

**From:** [Bob Asher](#)  
**To:** [Billings, Bradford, EMNRD](#); [Bratcher, Mike, EMNRD](#); [Patterson, Heather, EMNRD](#)  
**Cc:** [Katie Parker](#)  
**Subject:** RE: State CO SWD System/foster FF, 2RP-2479  
**Date:** Tuesday, February 23, 2016 10:41:40 AM

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Brad,

To update the situation, Kevin Wilbanks did shut down the remediation process on September 17, 2015.

YPC met with Mr. Wilbanks on December 14, 2015 to discuss options to re-start the remediation work, during the meeting it was discussed and agreed to sample the stained looking soils outside the southeast corner of the excavation within the Agave pipeline ROW, those results are attached, labeled (Sample Area: Agave P/L ROW Hall, 1512C37, please note that those sample were approximately 25' east of the excavation edge) and the open excavation where there release occurred in the tin horn, labeled (Sample Area/Tin Horn). Also addressed was sampling outside of the excavation where at the time of our on-site meeting (6/16/2015) the vegetation showed no signs of chloride impaction and the NMOCD was not requiring sampling outside of the excavation. YPC has submitted a letter to Mr. Wilbanks with the results of the additional sampling points, as well as a proposal to meet his additional remediation requests. We have not received a response to date, but if we receive a favorable response, YPC will submit an amended work plan for NMOCD approval.

The sample points that were outlined within the August 4, 2015 Work Plan are also attached, please note that those samples where initial results were above the approved 2,000 ppm for chloride limit have been excavated. Per the dates shown, there were only four (4) sample points analyzed and met the required chloride levels before work was shut down.

Thank you.

**Robert Asher**  
**Yates Petroleum Corporation**  
**Health & Environmental Department**  
**NM Environmental Regulatory Supervisor**  
575-748-4217 (O)  
**Yates Safety Begins With YOUR Safety**

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**From:** Billings, Bradford, EMNRD [mailto:Bradford.Billings@state.nm.us]  
**Sent:** Friday, February 19, 2016 3:55 PM  
**To:** Bob Asher; Bratcher, Mike, EMNRD; Patterson, Heather, EMNRD  
**Subject:** State CO SWD System/foster FF, 2RP-2479

Hello Mr. Asher,

This email is by way of requesting any data or information that Yates may have in hand that has yet to be sent to the OCD, regarding the State CO SWD System/Foster FF, 2RP-2479. OCD has been to

the location recently and has noted some activity since last we met at the site. OCD is making a concerted effort to stay on top of and be aware of remedial activities. As it has been several months since most recent approval for activity, and as we have been informed recently by the surface owner that he has stopped your activities on this site we make this request for data fully understanding that it is of an interim nature and may not be fleshed out, as it were. We appreciate that it would be raw information and as such, does not need to be in any particular "report" format.

We do not know if Yates has collected any new field or laboratory data, but, and again, if you have we are requesting said data to be delivered to OCD by Friday next (2/26/16). If you have no new data please advise us of this being the case. Additionally, a short discussion of the actual field activities that have occurred since our last site visit would be helpful as well.

Thank you for your time and effort on this circumstance.

Sincerely,

Brad

**Bradford Billings**

Hydrologist

Oil Conservation Division/Environmental Bureau

505.476.3482

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