

NM1 - 6

**Minor
Modification**

**Reduction in facility
footprint**

Nov. 23, 2011



New Mexico Energy, Minerals and Natural Resources Department

Susana Martinez
Governor

John H. Bemis
Cabinet Secretary-Designate

Brett F. Woods, Ph.D.
Deputy Cabinet Secretary

Jami Bailey
Division Director
Oil Conservation Division



November 23, 2011

Mr. Wayne Crawley
Controlled Recovery, Inc.
Greenspoint Plaza 4
16945 Northchase Drive, Suite 2200
Houston, Texas 77060

**RE: Minor Modification Request – Reduction of Permitted Facility Boundary
Controlled Recovery, Inc.
Commercial Surface Waste Management Facility: Permit NM-1-006/Order R-9166
Location: S/2 N/2 and the N/2 S/2 Section 27, Township 20 South, Range 32 East,
NMPM, Lea County, New Mexico**

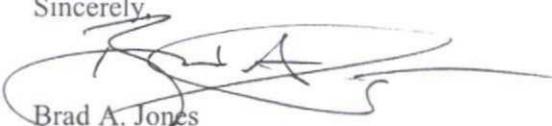
Dear Mr. Crawley:

The Oil Conservation Division (OCD) has received and reviewed Controlled Recovery, Inc.'s (CRI) minor permit modification request, dated November 22, 2011, to remove 4.62 acres from CRI's commercial surface waste management facility's permitted boundary: Permit NM-1-006/Order R-9166. OCD understands that the area to be removed from the permitted footprint is in the eastern portion on the north side of US Highway 62/180 (see the attached plat). The new established permitted boundary will have 56.08 acres on the north side of the highway and ±227 acres on the south side of US Highway 62/180. CRI's commercial surface waste management facility's new permitted area will be ±283 acres. OCD hereby approves the minor modification request.

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

If there are any questions regarding this matter, please do not hesitate to contact me at (505) 476-3487 or brad.a.jones@state.nm.us.

