



# 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



November 4, 2009

Burnett Oil Co., Inc.  
PO Box 188  
Loco Hills, NM

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

Dear Operator:

The New Mexico Oil Conservation Division District 2 Office (OCD) is in receipt of a work plan proposal (plan) for remediation of a release of oil that occurred at the above referenced facility.

The plan is accepted with the following stipulations:

- Confirmation samples are to be obtained and submitted to OCD prior to backfilling.
- 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.
- Remediation to be completed by December 31, 2009.

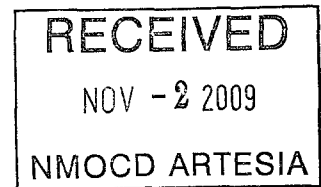
Please be advised that NMOCD acceptance of this plan does not relieve the operator of liability should their operations have failed to adequately investigate and remediate contamination that pose a threat to ground water, surface water, human health or the environment. In addition, NMOCD acceptance of 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 II



October 27, 2009



NMOCD , Artesia  
ATTN: Sherry Bonham  
1301 W. Grand Ave.  
Artesia, NM 88210

RE: Burnett Oil Co., Inc.  
Gissler B Battery  
NW/NE Sect. 11, Tws., 17 S., Rng. 30 E.

~~Mr~~s. Bonham:

Burnett Oil has retained my services to perform remedial work on the above listed spill and battery area.

As the OCD requires, I have attached a work plan for your approval. Whenever we get approval, we will get the services of a contractor to excavate and haul as work plan suggests.

I appreciate your time on this project and look forward to hearing from you.

If you have any questions, please call.

Sincerely,

A handwritten signature in black ink, appearing to read "Eddie W. Seay". The signature is fluid and cursive, with a long, sweeping underline that extends to the right.

Eddie W. Seay, Agent  
Eddie Seay Consulting  
601 W. Illinois  
Hobbs, NM 88242  
575-392-2236  
[seay04@leaco.net](mailto:seay04@leaco.net)

cc: Burnett Oil (817)332-5108

**BURNETT OIL CO., INC.**  
**GISSLER B BATTERY**  
**NW/NE Sect. 11, Tws. 17 S., Rng. 30 E.**  
**32 51' 14"**  
**103 56' 22"**

**WORKPLAN**

**Prepared By**  
**Eddie Seay Consulting**  
**October 2009**

## **WORKPLAN**

### **General:**

Leak occurred on circulating pump 10/22/09, area was stabilized, BLM was on location. OCD notified 10/23/09 and C-141 was filed.

### **Groundwater:**

According to State Engineer and groundwater information, the depth of water occurs at approximately 300 feet below surface.

