

District I  
1625 N French Dr , Hobbs, NM 88240  
District II  
1301 W. Grand Avenue, 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

.III -7 2008  
OCD-ARTESIA

Form C-141  
Revised March 17, 1999

Submit 2 Copies to appropriate  
District Office in accordance  
with Rule 116 on back  
side of form

Release Notification and Corrective Action

SEB0819753125  
hSEB0819752962

OPERATOR

☒ Initial Report ☒ Final Report

Name of Company Devon Energy	6137	Contact <input type="checkbox"/> Tracy Kidd
Address P. O. Box 250 Artesia, NM 88211		Telephone No. <input type="checkbox"/> (505) 513-0628
Facility Name Todd 13 Battery	30015 27860	Facility Type <input type="checkbox"/> Oil Well

Surface Owner	Mineral Owner	Lease No. <input type="checkbox"/>
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LOCATION OF RELEASE

Unit Letter	Section 23	Township T18S	Range 31E	Feet from the 330	North/South Line South	Feet from the 2500	East/West Line West	County Eddy
	13	23S						

NATURE OF RELEASE

Type of Release Produced Water	Volume of Release 300 bbls	Volume Recovered <input type="checkbox"/> 200 bbls..
Source of Release Produced Water	Date and Hour of Occurrence June 21, 2008	Date and Hour of Discovery <input type="checkbox"/> 4:40 AM
Was Immediate Notice Given? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Not Required	If YES, To Whom? Jim Amos, BLM; Mike Bratcher, OCD	
By Whom? <input type="checkbox"/> Tracy Kidd - Production Foreman	Date and Hour <input type="checkbox"/> June 21, 2008 8:05AM	
Was a Watercourse Reached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	If YES, Volume Impacting the Watercourse.	

If a Watercourse was Impacted, Describe Fully.\*

N/A

Describe Cause of Problem and Remedial Action Taken.\*

Produced water tank was struck by lightning during a thunderstorm causing the tank to ignite and the adjacent tank to explode.

Describe Area Affected and Cleanup Action Taken.\*

All fluids were contained in the firewall on location. Vacuum truck came in and picked up 200 bbls of water, then backhoe came in and dug location and hauled off all remaining burned equipment and contaminated soil to CRI.

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: <i>Jerry Chaney</i>	OIL CONSERVATION DIVISION Accepted for record NMOCD	
Printed Name: Jerry Chaney for Tracy Kidd	Approved by <input type="checkbox"/> District Supervisor:	
Title: Assistant Production Foreman	Approval Date:	Expiration Date: 9-26-08
Date: 6-26-2008 Phone: (505) 513-0628	SEE ATTACHED STIPULATIONS	Attached <input checked="" type="checkbox"/>

\* Attach Additional Sheets If Necessary

SEB0819753207

2RP-198

# New Mexico Energy, Minerals and Natural Resources Department

**Bill Richardson**  
Governor

Joanna Prukop  
Cabinet Secretary  
Reese Fullerton  
Deputy Cabinet Secretary

Mark Fesmire  
Division Director  
Oil Conservation Division



*CERTIFIED MAIL—Return Receipt Requested*  
7007 2680 0001 6451 2674

July 15, 2008

Devon Energy  
Attn: Tracy Kidd  
PO Box 250  
Artesia, NM 88211

RE: Initial/Final Report C-141 Received by NMOCD District 2 July 7, 2008  
Todd 13 Battery 30 015 27860 13-23S-31E Eddy County, New Mexico

Operator;

The New Mexico Oil Conservation Division District 2 office (OCD) is in receipt of an Initial/Final Report C-141 (report) regarding a produced fluids release incident occurring on June 21, 2008.

The report states that a produced water tank was struck by lightning causing the tank to ignite and the adjacent tank to explode. 300 barrels of produced water were released and a vacuum truck recovered 200 barrels of produced water. The location was back-dragged and contaminated soil was hauled to CRI.

As presented, the C-141 cannot be approved. In addition to excavation and hauling to disposal the contaminated soils, the operator must proceed to evaluate the soils within and beneath the area of the spill to determine the type and extent of the contamination. Based on site characteristics and the delineation analytical report, a remediation work plan may be required.

Rule 19.15.3.116.D Corrective Action in part states, "The responsible person must complete **division approved corrective action** for releases which endanger public health or the environment. Releases will be addressed in accordance with a remediation plan submitted to and approved by the division..."



The following actions are **required** to be addressed:

- Determine the horizontal and vertical delineation of the spill by sampling.
- Notify OCD 48 hours prior to obtaining samples where analyses of such samples are to be submitted to the OCD.
- Prepare a sketch of the site indicating where and at what depths the samples were taken.
- Submit laboratory results of sampling as well as the proposed remediation with the plan.

Remediation requirements may be subject to other federal, state and local laws or regulations.

As warranted, within 30 days, **on or before August 18, 2008**, completion of a remediation work plan should be finalized and submitted to the Division summarizing all actions taken or to be taken to mitigate environmental damage related to the leak, spill, or release for approval.

Information and tools for proper corrective action may be found on OCD's website at the following link:

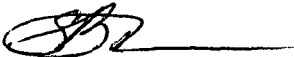
[http://www.emnrd.state.nm.us/oed/documents/7C\\_spill1.pdf](http://www.emnrd.state.nm.us/oed/documents/7C_spill1.pdf)

Remediation actions are to be completed and a final C-141 submitted with confirmation analyses and documentation **on or before September 26, 2008**.

Please be advised that NMOCD acceptance and/or approval of documents or work plans 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 and/or approval of documents or work plans do not relieve the operator of responsibility for compliance with any other federal, state, local laws and/or regulations.

If I may be of further assistance with this matter or should you have any questions, please feel free to contact me.

Sincerely,



Sherry Bonham  
NMOCD District II, Artesia  
(505) 748-1283 ext 109  
E-mail: [sherry.bonham@state.nm.us](mailto:sherry.bonham@state.nm.us)