Rec'd 4/6/09

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

Form C-144
July 21, 2008

For temporary pits, closed-loop systems, and below-grade tanks, submit to the appropriate NMOCD District Office
For permanent pits and exceptions submit to the Santa Fe Environmental Bureau office and provide a copy to the appropriate NMOCD District Office.

Pit, Closed-Loop System, Below-Grade Tank, or Proposed Alternative Method Permit or Closure Plan Application

Type of action:
- ☐ Permit of a pit, closed-loop system, below-grade tank, or proposed alternative method
- ☒ Closure of a pit, closed-loop system, below-grade tank, or proposed alternative method
- ☐ Modification to an existing permit
- ☐ Closure plan only submitted for an existing permitted or non-permitted pit, closed-loop system, below-grade tank, or proposed alternative method

Instructions: Please submit one application (Form C-144) per individual pit, closed-loop system, below-grade tank or alternative request

Please be advised that approval of this request does not relieve the operator of liability should operations result in pollution of surface water, ground water or the environment Nor does approval relieve the operator of its responsibility to comply with any other applicable governmental authority's rules, regulations or ordinances.

1.
Operator: BOPCO, L.P. OGRID #: 001801
Address: P O. Box 2760 Midland, TX 79702
Facility or well name: Poker Lake Unit #240
API Number: 30-015-35843 OCD Permit Number: 208258
U/L or Qtr/Qtr NENW Section 30 Township 24S Range 30E County: EDDY
Center of Proposed Design: Latitude N 32.193472 Longitude W 103.924889 NAD: ☐ 1927 ☒ 1983
Surface Owner ☒ Federal ☐ State ☐ Private ☐ Tribal Trust or Indian Allotment

2.
☒ **Pit:** Subsection F or G of 19 15.17 11 NMAC
Temporary ☒ Drilling ☐ Workover
☐ Permanent ☐ Emergency ☐ Cavitation ☐ P&A
☒ Lined ☐ Unlined Liner type Thickness mil ☒ LLDPE ☐ HDPE ☐ PVC ☐ Other
☐ String-Reinforced
Liner Seams ☒ Welded ☐ Factory ☐ Other Volume: bbl Dimensions: L x W x D

3
☐ **Closed-loop System:** Subsection H of 19.15.17.11 NMAC
Type of Operation ☐ P&A ☐ Drilling a new well ☐ Workover or Drilling (Applies to activities which require prior approval of a permit or notice of intent)
☐ Drying Pad ☐ Above Ground Steel Tanks ☐ Haul-off Bins ☐ Other
☐ Lined ☐ Unlined Liner type Thickness mil ☐ LLDPE ☐ HDPE ☐ PVC ☐ Other
Liner Seams ☐ Welded ☐ Factory ☐ Other

4
☐ **Below-grade tank:** Subsection I of 19.15.17 11 NMAC
Volume: bbl Type of fluid·
Tank Construction material.
☐ Secondary containment with leak detection ☐ Visible sidewalls, liner, 6-inch lift and automatic overflow shut-off
☐ Visible sidewalls and liner ☐ Visible sidewalls only ☐ Other
Liner type Thickness mil ☐ HDPE ☐ PVC ☐ Other

5
☐ **Alternative Method:**
Submittal of an exception request is required Exceptions must be submitted to the Santa Fe Environmental Bureau office for consideration of approval.

6

Fencing: Subsection D of 19 15 17 11 NMAC *(Applies to permanent pits, temporary pits, and below-grade tanks)*

☐ Chain link, six feet in height, two strands of barbed wire at top *(Required if located within 1000 feet of a permanent residence, school, hospital, institution or church)*

☐ Four foot height, four strands of barbed wire evenly spaced between one and four feet

☐ Alternate Please specify

7

Netting: Subsection E of 19 15 17 11 NMAC *(Applies to permanent pits and permanent open top tanks)*

☐ Screen ☐ Netting ☐ Other

☐ Monthly inspections (If netting or screening is not physically feasible)

8

Signs: Subsection C of 19 15 17 11 NMAC

☒ 12"x 24", 2" lettering, providing Operator's name, site location, and emergency telephone numbers

☒ Signed in compliance with 19 15.3 103 NMAC

9.

