



STATE OF NEW MEXICO
ENERGY, MINERALS AND NATURAL RESOURCES DEPARTMENT

OIL CONSERVATION DIVISION
2040 S. PACHECO
SANTA FE, NEW MEXICO 87505
(505) 827-7131

February 2, 1996

CERTIFIED MAIL
RETURN RECEIPT NO. Z-765-962-613

Mr. Chuck Badsgard, V.P.
Sunco Trucking Water Disposal Company
P.O. Box 443
Farmington, New Mexico 87499

RE: NOTICE OF VIOLATION
Sunco Water Disposal Facility

Dear Mr. Badsgard:

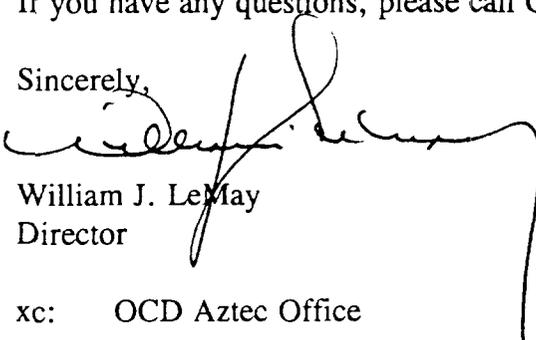
On January 24, 1996, Giant Refining Company - Bloomfield (Giant) informed the OCD that due to injection problems, non-exempt wastes generated from flowback of the Giant Class I non-hazardous industrial waste disposal well were transported offsite by Sunco Trucking Company (Sunco) to Sunco's waste management facility located in Section 2, Township 29 North, Range 12 West, NMPM, San Juan County, New Mexico.

On January 25, 1996, the OCD requested information from Sunco regarding the transportation and disposal of the non-exempt waste. Sunco responded on January 29, 1996 with the requested information. Sunco's response did not contain the OCD Form C-138 required by OCD Rule 711 before a commercial disposal facility receives non-exempt wastes.

Wastes generated in the crude oil refining process are not classified as exempt from Resource Conservation and Recovery Act Subtitle III regulations. Sunco's acceptance of non-exempt waste without submission of the required OCD Form C-138 and prior OCD approval is a violation of OCD Rule 711. Future violation(s) will subject Sunco to the penalties provided in Section 70-2-31 NMSA 1978 of the New Mexico Oil and Gas Act and Sunco may be assessed civil penalties up to \$1000 per day.

If you have any questions, please call Chris Eustice at (505) 827-7153.

Sincerely,


William J. LeMay
Director

xc: OCD Aztec Office

Is your RETURN ADDRESS completed on the reverse side?

SENDER:

- Complete items 1 and/or 2 for additional services.
- Complete items 3, 4a, and 4b.
- Print your name and address on the reverse of this form so that we can return this card to you.
- Attach this form to the front of the mailpiece, or on the back if space does not permit.
- Write "Return Receipt Requested" on the mailpiece below the article number.
- The Return Receipt will show to whom the article was delivered and the date delivered.

I also wish to receive the following services (for an extra fee):

- 1. Addressee's Address
- 2. Restricted Delivery

Consult postmaster for fee.

3. Article Addressed to:

MR. CHUCK BADSGARD
SUNCO TRUCKING
PO BOX 443
FARMINGTON NM 87499

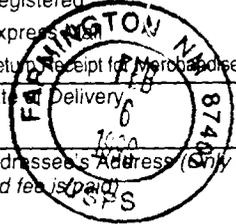
4a. Article Number

Z 765 962 613

4b. Service Type

- Registered
- Express Mail
- Return Receipt for Merchandise
- Certified
- Insured
- COD

7. Date of Delivery



5. Received By: (Print Name)

Shirley Johnson

8. Addressee's Address (Only if requested and fee is paid)

6. Signature: (Addressee or Agent)

X

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