

District I
1625 N French Dr, Hobbs, NM 88240
District II
1301 W Grand Avenue, Artesia, NM 88210
District III
1000 Rio Brazos Road, Aztec, NM 87410
District IV
1220 S St Francis Dr, Santa Fe, NM 87505

State of New Mexico
Energy Minerals and Natural Resources

Oil Conservation Division
1220 South St. Francis Dr.
Santa Fe, NM 87505

S

Form C-144
June 1, 2004

For drilling and production facilities, submit to
appropriate NMOCD District Office
For downstream facilities, submit to Santa Fe
office

Pit or Below-Grade Tank Registration or Closure

Is pit or below-grade tank covered by a "general plan"? Yes ☐ No ☐
Type of action Registration of a pit or below-grade tank ☐ Closure of a pit or below-grade tank ☒

JUN 06 2008

OCD-ARTESIA

Operator Yates Petroleum Corporation Telephone 505-748-1471 e-mail address boba@ypcnm.com

Address 104 S 4th Street, Artesia, NM 88210

Facility or well name Dagger Draw Com Battery API # 30-015-24284 U/L or Qtr/Qtr L Sec 19 T 19S R 25E

County Eddy Latitude 32 64455 Longitude 104 53022 NAD 1927 ☒ 1983 ☐

Surface Owner Federal ☒ State ☐ Private ☐ Indian ☐

Pit

Type Drilling ☐ Production ☐ Disposal ☐

Work over ☐ Emergency ☐

Lined ☐ Unlined ☐

Liner type Synthetic ☐ Thickness _____ inl Clay ☐

Pit Volume _____ bbl

Below-grade tank

Volume 5 bbl Type of fluid Produced Water

Construction material Fiberglass

Double-walled, with leak detection? Yes ☒ If not, explain why not

Depth to ground water (vertical distance from bottom of pit to seasonal high water elevation of ground water)

Less than 50 feet

(20 points)

50 feet or more, but less than 100 feet

(10 points)

100 feet or more

(0 points)

Wellhead protection area (Less than 200 feet from a private domestic water source, or less than 1000 feet from all other water sources)

Yes

(20 points)

No

(0 points)

Distance to surface water (horizontal distance to all wetlands, playas, irrigation canals, ditches, and perennial and ephemeral watercourses)

Less than 200 feet

(20 points)

200 feet or more, but less than 1000 feet

(10 points)

1000 feet or more

(0 points)

Ranking Score (Total Points)

0 points

If this is a pit closure: (1) Attach a diagram of the facility showing the pit's relationship to other equipment and tanks (2) Indicate disposal location (check the onsite box if you are buying in place)

onsite ☐ offsite ☐ If offsite, name of facility _____ (3) Attach a general description of remedial action taken including remediation start date and end date (4) Groundwater

encountered No ☐ Yes ☐ If yes, show depth below ground surface _____ ft and attach sample results

(5) Attach soil sample results and a diagram of sample locations and excavations

FINAL REMOVAL ACTIVITIES COMPLETE (TANK REMOVED AND SAMPLE RESULTS ENCLOSED). FINAL REPORT C-144.

I hereby certify that the information above is true and complete to the best of my knowledge and belief. I further certify that the above-described pit or below-grade tank has been/will be constructed or closed according to NMOCD guidelines ☒, a general permit ☐, or an (attached) alternative OCD-approved plan ☐.

Date Wednesday, June 04, 2008

Printed Name/Title Robert Asher / Environmental Regulatory Agent

Signature Robert Asher

Your certification and NMOCD approval of this application/closure does not relieve the operator of liability should the contents of the pit or tank contaminate ground water or otherwise endanger public health or the environment. Nor does it relieve the operator of its responsibility for compliance with any other federal, state, or local laws and/or regulations.

