

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

Form C-141  
Revised October 10, 2003

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

**Release Notification and Corrective Action**

**OPERATOR**

Initial Report  Final Report

Name of Company Yates Petroleum Corporation	OGRID Number 25575	Contact Robert Asher
Address 104 S. 4 <sup>TH</sup> Street, Artesia, NM 88210	API Number 30-015-22242	Telephone No. 505-748-1471
Facility Name Mitchell IN SWD #2		Facility Type Battery

Surface Owner Fee	Mineral Owner Fee	Lease No.
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**LOCATION OF RELEASE**

Unit Letter	Section	Township	Range	Feet from the	North/South Line	Feet from the	East/West Line	County
D	23	17S	25E					Eddy

Latitude 32.82500 Longitude 104.46161

**NATURE OF RELEASE**

Type of Release Oil & Produced Water	Volume of Release 3 B/O & 60 B/PW	Volume Recovered 3 B/O & 52 B/PW
Source of Release PW Tank	Date and Hour of Occurrence 9/3/2008 AM	Date and Hour of Discovery 9/3/2008 AM
Was Immediate Notice Given? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Not Required	If YES, To Whom? Mike Bratcher/NMOCD	
By Whom? Robert Asher/YPC Environmental Department	Date and Hour 9/3/2008 AM (Voicemail & e-mail)	
Was a Watercourse Reached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	If YES, Volume Impacting the Watercourse. N/A	

If a Watercourse was Impacted, Describe Fully.\*  
N/A

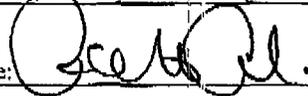
Describe Cause of Problem and Remedial Action Taken.\*

Reset on main SWD pump was tripped during the night. Started back-up pump and called vacuum truck to pickup oil and produced water.

Describe Area Affected and Cleanup Action Taken.\*

An approximate area of 90' X 30'. All contained within bermed battery. Vertical and horizontal delineation will be made and analysis ran for TPH/BTEX. If initial analytical results for TPH & BTEX are over RRAL's a work plan will be submitted. If initial analytical results for TPH & BTEX are under RRAL's a Final Report, C-141 will be submitted to the OCD requesting closure. Upon OCD approval a 20 mil. liner will be installed inside the battery area. Depth to Ground Water: >100' (approx. 171' per the New Mexico Office of the State Engineer), Wellhead Protection Area: No, Distance to Surface Water Body: >1000', SITE RANKING IS 0.

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: 	<b>OIL CONSERVATION DIVISION</b>	
Printed Name: Robert Asher	Approved by District Supervisor:	Remediation Actions to be completed and Final C-141 submitted with confirmation analyses/documentation on or before the Expiration Date
Title: Environmental Regulatory Agent	Approval Date:	Expiration Date: <u>11-21-08</u>
E-mail Address: boba@ypcnm.com	Conditions SEE ATTACHED STIPULATIONS	Attached <input checked="" type="checkbox"/> <u>2RP-224</u>
Date: Monday, September 08, 2008	Phone: 505-748-1471	

\* Attach Additional Sheets If Necessary

SEP0826248784

Accepted for record - NMOCD



# 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



September 19, 2008

Yates Petroleum Corporation  
105 S 4<sup>th</sup> Street  
Artesia, NM 88210

RE: Mitchell IN SWD #2 30-015-22242  
D-23-17S-25E Eddy County, New Mexico  
2RP-224

Dear Operator:

This office is in receipt of your C-141 regarding the oil and produced water release at this facility.

NMOCD Rule 19.15.3.116 states in part, "...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 or with an abatement plan submitted in accordance with Section 19 of 19.15.1 NMAC."

Information and tools for proper corrective action may be found in the Environmental Handbook on our web site 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)

The following actions are **required** to be addressed in the **remediation plan**:

- Determine the horizontal and vertical delineation of the spill by sampling. Constituents of concern (TPH, BTEX, and Chlorides) are to be addressed in the delineation and remediation plan.
- 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.

Oil Conservation Division

1301 West Grand Avenue • Artesia, NM 88210

Phone 575.748.1283 • Fax 575.748.9720 • [www.emnrd.state.nm.us/OCD](http://www.emnrd.state.nm.us/OCD)



Notify the OCD 48 hours prior to obtaining samples where analyses of samples obtained are to be submitted to the OCD.

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

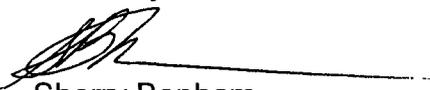
Within 30 days, **on or before October 20, 2008**, completion of a remediation work plan should be finalized and submitted to the Division summarizing all actions taken or to be taken to mitigate environmental damage related to the leak, spill or release for approval.

In the event that a satisfactory response is not received to this letter, further enforcement may occur. Such enforcement may include this office applying to the Division for an order summoning you to a hearing before a Division Examiner in Santa Fe. Such a hearing may result in imposition of civil penalties for your violation of OCD rules.

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)