Hamlet, Robert, EMNRD

From: Hamlet, Robert, EMNRD

Sent: Monday, April 13, 2020 11:25 AM

To: Katie Jamison

Cc: Bratcher, Mike, EMNRD; Venegas, Victoria, EMNRD; Eads, Cristina, EMNRD

Subject: Closure Denied - EOG - Hooper Battery - (Incident #NRM2000240058) and (Incident

#NCS2003542654)

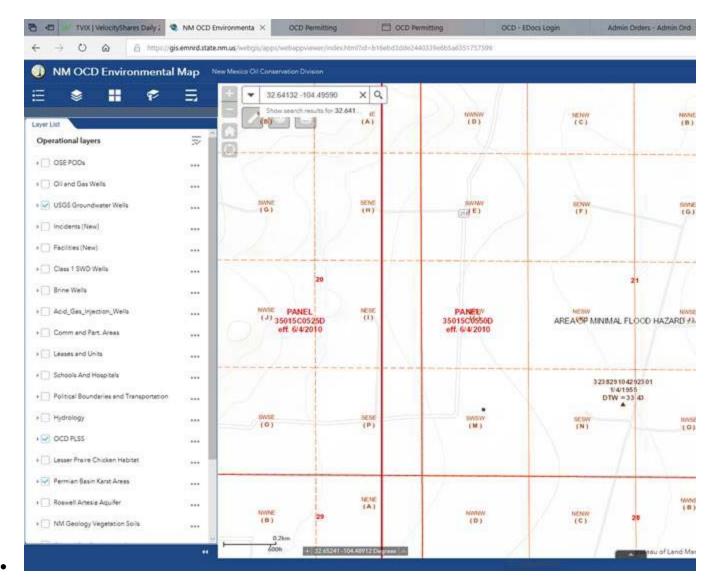
Attachments: Closure Denied - EOG - Hooper Battery - (NRM2000240058).pdf; Closure Denied - EOG - Hooper

Battery - (NCS2003542654).pdf

Katie,

We have received your closure reports and final C-141s for <u>Incident #NRM2000240058</u> and <u>Incident #NCS2003542654</u> Hooper Battery, thank you. This closures are denied.

• There is a well less than ½ mile directly east of the Hooper Battery, which has a DTW of 33.43′. There are no wells within a 1/2 radius of the well location over 100′ depth to groundwater. If you feel the depth to groundwater is >100′, a shallow borehole can be drilled to 105′ allowing for verification of the depth. If water is not visible after reaching bottom-hole and waiting 72 hours, the OCD will accept this as evidence. We would just need a copy of the driller's log.



- At this point, the DTW maintains that the site should be remediated to <50' DTW, which requires (600 mg/kg, Chlorides, 100 mg/kg TPH, etc.).
- Attempting to close 2 separate spills will require 2 payments to the OCD Payment Portal.
- If a second payment has already been accomplished, please e-mail me the P.O. Number from the Payment Portal. If not, please make a second payment and e-mail me the P.O. Number. You can just upload the same report a second time.

Please let me know if you have any further questions.

Regards,

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.