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

RECEIVED
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Form C-144
July 21, 2008

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
☒ Modification to an existing permit
☐ Closure plan only submitted for an existing permitted or non-permitted pit, closed-loop system, below-grade tank, 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.

1.
Operator: XTO Energy, Inc. OGRID #: 5380
Address: #382 County Road 3100, Aztec, NM 87410
Facility or well name: Federal Gas Com D #1
API Number: 30-045-09252 OCD Permit Number:
U/L or Qtr/Qtr D Section 30 Township 30N Range 12W County: San Juan
Center of Proposed Design: Latitude 36.78886 Longitude 108.14477 NAD: ☐1927 ☒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: Thickness _____mil ☐ LLDPE ☐ HDPE ☐ PVC ☐ Other _____
☐ String-Reinforced
Liner Seams: ☐ Welded ☐ Factory ☐ Other _____ Volume: _____bbl Dimensions: L_____ x W_____ x D_____

3.
☐ **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: Thickness _____mil ☐ LLDPE ☐ HDPE ☐ PVC ☐ Other _____
Liner Seams: ☐ Welded ☐ Factory ☐ Other _____

4.
☒ **Below-grade tank:** Subsection I of 19.15.17.11 NMAC
Volume: 120 bbl Type of fluid: Produced Water
Tank Construction material: Steel
☐ Secondary containment with leak detection ☐ Visible sidewalls, liner, 6-inch lift and automatic overflow shut-off
☐ Visible sidewalls and liner ☐ Visible sidewalls only ☒ Other Visible sidewalls, vaulted, automatic high-level shut off, no liner
Liner type: Thickness _____mil ☐ 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.

6.

Fencing: Subsection D of 19.15.17.11 NMAC *(Applies to permanent pits, temporary pits, and below-grade tanks)*

☐ 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

7.

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

☐ Monthly inspections (If netting or screening is not physically feasible)

8.

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 office for consideration of approval.

☐ Exception(s): Requests must be submitted to the Santa Fe Environmental Bureau office for consideration of approval.

10.

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 acceptable source material are provided below. Requests regarding changes to certain siting criteria may require administrative approval from the appropriate district office or may be considered an exception which must be submitted to the Santa Fe Environmental Bureau office for consideration of approval. Applicant must attach justification for request. Please refer to 19.15.17.10 NMAC for guidance. **Siting criteria does not apply to drying pads or above-grade tanks associated with a closed-loop system.**

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 ☐ No
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 ☐ No ☐ NA
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 ☐ No ☒ NA
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 ☐ No
Within 500 feet of a wetland. - US Fish and Wildlife Wetland Identification 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 from the NM EMNRD-Mining and Mineral Division	☐ Yes ☒ No
Within an unstable area. - Engineering measures incorporated into the design; NM Bureau of Geology & Mineral Resources; USGS; NM Geological Society; Topographic map	☐ Yes ☒ No
Within a 100-year floodplain. - FEMA map	☐ Yes ☒ No

11.
Temporary Pits, Emergency Pits, and Below-grade Tanks Permit Application Attachment Checklist: Subsection B of 19.15.17.9 NMAC
Instructions: Each of the following items must be attached to the application. Please indicate, by a check mark in the box, that the documents are attached.

- ☒ Hydrogeologic Report (Below-grade Tanks) - based upon the requirements of Paragraph (4) of Subsection B of 19.15.17.9 NMAC
- ☐ Hydrogeologic Data (Temporary and Emergency Pits) - based upon the requirements of Paragraph (2) of Subsection B of 19.15.17.9 NMAC
- ☒ Siting Criteria Compliance Demonstrations - based upon the appropriate requirements of 19.15.17.10 NMAC
- ☒ Design Plan - based upon the appropriate requirements of 19.15.17.11 NMAC
- ☒ Operating and Maintenance Plan - based upon the appropriate requirements of 19.15.17.12 NMAC
- ☒ Closure Plan (Please complete Boxes 14 through 18, if applicable) - based upon the appropriate requirements of Subsection C of 19.15.17.9 NMAC and 19.15.17.13 NMAC

☐ Previously Approved Design (attach copy of design) API Number: _____ or Permit Number: _____

12.
Closed-loop Systems Permit Application Attachment Checklist: Subsection B of 19.15.17.9 NMAC
Instructions: Each of the following items must be attached to the application. Please indicate, by a check mark in the box, that the documents are attached.

- ☐ Geologic and Hydrogeologic Data (only for on-site closure) - based upon the requirements of Paragraph (3) of Subsection B of 19.15.17.9
- ☐ Siting Criteria Compliance Demonstrations (only for on-site closure) - based upon the appropriate requirements of 19.15.17.10 NMAC
- ☐ Design Plan - based upon the appropriate requirements of 19.15.17.11 NMAC
- ☐ Operating and Maintenance Plan - based upon the appropriate requirements of 19.15.17.12 NMAC
- ☐ Closure Plan (Please complete Boxes 14 through 18, if applicable) - based upon the appropriate requirements of Subsection C of 19.15.17.9 NMAC and 19.15.17.13 NMAC

☐ Previously Approved Design (attach copy of design) API Number: _____

☐ Previously Approved Operating and Maintenance Plan API Number: _____ *(Applies only to closed-loop system that use above ground steel tanks or haul-off bins and propose to implement waste removal for closure)*

13.
Permanent Pits Permit Application Checklist: Subsection B of 19.15.17.9 NMAC
Instructions: Each of the following items must be attached to the application. Please indicate, by a check mark in the box, that the documents are attached.

