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



October 13, 2009

BOPCO, L.P. Attn: Tony Savoie 522 W Mermod, Suite 704 Carlsbad, NM 88220

Reference:

Poker Lake Unit 227 30-015-33929

P-30-24S-30E Eddy County, New Mexico

2RP-348

Operator,

The New Mexico Oil Conservation Division District 2 Office (OCD) is in receipt of an Initial Report C-141 for a release of produced fluids occurring at the above referenced facility on July 30, 2009. Included with the C-141 is a plan for remediation actions.

The following points of the remediation plan are outlined with OCD comments in RED

- "All affected soil will be excavated and sampled for the presence of Hydrocarbons EPA method (8015M) and Chlorides method 4500-CI-B or 300S" APPROVED
- "Soil with TPH values greater than 1000 mg/kg will be treated on-site and used for backfill."
 PLEASE DEFINE HOW SOIL IS TO BE TREATED ON SITE
- "Soil with Chloride values greater than 1000 mg/kg will be disposed of in an approved facility"
 DENIED. OPERATOR HAS NOT SUBMITTED BACKGROUND ANALYTICAL DATA TO MAKE THIS DETERMINATION. PLEASE SUBMIT BACKGROUND ANALYTICAL DATA.
- "Soil with Chloride value less than 1000 mg/kg will be used to backfill the site." <u>DENIED.</u>
 <u>OPERATOR HAS NOT SUBMITTED BACKGROUND ANALYTICAL DATA TO MAKE THIS
 <u>DETERMINATION. PLEASE SUBMIT BACKGROUND ANALYTICAL DATA.</u>
 </u>

The remainder of the remediation plan is accepted with the following stipulations:

- Contaminated soils shall be remediated so that residual contaminant concentrations are below the recommended soil remediation action levels. Confirmation soil samples reflecting TPH, BTEX, and chloride constituents will be required.
- Notify the OCD 48 hours prior to obtaining samples where analyses are to be submitted to the OCD.
- Remediation requirements may be subject to change as site conditions warrant.
- Depending upon the contractual obligation, the operator may be required to obtain like approval from the surface owner. Should like approval be required, it is the operator responsibility per the contractual obligation to obtain this approval.
- Results of analytical data obtained through sampling shall be forwarded to OCD for approval prior to any backfilling activities.
- Upon completion of remedial activities, a final report summarizing all actions taken to mitigate environmental damage related to the release is to be provided to OCD.
- A final Report C-141 is to be submitted to the OCD upon satisfactory completion of remediation project
- Remediation to be completed on or before December 13, 2009.



Please be advised that NMOCD acceptance of this plan 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 this plan does not relieve the operator of responsibility for compliance with any other federal, state, local laws and/or regulations.

Respectfully,

Sherry Bonham
NMOCD District 2
1301 W Grand Avenue
Artesia, NM 88210
575.748.1283 ext. 109
sherry.bonham@state.nm.us

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

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			M Carlch	ad, N.M. 88220		Contact Tony Savoie Telephone No. 432-556-8730							
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By Whom?						Date and H	lour						
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			Yes 🏻	No									
If a Watercou	rse was Im	pacted, Descri	be Fully.*						·				
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Describe Cau	se of Proble	em and Remed	lial Action	Taken.*									
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Describe Area	A ffooted a	and Classian A	otion Tak										
) ft wide	across a clo	sed temporary pit	which v	vas annrox	imately 200	ft wic	de and into	
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on 8/6/09. The					-	-	•						
							or leaks and spills						
Remediation (or the tempo	orary pit area	will follow	the NMOCD gu	idelines	for pit closur	e.						
I hereby certif	y that the ir	formation giv	en above	is true and compl	ete to th	e best of my	knowledge and ur	nderstan	d that purs	uant to NMO	OCD r	ules and	
regulations all	operators a	ire required to	report and	d/or file certain re	elease no	tifications an	d perform correct	tive actio	ons for rele	ases which i	may er	ndanger	
public health o	or the envir	onment. The	acceptance	of a C-141 repo	rt by the	NMOCD ma	irked as "Final Re	eport" do	oes not reli	eve the opera	ator of	liability	
or the environ	perations ha ment In ad	ive raised to a	acquately CD accept	investigate and re	enort de	contamination	on that pose a three the operator of r	esponsit	ound water,	, surtace wat	ier, hu	man health	
federal, state,				unce of a C-1411	opon do	es not teneve	and operator of f	csponsit	Jinty 101 CC	mpnance W	nn any	/ Other	
							OIL CONS	SERV	ATION	DIVISIO	N		