Sincerely,



Brad A. Jones
Environmental Engineer

Attachment: CRI's Survey Plat

BAJ/baj

Cc: OCD District I Office, Hobbs

CONTROLLED RECOVERY LAND DIVISION

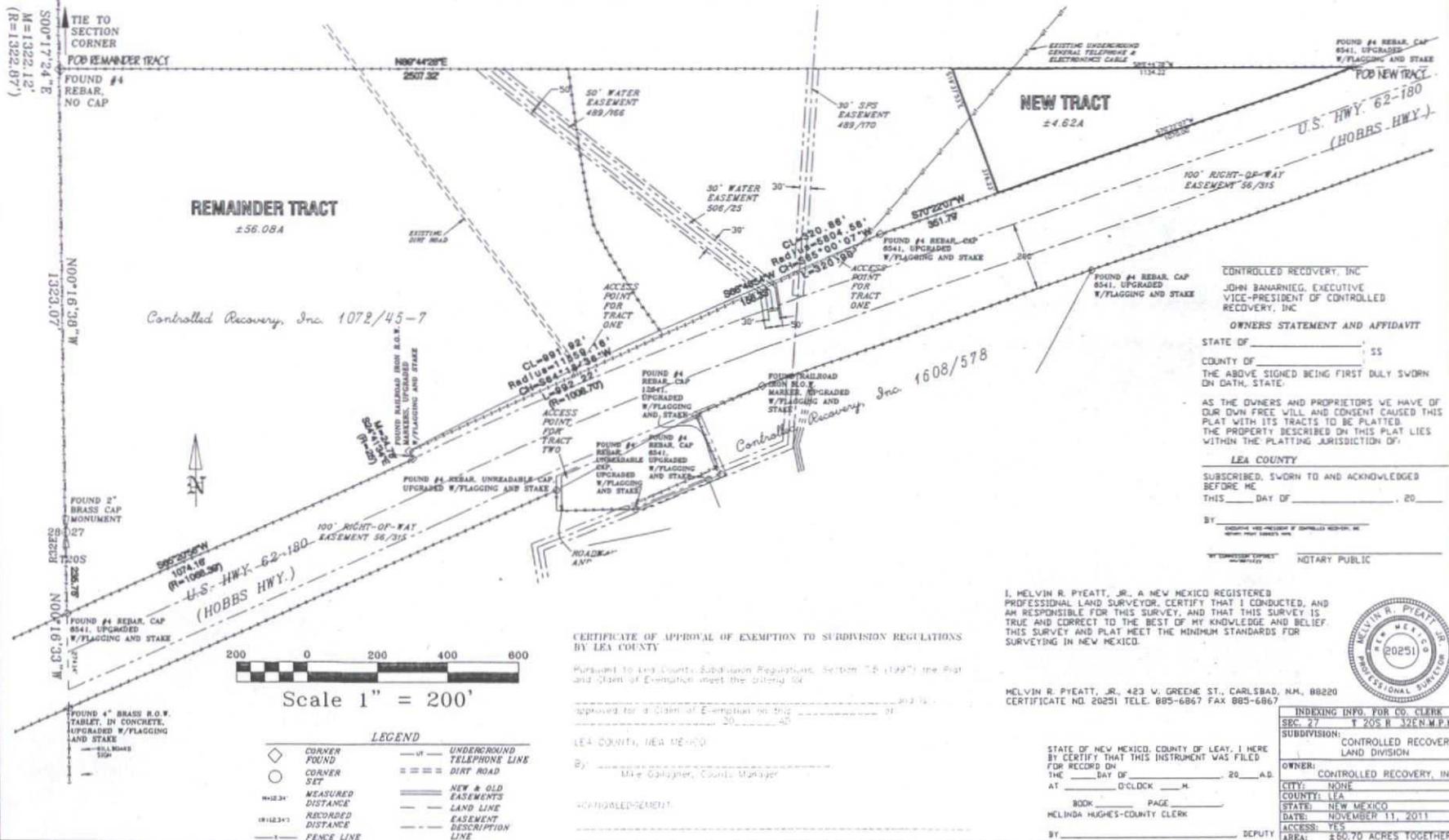
A SURVEY OF LAND LYING IN THE S2N2 AND THE N2S2 OF SEC 27, T20S, R32E, N.M.P.M., LEA COUNTY, NEW MEXICO, WHICH LAND IS UNDER DEED TO CONTROLLED RECOVERY, INC IN BOOK 1078 PAGE 45 OF THE RECORDS OF LEA COUNTY, WHICH LAND IS BEING DIVIDED INTO TWO PIECES WHICH ARE DESCRIBED AS FOLLOWS:

DESCRIPTION FOR THE REMAINDER TRACT:

BEGINNING AT A POINT ON THE WEST SECTION LINE OF SECTION 27, T20S, R32E, N.M.P.M., LEA COUNTY, NEW MEXICO, WHICH POINT LIES $500'17'24''$ M= 1322.12 FEET ($R=1322.87$ FEET) FROM THE NW CORNER OF SAID SECTION 27, WHICH POINT ALSO MARKS THE WEST END OF THE NORTH $1/16$ LINE OF SAID SECTION 27; THEN $N89'44'28''E$, ALONG SAID NORTH $1/16$ LINE OF SAID SEC 27, FOR 2507.32 FEET; THEN $S19'37'53''E$ FOR 376.23 FEET TO THE NORTHERLY R.O.W. OF U.S. HWY 62-180; THEN $S70'22'07''W$, ALONG THE NORTHERLY R.O.W FOR 351.79 FEET TO THE BEGINNING OF A CURVE; THEN TO A POINT, CONTINUING ALONG SAID R.O.W., THROUGH A LEFT HAND CURVE (RADIUS= $5804.58'$) FOR 320.90', WHICH CURVE HAS A CHORD THAT BEARS $S65'00'07''W$ FOR 320.86 FEET; THEN $S66'48'54''W$ FOR 156.33 FEET ALONG THE NORTHERLY R.O.W. OF U.S. HWY 62-180, TO THE BEGINNING OF A CURVE; THEN TO A POINT, CONTINUING ALONG SAID R.O.W., THROUGH A LEFT HAND CURVE (RADIUS= $11559.16'$) FOR $M=992.22$ FEET ($R=1008.70$ FEET), WHICH CURVE HAS A CHORD THAT BEARS $S64'18'36''W$ FOR 991.92 FEET; THEN $S24'41'34''E$, CONTINUING ALONG SAID R.O.W., FOR $M=292.22$ FEET ($R=25.00$ FEET); THEN $S65'20'56''W$, CONTINUING ALONG SAID R.O.W., FOR $M=1074.16$ FEET ($R=1068.39$ FEET) TO THE WEST LINE OF SAID SECTION 27; THEN $N00'16'38''W$, ALONG THE WEST LINE OF SAID SEC 27, FOR 235.75 FEET; THEN $N00'16'38''W$, CONTINUING ALONG SAID WEST LINE, FOR 1323.07 FEET TO THE POINT OF BEGINNING. CONTAINING ± 56.08 ACRES, MORE OR LESS, AND IS SUBJECT TO ALL PERTAINING EASEMENTS.