- ☐ Hydrogeologic Report - based upon the requirements of Paragraph (1) of Subsection B of 19.15.17.9 NMAC
- ☐ Siting Criteria Compliance Demonstrations - based upon the appropriate requirements of 19.15.17.10 NMAC
- ☐ Climatological Factors Assessment
- ☐ Certified Engineering Design Plans - based upon the appropriate requirements of 19.15.17.11 NMAC
- ☐ Dike Protection and Structural Integrity Design - based upon the appropriate requirements of 19.15.17.11 NMAC
- ☐ Leak Detection Design - based upon the appropriate requirements of 19.15.17.11 NMAC
- ☐ Liner Specifications and Compatibility Assessment - based upon the appropriate requirements of 19.15.17.11 NMAC
- ☐ Quality Control/Quality Assurance Construction and Installation Plan
- ☐ Operating and Maintenance Plan - based upon the appropriate requirements of 19.15.17.12 NMAC
- ☐ Freeboard and Overtopping Prevention Plan - based upon the appropriate requirements of 19.15.17.11 NMAC
- ☐ Nuisance or Hazardous Odors, including H_2S, Prevention Plan
- ☐ Emergency Response Plan
- ☐ Oil Field Waste Stream Characterization
- ☐ Monitoring and Inspection Plan
- ☐ Erosion Control Plan
- ☐ Closure Plan - based upon the appropriate requirements of Subsection C of 19.15.17.9 NMAC and 19.15.17.13 NMAC

14.
Proposed Closure: 19.15.17.13 NMAC
Instructions: Please complete the applicable boxes, Boxes 14 through 18, in regards to the proposed closure plan.

Type: ☐ Drilling ☐ Workover ☐ Emergency ☐ Cavitation ☐ P&A ☐ Permanent Pit ☒ Below-grade Tank ☐ Closed-loop System ☐ Alternative

Proposed Closure Method:
- ☒ Waste Excavation and Removal
- ☐ Waste Removal (Closed-loop systems only)
- ☐ On-site Closure Method (Only for temporary pits and closed-loop systems)
  - ☐ In-place Burial ☐ On-site Trench Burial
- ☐ Alternative Closure Method (Exceptions must be submitted to the Santa Fe Environmental Bureau for consideration)

15.
Waste Excavation and Removal Closure Plan Checklist: (19.15.17.13 NMAC) ***Instructions: Each of the following items must be attached to the closure plan. Please indicate, by a check mark in the box, that the documents are attached.***

- ☒ Protocols and Procedures - based upon the appropriate requirements of 19.15.17.13 NMAC
- ☒ Confirmation Sampling Plan (if applicable) - based upon the appropriate requirements of Subsection F of 19.15.17.13 NMAC
- ☒ Disposal Facility Name and Permit Number (for liquids, drilling fluids and drill cuttings)
- ☒ Soil Backfill and Cover Design Specifications - based upon the appropriate requirements of Subsection H of 19.15.17.13 NMAC
- ☒ Re-vegetation Plan - based upon the appropriate requirements of Subsection I of 19.15.17.13 NMAC
- ☒ Site Reclamation Plan - based upon the appropriate requirements of Subsection G of 19.15.17.13 NMAC

16.

Waste Removal Closure For Closed-loop Systems That Utilize Above Ground Steel Tanks or Haul-off Bins Only: (19.15.17.13.D NMAC)

Instructions: Please indentify the facility or facilities for the disposal of liquids, drilling fluids and drill cuttings. Use attachment if more than two facilities are required.

Disposal Facility Name: _____ Disposal Facility Permit Number: _____

Disposal Facility Name: _____ Disposal Facility Permit Number: _____

Will any of the proposed closed-loop system operations and associated activities occur on or in areas that *will not* be used for future service and operations?

☐ Yes (If yes, please provide the information below) ☐ No

Required for impacted areas which will not be used for future service and operations:

☐ Soil Backfill and Cover Design Specifications - - based upon the appropriate requirements of Subsection H of 19.15.17.13 NMAC

☐ Re-vegetation Plan - based upon the appropriate requirements of Subsection I of 19.15.17.13 NMAC

☐ Site Reclamation Plan - based upon the appropriate requirements of Subsection G of 19.15.17.13 NMAC

17.

Siting Criteria (regarding on-site closure methods only): 19.15.17.10 NMAC

Instructions: Each siting criteria requires a demonstration of compliance in the closure plan. Recommendations of acceptable source material are provided below. Requests regarding changes to certain siting criteria may require administrative approval from the appropriate district office or may be considered an exception which must be submitted to the Santa Fe Environmental Bureau office for consideration of approval. Justifications and/or demonstrations of equivalency are required. Please refer to 19.15.17.10 NMAC for guidance.

Ground water is less than 50 feet below the bottom of the buried waste. - NM Office of the State Engineer - iWATERS database search; USGS; Data obtained from nearby wells	☐ Yes ☐ No ☐ NA
Ground water is between 50 and 100 feet below the bottom of the buried waste - NM Office of the State Engineer - iWATERS database search; USGS; Data obtained from nearby wells	☐ Yes ☐ No ☐ NA
Ground water is more than 100 feet below the bottom of the buried waste. - NM Office of the State Engineer - iWATERS database search; USGS; Data obtained from nearby wells	☐ Yes ☐ No ☐ NA
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. - Visual inspection (certification) of the proposed site; Aerial photo; Satellite image	☐ Yes ☐ 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; 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 ☐ No
Within 500 feet of a wetland. - US Fish and Wildlife Wetland Identification 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 from the NM EMNRD-Mining and Mineral Division	☐ Yes ☐ No
Within an unstable area. - Engineering measures incorporated into the design; NM Bureau of Geology & Mineral Resources; USGS; NM Geological Society; Topographic map	☐ Yes ☐ No
Within a 100-year floodplain. - FEMA map	☐ Yes ☐ No

18.

On-Site Closure Plan Checklist: (19.15.17.13 NMAC) ***Instructions: Each of the following items must be attached to the closure plan. Please indicate, by a check mark in the box, that the documents are attached.***

☐ Siting Criteria Compliance Demonstrations - based upon the appropriate requirements of 19.15.17.10 NMAC

☐ Proof of Surface Owner Notice - based upon the appropriate requirements of Subsection F of 19.15.17.13 NMAC

☐ Construction/Design Plan of Burial Trench (if applicable) based upon the appropriate requirements of 19.15.17.11 NMAC

☐ Construction/Design Plan of Temporary Pit (for in-place burial of a drying pad) - based upon the appropriate requirements of 19.15.17.11 NMAC

☐ Protocols and Procedures - based upon the appropriate requirements of 19.15.17.13 NMAC

☐ Confirmation Sampling Plan (if applicable) - based upon the appropriate requirements of Subsection F of 19.15.17.13 NMAC

☐ Waste Material Sampling Plan - based upon the appropriate requirements of Subsection F of 19.15.17.13 NMAC

☐ Disposal Facility Name and Permit Number (for liquids, drilling fluids and drill cuttings or in case on-site closure standards cannot be achieved)

☐ Soil Cover Design - based upon the appropriate requirements of Subsection H of 19.15.17.13 NMAC

☐ Re-vegetation Plan - based upon the appropriate requirements of Subsection I of 19.15.17.13 NMAC

☐ Site Reclamation Plan - based upon the appropriate requirements of Subsection G of 19.15.17.13 NMAC

19.