Approved by District Supervisor:

SEE ATTACHED

Approval Date: 10-130

Conditions of Approval:

Phone:432-556-8730

Date: 9/1/09
* Attach Additional Sheets If Necessary

Title: Waste Mgmt.& Remediation Specialist

E-mail Address: TASavoie@BassPet.com

PSEB0928650769

Printed Name: Tony Savoie

Signature:

Attached 2 RP-348

Expiration Date

Expiration Date: 12-13

Remediation Actions to be completed and

Final C 141 submitted with confirmation analyses/documentation on or before the

Poker Lake Unit #227 Job # CPL-09-02

Ranking Analysis

NMOCD Standards					Points				
Depth to Ground War	ter	Greater than 10	00 ft.		0				
Depth to Ground Wat		10							
Depth to Ground Wat	ter	Less than 50 ft	ess than 50 ft.						
Well Head Protection	i	Less than 1000	ft. from a water source, or;	Yes	20				
		Less than 200 t	ft. from private domestic water source	No	0				
Distance to Surface v	vater body	Less than 200	Horizontal. ft.		20				
Distance to Surface v	vater body	200 to 1000 Ho		10					
Distance to Surface v	vater body	Greater than 10	000 Horizontal ft.		0				
Action levels	>19	10-19	0-9						
Benzene (mg/kg)	10	10	10						
BTEX (mg/kg)	50	50	50						
TPH (mg/kg)									

Site Ranking			Points
Depth to Ground Water	125 to 150 ft.		0
Well Head Protection	2.5 Horiz. Miles		0
Surface Water Body	959 Horiz. Ft.		10
		Total Ranking Score	10
		- \	C

Site Closure Objective		
Benzene (mg/kg)	10	
BTEX (mg/kg)	50	
TPH (mg/kg)	Delineation 100mg/kg	Backfill 1000 mg/kg
Chloride (mg/kg)	Delineation 250mg/kg	Backfill 1000 mg/kg

Remediation Plan:			
Remediation Plan:	D	- DI	
	ikemediatio	n Pian:	

All affected soil will be excavated and sampled for the presence of Hydrocarbons EPA method (8015M)

and Chlorides method 4500-Cl-B or 300 S

Soil with TPH values greater than 1000 mg/kg will be treated on-site and used for backfill

Soil with Chloride values greater than 1000 mg/kg will be disposed of in an approved facility

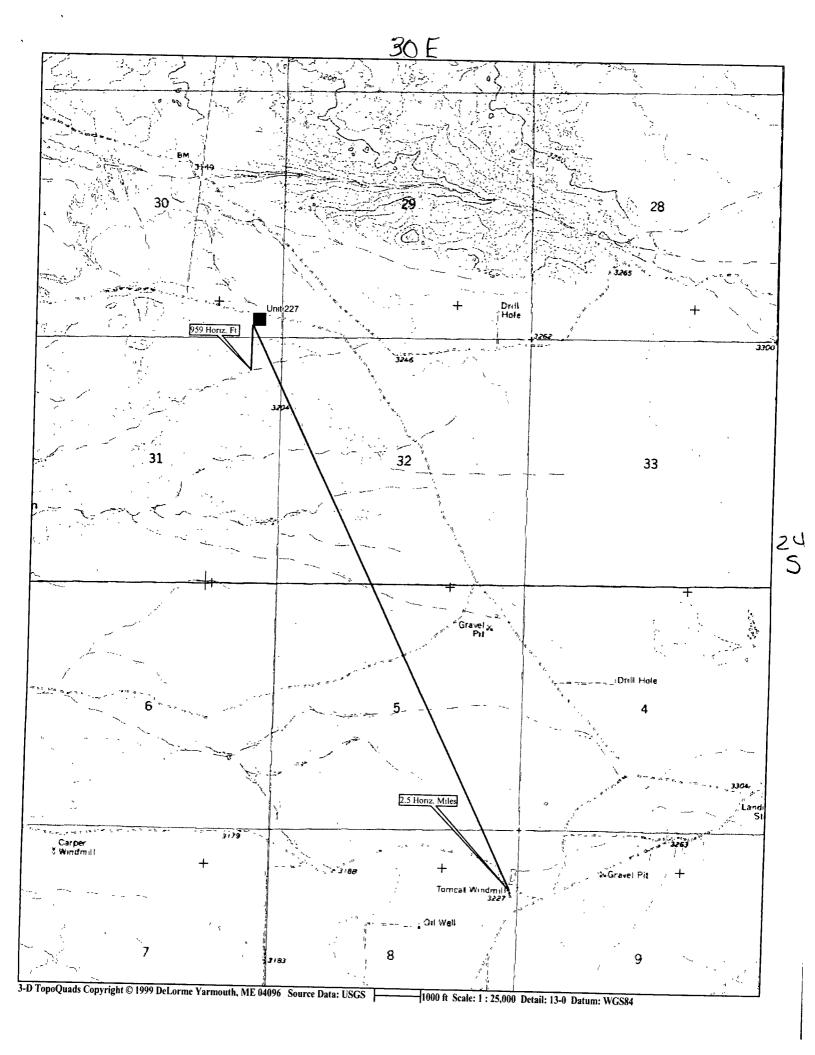
Soil with Chloride value less than 1000 mg/kg will be used to backfill the site