DESCRIPTION FOR THE NEW TRACT:

BEGINNING AT AN INTERSECTION POINT ON THE NORTH $1/16$ LINE OF SECTION 27, T20S, R32E, N.M.P.M., LEA COUNTY, NEW MEXICO AND THE NORTHERLY R.O.W. OF U.S. HWY. 62-180; THEN $S89'44'28''W$, ALONG THE NORTH $1/16$ LINE OF SAID SECTION 27, FOR 1134.22 FEET; THEN $S19'37'53''E$ FOR 376.23 FEET TO THE NORTHERLY R.O.W. OF U.S. HWY. 62-180; THEN $N70'22'07''E$, CONTINUING ALONG SAID NORTHERLY R.O.W., FOR 1070.00 FEET TO THE POINT OF BEGINNING. CONTAINING ± 4.62 ACRES, MORE OR LESS, AND IS SUBJECT TO ALL PERTAINING EASEMENTS.



CONTROLLED RECOVERY, INC
 JOHN BANARIEG, EXECUTIVE
 VICE-PRESIDENT OF CONTROLLED
 RECOVERY, INC

OWNERS STATEMENT AND AFFIDAVIT

STATE OF _____ SS
 COUNTY OF _____ SS

THE ABOVE SIGNED BEING FIRST DULY SWORN
 ON DATE, STATE _____

AS THE OWNERS AND PROPRIETORS WE HAVE OF
 OUR OWN FREE WILL AND CONSENT CAUSED THIS
 PLAT WITH ITS TRACTS TO BE PLATTED
 THE PROPERTY DESCRIBED ON THIS PLAT LIES
 WITHIN THE PLATTING JURISDICTION OF

LEA COUNTY

SUBSCRIBED, SWORN TO AND ACKNOWLEDGED
 BEFORE ME
 THIS _____ DAY OF _____, 20____

BY _____
NOTARY PUBLIC

CERTIFICATE OF APPROVAL OF EXEMPTION TO SUBDIVISION REGULATIONS
 BY LEA COUNTY

Pursuant to Lea County Subdivision Regulations, Section 7.6 (1997) the Plat
 and Claim of Exemption meet the criteria for

approval for a claim of Exemption on this _____ day of _____, 20____.

LEA COUNTY, NEW MEXICO

By: _____
 the County Clerk, County Manager

40104LEXP0001

I, MELVIN R. PYEATT, JR., A NEW MEXICO REGISTERED
 PROFESSIONAL LAND SURVEYOR, CERTIFY THAT I CONDUCTED, AND
 AM RESPONSIBLE FOR THIS SURVEY, AND THAT THIS SURVEY IS
 TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF.
 THIS SURVEY AND PLAT MEET THE MINIMUM STANDARDS FOR
 SURVEYING IN NEW MEXICO.

