



# NEW MEXICO ENERGY, MINERALS and NATURAL RESOURCES DEPARTMENT

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**Oil Conservation Division**

Yates Petroleum Corp.  
105 S. 4<sup>th</sup> St.  
Artesia, NM 88210  
Attn: Dan Dolan

July 8, 2005

Reference: Scout EH Fed 001 Tank Battery      G-34-18s-25e      API: 30-015-00155  
Specific Reference: Excavation to remediate produced fluids release due to below grade fiberglass tank leak.

Operator,

A letter dated July 5, 2005 requesting closure of the above referenced excavation has been received by the NMOCD District 2 office. The request to close the excavation is approved with the following stipulations:

1. As agreed, a 1 foot compacted clay barrier will be installed on bottom of excavation.
2. Notify NMOCD District 2 office 24 hours prior to installation of barrier to allow OCD personnel the opportunity to witness.
3. A plastic liner and berm be utilized if storage vessel is to be installed on point of excavation.

The above approval applies to the excavation only. Other concerns to be addressed at this site are as follows:

1. The area where the contaminated soil was stockpiled is to be tested for contaminants and remediated as necessary.
2. As per BLM request, the location size and number of roads leading into location is to be reduced and area reclaimed to support vegetation.
3. Submit a "Final Report" C-141 outlining work performed upon completion of all activities at this site.
4. Work is to be completed and site ready for final inspection no later than August 15, 2005.

Be advised that acceptance or approval of a C-141, closure request, or remediation work plan does not relieve the operator of liability should their operations have failed to adequately investigate and remediate contamination that pose a threat to ground water, surface water, human health or the environment. In addition, NMOCD acceptance or approval of a C-141, closure request, or remediation work plan does not relieve the operator of responsibility for compliance with any other federal, state, local laws and or regulations.

Sincerely,

Mike Bratcher  
NMOCD District 2  
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TREASURER

Mike Bratcher  
Artesia OCD  
1300 W. Grand  
Artesia NM 88210

**RE; Scout EH Fed #1**

Mike;

Per our conversation, here is the letter for permission to close the Scout EH Fed #1, and a copy of the Lab results that were received today.

Request permission to close the Scout EH Fed #1, by lining the bottom of the excavation with 1' of clay, then filling with fresh caliche, the area will be packed and contoured, and the tank that was removed and repaired will be replaced above ground. The rest of the area will be scraped and cleaned for a uniform look to the location.

Dan Dolan  
Environmental Regulatory Agent  
Yates Petroleum Corp.