

**AP - 058**

**APPROVAL**

**DATE:**

**2008**

**Hansen, Edward J., EMNRD**

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**From:** Hansen, Edward J., EMNRD  
**Sent:** Monday, June 30, 2008 10:50 AM  
**To:** 'Hack Conder'  
**Cc:** 'Marvin Burrows'; Katie Jones  
**Subject:** RE: extension and deadline AP-66 and AP-58

Dear Mr. Conder:

The New Mexico Oil Conservation Division (NMOCD) has reviewed your request for the extension of the submittal date of the amended abatement plan for the below referenced sites. The NMOCD hereby approves the extension for the amended plan submittal date. Both amended abatement plans must be submitted to the OCD by Thursday, July 24, 2008.

Please be advised that NMOCD approval of this extension does not relieve the owner/operator of responsibility should operations pose a threat to ground water, surface water, human health or the environment. In addition, NMOCD approval does not relieve the owner/operator of responsibility for compliance with any NMOCD, federal, state, or local laws and/or regulations.

If you have any questions regarding this matter, please contact me at 505-476-3489.

Edward J. Hansen  
Hydrologist  
Environmental Bureau

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**From:** Hack Conder [mailto:hconder@riceswd.com]  
**Sent:** Thursday, June 26, 2008 6:18 PM  
**To:** Hansen, Edward J., EMNRD  
**Cc:** 'Marvin Burrows'; Katie Jones  
**Subject:** extension and deadline

Ed,

During our meeting in Hobbs on June 25<sup>th</sup> we discussed two sites EME N-5 AP66 amendment submittal extension and the BD Santa Rita AP58 deadline. I will submit updated reports on both sites in 30 days, on or before July 24<sup>th</sup>.

Thanks

Hack Conder  
Environmental Manager  
Rice Operating Company  
575-393-9174  
Fax 575-397-1471

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6/30/2008

**Hansen, Edward J., EMNRD**

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**From:** Hansen, Edward J., EMNRD  
**Sent:** Wednesday, March 12, 2008 2:59 PM  
**To:** Kristin Pope  
**Cc:** Price, Wayne, EMNRD; 'Gil Van Deventer'  
**Subject:** RE: Administrative Completeness and Approval of Public Notice for AP-58 (Rice BD Santa Rita EOL Release Site)

Dear Ms. Pope:

The NMOCD has reviewed your request for an extension to submit additional information for the Abatement Plan regarding the above referenced site. Per your email of today, the NMOCD understands that an additional ~45 days is required to finalize the submittal for NMOCD. Therefore, the NMOCD hereby approves the request for extension for submittal of additional information until Wednesday, April 30, 2008.

Please be advised that NMOCD approval of this extension does not relieve the owner/operator of responsibility should operations pose a threat to ground water, surface water, human health or the environment. In addition, NMOCD approval does not relieve the owner/operator of responsibility for compliance with any NMOCD, federal, state, or local laws and/or regulations.

If you have any questions regarding this matter, please contact me at 505-476-3489.

Edward J. Hansen  
Hydrologist  
Environmental Bureau

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**From:** Gil Van Deventer [mailto:gilbertvandeventer@suddenlink.net]  
**Sent:** Wednesday, March 12, 2008 11:40 AM  
**To:** Price, Wayne, EMNRD; Kristin Pope  
**Cc:** Hansen, Edward J., EMNRD  
**Subject:** Re: Administrative Completeness and Approval of Public Notice for AP-58 (Rice BD Santa Rita EOL Release Site)

Dear Wayne:

We are in the process of amending the referenced abatement plan (AP-58) per NMOCD's recommendations. This particular site has two additional monitoring wells (installed on 10/30/07) and a years worth of monitoring data that was not included in the previously submitted Stage 1 & 2 Abatement Plan (12/07/06). We are also still waiting on survey datum from Basin Surveys which was requested 4 months ago. Hopefully the surveyors have caught up with their backlog such that info will arrive soon.

Since the amended plan requires a comprehensive update with more recent data and the scope has increased we would like to request an extension for its submission by April 30th.

Thanks - Gil

Gilbert J. Van Deventer, PG, REM  
Trident Environmental  
P. O. Box 7624, Midland TX 79708  
Work/Mobile: 432-638-8740

3/12/2008

Fax: 413-403-9968  
Home: 432-682-0727

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----- Original Message -----

**From:** Hansen, Edward J., EMNRD

**To:** Kristin Pope

**Cc:** Price, Wayne, EMNRD ; Gil Van Deventer

**Sent:** Wednesday, February 13, 2008 12:33 PM

**Subject:** Administrative Completeness and Approval of Public Notice for AP-58 (Rice BD Santa Rita EOL Release Site)

Dear Ms. Pope:

The NMOCD has reviewed the submitted Stage 1 & 2 Abatement Plan (AP-58) and draft Public Notice, dated December 7, 2006, for the above referenced site. The NMOCD hereby conditionally deems the Stage 1 & 2 Abatement Plan (AP-58) administratively complete.

Please keep in mind that the NMOCD cannot approve of the Plan until at least 30 days after you have provided public notice (which must be provided within 15 days). However, to expedite the approval process, the NMOCD recommends that the following amendments are made to the Plan:

1. The Vadose Zone delineation must include provisions for chloride delineation to 250 mg/Kg.
2. The Corrective Action / Closure must include that at least 4 feet of cover soil be placed over the clay layer.
3. The Corrective Action / Closure must include that the 4 feet of clean cover soil have a concentration of less than 500 mg/Kg chloride (i.e., no soils used for cover material over the clay liner shall be blended if the chloride concentration is greater than 500 mg/Kg).

At this time you may proceed with the additional vadose zone and groundwater contamination delineation at the Rice BD Santa Rita EOL Release Site.

Also, the NMOCD hereby conditionally approves the Public Notice for the Stage 1 & 2 Abatement Plan (AP-58):

1. Please change the contact name to "...Scott Curtis, General Manager..."
2. Please add the underscored phrase in the last line of the submitted draft Public Notice, "...Division shall allow at least thirty (30) days after the date of publication of this notice during which written requests for a public hearing that includes reasons why a hearing should be held and written comments may be submitted to him."

Also, please be advised that NMOCD approval of this plan does not relieve the owner/operator of responsibility should operations pose a threat to ground water, surface water, human health or the environment. In addition, NMOCD approval does not relieve the owner/operator of responsibility for compliance with any OCD, federal, state, or local laws and/or regulations.

If you have questions regarding this matter, please contact me at 505-476-3489.

3/12/2008

Edward J. Hansen  
Hydrologist  
Environmental Bureau

P.S.: Please use the referenced OCD case # on future correspondence regarding the site listed above.

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**Hansen, Edward J., EMNRD**

AP-58  
Approval  
2008

**From:** Hansen, Edward J., EMNRD  
**Sent:** Wednesday, February 13, 2008 10:34 AM  
**To:** 'Kristin Pope'  
**Cc:** Price, Wayne, EMNRD; 'Gil Van Deventer'  
**Subject:** Administrative Completeness and Approval of Public Notice for AP-58 (Rice BD Santa Rita EOL Release Site)

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2/13/2008

Edward J. Hansen  
Hydrologist  
Environmental Bureau

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