Operator Application Certification:

I hereby certify that the information submitted with this application is true, accurate and complete to the best of my knowledge and belief.

Name (Print): Kim Champlin Title: Environmental Representative

Signature: Kim Champlin Date: 01/02/2009

e-mail address: kim_champlin@xtoenergy.com Telephone: (505) 333-3100

20.

OCD Approval: ☐ Permit Application (including closure plan) ☐ Closure Plan (only) ☐ OCD Conditions (see attachment)

OCD Representative Signature: _____ **Approval Date:** _____

Title: _____ **OCD Permit Number:** _____

21.

Closure Report (required within 60 days of closure completion): Subsection K of 19.15.17.13 NMAC

Instructions: Operators are required to obtain an approved closure plan prior to implementing any closure activities and submitting the closure report. The closure report is required to be submitted to the division within 60 days of the completion of the closure activities. Please do not complete this section of the form until an approved closure plan has been obtained and the closure activities have been completed.

☐ **Closure Completion Date:** _____

22.

Closure Method:

☐ Waste Excavation and Removal ☐ On-Site Closure Method ☐ Alternative Closure Method ☐ Waste Removal (Closed-loop systems only)

☐ If different from approved plan, please explain.

23.

Closure Report Regarding Waste Removal Closure For Closed-loop Systems That Utilize Above Ground Steel Tanks or Haul-off Bins Only:

Instructions: Please indentify the facility or facilities for where the liquids, drilling fluids and drill cuttings were disposed. Use attachment if more than two facilities were utilized.

Disposal Facility Name: _____ Disposal Facility Permit Number: _____

Disposal Facility Name: _____ Disposal Facility Permit Number: _____

Were the closed-loop system operations and associated activities performed on or in areas that *will not* be used for future service and operations?

☐ Yes (If yes, please demonstrate compliance to the items below) ☐ No

Required for impacted areas which will not be used for future service and operations:

☐ Site Reclamation (Photo Documentation)

☐ Soil Backfilling and Cover Installation

☐ Re-vegetation Application Rates and Seeding Technique

24.

Closure Report Attachment Checklist: ***Instructions: Each of the following items must be attached to the closure report. Please indicate, by a check 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-site closure)

☐ 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 _____ Longitude _____ NAD: ☐ 1927 ☐ 1983

25.

Operator Closure Certification:

I hereby certify that the information and attachments submitted with this closure report is true, accurate and complete to the best of my knowledge and belief. I also certify that the closure complies with all applicable closure requirements and conditions specified in the approved closure plan.

Name (Print): _____ Title: _____

Signature: _____ Date: _____

e-mail address: _____ Telephone: _____

Form C-128 (6-57)

NEW MEXICO OIL CONSERVATION COMMISSION

Well Location and Acreage Dedication Plat

Section A.

Date: JANUARY 17, 1964

Operator: PAN AMERICAN PETROLEUM CORPORATION Lease: FEDERAL GAS UNIT "D"

Well No. 1 Unit Letter D Section 3 Township 30 NORTH Range 12 WEST, NMPM

Located 990 Feet From the NORTH Line 790 Feet From the WEST Line

County SAN JUAN G. L. Elevation REPORT LATER Dedicated Acreage 318.28 Acres

Name of Producing Formation Dakota Pool Basin Dakota

1. Is the Operator the only owner in the dedicated acreage outlined on the plat below?
   Yes X No
2. If the answer to question one is "no", have the interests of all the owners been consolidated by communitization agreement or otherwise? Yes No If answer is "yes", Type of Consolidation.
3. If the answer to question two is "no", list all the owners and their respective interests below:

Owner	Land Description

RECEIVED
JAN 23 1964
OIL CON. COM.
DIST. 3

Section B.

This is to certify that the information in Section A above is true and complete to the best of my knowledge and belief.

PAN AMERICAN PETROLEUM CORP.

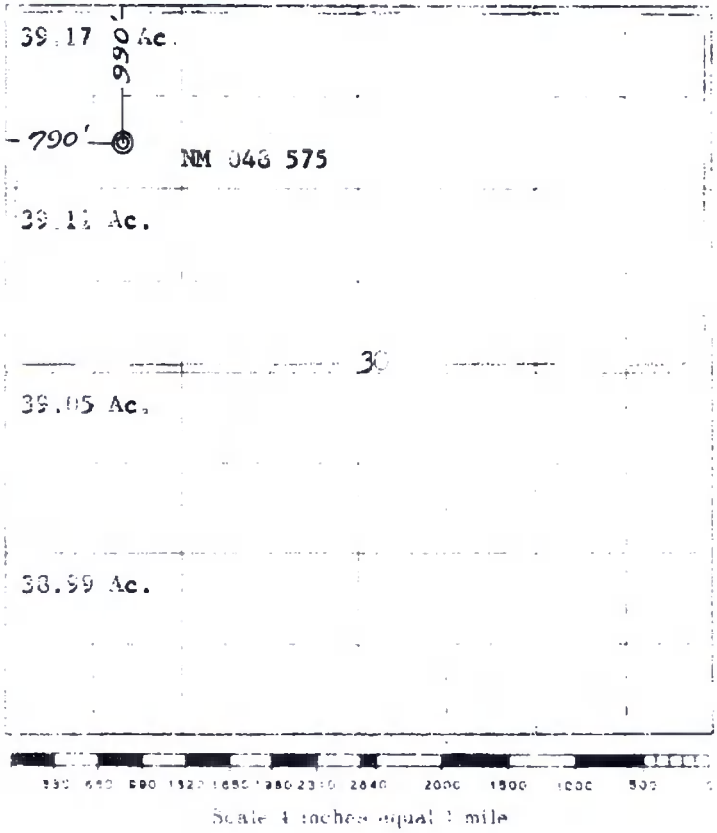
F. H. Hollingsworth

P. O. Box 480

Farmington, New Mexico

Ref: GLO plat dated 7 April 1881

Note: All distances must be from outer boundaries of section.



