

## Hamlet, Robert, EMNRD

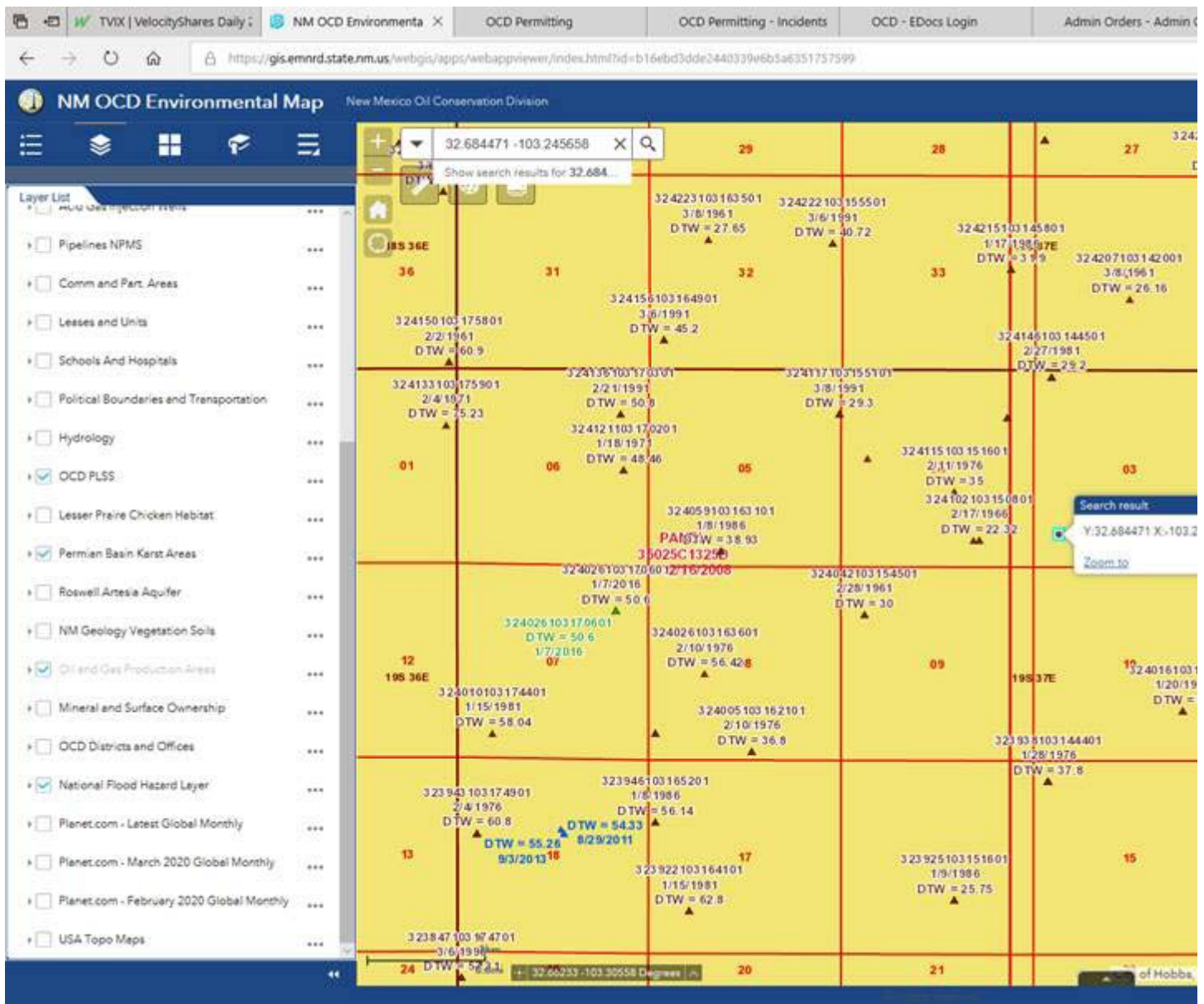
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**From:** Hamlet, Robert, EMNRD  
**Sent:** Monday, May 11, 2020 10:40 AM  
**To:** 'Wade Dittrich'  
**Cc:** Bratcher, Mike, EMNRD; Venegas, Victoria, EMNRD; Eads, Cristina, EMNRD  
**Subject:** Remediation Denied - OXY - East Eumont Battery - (Incident #NRM2009935289)  
**Attachments:** Remediation Denied - OXY - East Eumont Battery.pdf

**Wade,**

We have received your Workplan/Remediation Proposal for **Incident #NRM2009935289 East Eumont Battery**, thank you. The Remediation Proposal is denied.

This is a very sensitive site with a depth to groundwater estimate of 20'-30' bgs. This site will need to be remediated to <50' to groundwater. Sites less than 50' to groundwater do not qualify for a deferral, so please use shovel/hydrovac to remove all contaminated soil from the tank battery. The variance to install a 20 mil liner at 4 feet bgs is denied. Please complete a full delineation and excavate contaminated soil as quickly as possible.



Please review and resubmit including all documentation as required.

Please submit:

1. Scaled site map diagram with sample points clearly marked
2. Site Photos
3. Site Assessment/Delineation summary (horizontal and vertical)
4. Delineation sample analytical results (lab tested)
5. Table containing analytical data
6. Description of proposed excavation depths corresponding to analytical table
7. Depth to groundwater evaluation, including fluid level data from New Mexico Office of the State Engineer or other documented evidence
8. Karst evaluation

9. FEMA National Flood map review.

10. Signed and dated C-141 (Pages 3-6)

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  
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(575) 748-1283  
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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.