

## Hamlet, Robert, EMNRD

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**From:** Hamlet, Robert, EMNRD  
**Sent:** Thursday, May 21, 2020 3:07 PM  
**To:** 'Brittany Esparza'  
**Cc:** Bratcher, Mike, EMNRD; Venegas, Victoria, EMNRD; Eads, Cristina, EMNRD; CFO\_Spill, BLM\_NM  
**Subject:** Remediation Denied - COG - JR's Horz Fed #2 - (Incident #NAB1904554978) (2RP-5238)  
**Attachments:** Remediation Denied - COG - JR's Horz Fed #2.pdf

Brittany,

We have received your Workplan/Remediation Proposal for **Incident #NAB1904554978 JR's Horz Fed #2**, thank you. This Workplan/Remediation proposal is denied.

- After the BLM reviewed the data and inspected the site, the BLM (James Amos) requested no additional excavation from the wash area, which may cause more damage to the surrounding areas and alter the course of the wash area. In addition, the BLM requested the area be sloped and to add erosional controls. On December 16, 2019, Tetra Tech personnel returned to the area to slope and install erosion controls every 50.0'. The area was sloped in the natural course of the draw and would help direct the flow of the water for any future rain events. The OCD is in agreement that no additional excavation from the **wash area** should take place and that the erosion control system is warranted.
- Area AH-7 in the **pasture** will need to be further delineated.
- Except for area AH-4, the entire spill area in the **pasture** will need to be remediated, not just the specified areas in between the pipelines. This includes remediation on the roads and using a hydrovac around the pipelines to remove the contaminants that are above 600 mg/kg for chlorides.
- 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.).
- Full horizontal and vertical delineation will need to take place.
- Please upload Remediation/Closure Report to payment portal, when completed.

Please let me know if you have any further questions.

Regards,

Robert J Hamlet  
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Oil Conservation Division  
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