/sec. The geomembrane liner shall be composed of an impervious, synthetic material that is resistant to petroleum hydrocarbons, salts and acidics and alkaline solutions. The liner material shall be resistant to ultraviolet light. Liner compatibility shall comply with EPA SW-846 method 9090A. (See attached drawing).
- 11. The general specifications for design and construction are attached.



# XTO Energy Inc. San Juan Basin (Northwest New Mexico) General Maintenance and Operating Plan For Below-Grade Tanks

In accordance with Rule 19.15.17.12 NMAC the following information describes the operation and maintenance of below-grade tanks on XTO Energy Inc. (XTO) locations. This is XTO's standard procedure for all below-grade tanks. A separate plan will be submitted for any below-grade tank which does not conform to this plan.

## General Plan

- 1. XTO will operate and maintain below-grade tanks to contain liquids and solids, maintain the integrity of the liner and secondary containment system, prevent contamination of fresh water and protect public health and the environment. Fluid levels will be monitored weekly and high levels will be removed as necessary. Monthly inspections will be conducted to monitor integrity of below-grade tank systems and below-grade tanks will be equipped with automatic high-level shut-off devices.
- 2. XTO will not allow below-grade tanks to overflow and will use berms and/or diversion ditch to prevent surface run on to enter the below-grade tank. Below-grade tanks will be equipped with automatic high-level shut-off control devices as well as manually operated shut-off valves. See attached drawing for vault design and placement of diversion berms and shut-off devices.
- XTO will continuously remove any visible or measurable layer of oil from the fluid surface of below-grade tanks in order to prevent significant accumulation of oil.
  - XTO will inspect the below-grade tank monthly and maintain written records for five years.
     Monthly inspections will consist of documenting the following: (see attached template),

Well Name
API #
Sec., Twn., Rng.
XTO Inspector's name
Inspection date and time
Visible tears in liner
Visible signs of tank overflow
Collection of surface run on
Visible layer of oil
Visible signs of tank leak
Estimated freeboard

- 5. XTO will maintain adequate freeboard to prevent over topping of the below-grade tank. High level shut-off devices control the freeboard at an average of 28" beneath the top of the tank.
- XTO will not discharge into or store any hazardous waste in any below-grade tank.
- 7. If a below-grade tank develops a leak, or if any penetration of a below-grade tank occurs below the liquids surface, XTO will remove all liquids above the damage or leak line within 48 hours,

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XTO Energy Inc.
San Juan Basin (Northwest New Mexico)
General Maintenance and Operating Plan
For Below-Grade Tanks
Page 2

notify the appropriate division district office within 48 hours of the discovery and repair the damage or replace the below-grade tank. If an existing below-grade tank does not meet current requirements of Paragraphs 1-4 of Subsection I of 19.15.17.11 NMAC the tank will be modified or retrofitted to comply. If compliance can not be achieved XTO will implement the approved closure plan.

Legals  XTO Inspector's Name	Sec: Date Date		Township:  Any visible liner tears (Y/N)	Township:    Township:   Range:   Range	API No.: Range: Surface run on (Y/N)	Visible layer of oil (Y/N)	Any visible signs of a tank leak (Y/N)	Freeboard Est. (ft)
Notes:	Provide Del	Provide Detailed Description:	otion:					

# XTO Energy Inc. San Juan Basin (Northwest New Mexico) General Closure Plan For Below-Grade Tanks

In accordance with Rule 19.15.17.13 NMAC the following information describes the closure requirements of below-grade tanks on XTO Energy Inc. (XTO) locations. This is XTO's standard procedure for all below-grade tanks. A separate plan will be submitted for any below-grade tank which does not conform to this plan.