Administrative Approvals and Exceptions:

Justifications and/or demonstrations of equivalency are required Please refer to 19 15 17 NMAC for guidance

Please check a box if one or more of the following is requested, if not leave blank:

☐ Administrative approval(s): Requests must be submitted to the appropriate division district or the Santa Fe Environmental Bureau office for consideration of approval.

☐ Exception(s) Requests must be submitted to the Santa Fe Environmental Bureau office for consideration of approval

10

Siting Criteria (regarding permitting): 19 15.17 10 NMAC

Instructions: The applicant must demonstrate compliance for each siting criteria below in the application. Recommendations of acceptable source material are provided below. Requests regarding changes to certain siting criteria may require administrative approval from the appropriate district office or may be considered an exception which must be submitted to the Santa Fe Environmental Bureau office for consideration of approval. Applicant must attach justification for request. Please refer to 19.15.17.10 NMAC for guidance. **Siting criteria does not apply to drying pads or above-grade tanks associated with a closed-loop system.**

Ground water is less than 50 feet below the bottom of the temporary pit, permanent pit, or below-grade tank - NM Office of the State Engineer - iWATERS database search, USGS, Data obtained from nearby wells	☐ Yes ☐ No
Within 300 feet of a continuously flowing watercourse, or 200 feet of any other significant watercourse or lakebed, sinkhole, or playa lake (measured from the ordinary high-water mark) - Topographic map, Visual inspection (certification) of the proposed site	☐ Yes ☐ No
Within 300 feet from a permanent residence, school, hospital, institution, or church in existence at the time of initial application *(Applies to temporary, emergency, or cavitation pits and below-grade tanks)* - Visual inspection (certification) of the proposed site, Aerial photo, Satellite image	☐ Yes ☐ No ☐ NA
Within 1000 feet from a permanent residence, school, hospital, institution, or church in existence at the time of initial application *(Applies to permanent pits)* - Visual inspection (certification) of the proposed site, Aerial photo; Satellite image	☐ Yes ☐ No ☐ NA
Within 500 horizontal feet of a private, domestic fresh water well or spring that less than five households use for domestic or stock watering purposes, or within 1000 horizontal feet of any other fresh water well or spring, in existence at the time of initial application - NM Office of the State Engineer - iWATERS database search, Visual inspection (certification) of the proposed site	☐ Yes ☐ No
Within incorporated municipal boundaries or within a defined municipal fresh water well field covered under a municipal ordinance adopted pursuant to NMSA 1978, Section 3-27-3, as amended. - Written confirmation or verification from the municipality; Written approval obtained from the municipality	☐ Yes ☐ No
Within 500 feet of a wetland - US Fish and Wildlife Wetland Identification map, Topographic map; Visual inspection (certification) of the proposed site	☐ Yes ☐ No
Within the area overlying a subsurface mine - Written confirmation or verification or map from the NM EMNRD-Mining and Mineral Division	☐ Yes ☐ No
Within an unstable area - Engineering measures incorporated into the design, NM Bureau of Geology & Mineral Resources, USGS, NM Geological Society, Topographic map	☐ Yes ☐ No
Within a 100-year floodplain - FEMA map	☐ Yes ☐ No

11.
Temporary Pits, Emergency Pits, and Below-grade Tanks Permit Application Attachment Checklist: Subsection B of 19.15.17.9 NMAC
Instructions: Each of the following items must be attached to the application. Please indicate, by a check mark in the box, that the documents are attached.