Scale 4 inches equal 1 mile

This is to certify that the above plat was prepared from field notes of actual surveys made by me or under my supervision and that the same are true and correct to the best of my knowledge and belief.

Date Surveyed 9 January 1964

James P. Leese

James P. Leese N. Mex. Reg. No. 1463

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

Pit Permit Siting Criteria Information Sheet

Client:	XTO Energy
Project:	Pit Permits
Revised:	4-Dec-08
Prepared by:	Brooke Herb

API#:	3004509252	USPLSS:	T30N,R12W,S30D
Name:	FEDERAL GAS COM D #1	Lat/Long:	36.78886, -108.14477
Depth to groundwater:	< 50'	Geologic formation:	Nacimiento Formation
Distance to closest continuously flowing watercourse:	1.75 miles N-NW of the Animas River		
Distance to closest significant watercourse, lakebed, playa lake, or sinkhole:	550' W of Hood Arroyo		
		Soil Type:	Entisols
Permanent residence, school, hospital, institution or church within 300'	Yes - 245' E of Permanent Residence		
		Annual Precipitation:	8.21 inches (Farmington)
Domestic fresh water well or spring within 500'	No	Precipitation Notes:	no significant precip events
Any other fresh water well or spring within 1000'	Yes - 660' NW of iWaters well SJ01006; 715' SE of SJ01314		
Within incorporated municipal boundaries	Yes - Farmington	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:	2.75 miles NW of a Materials Pit
Within unstable area	No		
Within 100 year flood plain	No FEMA Flood Zone Data within City Limits		

Additional Notes:

FEDERAL GAS COM D #1 Below Ground Tank
Siting Criteria and Closure Plan

Well Site Location
Legals: T30N, R12W, Section 30, Quarter Section D
Latitude/Longitude: approximately 36.78886, -108.14477
County: San Juan County, NM
General Description: between Glade Run and Animas River

General Geology and Hydrology

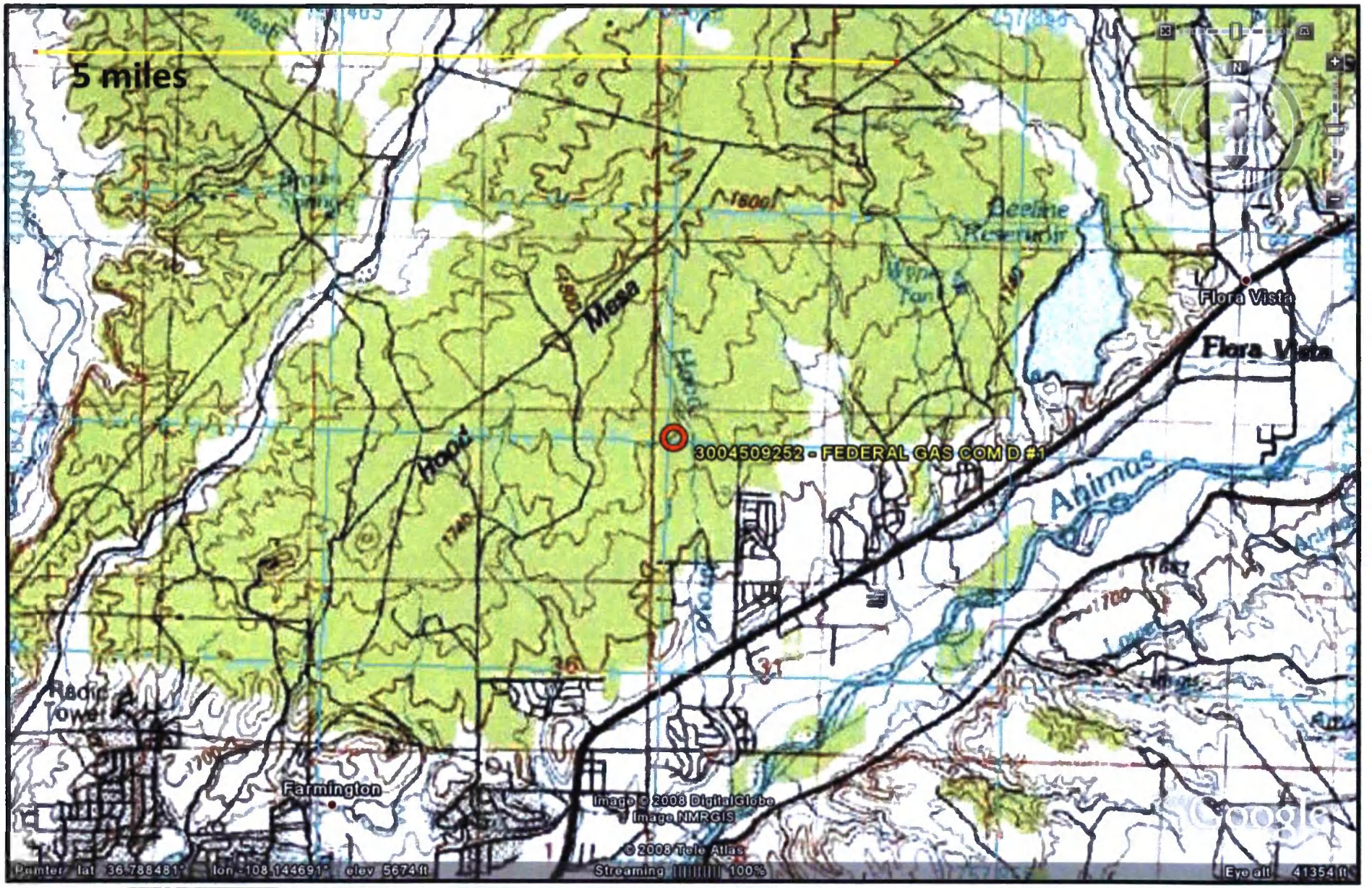
The San Juan Basin is a typical Rocky Mountain basin with a gently dipping southern flank and a steeply dipping northern flank. Asymmetrically layered Tertiary sandstones and shales, along with Quaternary alluvial deposits dominate surficial geology (Dane and Bachman, 1965). The proposed below ground tank location will be located north of the Animas River in Farmington, New Mexico. The Tertiary Nacimiento Formation is exposed, along with Quaternary alluvial and aeoloian sands surrounding the center of the wash.