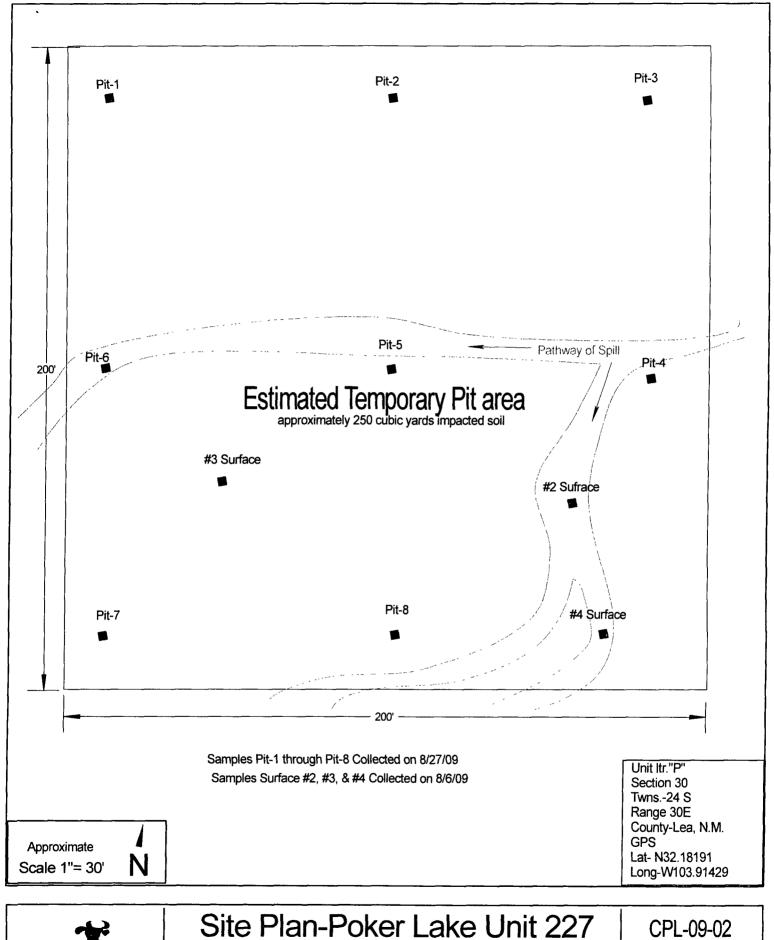
S.U.G.S. Landfarm.

Soil samples will be collected from the excavation and analyzed for Hydrocarbons EPA method (8015M)

