

Hamlet, Robert, EMNRD

From: Hamlet, Robert, EMNRD
Sent: Thursday, April 9, 2020 12:22 PM
To: Baker, Adrian
Cc: Bratcher, Mike, EMNRD; Venegas, Victoria, EMNRD; Eads, Cristina, EMNRD; Mann, Ryan
Subject: Closure Denied - XTO - James Ranch Unit #34 - (Incident #NAB1921754897) (2RP-5553)
Attachments: Closure Denied - XTO - James Ranch Unit #34.pdf

Adrian,

We have received your closure report and final C-141 for **Incident #NAB1921754897 James Ranch Unit #34**, thank you. This closure is denied.

- There has been some confusion regarding “Right of Ways” recently and it is probably in order to clarify how they should be treated. A “Right of Way” is considered Off-Pad and is to be treated like it is in the pasture. Roads, Pasture, and “Right of Ways” are all considered Off-Pad and need to meet the strictest closure criteria for soil standards in the top 4’ of soil/material (Equivalent: <50’ depth to groundwater). In the pasture there needs to be two delineations of sorts. The first, needs to occur from surface to 4’ below ground surface. Surface to 4’ below ground surface sidewall/floor samples need to comply with the strictest closure criteria limits (600 mg/kg, Chlorides, 100 mg/kg TPH, etc.). The sidewall samples below 4’ would revert back to Table 1 in the Spill Rule. In your case, you would need to have a sidewall sample from (surface-4’) and another from (4’-10’). All of your floor samples are 10’ below ground surface and are compliant with Table 1. The problem with the sidewall samples is that they are from (surface-10’). The OCD needs to see two separate delineations in this case. We would need to see sidewall samples (surface-4’) that are under (600 mg/kg Chlorides, 100 mg/kg TPH, etc.). The sidewall samples from (4’-10’) would need to meet closure criteria (20,000 mg/kg Chlorides, 2,500 mg/kg TPH, etc.).
- Please continue to delineate sidewall samples (surface-4’) until they meet closure criteria standards (600 mg/kg, Chlorides, 100 mg/kg TPH, etc.).
- Please upload future closure report to the payment portal when completed.

Please let me know if you have any further questions.

Thank you,

Robert J Hamlet
State of New Mexico
Energy, Minerals, and Natural Resources
Oil Conservation Division
811 S. First St., Artesia NM 88210
(575) 748-1283
Robert.Hamlet@state.nm.us

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.