- ☐ Hydrogeologic Report (Below-grade Tanks) - based upon the requirements of Paragraph (4) of Subsection B of 19 15 17 9 NMAC
- ☐ Hydrogeologic Data (Temporary and Emergency Pits) - based upon the requirements of Paragraph (2) of Subsection B of 19 15 17 9 NMAC
- ☐ Siting Criteria Compliance Demonstrations - based upon the appropriate requirements of 19.15.17.10 NMAC
- ☐ Design Plan - based upon the appropriate requirements of 19 15 17.11 NMAC
- ☐ Operating and Maintenance Plan - based upon the appropriate requirements of 19.15.17.12 NMAC
- ☐ Closure Plan (Please complete Boxes 14 through 18, if applicable) - based upon the appropriate requirements of Subsection C of 19.15.17 9 NMAC and 19.15.17.13 NMAC

☐ Previously Approved Design (attach copy of design) API Number: or Permit Number.

12.
Closed-loop Systems Permit Application Attachment Checklist: Subsection B of 19.15.17.9 NMAC
Instructions: Each of the following items must be attached to the application. Please indicate, by a check mark in the box, that the documents are attached.

- ☐ Geologic and Hydrogeologic Data (only for on-site closure) - based upon the requirements of Paragraph (3) of Subsection B of 19 15.17 9
- ☐ Siting Criteria Compliance Demonstrations (only for on-site closure) - based upon the appropriate requirements of 19.15.17.10 NMAC
- ☐ Design Plan - based upon the appropriate requirements of 19.15.17.11 NMAC
- ☐ Operating and Maintenance Plan - based upon the appropriate requirements of 19.15.17.12 NMAC
- ☐ Closure Plan (Please complete Boxes 14 through 18, if applicable) - based upon the appropriate requirements of Subsection C of 19.15.17.9 NMAC and 19.15.17.13 NMAC

☐ Previously Approved Design (attach copy of design) API Number:

☐ Previously Approved Operating and Maintenance Plan API Number: *(Applies only to closed-loop system that use above ground steel tanks or haul-off bins and propose to implement waste removal for closure)*

13.
Permanent Pits Permit Application Checklist: Subsection B of 19.15.17.9 NMAC
Instructions: Each of the following items must be attached to the application. Please indicate, by a check mark in the box, that the documents are attached.

- ☐ Hydrogeologic Report - based upon the requirements of Paragraph (1) of Subsection B of 19.15.17.9 NMAC
- ☐ Siting Criteria Compliance Demonstrations - based upon the appropriate requirements of 19.15.17.10 NMAC
- ☐ Climatological Factors Assessment
- ☐ Certified Engineering Design Plans - based upon the appropriate requirements of 19.15.17.11 NMAC
- ☐ Dike Protection and Structural Integrity Design - based upon the appropriate requirements of 19.15.17.11 NMAC
- ☐ Leak Detection Design - based upon the appropriate requirements of 19.15.17.11 NMAC
- ☐ Liner Specifications and Compatibility Assessment - based upon the appropriate requirements of 19.15.17.11 NMAC
- ☐ Quality Control/Quality Assurance Construction and Installation Plan
- ☐ Operating and Maintenance Plan - based upon the appropriate requirements of 19.15.17.12 NMAC
- ☐ Freeboard and Overtopping Prevention Plan - based upon the appropriate requirements of 19.15.17.11 NMAC
- ☐ Nuisance or Hazardous Odors, including H_2S, Prevention Plan
- ☐ Emergency Response Plan
- ☐ Oil Field Waste Stream Characterization
- ☐ Monitoring and Inspection Plan
- ☐ Erosion Control Plan
- ☐ Closure Plan - based upon the appropriate requirements of Subsection C of 19.15 17.9 NMAC and 19.15 17 13 NMAC

14.
Proposed Closure: 19 15.17.13 NMAC
Instructions: Please complete the applicable boxes, Boxes 14 through 18, in regards to the proposed closure plan.

