

**From:** [Eads, Cristina, EMNRD](#)  
**To:** ["Littrell, Kyle"](#)  
**Cc:** [Bratcher, Mike, EMNRD](#); [Robert EMNRD Hamlet \(Robert.Hamlet@state.nm.us\)](#); [CFO Spill, BLM NM](#)  
**Subject:** NAB1929041495 GOLDEN 8 FEDERAL BATTERY 1 @ K-08-21S-29E ON OE  
**Date:** Monday, November 9, 2020 3:22:00 PM  
**Attachments:** [image002.png](#)  
[\(C-141 Final\) NAB1929041495.pdf](#)  
[image003.png](#)

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## **NAB1929041495 GOLDEN 8 FEDERAL BATTERY 1 @ K-08-21S-29E ON OE**

Kyle,

The OCD has denied the submitted Deferral Request C-141 for incident # NAB1929041495 for the following reason:

- The depth to groundwater has not been adequately determined. When nearby wells are used to determine depth to groundwater, the wells should be no further than ½ mile away from the site, and data should be no more than 25 years old, and well construction information should be provided. The responsible party may choose to delineate to the most stringent levels listed in Table 1 in lieu of drilling to determine the depth to groundwater.

The Denied C-141 can be found in the online image file. Please review and make the required correction prior to resubmitting through the fee portal. If you have any questions or believe this denial is in error, please contact me prior to submitting an additional C-141.

Thanks,

### **Cristina Eads**

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**OCD approval does not relieve the operator of liability should their operations fail to adequately investigate and remediate contamination that may pose a threat to groundwater, 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, or local laws and/or regulations.**