

Hamlet, Robert, EMNRD

From: Hamlet, Robert, EMNRD
Sent: Friday, May 29, 2020 1:27 PM
To: Sheldon Hitchcock
Cc: Bratcher, Mike, EMNRD; Venegas, Victoria, EMNRD; Eads, Cristina, EMNRD; 'Mann, Ryan'
Subject: Remediation Conditional Approval - COG - Smalls Fed #1H - (Incident #NDHR1917938878) (1RP-5585)
Attachments: Remediation Conditional Approval - COG - Smalls Fed #1H.pdf

Sheldon,

We have received your Workplan/Remediation Proposal for **Incident #NDHR1917938878 Smalls Fed #1H**, thank you. This Workplan/Remediation proposal is approved with the following condition:

- Excavate sample location S-7 and S-17 to 5' below ground surface.
- Excavate sample location S-22 to 4' below ground surface.
- Sample location S-11 was over the limit for chlorides during the June 14th, 2019 sampling event. Resampling results do not show in the table for the September 3, 2019 sampling event. Please make sure this sample is below the limit of 600 mg/kg for chlorides.
- The request to not collect final laboratory confirmation samples is **denied**. Final samples that meet closure criteria for soils is required for closure.
- **Closure reporting.** The responsible party must take the following action for any major or minor release containing liquids.

(1) The responsible party must submit to the division a closure report on form C-141, including required attachments, to document all closure activities including sampling results and the details on any backfilling, capping or covering, where applicable. The responsible party must certify that all information in the closure report and attachments is correct and that the responsible party has complied with all applicable closure requirements and conditions specified in division rules or directives. The responsible party must submit closure report along with form C-141 to the division within 90 days of the remediation plan approval. The responsible party may apply for additional time to submit the final closure report upon a showing of good cause as determined by the division. The final report must include:

- (a) a scaled site and sampling diagram;
- (b) photographs of the remediated site prior to backfill;
- (c) laboratory analyses of final sampling; and
- (d) a description of all remedial activities.

Please let me know if you have any further questions.

Regards,

Robert J Hamlet
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Energy, Minerals, and Natural Resources
Oil Conservation Division
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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.