Type: ☒ Drilling ☐ Workover ☐ Emergency ☐ Cavitation ☐ P&A ☐ Permanent Pit ☐ Below-grade Tank ☐ Closed-loop System ☐ Alternative

Proposed Closure Method: ■ Waste Excavation and Removal
- ☐ Waste Removal (Closed-loop systems only)
- ☐ On-site Closure Method (Only for temporary pits and closed-loop systems)
  - ☐ In-place Burial ☐ On-site Trench Burial
- ☐ Alternative Closure Method (Exceptions must be submitted to the Santa Fe Environmental Bureau for consideration)

15.
Waste Excavation and Removal Closure Plan Checklist: (19.15.17.13 NMAC) ***Instructions: Each of the following items must be attached to the closure plan. Please indicate, by a check mark in the box, that the documents are attached.***

- ☒ Protocols and Procedures - based upon the appropriate requirements of 19 15 17 13 NMAC
- ☒ Confirmation Sampling Plan (if applicable) - based upon the appropriate requirements of Subsection F of 19 15 17.13 NMAC
- ☒ Disposal Facility Name and Permit Number (for liquids, drilling fluids and drill cuttings)
- ☒ Soil Backfill and Cover Design Specifications - based upon the appropriate requirements of Subsection H of 19.15.17 13 NMAC
- ☒ Re-vegetation Plan - based upon the appropriate requirements of Subsection I of 19.15.17.13 NMAC
- ☒ Site Reclamation Plan - based upon the appropriate requirements of Subsection G of 19 15 17 13 NMAC

16.

Waste Removal Closure For Closed-loop Systems That Utilize Above Ground Steel Tanks or Haul-off Bins Only: (19 15.17 13.D NMAC)

Instructions: Please indentify the facility or facilities for the disposal of liquids, drilling fluids and drill cuttings. Use attachment if more than two facilities are required.

Disposal Facility Name — Disposal Facility Permit Number

Disposal Facility Name — Disposal Facility Permit Number

Will any of the proposed closed-loop system operations and associated activities occur on or in areas that *will not* be used for future service and operations?

☐ Yes (If yes, please provide the information below) ☐ No

Required for impacted areas which will not be used for future service and operations

☐ Soil Backfill and Cover Design Specifications - - based upon the appropriate requirements of Subsection H of 19 15 17 13 NMAC
☐ Re-vegetation Plan - based upon the appropriate requirements of Subsection I of 19.15.17 13 NMAC
☐ Site Reclamation Plan - based upon the appropriate requirements of Subsection G of 19.15 17 13 NMAC

17

Siting Criteria (regarding on-site closure methods only): 19 15.17.10 NMAC

Instructions: Each siting criteria requires a demonstration of compliance in the closure plan. Recommendations of acceptable source material are provided below. Requests regarding changes to certain siting criteria may require administrative approval from the appropriate district office or may be considered an exception which must be submitted to the Santa Fe Environmental Bureau office for consideration of approval. Justifications and/or demonstrations of equivalency are required. Please refer to 19.15.17.10 NMAC for guidance.

