

## Hamlet, Robert, EMNRD

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**From:** Hamlet, Robert, EMNRD  
**Sent:** Monday, June 15, 2020 10:50 AM  
**To:** 'hconder@tasman-geo.com'  
**Cc:** Bratcher, Mike, EMNRD; Venegas, Victoria, EMNRD; Eads, Cristina, EMNRD; CFO\_Spill, BLM\_NM  
**Subject:** Closure Denied - DCP - James Ranch Pipeline - (Incident #NAB1914356527) (2RP-5443)  
**Attachments:** Closure Denied - DCP - James Ranch Pipeline.pdf

Haskell,

We have received your closure report and final C-141 for **Incident #NAB1914356527 James Ranch Pipeline**, thank you. This closure is denied.

- The spill hasn't been vertically delineated. The OCD requests that samples be taken to a depth that contamination amounts are under the limit.
- OCD currently considers High Karst areas as "an unstable area" for rule compliance purposes.

Below is the relevant portion of the spill rule (Part 29): 19.15.29.12 C.(4)

*(4) If a release occurs within the following areas, the responsible party must treat the release as if it occurred less than 50 feet to ground water in Table I of 19.15.29.12 NMAC:*

*(a) within (i) 300 feet of any continuously flowing watercourse or any other significant watercourse, or (ii) 200 feet of any lakebed, sinkhole or playa lake (measured from the ordinary high-water mark); 19.15.29 NMAC 5*

*(b) within 300 feet from an occupied permanent residence, school, hospital, institution or church;*

*(c) within (i) 500 feet of a spring or a private, domestic fresh water well used by less than five households for domestic or stock watering purposes, or (ii) 1000 feet of any fresh water well or spring;*

*(d) within incorporated municipal boundaries or within a defined municipal fresh water well field covered under a municipal ordinance adopted pursuant to Section 3-27-3 NMSA 1978 as amended, unless the municipality specifically approves;*

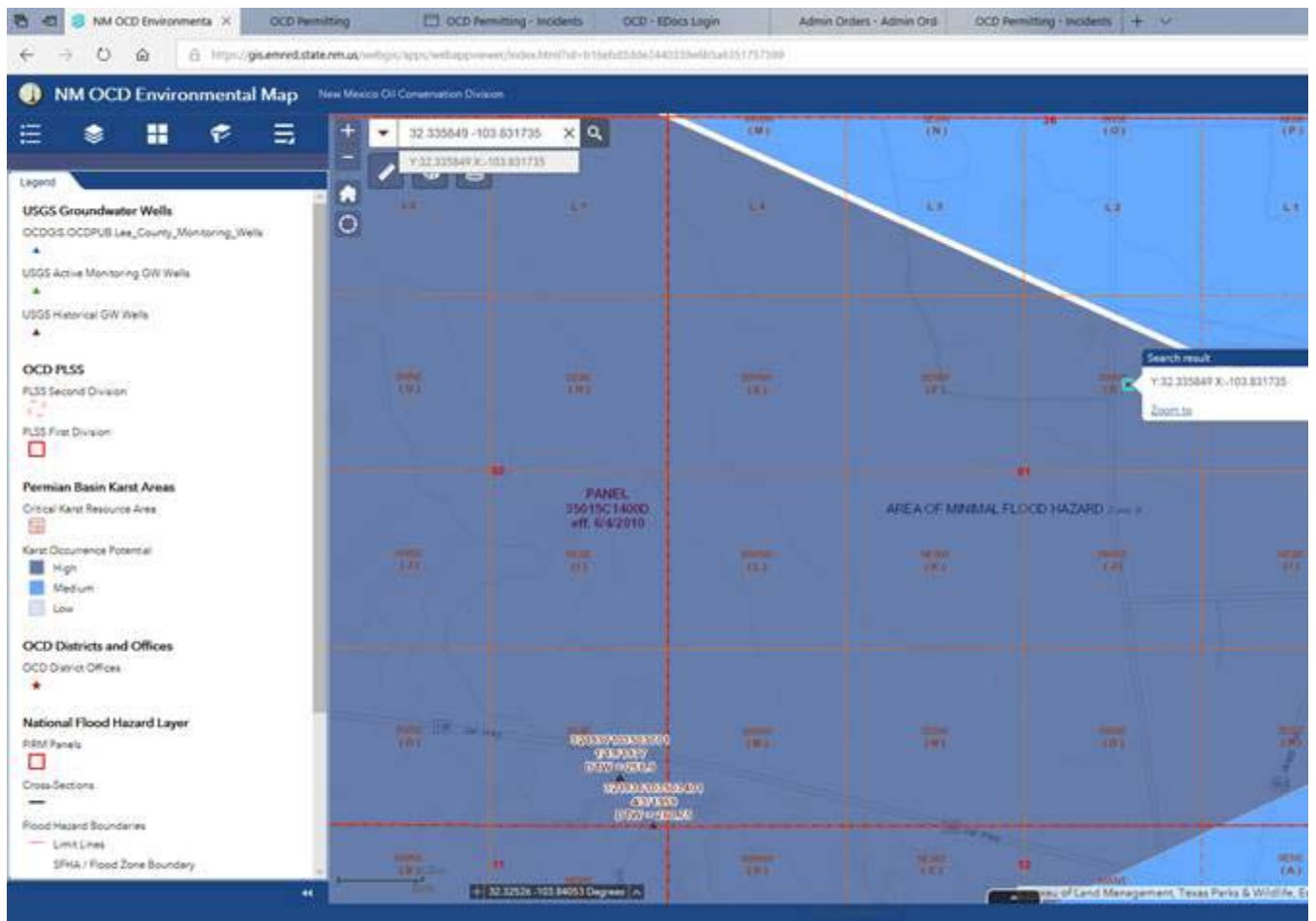
*(e) within 300 feet of a wetland;*

*(f) within the area overlying a subsurface mine;*

*(g) within an unstable area; or*

*(h) within a 100-year floodplain*

- This release has occurred in a High Karst area and will need to be remediated to the strictest closure criteria of <50' depth to groundwater from Table 1 of the spill rule. The current spill rule may be viewed here: <http://164.64.110.134/parts/title19/19.015.0029.html>



- Please continue to delineate/excavate the contaminated soil until it is under the closure criteria limit.
- Please upload future closure report to the payment portal when completed.

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](mailto: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.