## General Plan

- XTO will close below-grade tanks within the time periods provided in 19.15.17.13 NMAC, or by an earlier date that the division requires because of imminent danger to fresh water, public health or the environment.
- XTO will close a below-grade tank that does not meet the requirements of Paragraphs (1) through (4) of Subsection I of 19.15.17.11 NMAC or is not included in Paragraph (5) of Subsection I of 19.15.17.11 NMAC within five years after June 16, 2008, if not retrofitted to comply with Paragraphs (1) through (4) of Subsection I of 19.15.17.11 NMAC.
- XTO will close a permitted below-grade tank within 60 days of cessation of the below-grade tank's operation or as required by the transitional provisions of Subsection B of 19.15.17.17
   NMAC in accordance with a closure plan that the appropriate division district office approves. The closure report will be filed on form C-144.
- 4. XTO will remove liquids and sludge from below-grade tanks prior to implementing a closure method and will dispose of the liquids and sludge in a division-approved facility. Approved facilities and waste streams include:

Envirotech Permit No. NM01-0011 and IEI Permit No. NM 01-0010B

Soil contaminated by exempt petroleum hydrocarbons

Produced sand, pit sludge and contaminated bottoms from storage of exempt wastes

Basin Disposal Permit No. NM01-005 Produced water

- 5. XTO will remove the below-grade tank and dispose of it in a division approved facility or recycle, reuse, or reclaim it in a manner that the appropriate division district office has approved prior to removal. Any associated liners will be removed, properly cleaned and disposed of per 19.15.9.712 NMAC at San Juan County Landfill. Documentation of the final disposition will be included in the closure report.
- 6. XTO will remove any on-site equipment associated with a below-grade tank unless the equipment is required for some other purpose.
- 7. XTO will test the soils beneath the below-grade tank to determine whether a release has occurred. At a minimum 5 point composite sample will be collected along with individual grab samples from any area that is wet, discolored or showing other evidence of a release. Samples will be

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XTO Energy Inc.
San Juan Basin (Northwest New Mexico)
General Closure Plan
For Below-Grade Tanks
Page 2

analyzed for BTEX, TPH and chlorides to demonstrate that the benzene concentration, as determined by EPA SW-846 methods 8021B or 8260B or EPA method that the division approves, does not exceed 0.2 mg/kg; total BTEX concentration, as determined by EPA SW-846 methods 8021B or 8260B or other EPA method that the division approves, does not exceed 50 mg/kg; the TPH concentration, as determined by EPA method 418.1 or other EPA method that the division approves, does not exceed 100mg/kg; and the chloride concentration, as determined by EPA method 300.1 or other EPA method that the division approves, does not exceed 250 mg/kg, or the background concentration, whichever is greater. XTO will notify the division of its results on form C-141.

- 8. If XTO or the division determines that a release has occurred, XTO will comply with 19.15.3.116 NMAC and 19.15.1.19NMAC as appropriate.
- 9. If the sampling program demonstrates that a release has not occurred or that any release does not exceed the concentrations specified in Paragraph (4) of Subsection E of 19.15.17.13 NMAC, XTO will backfill the excavation with compacted, non-waste containing, earthen material; construct a division prescribed soil cover; recontour and re-vegetate the site.
- 10. Notice of Closure operations will be given to the Aztec Division District III office between 72 hours and one week prior to the start of closure activities via email or verbally. The notification will include the following:
  - i. Operator's name
  - ii. Well Name and API Number
  - iii. Location by Unit Letter, Section, Township, and Range

The surface owner shall also be notified prior to the implementation of any closure operations of below-grade tanks as per the approved closure plan using certified mail, return receipt requested.

- 11. Re-contouring of location will match fit, shape, line, form and texture of the surrounding area.

