

## Bratcher, Mike, EMNRD

**From:** Bratcher, Mike, EMNRD  
**Sent:** Wednesday, June 05, 2013 8:44 AM  
**To:** 'Andrew Parker'; Jones, Brad A., EMNRD  
**Cc:** Van Curen, Jennifer E; David\_Luna@xtoenergy.com; 'Randall Hicks'  
**Subject:** RE: XTO Nash Unit 29 Modular Impoundment Spill Report and Remediation Plan Status Inquiry - API No: 30-015-29434  
**Attachments:** Nash Draw 29 background sample.jpg

Tracking:	Recipient	Delivery
	'Andrew Parker'	
	Jones, Brad A., EMNRD	Delivered: 6/5/2013 8:44 AM
	Van Curen, Jennifer E	
	David_Luna@xtoenergy.com	
	'Randall Hicks'	

Andrew,

The review of the C-141/Part 29 release event will be handled by the District 2 office. There was a misunderstanding on my part as to who would oversee that portion of the project. OCD tracking number for this release event is **2RP-1674**.

The remediation proposal submitted is approved with the following conditions/stipulations:

- Like approval by BLM
- Notify OCD 48 hours prior to commencement of remedial activities.
- Notify OCD 48 hours prior to obtaining samples where the analyses are to be presented to OCD
- A representative sample is to be obtained in an area off the location pad, unaffected by any activities that may have occurred related to any drilling, completion, production, injection or movement of produced fluids at this location. The analysis of this sample will be considered natural background for the area. Attached is a Google image indicating the preferred area to obtain this sample, assuming the area is unaffected by human and/or production activities.
- OCD may require additional remedial or investigatory actions after receipt and review of the above referenced sample analysis.
- A form C-141 marked Final Report, and a closure report, is to be submitted to OCD upon satisfactory completion of project.

OCD approval does not relieve the operator of liability should their operations fail to adequately investigate and remediate contamination that may pose a threat to ground water, surface water, human health or the environment. In addition, OCD approval does not relieve the operator of responsibility for compliance with any other federal, state, local laws and/or regulations.

If you have any questions or concerns, and for notifications, please contact me.

Mike Bratcher  
NMOCD District 2  
811 S. First Street  
Artesia, NM 88210  
O: 575-748-1283 X108  
C: 575-626-0857

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**From:** Andrew Parker [<mailto:andrew@rthicksconsult.com>]  
**Sent:** Tuesday, June 04, 2013 7:06 AM  
**To:** Jones, Brad A., EMNRD; Bratcher, Mike, EMNRD  
**Cc:** Van Curen, Jennifer E; [David.Luna@xtoenergy.com](mailto:David.Luna@xtoenergy.com); 'Randall Hicks'  
**Subject:** XTO Nash Unit 29 Modular Impoundment Spill Report and Remediation Plan Status Inquiry - API No: 30-015-29434

Mr. Jones and Mr. Bratcher:

I am concerned there is confusion who is reviewing the Nash Unit 29 Modular Impoundment Spill Report that contains a remediation plan. The spill report is dated March 15, 2013 and was submit to District 2 - Artesia and the Environmental Bureau – Santa Fe via certified mail . Please let me know at your convenience when we can expect a response so we can begin work on the remediation. During the remediation, we will also conduct interim reclamation for the BLM. BLM is anxious to see interim reclamation begin.

Thank you.

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Andrew Parker  
RT Hicks Consultants  
Durango Field Office  
(970) 570-9535



32.303212N 103.937189W

Area to obtain background sample

© 2013 Google

Google

Imagery Date: 3/2/2012 32°18'11.56" N 103°56'13.88" W elev: 2990 ft

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**From:** Microsoft Outlook  
**To:** Andrew Parker; Van Curen, Jennifer E; David\_Luna@xtoenergy.com; 'Randall Hicks'  
**Sent:** Wednesday, June 05, 2013 8:44 AM  
**Subject:** Relayed: RE: XTO Nash Unit 29 Modular Impoundment Spill Report and Remediation Plan Status Inquiry - API No: 30-015-29434

**Delivery to these recipients or groups is complete, but no delivery notification was sent by the destination server:**

Andrew Parker (andrew@rthicksconsult.com)

Van Curen, Jennifer E (jvancure@blm.gov)

David Luna@xtoenergy.com (David Luna@xtoenergy.com)

'Randall Hicks' (r@rthicksconsult.com)

Subject: RE: XTO Nash Unit 29 Modular Impoundment Spill Report and Remediation Plan Status Inquiry - API No: 30-015-29434

## Bratcher, Mike, EMNRD

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**From:** Microsoft Outlook  
**To:** Jones, Brad A., EMNRD  
**Sent:** Wednesday, June 05, 2013 8:44 AM  
**Subject:** Delivered: RE: XTO Nash Unit 29 Modular Impoundment Spill Report and Remediation Plan Status Inquiry - API No: 30-015-29434

### Your message has been delivered to the following recipients:

Jones, Brad A., EMNRD (brad.a.jones@state.nm.us)

Subject: RE: XTO Nash Unit 29 Modular Impoundment Spill Report and Remediation Plan Status Inquiry - API No: 30-015-29434

## Bratcher, Mike, EMNRD

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**From:** Andrew Parker <andrew@rthicksconsult.com>  
**To:** Bratcher, Mike, EMNRD  
**Sent:** Wednesday, June 05, 2013 12:55 PM  
**Subject:** Read: XTO Nash Unit 29 Modular Impoundment Spill Report and Remediation Plan Status Inquiry - API No: 30-015-29434

Your message

To:  
Subject: RE: XTO Nash Unit 29 Modular Impoundment Spill Report and Remediation Plan Status Inquiry - API No: 30-015-29434  
Sent: Wednesday, June 05, 2013 8:43:59 AM (UTC-07:00) Mountain Time (US & Canada)  
was read on Wednesday, June 05, 2013 12:54:42 PM (UTC-07:00) Mountain Time (US & Canada).