MELVIN R. PYEATT, JR., 423 W. GREENE ST., CARLSBAD, NM, 88220
 CERTIFICATE NO. 20251 TELE. 805-6867 FAX 805-6867

STATE OF NEW MEXICO, COUNTY OF LEA, I HERE
 BY CERTIFY THAT THIS INSTRUMENT WAS FILED
 FOR RECORD ON _____
 THE _____ DAY OF _____, 20____ A.D.
 AT _____ O'CLOCK _____ M. _____

BOOK _____ PAGE _____
 MELINDA HUGHES-COUNTY CLERK

BY _____ DEPUTY

INDEXING INFO. FOR CO. CLERK
 SEC. 27 T. 20S R. 32E N.M.P.M.
 SUBDIVISION: CONTROLLED RECOVERY
 LAND DIVISION
 OWNER: CONTROLLED RECOVERY, INC
 COUNTY: LEA
 STATE: NEW MEXICO
 DATE: NOVEMBER 11, 2011
 ACCESS: YES
 AREA: ±50.70 ACRES TOGETHER





Greenspoint Plaza 4
16945 Northchase Drive, Suite 2200
Houston, Texas 77060
281.873.3204 Office
www.r360environmentalsolutions.com

November 22, 2011

Mr. Brad Jones
Oil Conservation Division
NM Energy, Minerals and Natural Resources Dept.
1220 S. St. Francis Drive
Santa Fe, NM 87505

Re: Minor Permit Modification Request
Controlled Recovery, Inc.
Commercial Waste Management Facility, Permit NM-1-006/Order R-9166
Location S/2 N/2 and N/2 S/2 Section 27, Township 20 South, Range 32 East, NMPM
Lea County, NM

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2011 NOV 28 P 1:52

Mr. Jones:

Controlled Recovery, Inc. (CRI) is submitting this minor permit modification request to remove 4.62 acres from the Controlled Recovery, Inc. permit boundary (Permit NM-1-006/Order R-9166). This area is illustrated on the attached plat as the "New Tract". CRI wishes to remove this 4.62 acres and separate it from the permit boundary. This leaves 56.08 acres within the permit boundary for CRI on the north side of the highway. The permitted area on the south side of Highway 62/180 is +227 acres; therefore the new permitted area is +283 acres.

Should you have any questions or comments regarding this matter, please contact John Barnidge (281.873.3211) or me at (281.873.3205).

Sincerely,


Wayne Crawley
VP, Regulatory Affairs

Enclosure: Survey Plat

cc: Hobbs Office

CONTROLLED RECOVERY LAND DIVISION

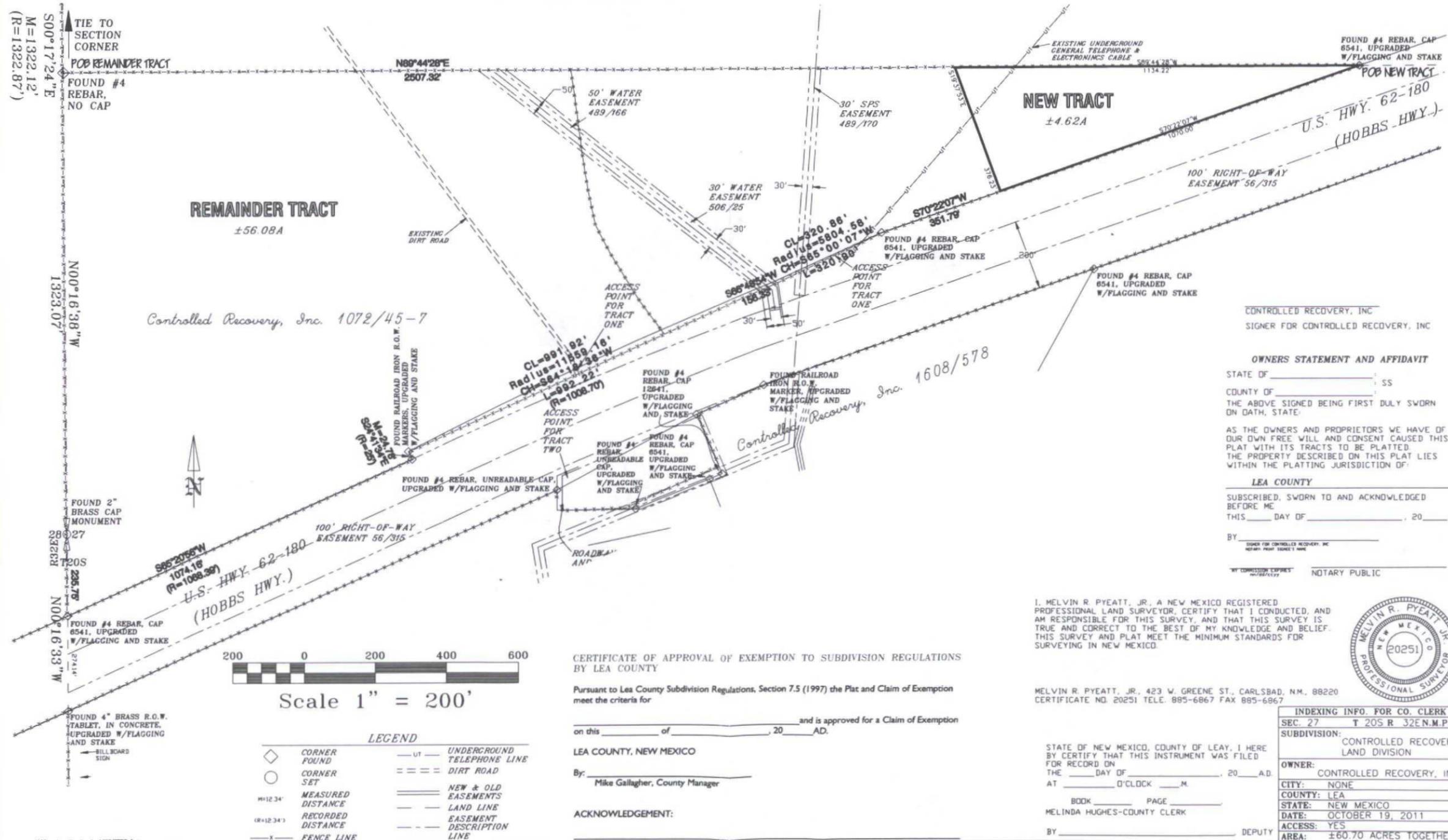
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CONTROLLED RECOVERY, INC
SIGNER FOR CONTROLLED RECOVERY, INC