### **Remediation Proposal:**

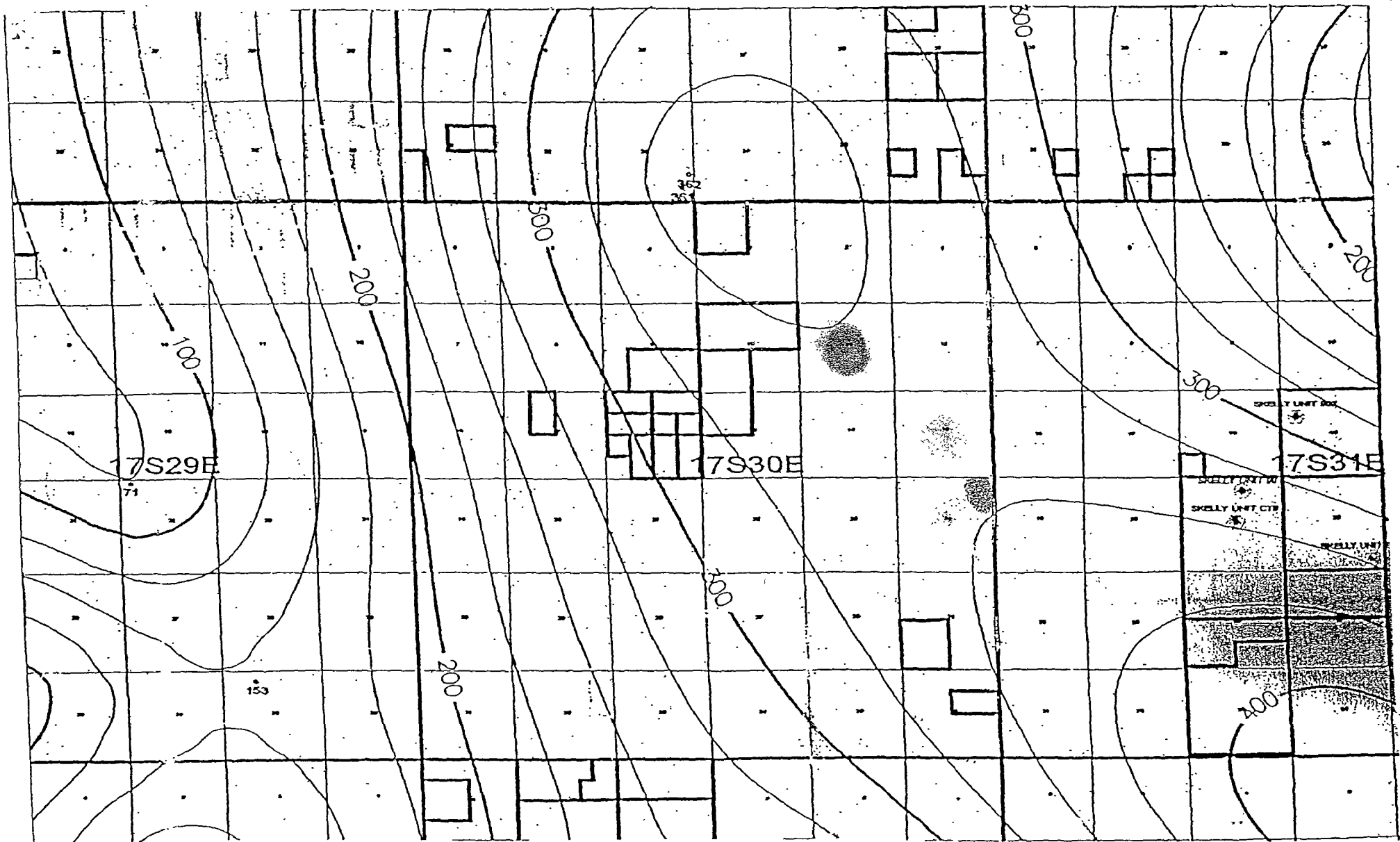
All available fluids were picked up awaiting remediation. Area will be bladed and excavated, and soil hauled to an OCD approved facility and replaced with clean soil and seeded. Before backfilling, the area will be tested for BTEX, TPH and Chloride to assure we meet OCD guidelines, and only after the OCD and BLM approves, we will backfill and level.

The OCD and BLM will be notified of all activities and a report will be filed upon completion.

### **Ranking Criteria Score - 0**

This site has a 5000 ppm TPH cleanup and will cleanup BTEX and Chloride per OCD.

# Groundwater





PHONE (575) 393-2328 • 101 E. MARLAND • HOBBS, NM 88240

ANALYTICAL RESULTS FOR  
EDDIE SEAY CONSULTING  
ATTN: EDDIE SEAY  
601 W. ILLINOIS  
HOBBS, NM 88242  
FAX TO: (575) 392-8949

Receiving Date: 10/23/09  
Reporting Date: 10/27/09  
Project Owner: BURNETT  
Project Name: GIZZLER B TANK BATTERY  
Project Location: SECT. 11 LOCO HILLS, NM

Sampling Date: 10/23/09  
Sample Type: SOIL  
Sample Condition: INTACT @ 15°C  
Sample Received By: CK  
Analyzed By: AB/HM

*Composite  
Sample of spill area  
no Calorize*

LAB NUMBER SAMPLE ID	GRO (C <sub>8</sub> -C <sub>10</sub> ) (mg/kg)	DRO (C <sub>10</sub> -C <sub>28</sub> ) (mg/kg)	CI* (mg/kg)
	10/26/09	10/26/09	10/23/09
H18563-1 GB-1	11,600	26,800	80
Quality Control	422	434	500
True Value QC	500	500	500
% Recovery	84.4	86.8	100
Relative Percent Difference	6.5	8.0	< 0.1

METHODS: TPH GRO &amp; DRO: EPA SW-846 8015 M; Std. Methods 4500-CRB

\*Analysis performed on a 1:4 w/v aqueous extract. Reported on wet weight.

*Ally S. Keene*  
Lab Director

*10/27/09*  
Date

H18563 TCL SEAY

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BURNETT OIL CO. INC.  
GISSLER "B" - N.M. 2748  
BATTERY GB 3-1  
NW/NE SEC.11-T17S-R30E