Approval

Printed Name/Title _____

Signature

Signed By Mike Benavente

JUL 09 2008

Date _____

MARTIN YATES, III
1912-1985

FRANK W. YATES
1936-1986



105 SOUTH FOURTH STREET
ARTESIA, NEW MEXICO 88210-2118
TELEPHONE (575) 748-1471

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DIRECTOR

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DIRECTOR

June 4, 2008

JUN 06 2008
OCD-ARTESIA

Mr. Mike Bratcher
NMOCD District II
1301 W. Grand Ave.
Artesia, NM 88210

RE: Dagger Draw Com. Battery
30-015-24284
Section 19, T19S-R25E
Eddy County, New Mexico

Dear Mr. Bratcher,

The following actions have been performed by Yates concerning Form C-144 submitted March 24, 2008, the below-grade tank has been removed, excavated soils were taken to an approved OCD facility and composite samples were taken (5/28/2008), the depth of the tank bottom is approximately seven (7) feet below grade. Enclosed are analytical results, with the Total Ranking Score of zero (0), RRAL's for BTEX is 50 ppm and TPH is 5000 ppm. Yates Petroleum Corporation requests closure of the below grade tank site.

Thank you.

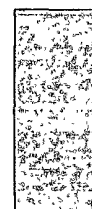
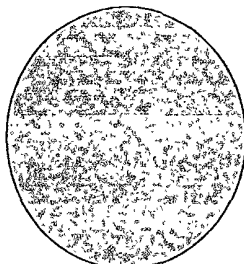
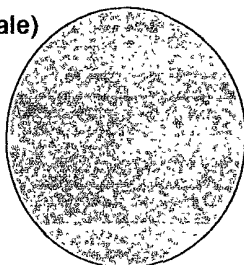
YATES PETROLEUM CORPORATION

Robert Asher
Environmental Regulatory Agent

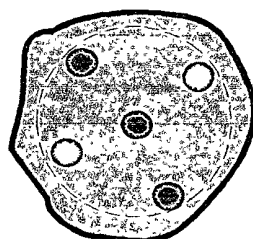
Enclosure(s)
/rca



Location Pad (not to scale)



Well Head



Sample ID	Sample Date	Sample Type	Depth	BTEX	GRO	DRO	TPH TOTAL	Chlorides
GS/Comp-001	5/28/2008	Grab/Composite	1'	0.0039	ND	1020	1020.0	291
GS/Comp-002	5/28/2008	Grab/Composite	2'	ND	ND	33.2	33.2	191

Site Ranking is Zero (0). Depth to Ground Water: >100' (approx. 285'). Results are ppm.



Dagger Draw Com. Battery

Section 19, T19S-R25E

Eddy County, NM

EXHIBIT
Sample Diagram (Not to Scale)

Prepared by Robert Asher
Environmental Regulatory Agent
June 4, 2008

Analytical Report 304732

for

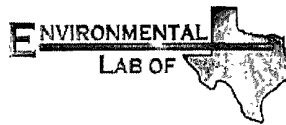
Yates Petroleum Corporation

Project Manager: Robert Asher

Dagger Draw Com. Batter

30-015-24284

02-JUN-08



12600 West I-20 East Odessa, Texas 79765

Texas certification numbers:
Houston, TX T104704215

Florida certification numbers:
Houston, TX E871002 - Miami, FL E86678 - Tampa, FL E86675
Norcross(Atlanta), GA E87429

South Carolina certification numbers:
Norcross(Atlanta), GA 98015

North Carolina certification numbers:
Norcross(Atlanta), GA 483

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Midland - Corpus Christi - Atlanta



02-JUN-08

Project Manager: **Robert Asher**
Yates Petroleum Corporation
105 South Fourth St.
Artesia, NM 88210

Reference: XENCO Report No: **304732**
Dagger Draw Com. Batter
Project Address: Eddy County

Robert Asher:

We are reporting to you the results of the analyses performed on the samples received under the project name referenced above and identified with the XENCO Report Number 304732. All results being reported under this Report Number apply to the samples analyzed and properly identified with a Laboratory ID number. Subcontracted analyses are identified in this report with either the NELAC certification number of the subcontract lab in the analyst ID field, or the complete subcontracted report attached to this report.

Unless otherwise noted in a Case Narrative, all data reported in this Analytical Report are in compliance with NELAC standards. Estimation of data uncertainty for this report is found in the quality control section of this report unless otherwise noted. Should insufficient sample be provided to the laboratory to meet the method and NELAC Matrix Duplicate and Matrix Spike requirements, then the data will be analyzed, evaluated and reported using all other available quality control measures.

The validity and integrity of this report will remain intact as long as it is accompanied by this letter and reproduced in full, unless written approval is granted by XENCO Laboratories. This report will be filed for at least 5 years in our archives after which time it will be destroyed without further notice, unless otherwise arranged with you. The samples received, and described as recorded in Report No. 304732 will be filed for 60 days, and after that time they will be properly disposed without further notice, unless otherwise arranged with you. We reserve the right to return to you any unused samples, extracts or solutions related to them if we consider so necessary (e.g., samples identified as hazardous waste, sample sizes exceeding analytical standard practices, controlled substances under regulated protocols, etc).