OWNERS STATEMENT AND AFFIDAVIT

STATE OF _____, SS
COUNTY OF _____, SS
THE ABOVE SIGNED BEING FIRST DULY SWORN ON OATH, STATE.

AS THE OWNERS AND PROPRIETORS WE HAVE OF OUR OWN FREE WILL AND CONSENT CAUSED THIS PLAT WITH ITS TRACTS TO BE PLATTED. THE PROPERTY DESCRIBED ON THIS PLAT LIES WITHIN THE PLATTING JURISDICTION OF:

LEA COUNTY

SUBSCRIBED, SWORN TO AND ACKNOWLEDGED BEFORE ME THIS _____ DAY OF _____, 20____.

BY _____
NOTARY PUBLIC

I, MELVIN R. PYEATT, JR. A NEW MEXICO REGISTERED PROFESSIONAL LAND SURVEYOR, CERTIFY THAT I CONDUCTED, AND AM RESPONSIBLE FOR THIS SURVEY, AND THAT THIS SURVEY IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF. THIS SURVEY AND PLAT MEET THE MINIMUM STANDARDS FOR SURVEYING IN NEW MEXICO.

MELVIN R. PYEATT, JR., 423 W. GREENE ST., CARLSBAD, N.M. 88220
CERTIFICATE NO. 20251 TELE. 895-6867 FAX 895-6867



CERTIFICATE OF APPROVAL OF EXEMPTION TO SUBDIVISION REGULATIONS BY LEA COUNTY

Pursuant to Lea County Subdivision Regulations, Section 7.5 (1997) the Plat and Claim of Exemption meet the criteria for _____ and is approved for a Claim of Exemption on this _____ of _____, 20____ AD.

LEA COUNTY, NEW MEXICO
By: _____
Mike Gallagher, County Manager

ACKNOWLEDGEMENT:

LEGEND

◇	CORNER FOUND	— UT —	UNDERGROUND TELEPHONE LINE
○	CORNER SET	==	DIRT ROAD
M=12.34'	MEASURED DISTANCE	—	NEW & OLD EASEMENTS
R=12.34'	RECORDED DISTANCE	—	LAND LINE
—	FENCE LINE	---	EASEMENT DESCRIPTION LINE