  Re-shaping will include drainage control, prevent ponding, and prevent erosion. Natural drainages will be unimpeded and water bars and/or silt traps will be placed in areas where needed to prevent erosion on a large scale. Final re-contour shall have a uniform appearance with smooth surface, fitting the natural landscape.
- 12. A minimum of 4 feet of cover shall be achieved and the cover shall include 1 foot of suitable material to establish vegetation at the site, or the background thickness of topsoil, whichever is greater. Soil cover will be constructed to the site's existing grade and ponding of water and erosion of the cover material will be prevented with drainage control, natural drainages and silt traps where needed.
- 13. XTO will seed the disturbed areas the first growing season after the operator closes the pit. Seeding will be accomplished via drilling on the contour whenever practical or by other division-approved methods. BLM or Forest Service stipulated seed mixes will be used on federal lands. Vegetative cover will equal 70% of the native perennial vegetative cover (un-impacted) consisting of at least three native plant species, including at least one grass, but not including noxious weeds, and maintain that cover through two successive growing seasons. Repeat seeding or planting will be continued until successful vegetative growth occurs.

XTO Energy Inc.
San Juan Basin (Northwest New Mexico)
General Closure Plan
For Below-Grade Tanks
Page 3

- 14. All closure activities will include proper documentation and be available for review upon request and will be submitted in closure report form to OCD within 60 days of closure of the below-grade tank. Closure report will be filed on form C-144 and incorporate the following:
  - i. Proof of closure notice to division and surface owner;
  - ii. Details on capping and covering, where applicable;
  - iii. Inspection reports;
  - iv. Confirmation sampling analytical results;
  - v. Disposal facility name(s) and permit number(s);
  - vi. Soil backfilling and cover installation;
  - vii. Re-vegetation application rates and seeding techniques, (or approved alternative to re-vegetation requirements if applicable);
  - viii. Photo documentation of the site reclamation.

<u>District I</u> 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

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**

QUESTIONS

Action 134681

## **QUESTIONS**

Operator:	OGRID:
HILCORP ENERGY COMPANY	372171
1111 Travis Street	Action Number:
Houston, TX 77002	134681
	Action Type:
	[C-144] Legacy Below Grade Tank Plan (C-144LB)

## QUESTIONS

Facility and Ground Water	
Please answer as many of these questions as possible in this group. More information will help us id	lentify the appropriate associations in the system.
Facility or Site Name	GARDNER 7
Facility ID (f#), if known	Not answered.
Facility Type	Below Grade Tank - (BGT)
Well Name, include well number	GARDNER 7
Well API, if associated with a well	3004530749
Pit / Tank Type	Not answered.
Pit / Tank Name or Identifier	Not answered.
Pit / Tank Opened Date, if known	Not answered.
Pit / Tank Dimensions, Length (ft)	Not answered.
Pit / Tank Dimensions, Width or Diameter (ft)	Not answered.
Pit / Tank Dimensions, Depth (ft)	Not answered.
Ground Water Depth (ft)	Not answered.
Ground Water Impact	Not answered.
Ground Water Quality (TDS)	Not answered.

Below-Grade Tank	
Subsection I of 19.15.17.11 NMAC	
Volume / Capacity (bbls)	286
Type of Fluid	Produced Water
Pit / Tank Construction Material	Steel
Secondary containment with leak detection	Not answered.
Visible sidewalls, liner, 6-inch lift and automatic overflow shut-off	Not answered.
Visible sidewalls and liner	Not answered.
Visible sidewalls only	True
Tank installed prior to June 18. 2008	True
Other, Visible Notation. Please specify	Not answered.
Liner Thickness (mil)	Not answered.
HDPE (Liner Type)	Not answered.
PVC (Liner Type)	Not answered.
Other, Liner Type. Please specify (Variance Required)	Not answered.