Ground water is less than 50 feet below the bottom of the buried waste - NM Office of the State Engineer - iWATERS database search; USGS, Data obtained from nearby wells	☐ Yes ☐ No ☐ NA
Ground water is between 50 and 100 feet below the bottom of the buried waste - NM Office of the State Engineer - iWATERS database search, USGS; Data obtained from nearby wells	☐ Yes ☐ No ☐ NA
Ground water is more than 100 feet below the bottom of the buried waste - NM Office of the State Engineer - iWATERS database search; USGS, Data obtained from nearby wells	☐ Yes ☐ No ☐ NA
Within 300 feet of a continuously flowing watercourse, or 200 feet of any other significant watercourse or lakebed, sinkhole, or playa lake (measured from the ordinary high-water mark) - Topographic map, Visual inspection (certification) of the proposed site	☐ Yes ☐ No
Within 300 feet from a permanent residence, school, hospital, institution, or church in existence at the time of initial application - Visual inspection (certification) of the proposed site, Aerial photo, Satellite image	☐ Yes ☐ No
Within 500 horizontal feet of a private, domestic fresh water well or spring that less than five households use for domestic or stock watering purposes, or within 1000 horizontal feet of any other fresh water well or spring, in existence at the time of initial application - NM Office of the State Engineer - iWATERS database; Visual inspection (certification) of the proposed site	☐ Yes ☐ No
Within incorporated municipal boundaries or within a defined municipal fresh water well field covered under a municipal ordinance adopted pursuant to NMSA 1978, Section 3-27-3, as amended - Written confirmation or verification from the municipality, Written approval obtained from the municipality	☐ Yes ☐ No
Within 500 feet of a wetland. - US Fish and Wildlife Wetland Identification map, Topographic map; Visual inspection (certification) of the proposed site	☐ Yes ☐ No
Within the area overlying a subsurface mine - Written confirmation or verification or map from the NM EMNRD-Mining and Mineral Division	☐ Yes ☐ No
Within an unstable area - Engineering measures incorporated into the design, NM Bureau of Geology & Mineral Resources, USGS; NM Geological Society, Topographic map	☐ Yes ☐ No
Within a 100-year floodplain. - FEMA map	☐ Yes ☐ No

18

On-Site Closure Plan Checklist: (19 15 17 13 NMAC) ***Instructions: Each of the following items must be attached to the closure plan. Please indicate, by a check mark in the box, that the documents are attached.***

☐ Siting Criteria Compliance Demonstrations - based upon the appropriate requirements of 19 15.17 10 NMAC
☐ Proof of Surface Owner Notice - based upon the appropriate requirements of Subsection F of 19.15.17 13 NMAC
☐ Construction/Design Plan of Burial Trench (if applicable) based upon the appropriate requirements of 19 15.17 11 NMAC
☐ Construction/Design Plan of Temporary Pit (for in-place burial of a drying pad) - based upon the appropriate requirements of 19.15.17.11 NMAC
☐ Protocols and Procedures - based upon the appropriate requirements of 19 15 17 13 NMAC
☐ Confirmation Sampling Plan (if applicable) - based upon the appropriate requirements of Subsection F of 19 15 17 13 NMAC
☐ Waste Material Sampling Plan - based upon the appropriate requirements of Subsection F of 19.15.17 13 NMAC
☐ Disposal Facility Name and Permit Number (for liquids, drilling fluids and drill cuttings or in case on-site closure standards cannot be achieved)
☐ Soil Cover Design - based upon the appropriate requirements of Subsection H of 19 15.17.13 NMAC
☐ Re-vegetation Plan - based upon the appropriate requirements of Subsection I of 19.15.17.13 NMAC
☐ Site Reclamation Plan - based upon the appropriate requirements of Subsection G of 19.15 17 13 NMAC

19
Operator Application Certification:

I hereby certify that the information submitted with this application is true, accurate and complete to the best of my knowledge and belief

Name (Print): _____ Title _____

Signature _____ Date _____

e-mail address _____ Telephone _____

20
OCD Approval: ☐ Permit Application (including closure plan) ☐ Closure Plan (only) ☐ OCD Conditions (see attachment)

OCD Representative Signature: _____ **Approval Date:** _____

Title: _____ **OCD Permit Number:** _____

21
Closure Report (required within 60 days of closure completion): Subsection K of 19 15 17.13 NMAC

Instructions: Operators are required to obtain an approved closure plan prior to implementing any closure activities and submitting the closure report. The closure report is required to be submitted to the division within 60 days of the completion of the closure activities. Please do not complete this section of the form until an approved closure plan has been obtained and the closure activities have been completed.

☒ **Closure Completion Date:** 10/11/08

22
Closure Method:

☒ Waste Excavation and Removal ☐ On-Site Closure Method ☐ Alternative Closure Method ☐ Waste Removal (Closed-loop systems only)

☐ If different from approved plan, please explain.

