

Received 2/13/2015

NMOCD Artesia

District I  
1625 N. French Dr., Hobbs, NM 88240  
District II  
811 S. First St., 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

Form C-141  
Revised August 8, 2011

Submit 1 Copy to appropriate District Office in  
accordance with 19.15.29 NMAC.

## Release Notification and Corrective Action

### OPERATOR

☐ Initial Report ☒ Final Report

Name of Company	Burnett Oil Co., Inc.	Contact	Leslie Garvis
Address	801 Cherry Street -Suite 1500, Ft. Worth, TX 76102	Telephone No.	817-583-8730
Facility Name	Gissler A-2 Battery	Facility Type	Battery
Surface Owner	BLM	Mineral Owner	
		API No.	30-015-33498

### LOCATION OF RELEASE

Unit Letter	Section	Township	Range	Feet from the	North/South Line	Feet from the	East/West Line	County
J	14	17S	30E	1422	FSL	1705	FEL	Eddy

Latitude 32.831215 Longitude -103.939486

### NATURE OF RELEASE

Type of Release	Oil	Volume of Release	230 bbls	Volume Recovered	210 bbls
Source of Release	Oil tank	Date and Hour of Occurrence	3/20/14	Date and Hour of Discovery	3/20/14 7:00 am
Was Immediate Notice Given?	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Not Required	If YES, To Whom?	Mike Bratcher - NMOC; Mike Burton - BLM		
By Whom?	Jacob Kamplain - RECS	Date and Hour	3/20/14 11:22 am		
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.\*☐ The water line plugged up and the water ran into the oil tank causing it to overflow. Vacuum trucks were called out to the site and removed the standing oil.  
Describe Area Affected and Cleanup Action Taken.\*☐ A total of 12,908 sq ft of bermed battery, lease road and pasture land was affected by the release. RECS personnel were on site beginning on March 20<sup>th</sup>, 2014, to assess the release. Based on the assessment, eight samples points from within the release were sampled at the surface and with depth. Representative samples from each sample point were taken to a commercial laboratory for analysis. Once the initial sampling was completed, a CAP was submitted to NMOCD and BLM on November 4<sup>th</sup>, 2014. Both NMOCD and BLM approved the CAP on November 5<sup>th</sup>, 2014; however both agencies imposed stipulations in conjunction with their approvals. Corrective action activities began at the site on November 20<sup>th</sup>, 2014. The release area was scraped in seven portions. In total, 1,332 cubic yards of contaminated soil from the pasture areas and the battery were taken to a NMOCD approved facility for disposal. Once the 8 inch scrape in the battery and the 6 inch scrape over the caliche road were completed, bottom composite samples from each scrape were taken and sent to a commercial laboratory for analyses. Once the excavation to 4 ft bgs around Point 6 was completed, 8 wall samples were taken from the completed excavation and sent to a commercial laboratory for analyses. On December 12<sup>th</sup>, 2014, a request to install the 20-mil reinforced poly liner in the 4 ft excavation and to backfill the excavations outside the facility was sent to NMOCD and BLM for their approval. BLM approved the request on December 12<sup>th</sup>, 2014, and NMOCD approved the request on December 18<sup>th</sup>, 2014. On December 15<sup>th</sup>, 2014, a 20-mil reinforced poly liner was installed and properly seated into the base of the 4 ft excavation. A total of 1,640 cubic yards of top soil was imported to the site to backfill the pasture areas. A sample of this imported top soil was taken to a commercial laboratory and returned a chloride value of non-detect. The pasture area was backfilled with the imported top soil and contoured to the surrounding location. On December 22<sup>nd</sup>, 2014, a request to backfill the battery was sent to NMOCD and BLM. NMOCD approved the request on December 26<sup>th</sup>, 2014, and BLM approved the request on January 5<sup>th</sup>, 2015. A total of 444 cubic yards of caliche was imported to the site to backfill the battery and build berms. On January 7<sup>th</sup>, 2014, soil amendments were added to the disturbed areas in the pasture, and then the areas were seeded with LPC mix.

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>Leslie Garvis</i>	<u>OIL CONSERVATION DIVISION</u>		
Printed Name: Leslie Garvis	Approved by Environmental Specialist:		
Title: Regulatory Coordinator	Approval Date: 2/17/2015	Expiration Date: NA	
E-mail Address: lgarvis@burnettoil.com	Conditions of Approval:		Attached <input type="checkbox"/>
Date: 2/13/15	Phone: 817-583-8730	FINAL	

2RP-2233