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1220 S. St Francis Dr., Santa Fe, NM 87505

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

QUESTIONS, Page 2

Action 134681

QUESTI	ONS (continued)
Operator: HILCORP ENERGY COMPANY 1111 Travis Street Houston, TX 77002	OGRID: 372171 Action Number: 134681 Action Type: [C-144] Legacy Below Grade Tank Plan (C-144LB)
QUESTIONS	•
Fencing	
Subsection D of 19.15.17.11 NMAC (Applies to permanent pits, temporary pits, and below-grade tank	rs)
Chain link, six feet in height, two strands of barbed wire at top (Required if located within 1000 feet of a permanent residence, school, hospital, institution or church)	Not answered.
Four foot height, four strands of barbed wire evenly spaced between one and four feet	Not answered.
Alternate, Fencing. Please specify (Variance Required)	4' hogwire
N. 40	
Netting	
Subsection E of 19.15.17.11 NMAC (Applies to permanent pits and permanent open top tanks)	
Screen	Not answered.
Netting	Not answered.
Other, Netting. Please specify (Variance May Be Needed)	expanded metal or solid vaulted top
Signs	I .

Market and Franchisco	
Variances and Exceptions  Justifications and/or demonstrations ofequivalency are required. Please refer to 19.15.17 NMAC for guidance.  Please check a box if one or more of the following is requested, if not leave blank:	
Exception(s): Requests must be submitted to the Santa Fe Environmental Bureau office for consideration of approval	Not answered.

True

Not answered.

Subsection C of 19.15.17.11 NMAC (If there are multiple operators at a site, each operator must have their own sign in compliance with Subsection C of 19.15.17.11 NMAC.)

12"x 24", 2" lettering, providing Operator's name, site location, and emergency

telephone numbers

Signed in compliance with 19.15.16.8 NMAC

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1220 S. St Francis Dr., Santa Fe, NM 87505

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

QUESTIONS, Page 3

Action	134681

Phone:(505) 476-3470 Fax:(505) 476-3462		
QUESTI	ONS (continued	1)
Operator: HILCORP ENERGY COMPANY 1111 Travis Street Houston, TX 77002	·	OGRID:
DUESTIONS		[C-144] Legacy Below Grade Tank Plan (C-144LB)
Siting Criteria (regarding permitting)		
19.15.17.10 NMAC		
Instructions: The applicant must demonstrate compliance for each siting criteria below. Siting criteria does not apply to drying pads or above-grade tanks.	below in the applic	cation. Recommendations of acceptable source material are provided
Siting Criteria, General Siting		
Ground water is less than 25 feet below the bottom of a low chloride temporary pit or below-grade tank	No	
NM Office of the State Engineer - iWATERS database search	True	
USGS	Not answered.	
Data obtained from nearby wells	Not answered.	
Siting Criteria, Below Grade Tanks		
Within 100 feet of a continuously flowing watercourse, significant watercourse, lakebed, sinkhole, wetland or playa lake (measured from the ordinary high-water mark)	No	
Within 200 horizontal feet of a spring or a fresh water well used for public or livestock consumption	No	
Proposed Closure Method		
Below-grade Tank	Below Grade Tan	k - (BGT)
Waste Excavation and Removal	True	
Alternate Closure Method. Please specify (Variance Required)	Not answered.	

03/04/2009

Operator Application Certification Registered / Signature Date

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

ACKNOWLEDGMENTS

Action 134681

## **ACKNOWLEDGMENTS**

Operator:	OGRID:
HILCORP ENERGY COMPANY	372171
1111 Travis Street	Action Number:
Houston, TX 77002	134681
	Action Type:
	[C-144] Legacy Below Grade Tank Plan (C-144LB)

## **ACKNOWLEDGMENTS**

I acknowledge that I have received prior approval from the OCD to submit documentation of a legacy below-grade tank on behalf of my operator.	
I hereby certify that the information submitted with this documentation is true, accurate and complete to the best of my knowledge and belief.	

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

CONDITIONS

Action 134681

## **CONDITIONS**

Operator:	OGRID:
HILCORP ENERGY COMPANY	372171
1111 Travis Street	Action Number:
Houston, TX 77002	134681
	Action Type:
	[C-144] Legacy Below Grade Tank Plan (C-144LB)

## CONDITIONS

Created By		Condition Date
swells	None	8/23/2022