

District I
1625 N. French Dr., Hobbs, NM 88240
District II
811 S. First St., 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
Oil Conservation Division
1220 South St. Francis Dr.
Santa Fe, NM 87505

Received on
12/15/17
OCD District II
Artesia, NM
Submit Copy to appropriate District Office in
accordance with 19.15.29 NMAC.

Form C-141
Revised April 3, 2017

Release Notification and Corrective Action

OPERATOR ☒ Initial Report ☐ Final Report
Name of Company Devon Energy Production Company 6137 Contact Wes Ryan, Production Foreman
Address 6488 Seven Rivers Hwy Artesia, NM 88210 Telephone No. 575-390-5436
Facility Name Doc Holliday 32 State Com 1 Facility Type Oil
Surface Owner Federal Mineral Owner State API No. 30-015-41145

LOCATION OF RELEASE

Unit Letter	Section	Township	Range	Feet from the	North/South Line	Feet from the	East/West Line	County
D	32	24S	27E					Eddy

Latitude 32.18022 Longitude -104.21954 NAD83

NATURE OF RELEASE

Type of Release <u>Produced Water</u>	Volume of Release <u>Unknown</u>	Volume Recovered <u>0bbls</u>
Source of Release <u>Illegal Dumping</u>	Date and Hour of Occurrence <u>December 3, 2017 @ 5:30 PM MST</u>	Date and Hour of Discovery <u>December 3, 2017 @ 5:30 PM MST</u>
Was Immediate Notice Given? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Not Required	If YES, To Whom? <u>Shelly Tucker, BLM</u> <u>Mike Bratcher & Crystal Weaver, OCD</u>	
By Whom? <u>Mike Shoemaker, EHS Professional</u>	Date and Hour <u>December 4, 2017 @ 8:56 PM</u>	
Was a Watercourse Reached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	If YES, Volume Impacting the Watercourse. <u>N/A</u>	
If a Watercourse was Impacted, Describe Fully.* <u>N/A</u>		
Describe Cause of Problem and Remedial Action Taken.* <u>Local rancher contacted Devon staff and reporting suspicious activity that appeared to be an illegal dumping event. Devon staff went to the location and confirmed that an illegal dumping event had occurred. There was evidence of released fluids and impacted soils and truck tracks that were observed at the location.</u>		
Describe Area Affected and Cleanup Action Taken.* <u>The pad surface and pasture were affected in an approximate 15'x90' area. An environmental contractor will be contacted to assist with delineation and remediation activities.</u>		
I hereby certify that the information given above is true and complete to the best of my knowledge and understand that pursuant to NMOCD rules and regulations all operators are required to report and/or file certain release notifications and perform corrective actions for releases which may endanger public health or the environment. The acceptance of a C-141 report by the NMOCD marked as "Final Report" does not relieve the operator of liability should their operations have failed to adequately investigate and remediate contamination that pose a threat to ground water, surface water, human health or the environment. In addition, NMOCD acceptance of a C-141 report does not relieve the operator of responsibility for compliance with any other federal, state, or local laws and/or regulations.		

Signature: <u>Sheila Fisher</u>		OIL CONSERVATION DIVISION	
Printed Name: <u>Sheila Fisher</u>		Approved by Environmental Specialist: <u>Crystal Weaver</u>	
Title: <u>Field Admin Support</u>		Approval Date: <u>11/8/18</u>	Expiration Date: <u>N/A</u>
E-mail Address: <u>Sheila.Fisher@dmn.com</u>		Conditions of Approval: <u>see attached</u>	
Date: <u>12/5/17</u> Phone: <u>575.748.1829</u>		Attached: <u>2RP-4547</u>	

* Attach Additional Sheets If Necessary

11/8/18 AB

Operator/Responsible Party,

The OCD has received the form C-141 you provided on **12/15/17** regarding an unauthorized release. The information contained on that form has been entered into our incident database and remediation case number ARP-4547 has been assigned. **Please refer to this case number in all future correspondence.**

It is the Division's obligation under both the Oil & Gas Act and Water Quality Act to provide for the protection of public health and the environment. Our regulations (19.15.29.11 NMAC) state the following,

The responsible person shall complete division-approved corrective action for releases that endanger public health or the environment. The responsible person shall address releases in accordance with a remediation plan submitted to and approved by the division or with an abatement plan submitted in accordance with 19.15.30 NMAC. [emphasis added]

Release characterization is the first phase of corrective action unless the release is ongoing or is of limited volume and all impacts can be immediately addressed. Proper and cost-effective remediation typically cannot occur without adequate characterization of the impacts of any release. Furthermore, the Division has the ability to impose reasonable conditions upon the efforts it oversees. **As such, the Division is requiring a workplan for the characterization of impacts associated with this release be submitted to the OCD District II office in Artesia on or before 1/15/18. If and when the release characterization workplan is approved, there will be an associated deadline for submittal of the resultant investigation report. Modest extensions of time to these deadlines may be granted, but only with acceptable justification.**