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 Nacimiento Formation lies at the surface. Thickness of the Nacimiento ranges from 418 to 2232 feet (Stone et al., 1983). Aquifers within the coarser and continuous sandstone bodies of the Nacimiento Formation are between 0 and 1000' deep in this section of the basin (Stone et al., 1983). Groundwater within these aquifers flows toward the nearby San Juan River and its tributaries.

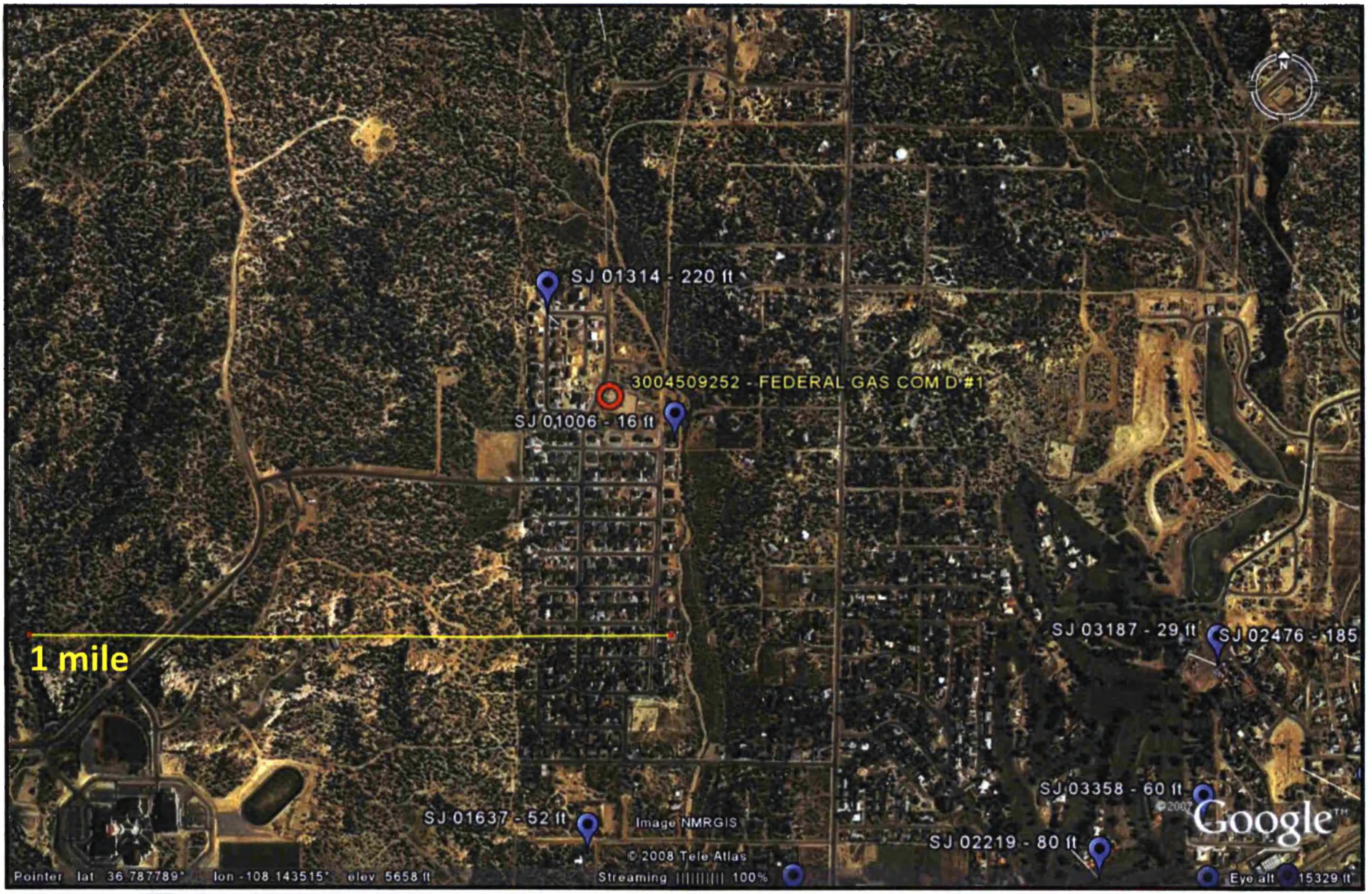
The prominent soil type at the proposed site is entisols, which are defined as soils that do not show any profile development. Soils are basically unaltered from their parent rock. Miles of arroyos, washes and intermittent streams exist as part of the drainage network towards the La Plata River (www.emnrd.state.nm.us). These features often cut into soil and other unconsolidated materials, contributing to sedimentation downstream. The sudden influx of water from storm events easily erodes soils that cover the area.

The climate of the region is arid, averaging just over 8 inches of rainfall annually. As is typical of the southwestern United States monsoonal weather patterns, most precipitation falls from August through October. The heaviest rainfall occurs in the summer in isolated, intense cloudbursts. November 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).



Lodestar Services, Inc PO Box 4465 Durango, CO 81302	FEDERAL GAS COM D #1 T30N, R12W, S30D San Juan County, NM	Topographic Map



Lodestar Services, Inc PO Box 4465 Durango, CO 81302	FEDERAL GAS COM D #1 T30N, R12W, S30D San Juan County, NM	iWaters Groundwater Data Map

New Mexico Office of the State Engineer
POD Reports and Downloads

Township: 30N Range: 12W Sections: 19,30

POD / Surface Data Report Avg Depth to Water Report Water Column Report

WATER COLUMN REPORT 10/05/2008

(quarters are 1=NW 2=NE 3=SW 4=SE)
(quarters are biggest to smallest)

POD Number	Tws	Rng	Sec	q	q	q	Zone	X	Y	Depth Well	Depth Water	Water Column (in feet)
SJ 00148	30N	12W	19							270	240	30
SJ 01831	30N	12W	19	3	1					244	195	49
SJ 03477	30N	12W	19	3	4	3						
SJ 01006	30N	12W	30	1						38	16	22
SJ 01314	30N	12W	30	1	1	1				240	220	20
SJ 01637	30N	12W	30	3	3					127	52	75
SJ 01632	30N	12W	30	3	4	4				175	87	88
SJ 02219	30N	12W	30	4	4					240	80	160