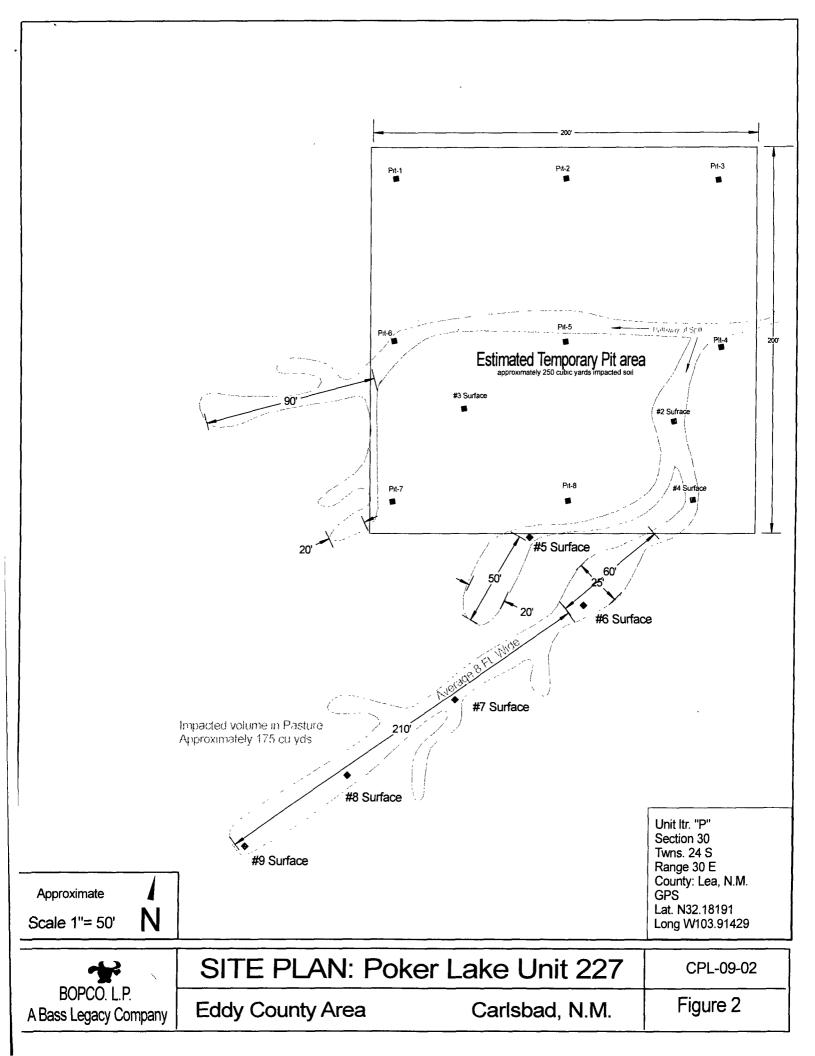
and Chlorides method 4500-CI-B or 300 S

All samples will be field screened with a "PID" The soil sample with the highest PID reading will be analyzed separately and tested for BTEX.





*	Site Plan-Poker	Lake Unit 227	CPL-09-02
BOPCO. L.P. A Bass Legacy Company	Eddy County Area	Carlsbad, N.M.	Figure 1





August 30, 2009

Tony Savoie B.O.P.C.O. LP 522 West Mermod, Suite 704 Carlsbad, NM 88220

Re: UNIT 227 TEMP. PIT

Enclosed are the results of analyses for sample number H18103, received by the laboratory on 08/27/09 at 1:15 pm.

Cardinal Laboratories is accredited through Texas NELAP for:

Method SW-846 8021

Benzene, Toluene, Ethyl Benzene, and Total Xylenes

Method SW-846 8260

Benzene, Toluene, Ethyl Benzene, and Total Xylenes

Method TX 1005

Total Petroleum Hydrocarbons

Certificate number T104704398-08-TX. Accreditation applies to solid and chemical materials and non-potable water matrices.

Cardinal Laboratories is accredited though the State of Colorado Department of Public Health and Environment for:

Method EPA 552.2

Haloacetic Acids (HAA-5)

Method EPA 524.2

Total Trihalomethanes (TTHM)

Method EPA 524.2

Regulated VOCs (V2, V3)

Accreditation applies to public drinking water matrices.

Total Number of Pages of Report: 4 (includes Chain of Custody)

Sincercly,

Celey D. Keene

Laboratory Director



101 East Marland, Hobbs, NM 88240 (575) 393-2326 Fax (575) 393-2476 Page 10 F Z

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Address: 522 W. Mermod, Suite 704	Company:	
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-5 Pit 3 SurFace G! IV!	0830	
- 4 Pi+ 3 1' GI V	- 0833	
-7 Pit 4 SurFace GI	0833	
-8 P:+ 4 (4" G!	0837	
9 Pit 5 Surface GI	N N 0840	
PLEASE NOTE: Liability and Damages Cardinal's liability and client's exclusive remedy for any client ansing whether based in contract	or tork, shall be limited to the amount paid by the client for th	

service. In no event small Cardinal be liable for incidental or consequental damages, including without limitation, business interruptions, loss of use, or loss of profits incurred by client, its subsidianes,

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[†] Cardinal cannot accept verbal changes. Please fax written changes to 575-393-2476.



(575) 393-2326 Fax (575) 393-2476

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† Cardinal cannot accept verbal changes. Please fax written changes to 575-393-2476.



