

**From:** [Tucker, Shelly](#)  
**To:** [Bratcher, Mike, EMNRD](#)  
**Cc:** [Laura Flores](#); [Baker, Larry](#); [Michael Burton](#); [Patterson, Heather, EMNRD](#)  
**Subject:** Re: Apache - Lee Federal #94 (2R-3378) Work Plan  
**Date:** Friday, May 20, 2016 11:35:09 AM

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BLM concurs with the NMOCD...the areas in question will need to be addressed.

If you have any questions or concerns, please do not hesitate to contact me.

Sincerely,

*Shelly J Tucker*

Environmental Protection Specialist  
Bureau of Land Management

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Carlsbad, NM 88220

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The **BLM acceptance/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 groundwater, surface water, human health or the environment or if the location fails to reclaim properly. In such an event that the location does not revegetate, or future issues with contaminants are encountered, the operator will be asked to address the issues until the contaminant issues are fully mitigated and the location is successfully reclaimed. In addition, BLM approval does not relieve the operator of responsibility for compliance with any other federal, state or local laws/regulations.

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On Tue, May 17, 2016 at 4:11 PM, Bratcher, Mike, EMNRD <[mike.bratcher@state.nm.us](mailto:mike.bratcher@state.nm.us)> wrote:

RE: Apache Corp. \* Lee Fed 93 \* 2RP-3378 \* DOR: 10/30/15

Bruce,

The 4/25/16 proposal, prepared by Diversified, for remediation of the above referenced release, is not approved. While the analytical data was somewhat difficult to correlate, Hall Environmental data (Date Reported 4/14/2016) returns hydrocarbon values above RRAL at sample points identified as "Pt 6 @ Surface" (15,000 mg/kg) and "Pt 7 @ Surface" (11,000 mg/kg). Neither of these areas are addressed in the remediation proposal. OCD may consider a deferral on the pad only, if the proposal is to only scrape 6". The site is in Eddy County, not Lea as listed in the proposal.

If you have any questions or concerns, please contact me.

**Mike Bratcher**

NMOCD District 2

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**From:** Laura Flores [mailto:[lflores@diversifiedfsi.com](mailto:lflores@diversifiedfsi.com)]

**Sent:** Monday, April 25, 2016 2:21 PM

**To:** Bratcher, Mike, EMNRD

**Cc:** Tucker, Shelly; Baker, Larry; Michael Burton

**Subject:** Apache - Lee Federal #94 (2R-3378) Work Plan

Mr. Bratcher,

Attached is the Work Plan for the Apache Lee Federal #94 (2R-3378).

Please let Bruce or myself know if you have any questions.

Thank you,

Laura