

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

**RECEIVED**  
OCT 26 2009  
NMOCD ARTESIA

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 <i>Burnett Oil Co 3090</i>	Contact <i>B. Matthews</i>
Address <i>Box 188 - Loco Hills</i>	Telephone No. <i>575-677-2313</i>
Facility Name <i>Gissler B Bailey</i>	Facility Type <i>Production</i>

Surface Owner <i>BOLM</i>	Mineral Owner	Lease No.
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*30-015-04120*

**LOCATION OF RELEASE**

Unit Letter	Section	Township	Range	Feet from the	North/South Line	Feet from the	East/West Line	County
<i>NW/NE</i>	<i>11</i>	<i>17</i>	<i>30</i>					<i>Edley</i>

Latitude *32 51 14* Longitude *103 56 22*

**NATURE OF RELEASE**

Type of Release <i>Oil</i>	Volume of Release <i>10 12 46</i>	Volume Recovered <i>0</i>
Source of Release <i>Circulating Pump leak</i>	Date and Hour of Occurrence	Date and Hour of Discovery <i>10/22</i>
Was Immediate Notice Given? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Not Required	If YES, To Whom? <i>B2M - Tanner Nigron</i>	
By Whom? <i>Eddie Seay Called 10:30</i>	Date and Hour <i>10/23</i>	<i>10/23</i>
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.\*

Describe Cause of Problem and Remedial Action Taken.\*  
*leak at circulating pump. Pump repaired, working on stabilizing area.*

Describe Area Affected and Cleanup Action Taken.\* *will file work plan to remediate area, area on local cor 10 x 60 / down road 1 ft wide x 400 ft. went into pastures area 1 ft wide by 50 ft. stabilize area. until work plan approved.*

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>Eddie W Seay</i>	<b>OIL CONSERVATION DIVISION</b>	
Printed Name: <i>Eddie Seay</i>	Approved by District Supervisor: <i>R. Oade by B2M</i>	
Title: <i>Agent</i>	Approval Date: <i>10-30-09</i>	Expiration Date: <i>12-31-09</i>
E-mail Address: <i>seay_04@locos.net</i>	Conditions of Approval:	Attached <input checked="" type="checkbox"/>
Date: <i>10/23/09</i>	Phone: <i>575-390-2454</i>	<i>Stipulations Attached</i>

*2RP-361*

\* Attach Additional Sheets If Necessary

*NSEB0930356200*  
*USEB0930356364*  
*SEB0930356427*



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 30, 2009

Burnett Oil Co  
PO Box 188  
Loco Hills, NM

RE: Gissler B 007 Battery 30-015-04120  
B-11-17S-30E Eddy County, New Mexico  
2RP-361

Dear Operator:

This office is in receipt of your C-141 regarding the release near this facility occurring on or about October 22, 2009.

NMOCD Rule 19.15.29.11 NMAC states in part, "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."

A guide document intended to provide direction for remediation of soils and fresh waters contaminated as a result of leaks, spills, or releases of oilfield wastes and products is found on OCD's web site at the following link:  
[http://www.emnrd.state.nm.us/ocd/documents/7C\\_spill1.pdf](http://www.emnrd.state.nm.us/ocd/documents/7C_spill1.pdf)

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

- Horizontal and vertical delineation of the spill by soil sampling. Delineation is required until contamination reaches background levels or a site specific acceptable level. Any constituent(s) of concern—to include but not limited to 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 and the work plan proposal (plan) for remediation, removal and/or clean up of contaminants that may be present at the site.

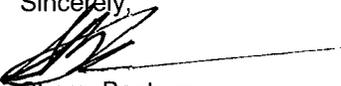
Notify the OCD **48** hours prior to obtaining samples where analyses of samples obtained are to be submitted to the OCD. Notification is to include date and time of sample event.

Within 30 days, **on or before November 30, 2009**, 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.

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  
575.748.1283 X109

