

District I  
1625 N. French Dr., Hobbs, NM 88240  
District II  
811 S. First St., 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

**RECEIVED**  
JAN 03 2013  
Submit 1 Copy to appropriate District Office in accordance with 19.15.29 NMAC.  
**NMOCD ARTESIA**

Form C-141  
Revised August 8, 2011

**Release Notification and Corrective Action**

nJMW1300436879 26307 OPERATOR  Initial Report  Final Report

Name of Company	Jalapeno Corporation	Contact	H. Emmons Yates III
Address	P.O. Box 1608; Albuquerque, NM 87103	Telephone No.	505-242-2050
Facility Name	Duncan Federal #2-#3 Tank Battery	Facility Type	Oil well

Surface Owner	BLM	Mineral Owner	BLM	API No. D#2	30-005-62235	
					D#3	30-005-63564

**LOCATION OF RELEASE**

Unit Letter	Section	Township	Range	Feet from the	North/South Line	Feet from the	East/West Line	County
4	7	9-S	28-E	330	FSL	990	FWL	Chaves
				330	FSL	330	FWL	

Latitude \_\_\_\_\_ Longitude \_\_\_\_\_

\*spill occurred either evening of 12/19/12 or early morning of 12/20/12

**NATURE OF RELEASE**

Type of Release	Oil/Water	Volume of Release	300 bbls	Volume Recovered	300 bbls
Source of Release	Water leg	Date and Hour of Occurrence *		Date and Hour of Discovery	12/20/12 morning
Was Immediate Notice Given?	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Not Required	If YES, To Whom? Beth Skaggs of BLM Roswell office & left message at OCD Artesia office			
By Whom?	H. Emmons Yates III	Date and Hour	12/20/12 4:20 PM		
Was a Watercourse Reached?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	If YES, Volume Impacting the Watercourse.			

If a Watercourse was Impacted, Describe Fully.\*  
N/A

Describe Cause of Problem and Remedial Action Taken.\*  
Extreme winds had caused the water leg to be torn free from one of the gun barrels on the tank battery.

Describe Area Affected and Cleanup Action Taken.\*  
All of the spilled fluids were contained within the gravel and plastic lined firewall of the tank battery. We had Standard Energy Service pump the fluids back into the gun barrel and Liberty Maintenance is in the process of removing the stained gravel by shovels, as not to damage the firewall's plastic liner. The gravel will be transported to Grandy Marley for disposal.

I hereby certify that the information given above is true and complete to the best of my knowledge and understand that pursuant to NMOCD rules and regulations all operators are required to report and/or file certain release notifications and perform corrective actions for releases which may endanger public health or the environment. The acceptance of a C-141 report by the NMOCD marked as "Final Report" 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 of a C-141 report does not relieve the operator of responsibility for compliance with any other federal, state, or local laws and/or regulations.

Signature:		<b>OIL CONSERVATION DIVISION</b>	
Printed Name:	H. Emmons Yates III	Approved by Environmental Specialist:	Signed By
Title:	Geological Analyst	Approval Date:	JAN 04 2013
E-mail Address:	eyates@jalapenocorp.com	Expiration Date:	
Date:	12/31/12	Conditions of Approval:	Attached <input type="checkbox"/>
Phone:	505-242-2050		

\* Attach Additional Sheets If Necessary  
pJMW1300435290

Remediation per OCD Rules & Guidelines. **SUBMIT REMEDIATION PROPOSAL NOT LATER THAN: February 4, 2013**

2RP-1480

**Jalapeño Corporation**

**P.O. Box 1608**

**Albuquerque, NM 87103-1608**

**Phone: (505) 242-2050 Fax: (505) 242-8501**

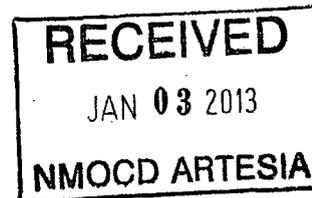
December 31, 2012

Sent by Certified Mail

7010 0780 0000 6199 9836

Oil Conservation Division  
District II-Artesia  
811 South First Street  
Artesia, NM 88210

RE: Duncan Federal # 2-#3 Tank Battery  
Section 7, T. 9S, R. 28E  
Chaves County, NM



Ladies and Gentlemen:

Enclosed, please find the OCD Form C-141 Release Notification and Corrective Action for the Duncan Federal #2-#3 Tank Battery. Emmons Yates called and left a message regarding this matter on 12/20/12 at the OCD's Artesia office. Mr. Yates also contacted Beth Skaggs on 12/20/12 at the BLM's Roswell office and several BLM officials visited the site later that day.

We intend to install new metal braces in order to give further support to our gun barrels. The new braces will enable the water and oil legs to be much better equipped to deal with the high wind velocities in the future.

If you have any questions or need further information, you can reach Emmons Yates at the numbers listed above or by e-mail at [eyates@jalapenocorp.com](mailto:eyates@jalapenocorp.com).

Sincerely,

A handwritten signature in cursive script that reads "Jun Barrack".

Jun Barrack  
Oil and Gas Operations Associate