We thank you for selecting XENCO Laboratories to serve your analytical needs. If you have any questions concerning this report, please feel free to contact us at any time.

Respectfully,

Brent Barron, II

Odessa Laboratory Manager

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Sample Cross Reference 304732



Yates Petroleum Corporation, Artesia, NM

Dagger Draw Com. Batter

Sample Id	Matrix	Date Collected	Sample Depth	Lab Sample Id
GS/Comp-001	S	May-28-08 11:41	1 - 1 ft	304732-001
GS/Comp-002	S	May-28-08 11:56	1 - 1 ft	304732-002



Certificate of Analysis Summary 304732

Yates Petroleum Corporation, Artesia, NM

Project Name: Dagger Draw Com. Batter

Project Id: 30-015-24284

Contact: Robert Asher

Project Location: Eddy County

Date Received in Lab: Thu May-29-08 09 50 am


Report Date: 02-JUN-08

Project Manager: Brent Barron, II

<i>Analysis Requested</i>	<i>Lab Id:</i>	304732-001	304732-002				
	<i>Field Id:</i>	GS/Comp-001	GS/Comp-002				
	<i>Depth:</i>	1-1 ft	1-1 ft				
	<i>Matrix:</i>	SOIL	SOIL				
	<i>Sampled:</i>	May-28-08 11 41	May-28-08 11 56				
BTEX by EPA 8021B	<i>Extracted:</i>	May-29-08 12 39	May-29-08 12 39				
	<i>Analyzed:</i>	May-29-08 16 56	May-29-08 17 20				
	<i>Units/RL:</i>	mg/kg RL	mg/kg RL				
Benzene		ND 0 0011	ND 0 0011				
Toluene		ND 0 0021	ND 0 0022				
Ethylbenzene		ND 0 0011	ND 0 0011				
m,p-Xylenes		0 0021 0 0021	ND 0 0022				
o-Xylene		0 0018 0 0011	ND 0 0011				
Total Xylenes		0 0039	ND				
Total BTEX		0 0039	ND				
Inorganic Anions by EPA 300	<i>Extracted:</i>						
	<i>Analyzed:</i>	May-29-08 15 23	May-29-08 15 23				
	<i>Units/RL:</i>	mg/kg RL	mg/kg RL				
Chloride		291 21 3	191 27 7				
Percent Moisture	<i>Extracted:</i>						
	<i>Analyzed:</i>	May-29-08 17 00	May-29-08 17 00				
	<i>Units/RL:</i>	% RL	% RL				
Percent Moisture		6 16	9 59				
TPH by SW 8015B	<i>Extracted:</i>	May-29-08 14 00	May-29-08 14 00				
	<i>Analyzed:</i>	May-30-08 12 54	May-30-08 13 20				
	<i>Units/RL:</i>	mg/kg RL	mg/kg RL				
C6-C10 Gasoline Range Hydrocarbons		ND 16 0	ND 16 6				
C10-C28 Diesel Range Hydrocarbons		1020 16 0	415 16 6				
Total TPH		1020	415				

This analytical report and the entire data package it represents, has been made for your exclusive and confidential use. The interpretations and results expressed throughout this analytical report represent the best judgment of XENCO Laboratories. XENCO Laboratories assumes no responsibility and makes no warranty to the end use of the data hereby presented. Our liability is limited to the amount invoiced for this work order unless otherwise agreed to in writing.

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Brent Barron
Odessa Laboratory Director