The goals of a characterization effort are: 1) determination of the lateral and vertical extents along with the magnitude of soil contamination. 2) determine if groundwater or surface waters have been impacted. 3) If groundwater or surface waters have been impacted, what are the extents and magnitude of that impact. 4) The characterization of any other adverse impacts that may have occurred (examples: impacts on vegetation, impacts on wildlife, air quality, loss of use of property, etc.). To meet these goals as quickly as possible, the following items must, at a minimum, be addressed in the release characterization workplan and subsequent reporting:

- Horizontal delineation of soil impacts in each of the four cardinal compass directions. Adsorbed soil contamination must be characterized for the following constituents using the associated laboratory methods: benzene, toluene, ethylbenzene, and total xylenes by either Method 8260 or 8021, total petroleum hydrocarbons by Method 8015 extended range (GRO+DRO+MRO; C₆ thru C₃₆), and for chloride by Method 300. This is not an exclusive list of potential contaminants. Analyzed parameters should be modified based on the nature of the released substance(s). Soil sampling must be both within the impacted area and beyond.
- Vertical delineation of soil impacts. Adsorbed soil contamination must be characterized for the following constituents using the associated laboratory methods: benzene, toluene, ethylbenzene, and total xylenes by either Method 8260 or 8021, total petroleum hydrocarbons by Method 8015 extended range (GRO+DRO+MRO; C₆ thru C₃₆), and for chloride by Method 300. As above, this is not an exclusive list of potential contaminants and can be modified. Vertical characterization samples should be taken at depth intervals no greater than five feet apart. Lithologic description of encountered soils must also be provided. At least ten vertical feet of soils with contaminant concentrations at or below these values must be demonstrated as existing above the water table.
- Nominal detection limits for field and laboratory analyses must be provided.
- Composite sampling is not generally allowed.
- Field screening and assessment techniques are acceptable (headspace, titration, EC [include algorithm for validation purposes], EM, etc.), but the sampling and assay procedures must be clearly defined. Copies of field notes are highly desirable. A statistically significant set of split samples must be submitted for confirmatory laboratory analysis, including the laterally farthest and vertically deepest sets of soil samples. Make sure there are at least two soil samples submitted

for laboratory analysis from each borehole or test pit (highest observed contamination and deepest depth investigated). Copies of the actual laboratory results must be provided including chain of custody documentation.

- Probable depth to shallowest protectable groundwater and lateral distance to nearest surface water. If there is an estimate of groundwater depth, the information used to arrive at that estimate must be provided. If there is a reasonable assumption that the depth to protectable water is 50 feet or less, the responsible party should anticipate the need for at least one groundwater monitoring well to be installed in the area of likely maximum contamination.

- If groundwater contamination is encountered, an additional investigation workplan may be required to determine the extents of that contamination. Groundwater and/or surface water samples, if any, must be analyzed by a competent laboratory for volatile organic hydrocarbons (typically Method 8260 full list), total dissolved solids, pH, major anions and cations including chloride and sulfate, dissolved iron, and dissolved manganese. The investigation workplan must provide the groundwater sampling method(s) and sample handling protocols. To the fullest extent possible, aqueous analyses must be undertaken using nominal method detection limits. As with the soil analyses, copies of the actual laboratory results must be provided including chain of custody documentation.

- Accurately scaled and well-drafted site maps must be provided providing the location of borings, test pits, monitoring wells, potentially impacted areas, and significant surface features including roads and site infrastructure that might limit either the release characterization or remedial efforts. Field sketches may be included in subsequent reporting, but should not be considered stand-alone documentation of the site's layout. Digital photographic documentation of the location and fieldwork is recommended, especially if unusual circumstances are encountered.

Nothing herein should be interpreted to preclude emergency response actions or to imply immediate remediation by removal cannot proceed as warranted. Nonetheless, characterization of impacts and confirmation of the effectiveness of remedial efforts must still be provided to the OCD before any release incident will be closed.

