

## Hamlet, Robert, EMNRD

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**From:** Hamlet, Robert, EMNRD  
**Sent:** Monday, March 4, 2019 2:07 PM  
**To:** 'Cliff Brunson'  
**Cc:** Venegas, Victoria, EMNRD; 'Wade Dittrich'; 'Ken Swinney'; 'Jennifer Gilkey'; 'Kathy Purvis'; Bratcher, Mike, EMNRD  
**Subject:** RE: [EXT] OXY Cedar Canyon 15 1 WTF South - Delineation Workplan (Denied - Please recomplete the workplan to meet <50 feet limit requirements) (2RP-5037) (8-15-2018)

Cliff,

OCD currently considers the well to lie within a 100-year floodplain for rule compliance purposes. Please correct the workplan/remediation proposal to conform to the <50 feet limit requirements. Below is the relevant portion of the spill rule (Part 29): 19.15.29.12 C.(4)

*(4) If a release occurs within the following areas, the responsible party must treat the release as if it occurred less than 50 feet to ground water in Table I of 19.15.29.12 NMAC:*

*(a) within (i) 300 feet of any continuously flowing watercourse or any other significant watercourse, or (ii) 200 feet of any lakebed, sinkhole or playa lake (measured from the ordinary high-water mark); 19.15.29 NMAC 5*

*(b) within 300 feet from an occupied permanent residence, school, hospital, institution or church;*

*(c) within (i) 500 feet of a spring or a private, domestic fresh water well used by less than five households for domestic or stock watering purposes, or (ii) 1000 feet of any fresh water well or spring;*

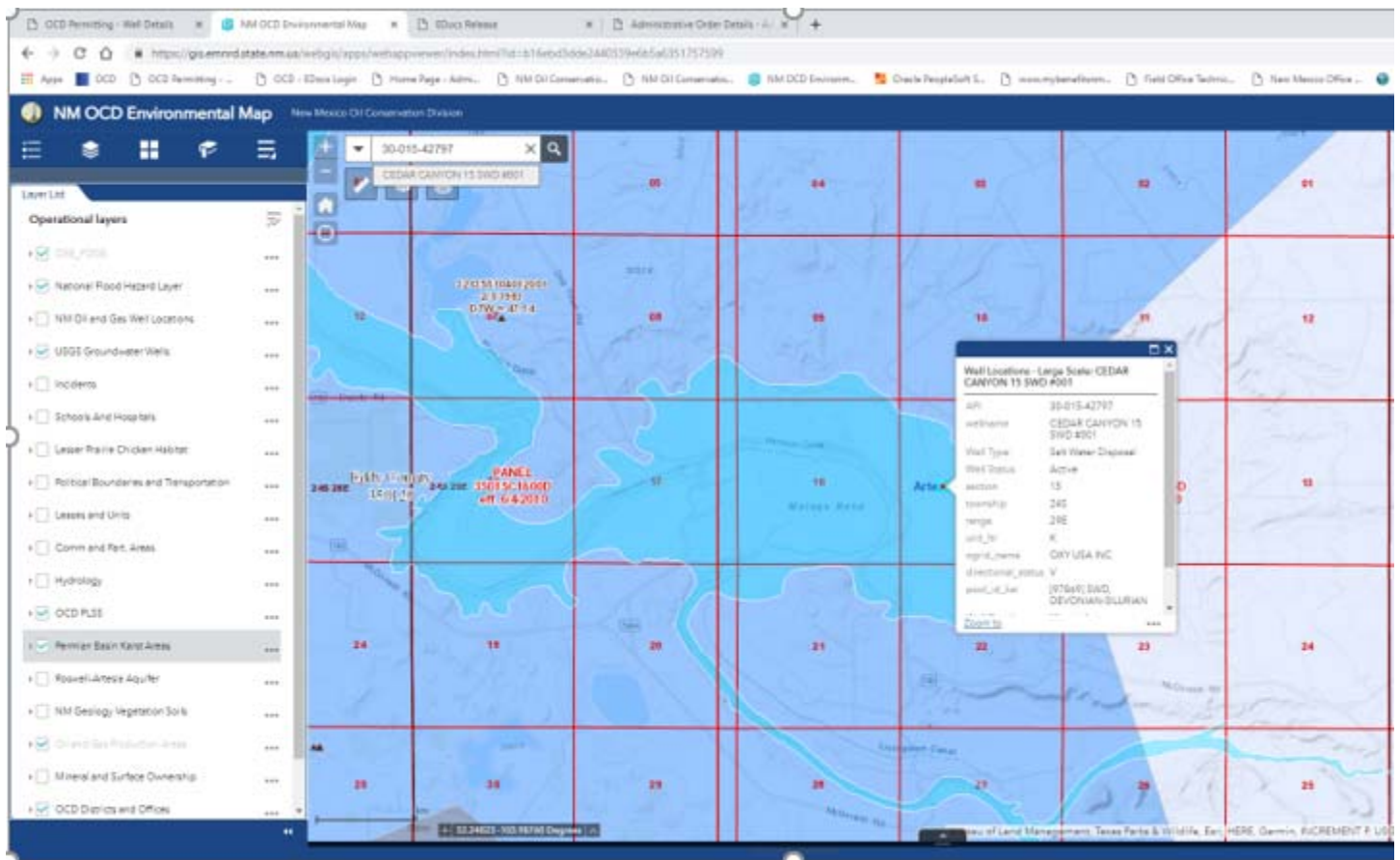
*(d) within incorporated municipal boundaries or within a defined municipal fresh water well field covered under a municipal ordinance adopted pursuant to Section 3-27-3 NMSA 1978 as amended, unless the municipality specifically approves;*

*(e) within 300 feet of a wetland;*

*(f) within the area overlying a subsurface mine;*

*(g) within an unstable area; or*

*(h) within a 100-year floodplain*



Thank you,

Robert J Hamlet  
State of New Mexico  
Energy, Minerals, and Natural Resources  
Oil Conservation Division  
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(575) 840-5963  
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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.

**From:** Cliff Brunson <cbrunson@bbcinternational.com>  
**Sent:** Thursday, February 21, 2019 2:22 PM  
**To:** Bratcher, Mike, EMNRD <mike.bratcher@state.nm.us>  
**Cc:** Hamlet, Robert, EMNRD <Robert.Hamlet@state.nm.us>; Venegas, Victoria, EMNRD <Victoria.Venegas@state.nm.us>; 'Wade Dittrich' <Wade\_Dittrich@oxy.com>; 'Ken Swinney' <kswinney@bbcinternational.com>; 'Jennifer Gilkey' <jgilkey@bbcinternational.com>; 'Kathy Purvis' <kathy@bbcinternational.com>  
**Subject:** [EXT] OXY Cedar Canyon 15 1 WTF South (2RP-5037) - Delineation Workplan

All,

Please find the attached Delineation Workplan and remediation proposal for the Oxy Cedar Canyon 15 1 WTF (South) (2RP-5037). OXY is requesting that you review this plan and is looking forward to the OCD's approval.

If you have any questions, please let me know.

Thanks, Cliff

Cliff P. Brunson, CEI, CRS  
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