

Bratcher, Mike, EMNRD

From: Bratcher, Mike, EMNRD
Sent: Thursday, November 05, 2009 3:00 PM
To: 'Cliff P. Brunson'
Cc: Bradley Blevins; Ken Swinney; Jennifer Gilkey; 'James_Amos@blm.gov'
Subject: RE: Chesapeake BCR Federal #1 - Sect. 3, T23S, R28E

Cliff,

The proposal to flush the draw utilizing fresh water and a "capture" system at the end of the flow path is approved with the following stipulations/conditions:

- Provide OCD with site ranking information for this release site.
- Notify OCD 48 hours prior to commencement of operations.
- Notify OCD 48 hours prior to obtaining samples where analyses of samples obtained are to be presented to OCD.
- Obtain samples from the impacted area in the arroyo before and after the flushing event.
- Remediation of impacted areas outside of the arroyo are to be by conventional methods, as proposed. Confirmation samples are to be obtained, analyses submitted to OCD, and approval granted prior to backfilling any excavated areas.
- Like approval by BLM.

It should be understood that this method of remediation is for the arroyo only, and is approved as an attempt at remediating this area with minimal disturbance. The success of this method will be determined after a review of the analytical data. Additional remediation efforts may be required.

Be advised OCD approval does not relieve the operator of liability should their operations have failed to adequately investigate and remediate contamination that may pose a threat to ground water, surface water, human health or the environment. In addition, OCD approval does not relieve the operator of responsibility for compliance with any other federal, state, local laws and/or regulations.

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From: Cliff P. Brunson [mailto:cbrunson@bbcinternational.com]
Sent: Wednesday, November 04, 2009 9:42 PM
To: Bratcher, Mike, EMNRD
Cc: Bradley Blevins; Ken Swinney; Jennifer Gilkey
Subject: Chesapeake BCR Federal #1 - Sect. 3, T23S, R28E

Mike,

This e-mail is to confirm Chesapeake's proposal that you and I discussed on the phone to the NMOCD to follow the BLM's recommendation to flush two full water truck loads of fresh water above the start of the produced water spill in the arroyo at the above mentioned well site and then capture the water at the end of the spill. This process has been recommended by Jim Amos of the BLM as the least intrusive and damaging to the landscape. The area impacted around the well and location will be excavated, disposed of, and backfilled.

If you would please respond back with your agreement to this proposed remedial method, it would be greatly appreciated. If you have any questions, please do not hesitate to contact either myself or Bradley Blevins with Chesapeake.

Thanks,

Cliff
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