

Bratcher, Mike, EMNRD

From: Andrew Parker <andrew@rthicksconsult.com>
Sent: Monday, June 17, 2013 10:12 AM
To: Bratcher, Mike, EMNRD
Cc: 'Kristin Pope'
Subject: XTO Nash Unit 29 C-141/Part 29 release event #2RP-1674 48 hour notice

Mr. Bratcher:

Per your reclamation plan condition of approval for NMOCD Release # 2RP-1674, please accept this email as the 48 hour notice for background sampling. The sampling is scheduled for Friday June 21, 2013. The condition of approval that is the topic of this email is noted below.

- Notify OCD 48 hours prior to obtaining samples where the analyses are to be presented to OCD

We plan to obtain one background soil sampling east of the location in an area that is undisturbed from past oil field operations. We proposed to obtain soil samples at the surface and every 1.5 to 2 feet below ground surface to approximately 8 feet below ground surface. We will field titrate for chloride and submit the sample showing the highest chloride for laboratory testing for chloride. Please contact me if you have any questions or comments.

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

From: Bratcher, Mike, EMNRD [<mailto:mike.bratcher@state.nm.us>]
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

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
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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; '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.

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