Jim Griswold

OCD Environmental Bureau Chief

1220 South St. Francis Drive

Santa Fe, New Mexico 87505

505-476-3465

jim.griswold@state.nm.us

Weaver, Crystal, EMNRD

From: Fisher, Sheila <Sheila.Fisher@dvn.com>
Sent: Thursday, January 4, 2018 1:30 PM
To: Weaver, Crystal, EMNRD; Bratcher, Mike, EMNRD; Shelly Tucker (stucker@blm.gov)
Cc: Shoemaker, Mike; Fulks, Brett; Ryan, Wesley; West, Christopher; Carter, Ray; Gladden, Randy
Subject: RE: [EXTERNAL] RE: Aldabra 25 Fed 2H_10bbbs pw & 5bbbs oil_12.6.17
Attachments: Aldabra 25 Fed 2H_10bbbs pw & 5bbbs oil_Initial C-141_12.6.17.doc; Doc Holliday 32 State Com 1_Illegal dump unknown amount pw_Initial C-141_12.4.17.doc

Good Afternoon,

Attached please find the updated C-141's for the Aldabra 25 Fed 2H & Doc Holliday 32 State Com 1 to reflect the e-signature's per your request. If we can be of further assistance please contact us.

Thank you,

Sheila Fisher
Field Admin Support
Production
B-Schedule

Devon Energy Corporation
PO Box 250
Artesia, NM 88211
575 748 1829 Direct



From: Weaver, Crystal, EMNRD [mailto:Crystal.Weaver@state.nm.us]
Sent: Friday, December 22, 2017 1:35 PM
To: Fisher, Sheila <Sheila.Fisher@dvn.com>; Bratcher, Mike, EMNRD <mike.bratcher@state.nm.us>; Shelly Tucker (stucker@blm.gov) <stucker@blm.gov>
Cc: Shoemaker, Mike <Mike.Shoemaker@dvn.com>; Fulks, Brett <Brett.Fulks@dvn.com>; Ryan, Wesley <Wesley.Ryan@dvn.com>; West, Christopher <Christopher.West@dvn.com>
Subject: [EXTERNAL] RE: Aldabra 25 Fed 2H_10bbbs pw & 5bbbs oil_12.6.17

Shelia,

Our administrative personnel have requested that the portion of our OCD forms that asks for a signature either have an e-signature or be actually hand signed. This C-141 along with the one for Doc Holiday 32 State COM 1 both have your name typed in the same font as what was used on the rest of the form. I apologize for asking for such specifics, but this is what I have been asked to request.

Could you all please resubmit the Initial C-141s with an e-signature or a hand written signature for this one and for the Doc Holiday 32 State COM 1 release.

Weaver, Crystal, EMNRD

From: Fisher, Sheila <Sheila.Fisher@dvn.com>
Sent: Friday, December 15, 2017 2:40 PM
To: Bratcher, Mike, EMNRD; Weaver, Crystal, EMNRD; Shelly Tucker (stucker@blm.gov); Amber Groves (agroves@slo.state.nm.us)
Cc: Shoemaker, Mike; Fulks, Brett; Aguilar, Leonard; Ryan, Wesley; Gladden, Randy
Subject: Doc Holliday 32 State Com 1_Illegal dump unknown amount pw_12.4.17
Attachments: Doc Holliday 32 State Com 1_Illegal dump unknown amount pw_Initial C-141_12.4.17.doc; Doc Holliday 32 State Com 1_Illegal dump unknown amount pw_GIS Image_12.4.17.pdf

Good Afternoon,

Attached please find the Initial C-141 and GIS Image for the unknown amount of produced water illegally dumped at the Doc Holiday 32 State Com 1H on 12.4.17.

If you have any questions please feel free to contact me.

Thank you,

Sheila Fisher
Field Admin Support
Production
B-Schedule

Devon Energy Corporation
PO Box 250
Artesia, NM 88211
575 748 1829 Direct



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Bratcher, Mike, EMNRD

From: Shoemaker, Mike <Mike.Shoemaker@dvn.com>
Sent: Monday, December 4, 2017 8:56 PM
To: Bratcher, Mike, EMNRD; Weaver, Crystal, EMNRD; Shelly Tucker (stucker@blm.gov)
Cc: Fulks, Brett
Subject: Spill notification for the Doc Holliday 32 State Com 1 (API #30-015-41145)

Good evening,

Devon was notified by the local rancher of an illegal dumping event at 5:30 PM MST on 12/03/17. The incident is described below.

1. Doc Holliday 32 State Com 1 (API #30-015-41145)
 - a. Devon personnel were contacted by the local rancher who informed them that they observed evidence of what was believed to be an illegal dumping event. After reviewing the location it has been confirmed that there are truck tracks and evidence of an illegal produced water dumping event which occurred at this location. Devon will continue to investigate this incident.

A C-141 will be prepared and submitted with GPS coordinates of the areas affected.

I apologize this notification is a few hours past the 24 hour notification requirements. We were originally informed that this incident occurred at different location and it took much of today to find the release at the correct location which is appropriately identified above.

If you need any additional information please feel free to reach out to me.

Thanks,

Mike Shoemaker
EHS Representative

Devon Energy Corporation
6488 Seven Rivers Highway
Artesia, New Mexico 88210
575-746-5566 Office
575-513-5035 Mobile



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