Record Count: 8

New Mexico Office of the State Engineer

POD Reports and Downloads

Township: 30N Range: 12W Sections: 28,29,30,31,32,33

WATER COLUMN REPORT 11/13/2008

(quarters are 1=NW 2=NE 3=SW 4=SE)
(quarters are biggest to smallest)

POD Number	Tws	Rng	Sec	q	q	q	Zone	X	Y	Depth Well	Depth Water	Water Column (in feet)
SJ 00282	30N	12W	28							84	52	32
SJ 00122 CLW283728	30N	12W	28	1	3					126	61	65
SJ 01309	30N	12W	28	1	3					55	32	23
SJ 00122	30N	12W	28	1	3	2				80	40	40
SJ 02142	30N	12W	28	1	4					55	35	20
SJ 01275	30N	12W	28	1	4	3				30	5	25
SJ 02016	30N	12W	28	2	1					120	56	64
SJ 01129	30N	12W	28	2	1	2				40	10	30
SJ 03702	30N	12W	28	2	2	3				30	5	25
SJ 03702 POD1	30N	12W	28	2	2	3				30	5	25
SJ 00346	30N	12W	28	2	3	1				41	15	26
SJ 03796 POD1	30N	12W	28	3	1	2		264258	2104657	22	5	17
SJ 02571	30N	12W	28	4	1	3				21	6	15
SJ 03096	30N	12W	28	4	3	4				125		
SJ 00669	30N	12W	28	4	4					70	30	40
SJ 02833	30N	12W	28	4	4	1				50		
SJ 03383	30N	12W	28	4	4	3				50	20	30
SJ 03688	30N	12W	28	4	4	3				50	25	25
SJ 03688 POD1	30N	12W	28	4	4	3				50	25	25
SJ 02022	30N	12W	29	3						297	100	197
SJ 03187	30N	12W	29	3	1	1				160	29	131
SJ 02476	30N	12W	29	3	2	1				225	185	40
SJ 03280	30N	12W	29	3	2	4				100		
SJ 03358	30N	12W	29	3	3	1				100	60	40
SJ 03278	30N	12W	29	3	3	3				120	40	80
SJ 03279	30N	12W	29	3	3	4				120	60	60
SJ 00536	30N	12W	29	4						50	28	22
SJ 02309	30N	12W	29	4	1	2				50	27	23

SJ 02306	30N	12W	29	4	4	1	44	25	19
SJ 01052	30N	12W	29	4	4	3	39	11	28
SJ 01006	30N	12W	30	1			38	16	22
SJ 01314	30N	12W	30	1	1	1	240	220	20
SJ 01637	30N	12W	30	3	3		127	52	75
SJ 01632	30N	12W	30	3	4	4	175	87	88
SJ 02219	30N	12W	30	4	4		240	80	160
SJ 03361	30N	12W	31	1	1	4	150		
SJ 03365	30N	12W	31	2	3	2	50		
SJ 03132	30N	12W	31	2	3	4	58	32	26
SJ 03145	30N	12W	31	2	3	4	49	32	17
SJ 00223	30N	12W	31	2	4		63	22	41
SJ 00170	30N	12W	31	2	4		45	20	25
SJ 03236	30N	12W	31	2	4	2	63	15	48
SJ 03174	30N	12W	31	2	4	2	60	46	14
SJ 03331	30N	12W	31	2	4	2	67	18	49
SJ 03161	30N	12W	31	2	4	3	62	47	15
SJ 03252	30N	12W	31	2	4	4	42	11	31
SJ 03237	30N	12W	31	2	4	4	70		
SJ 03150	30N	12W	31	2	4	4	53	30	23
SJ 01236	30N	12W	31	3	2		50	38	12
SJ 02815	30N	12W	31	3	4	2	30		
SJ 03148	30N	12W	31	4	1	1	56	34	22
SJ 03051	30N	12W	31	4	1	2	40	24	16
SJ 03147	30N	12W	31	4	1	2	49	28	21
SJ 02882	30N	12W	31	4	1	2	33	19	14
SJ 02867	30N	12W	31	4	1	2	28	14	14
SJ 02792	30N	12W	31	4	1	2	49	30	19
SJ 03296	30N	12W	31	4	1	2	56	30	26
SJ 03409	30N	12W	31	4	1	4	44	24	20
SJ 03099	30N	12W	31	4	1	4	34	9	25
SJ 02877	30N	12W	31	4	1	4	31	17	14
SJ 03602	30N	12W	31	4	1	4	31	7	24
SJ 03725 POD1	30N	12W	31	4	2	3	17	17	
SJ 03235	30N	12W	31	4	2	4	70	40	30
SJ 03122	30N	12W	31	4	3	1	29	15	14
SJ 02965	30N	12W	31	4	3	3	35	14	21
SJ 02213	30N	12W	32	1			33	13	20
SJ 02208	30N	12W	32	1			25	4	21
SJ 02166	30N	12W	32	1			33	10	23

SJ 02207	30N	12W	32	1			25	4	21
SJ 01664	30N	12W	32	1	1	1	32	16	16
SJ 03516	30N	12W	32	1	1	2	70	35	35
SJ 03523	30N	12W	32	1	1	2	77	42	35
SJ 03610	30N	12W	32	1	1	2	80	50	30
SJ 03517	30N	12W	32	1	1	2	60	30	30
SJ 03520	30N	12W	32	1	1	4	55	25	30
SJ 03522	30N	12W	32	1	1	4	70	35	35
SJ 03515	30N	12W	32	1	1	4	70	35	35
SJ 03521	30N	12W	32	1	1	4	55	25	30
SJ 03514	30N	12W	32	1	1	4	70	35	35
SJ 03519	30N	12W	32	1	1	4	55	25	30
SJ 03518	30N	12W	32	1	1	4	60	30	30
SJ 03513	30N	12W	32	1	1	4	60	30	30
SJ 03512	30N	12W	32	1	1	4	60	30	30
SJ 03511	30N	12W	32	1	1	4	60	30	30
SJ 03217	30N	12W	32	1	2	3	42	12	30
SJ 03629	30N	12W	32	1	2	3	60	20	40
SJ 03464	30N	12W	32	1	2	3	50		
SJ 03221	30N	12W	32	1	2	3	50	12	38
SJ 02246	30N	12W	32	1	3		19	9	10
SJ 02117	30N	12W	32	1	3		40	19	21
SJ 02214 X	30N	12W	32	1	3		31	15	16
SJ 02214	30N	12W	32	1	3		30	12	18
SJ 02211	30N	12W	32	1	3		25	11	14
SJ 02220	30N	12W	32	1	3		28	10	18
SJ 01832	30N	12W	32	1	3		41	10	31
SJ 02286	30N	12W	32	1	3		40	18	22
SJ 02262	30N	12W	32	1	3				
SJ 02177	30N	12W	32	1	3		35	11	24
SJ 02311	30N	12W	32	1	3		34	11	23
SJ 02982	30N	12W	32	1	3	1	36	10	26
SJ 03613	30N	12W	32	1	3	1	70	20	50
SJ 02942	30N	12W	32	1	3	1	35	19	16
SJ 03009	30N	12W	32	1	3	2	37	10	27
SJ 03190	30N	12W	32	1	3	3	25	8	17
SJ 03748 PAD1	30N	12W	32	1	3	3			
SJ 02371	30N	12W	32	1	3	4	31	11	20
SJ 00190	30N	12W	32	1	4		34	15	19
SJ 02239	30N	12W	32	2	1	2	65	17	48

