

From: [Hamlet, Robert, EMNRD](#)
To: [DeHoyos, Kendra](#)
Subject: FW: Closure Denied - Devon - Caswell 23 Fed #1H & #3H - (Incident #NOY1809350940) (1RP-5009)
Date: Friday, September 18, 2020 3:58:00 PM
Attachments: [Closure Denied - Devon - Caswell 23 Fed #1H & #3H.pdf](#)

Kendra,

I accidentally hit the approve button on the payment portal. The report is actually denied. I'll have Ramona Marcus go in there Monday and fix it.

Thanks

From: Hamlet, Robert, EMNRD
Sent: Friday, September 18, 2020 3:22 PM
To: DeHoyos, Kendra <Kendra.DeHoyos@dmn.com>
Cc: Bratcher, Mike, EMNRD <mike.bratcher@state.nm.us>; Venegas, Victoria, EMNRD <Victoria.Venegas@state.nm.us>; Eads, Cristina, EMNRD <Cristina.Eads@state.nm.us>; BLM SPILL (blm_nm_cfo_spill@blm.gov) <blm_nm_cfo_spill@blm.gov>
Subject: Closure Denied - Devon - Caswell 23 Fed #1H & #3H - (Incident #NOY1809350940) (1RP-5009)

Kendra,

We have received your closure report and final C-141 for **Incident #NOY1809350940 Caswell 23 Fed #1H & #3H**, thank you. This closure is denied.

- When nearby wells are used to determine depth to groundwater, the wells should be no further than ½ mile away from the site, and data should be no more than 25 years old, and well construction information should be provided. If evidence of depth to ground water within a ½ mile radius of the site cannot be provided, impacted soils will need to meet Table 1 Closure Criteria for ground water at a depth of 50 feet or less.
- If you feel the depth to groundwater is >100', a shallow borehole can be drilled to 101' 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.
- Please continue to horizontally delineate sample points to 600 mg/kg for chlorides and TPH to 100 mg/kg on the outer edges/periphery and include sample points in your next report after closure criteria limits have been met. Surface sample points and sidewalls on the edge of the release need to delineated to 600 mg/kg for chlorides and 100 mg/kg for TPH for the spill to be horizontally delineated.
- Please put a signature on the closure page.

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
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.