ANALYTICAL RESULTS FOR **B.O.P.C.O. LP** ATTN: TONY SAVOIE 522 WEST MERMOD, SUITE 704 CARLSBAD, NM 88220 FAX TO: (575) 887-7473

Receiving Date: 08/27/09 Reporting Date: 08/28/09 Project Number: NOT GIVEN

Project Name: UNIT 227 TEMP. PIT Project Location: EAST OF CARLSBAD

Analysis Date: 08/28/09 Sampling Date: 08/27/09 Sample Type: SOIL

Sample Condition: COOL & INTACT @ 4°C

4500-CIB

Sample Received By: ML Analyzed By: NF/HM

		, CI
LAB NO.	SAMPLE ID	(mg/kg)
H18103-1	PIT 1 SURFACE	31,200
H18103-2	PIT 1 1'	10,600
H18103-3	PIT 2 SURFACE	880
H18103-4	PIT 2 9"	80
H18103-5	PIT 3 SURFACE	10,800
H18103-6	PIT 3 1'	3,920
H18103-7	PIT 4 SURFACE	4,240
H18103-8	PIT 4 14"	5,280
H18103-9	PIT 5 SURFACE	16,800
H18103-10	PIT 5 1'	9,600
H18103-11	PIT 6 SURFACE	44,400
H18103-12	PIT 6 6"	10,400
H18103-13	PIT 7 SURFACE	4,560
H18103-14	PIT 7 6"	16,800
H18103-15	PIT 8 SURFACE	9,400
H18103-16	PIT 8 6"	4,400
Quality Cont	rol	500
True Value (ac	500
% Recovery		100
Relative Per	cent Difference	2.0

METHOD: Standard Methods Note: Analyses performed on 1:4 w:v aqueous extracts.

Date

H18103 BOPCO



August 12, 2009

Tony Savoie B.O.P.C.O. LP 522 West Mermod, Suite 704 Carlsbad, NM 88220

Re: CPL-09-02 (Unit 227)

Enclosed are the results of analyses for sample number H17934, received by the laboratory on 08/06/09 at 3:20 pm.

Cardinal Laboratories is accredited through Texas NELAP for:

Method SW-846 8021

Benzene, Toluene, Ethyl Benzene, and Total Xylenes

Mcthod SW-846 8260

Benzene, Toluene, Ethyl Benzene, and Total Xylenes

Method TX 1005

Total Petroleum Hydrocarbons

Certificate number T104704398-08-TX. Accreditation applies to solid and chemical materials and non-potable water matrices.

Total Number of Pages of Report: 6 (includes Chain of Custody)

Sincerely,

Celey D. Keene Laboratory Director



ANALYTICAL RESULTS FOR B.O.P.C.O. LP ATTN: TONY SAVOIE 522 WEST MERMOD, SUITE 704 CARLSBAD, NM 88220

Receiving Date: 08/06/09 Reporting Date: 08/07/09 Project Number: CPL-09-02

Project Name: UNIT 227

Project Location: WEST OF CARLSBAD

Analysis Date: 08/07/09 Sampling Date: 08/06/09 Sample Type: SOIL

Sample Condition: COOL & INTACT @ 5°C

Sample Received By: ML

Analyzed By: HM

CI LAB NO. SAMPLE ID (mg/kg) H17934-1 #1 @ 6" 2.080 H17934-2 #1 @ 2 FT. 2.520 H17934-3 #2 SURFACE 19,600 H17934-4 **#3 SURFACE** 13,000 H17934-5 #4 SURFACE 11,600 H17934-6 #4 @ 1' 3,040 H17934-7 **#5 SURFACE** 9.700 H17934-8 #5 @ 1' 2.840 H17934-9 #6 SURFACE 18,000 H17934-10 #6 @ 1' 48 H17934-11 **#7 SURFACE** 12,400 #7 @ 1' H17934-12 832 H17934-13 **#8 SURFACE** 19,000 H17934-14 #8 @ 1' 288 H17934-15 #9 SURFACE 16.600 H17934-16 #9 @ 6" 320 490 **Quality Control** 500 True Value QC % Recovery 98.0 Relative Percent Difference < 0.1

METHOD: Standard Methods 4500-CIB

Note: Analyses performed on 1.4 w:v aqueous extracts. Not accredited for Chloride.