SJ 03207	30N	12W	32	2	3	2			60	30	30
SJ 03206	30N	12W	32	2	3	2			60		
SJ 00116	30N	12W	32	2	3	3			25		
SJ 00116 S	30N	12W	32	2	3	3			25		
SJ 03606	30N	12W	32	3	4	3			67	49	18
SJ 02908	30N	12W	32	4	2	4			50		
SJ 03779 POD1	30N	12W	32	4	2	4	263644	2098600	26	8	18
SJ 02804	30N	12W	32	4	3	4			50		
SJ 00519	30N	12W	32	4	4	3			24	12	12
SJ 03349	30N	12W	33	1	2	1			55		
SJ 03143	30N	12W	33	1	2	3			97	60	37
SJ 03110	30N	12W	33	1	2	4			320	54	266
SJ 01174	30N	12W	33	1	3				36	19	17
SJ 01390	30N	12W	33	1	3				40	22	18
SJ 03143 POD2	30N	12W	33	1	4	2			40	10	30
SJ 03133	30N	12W	33	1	4	4			39	20	19
SJ 00605	30N	12W	33	2	1	2			72	35	37
SJ 00606	30N	12W	33	2	1	2			104	35	69
SJ 02981	30N	12W	33	2	1	2			100	60	40
SJ 01072	30N	12W	33	2	2				110	50	60
SJ 01036	30N	12W	33	2	2				105	70	35
SJ 01045	30N	12W	33	2	2				73	45	28
SJ 03140	30N	12W	33	2	3	1			42	20	22
SJ 00474	30N	12W	33	2	3	3			104	60	44
SJ 03614	30N	12W	33	2	3	3			42	33	9
SJ 01256	30N	12W	33	2	4				250	160	90
SJ 00444	30N	12W	33	2	4				66	34	32
SJ 00505	30N	12W	33	2	4				85	45	40
SJ 01286	30N	12W	33	3					265	227	38
SJ 01118	30N	12W	33	3	2				32	10	22
SJ 00613	30N	12W	33	3	2	3			147	95	52
SJ 01633	30N	12W	33	3	3				280	240	40
SJ 02212	30N	12W	33	3	3				320	269	51
SJ 00447	30N	12W	33	4	1				104	65	39
SJ 00622	30N	12W	33	4	1	2			76	41	35
SJ 00590	30N	12W	33	4	1	3			98	60	38
SJ 00986	30N	12W	33	4	2				104	80	24
SJ 01231	30N	12W	33	4	2	3			246	161	85

Record Count: 146

Lodestar Services, Inc PO Box 4465 Durango, CO 81302	FEDERAL GAS COM D #1 T30N, R12W, S30D San Juan County, NM	Aerial Photograph

Lodestar Services, Inc PO Box 4465 Durango, CO 81302	FEDERAL GAS COM D #1 T30N, R12W, S30D San Juan County, NM	Mines, Mills, and Quarries Map

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.

2. 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 ¼" 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).

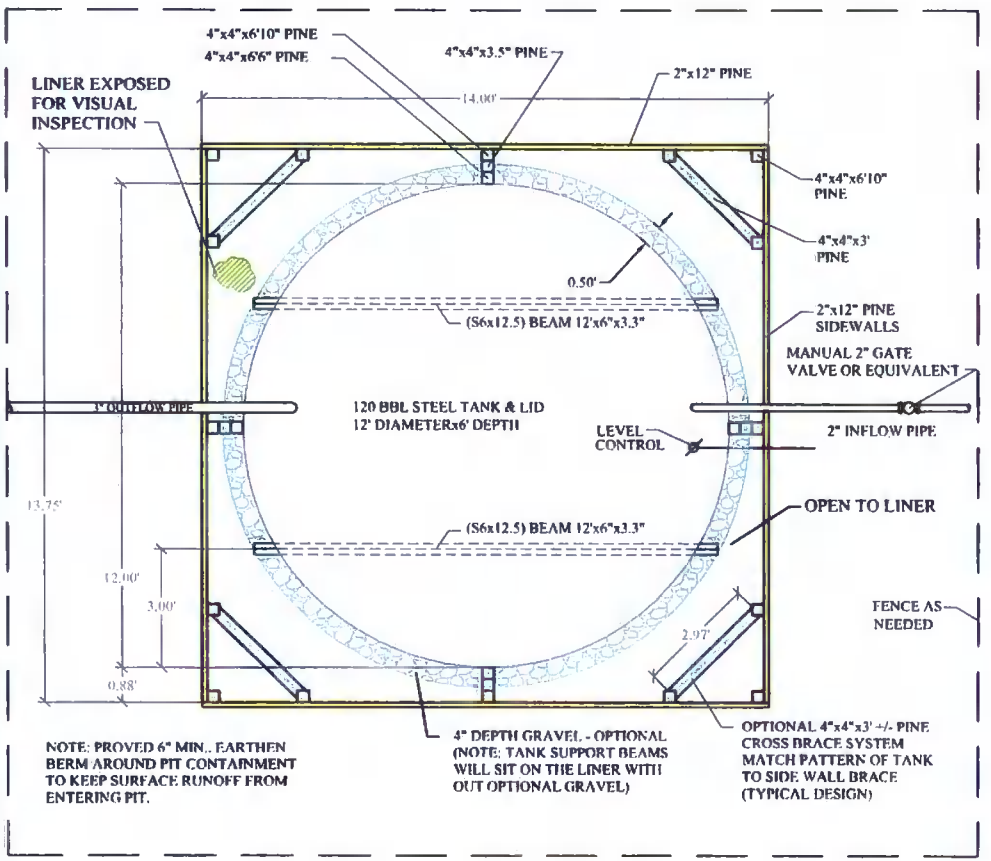
8. XTO will construct and use below-grade tanks that do not have double walls. The below-grade tank sidewalls will be open for visual inspection for leaks. The sidewalls of the cellar will be constructed with 2" X 12" pine sidewalls and 4" X 4" pine brace posts. The below-grade tank

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

9. 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.