Flagging Criteria

- X** In our quality control review of the data a QC deficiency was observed and flagged as noted. MS/MSD recoveries were found to be outside of the laboratory control limits due to possible matrix /chemical interference, or a concentration of target analyte high enough to effect the recovery of the spike concentration. This condition could also effect the relative percent difference in the MS/MSD.
 - B** A target analyte or common laboratory contaminant was identified in the method blank. Its presence indicates possible field or laboratory contamination.
 - D** The sample(s) were diluted due to targets detected over the highest point of the calibration curve, or due to matrix interference. Dilution factors are included in the final results. The result is from a diluted sample.
 - E** The data exceeds the upper calibration limit; therefore, the concentration is reported as estimated.
 - F** RPD exceeded lab control limits.
 - J** The target analyte was positively identified below the MQL(PQL) and above the SQL(MDL).
 - U** Analyte was not detected.
 - L** The LCS data for this analytical batch was reported below the laboratory control limits for this analyte. The department supervisor and QA Director reviewed data. The samples were either reanalyzed or flagged as estimated concentrations.
 - H** The LCS data for this analytical batch was reported above the laboratory control limits. Supporting QC Data were reviewed by the Department Supervisor and QA Director. Data were determined to be valid for reporting.
 - K** Sample analyzed outside of recommended hold time.
- * Outside XENCO'S scope of NELAC Accreditation

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2505 N Falkenburg Rd , Tampa, FL 33619
5757 NW 158th St, Miami Lakes, FL 33014
6017 Financial Dr., Norcross, GA 30071

Phone	Fax
(281) 589-0692	(281) 589-0695
(214) 902 0300	(214) 351-9139
(210) 509-3334	(210) 509-3335
(813) 620-2000	(813) 620-2033
(305) 823-8500	(305) 823-8555
(770) 449-8800	(770) 449-5477

CHAIN OF CUSTODY RECORD AND ANALYSIS REQUEST

Phone: 432-563-1800
Fax: 432-563-1713

Project Name: Dagger Draw Com Battery
Project #: 30-015-24264
Project Loc: Eddy County
PO #: 105632
Report Format: ☒ Standard ☐ TRRP ☐ NPDES

(lab use only)		Date		Time		Received by		Date		Time	
Reinquished by		Date	Time	Received by		Date	Time	Reinquished by		Date	Time
Robert Asher	<i>RCA/HRC</i>	95/28/08	2:1 PM	Received by		Date	Time	Reinquished by		Date	Time
Relnquished by		Date	Time	Received by		Date	Time	Reinquished by		Date	Time
Reinquished by		-Date	Time	Received by ELDT		Date	Time	Reinquished by		Date	Time
				<i>Micheal Sam</i>		6/27/08	9:50				

Environmental Lab of Texas

Variance/ Corrective Action Report- Sample Log-In

Client Yates
 Date/ Time 5-29-08 9:50
 Lab ID # 304732
 Initials AL

Sample Receipt Checklist

				Client Initials
#1	Temperature of container/ cooler?	<u>Yes</u>	No	<u>3.0</u> °C
#2	Shipping container in good condition?	<u>Yes</u>	No	
#3	Custody Seals intact on shipping container/ cooler?	<u>Yes</u>	No	Not Present
#4	Custody Seals intact on sample bottles/ container?	<u>Yes</u>	No	Not Present
#5	Chain of Custody present?	<u>Yes</u>	No	
#6	Sample instructions complete of Chain of Custody?	<u>Yes</u>	No	
#7	Chain of Custody signed when relinquished/ received?	<u>Yes</u>	No	
#8	Chain of Custody agrees with sample label(s)?	<u>Yes</u>	No	ID written on Cont / Lid
#9	Container label(s) legible and intact?	<u>Yes</u>	No	Not Applicable
#10	Sample matrix/ properties agree with Chain of Custody?	<u>Yes</u>	No	
#11	Containers supplied by ELOT?	<u>Yes</u>	No	
#12	Samples in proper container/ bottle?	<u>Yes</u>	No	See Below
#13	Samples properly preserved?	<u>Yes</u>	No	See Below
#14	Sample bottles intact?	<u>Yes</u>	No	
#15	Preservations documented on Chain of Custody?	<u>Yes</u>	No	
#16	Containers documented on Chain of Custody?	<u>Yes</u>	No	
#17	Sufficient sample amount for indicated test(s)?	<u>Yes</u>	No	See Below
#18	All samples received within sufficient hold time?	<u>Yes</u>	No	See Below
#19	Subcontract of sample(s)?	<u>Yes</u>	No	Not Applicable
#20	VOC samples have zero headspace?	<u>Yes</u>	No	Not Applicable

Variance Documentation

Contact _____ Contacted by _____ Date/ Time _____

Regarding _____

Corrective Action Taken:

Check all that Apply

- ☐ See attached e-mail/ fax
☐ Client understands and would like to proceed with analysis
☐ Cooling process had begun shortly after sampling event