Chemist

78/10/09 Date

H17934 BOPCO



ANALYTICAL RESULTS FOR B.O.P.C.O. LP ATTN: TONY SAVOIE 522 WEST MERMOD, SUITE 704 CARLSBAD, NM 88220

Receiving Date: 08/06/09
Reporting Date: 08/11/09
Project Number: CRI 09 0

Project Number: CPL-09-02 Project Name: UNIT 227

Project Location: WEST OF CARLSBAD, NM

Sampling Date: 08/06/09 Sample Type: SOIL

Sample Condition: COOL & INTACT @ 5°C

Sample Received By: ML

Analyzed By: AB

		GRO	DRO
		(C ₆ -C ₁₀)	(>C ₁₀ -C ₂₈)
LAB NUMBER	SAMPLE ID	(mg/kg)	(mg/kg)

ANALYSIS D	ATE:	08/10/09	08/10/09
H17934-1	#1 @ 6"	905	2,990
H17934-2	#1 @ 2 FT	1,260	6,600
H17934-7	#5 SURFACE	<50.0	3,430
H17934-8	#5 @ 1'	<10.0	<10.0
H17934-15	#9 SURFACE*	<10.0	<10.0
Quality Contro	ol	590	584
True Value Q	C	500	500
% Recovery		118	117
Relative Perc	ent Difference	1.1	0.5

METHOD: SW-846 8015 M. Reported on wet weight.

Not accredited for GRO/DRO.

*Surrogate for DRO outside historical limits due to matrix interference.

Chemist

Date



ANALYTICAL RESULTS FOR **B.O.P.C.O. LP** ATTN: TONY SAVOIE 522 WEST MERMOD, SUITE 704 CARLSBAD, NM 88220

Receiving Date: 08/06/09 Reporting Date: 08/10/09 Project Number: CPL-09-02

Project Name: UNIT 227

Project Location: WEST OF CARLSBAD

Sampling Date: 08/06/09

Sample Type: SOIL

Sample Condition: COOL & INTACT @ 5°C

Sample Received By: ML

Analyzed By: ZL

ETHYL

LAB NO. SAMPLE ID

TOTAL BENZENE TOLUENE BENZENE XYLENES (mg/kg) (mg/kg) (mg/kg) (mg/kg)

ANALYSIS DATE:	08/07/09	08/07/09	08/07/09	08/07/09
H17934-2 #1 @ 2FT	1.30	3.99	3.22	11.0
H17934-15 #9 SURFACE	<0.050	<0.050	<0.050	<0.300
	When the second			agente graga y agricument quantum e qua rapurague "Vitana" allebrara para "retina e quantum "Vitana articulari de la compania e quantum e quantu
Quality Control	0.047	0.048	0.048	0.145
True Value QC	0.050	0.050	0.050	0.150
% Recovery	94.0	96.0	96.0	96.7
Relative Percent Difference	5.1	1.6	11.4	9.2

METHODS: BTEX - SW-846 8021B.

TEXAS NELAP ACCREDITATION T104704398-08-TX FOR BENZENE, TOLUENE, ETHYL BENZENE, AND TOTAL XYLENES. Reported on wet weight.

08/10/09

E AF	RDINAL	LABO	DRAT	OR	IES
-	101 East				

ARDINAL LABORATORIES 101 East Marland, Hobbs, NM 88240	lof	= _								
(575) 393-2326 Fax (575) 393-2476	e-mail tasavoie	bass pet.com	Page of							
Company Name: B.O.P.C.O LP	BILL TO	ANALYSIS REQUEST								
Project Manager: Tony Sulvoic	P.O. #:									
Address: 522 Wist Mermal Suite 704	Company:	1								
City: CARLS Da & State: NMZip: 88220	Attn:									
Phone #: 575-631-7110 Fax #:	Address:	1								
Project #: CPL-09-07 Project Owner:	City:	1 2								
Project Name: Unit 7.27	State: Zip:	1 8 8								
Project Location: West OF Carlsball	Phone #:	3 6								
Sampler Name: 1041 South	Fax #:	13 2								
FOR LAB USE ONLY MATRIX	PRESERV. SAMPLING									
(C)OMP		I O MUI								
WATE RES		12 2 2								
Lab.I:D. Sample I.D. B.	3ASE	200								
Tape Containers GROUNDWATER SOIL OIL	ACID/BASE. OTHER OTHER OTHER	1 9 9								
H17934-1 # 1 @ 6" 1 V	8/6/09 11:20		+-+-+-+							
-2 # 1 @ 2 F+	V 11;22	1								
-3 # 2 SUFFICE 11 11 11 11 11 11 11 11 11 11 11 11 11	11:30									
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