PLAN VIEW

DESIGN INFORMATION

- THE TANK WILL HAVE AN EXPANDED METAL OR SOLID VAULTED TOP WITH VENT PER XTO SITE SPECIFIC DESIGN REQUIREMENTS, BUILT BY TANK SUPPLIER.
- GEOMEMBRANE LINER WILL COMPLY WITH SUBPARAGRAPH (a) OF PARAGRAPH (4) OF SUBSECTION I OF 19.15.17.11 NMAC.
- BASE WILL BE LEVEL AND FREE OF ROCKS, DEBRIS, SHARP EDGES, OR IRREGULARITIES PRIOR TO SAND PLACEMENT.
- THE LEVEL INDICATOR WILL HAVE AN AUTOMATIC SHUT OFF CONTROL FOR THE INLET PIPE AT 28" BELOW TOP OF TANK.

WOOD PARTS LIST FOR SIDEWALLS

- 16 EA 2"x12"x14'
- 16 EA 2"x12"x13' 9"
- 8 EA 4"x4"x6'10"
- 4 EA 4"x4"x6'6"
- 16 EA 4"x4"x3.5"

OPTIONAL CROSS BRACES

- 8 EA 4"x4"x6'10"
- 16 EA 4"x4"x3' +/-

LINER

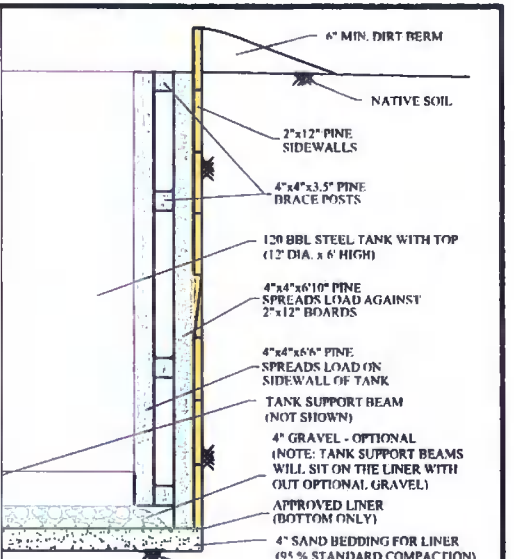
- BOTTOM 13' 6"x13' 6"

TANK A36 CARBON STEEL

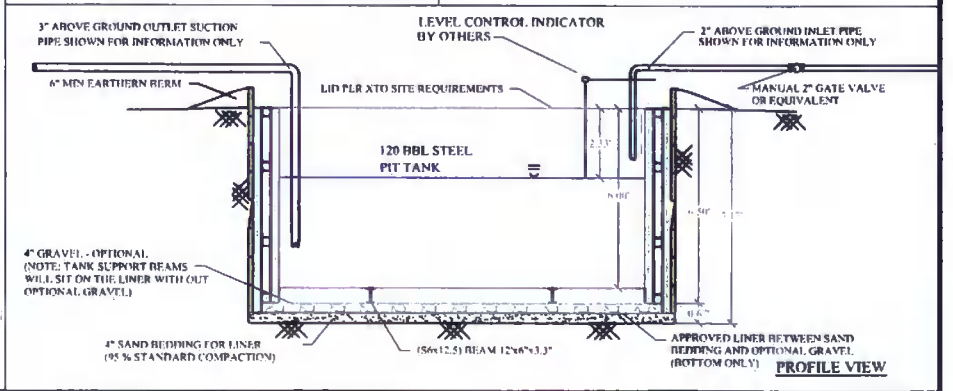
- 3/16" SIDES
- 1/4" BOTTOM

6" PEDESTAL

- 2 EA (S6x12.5) BEAM 12'x6"x3.3" (MORE MAY BE NEEDED IF REQUIRED IN THE FIELD)



SIDEWALL DETAIL
NOT TO SCALE



PROFILE VIEW

NOTE:

DRAFTED PER XTO DESIGN.

HIGH LEVEL SHUT OFF WILL BE SET AT 28" BENEATH TOP OF TANK (AT 73.95 BBL @ SHUT OFF).

OUTER EDGE OF LINER WILL BE LEFT OPEN AND UNOBSTRUCTED TO ALLOW FOR VISUAL INSPECTION OF LINER FOR EVIDENCE OF SPILLS.

ADJUST DIMENSIONS AS NEED TO FIELD FIT TANK IF DIFFERENT THAN SHOWN, IF REQUIRED.

OWNER / OPERATOR:
XTO ENERGY

XTO ENERGY

TYPICAL DESIGN
120 BBL PIT TANK
CONTAINMENT

PROJ NUMBER	DRAWING NUMBER	SCALE	REVISION
40-3122	XTO PIT TANK	AS SHOWN	0

Z:\Src\XTO_PIT\TANK CAD\Typical Designs\XTO PIT TANK.dwg\XTO PIT TANK.dwg

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.

3. 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.

4. 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.

6. 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,

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.

MONTHLY BELOW GRADE TANK INSPECTION FORM

Well Name: _____ **API No.:** _____

Legals **Sec:** _____ **Township:** _____ **Range:** _____

XTO Inspector's Name	Inspection Date	Inspection Time	Any visible liner tears (Y/N)	Any visible signs of tank overflows (Y/N)	Collection of 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 Detailed Description: _____

Misc: _____

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

1. 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.

2. 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.

3. 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

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.

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.