23
Closure Report Regarding Waste Removal Closure For Closed-loop Systems That Utilize Above Ground Steel Tanks or Haul-off Bins Only:

Instructions: Please indentify the facility or facilities for where the liquids, drilling fluids and drill cuttings were disposed. Use attachment if more than two facilities were utilized.

Disposal Facility Name: Disposal Facility Permit Number:

Disposal Facility Name. Disposal Facility Permit Number:

Were the closed-loop system operations and associated activities performed on or in areas that *will not* be used for future service and operations?

☐ Yes (If yes, please demonstrate compliance to the items below) ☐ No

Required for impacted areas which will not be used for future service and operations

☐ Site Reclamation (Photo Documentation)
☐ Soil Backfilling and Cover Installation
☐ Re-vegetation Application Rates and Seeding Technique

24
Closure Report Attachment Checklist: ***Instructions: Each of the following items must be attached to the closure report. Please indicate, by a check mark in the box, that the documents are attached.***

☒ Proof of Closure Notice (surface owner and division)
☐ Proof of Deed Notice (required for on-site closure)
☒ Plot Plan (for on-site closures and temporary pits)
☒ Confirmation Sampling Analytical Results (if applicable)
☐ Waste Material Sampling Analytical Results (required for on-site closure)
☒ Disposal Facility Name and Permit Number
☒ Soil Backfilling and Cover Installation
☒ Re-vegetation Application Rates and Seeding Technique
☒ Site Reclamation (Photo Documentation)

On-site Closure Location Latitude _____ Longitude _____ NAD ☐1927 ☐ 1983

25
Operator Closure Certification:

I hereby certify that the information and attachments submitted with this closure report is true, accurate and complete to the best of my knowledge and belief I also certify that the closure complies with all applicable closure requirements and conditions specified in the approved closure plan

Name (Print): Annette Childers Title Administrative Assitant

Signature: Annette Childers Date: 2-10-09

e-mail address: machilders@basspet.com Telephone: (432) 683-2277

Accepted for record
NMOCD

MAY 29 2009

Waste Excavation and Removal Closure Plan

BEPCO, L.P.
dba Bass Enterprises Production Co.
Poker Lake Unit #240
Section 30, T-24-S, R-30-E
Eddy County, New Mexico

SPORT ENVIRONMENTAL SERVICES, PLLC
502 N. Big Spring Street, Midland, Texas 79701
Business: 432.683.1100 Fax: 888.500.0622

April 1, 2009

Mr. Mike Bratcher
State of New Mexico
Oil Conservation Division
1301 W. Grand
Artesia, NM 88210

Re: **Waste Excavation and Removal Closure Report**
BOPCO, L.P., Poker Lake Unit #240
Section 30, T-24-S, R-30-E
Eddy County, New Mexico

Dear Mr Bratcher,

On behalf of BOPCO, L.P., Sport Environmental Services is providing the enclosed "Waste Excavation and Removal Closure" report and C-144 closure form for BOPCO, L.P.'s Poker Lake Unit #240 pit location. The company has undergone a name change since the time of pit closure, explaining the previous use of BEPCO, L.P. throughout previously filed and attached documents

In an effort to fully delineate the pit location both horizontally and vertically, extensive soil investigation was conducted. Attached please find a site plan denoting sample locations along with the associated analytical results. Each soil sample was analyzed for **Total Petroleum Hydrocarbons** (C_6-C_{12} Gasoline Range Hydrocarbons or GRO; C_{12}-C_{18} Diesel Range Hydrocarbons or DRO; C_{28}-C_{35} Oil Range Hydrocarbons; and Total TPH) using Methods 418.1 and 8015M, **Chlorides (Cl)** EPA Method 300/300.1, and **Total BTEX** (Benzene; Toluene; Ethylbenzene; m,p-Xylene; o-Xylene, Total Xylenes, and total BTEX) using the Method 8021B/5030 This pit was sampled per the requirements set forth in NMAC 19.15.17.13 B(1)(b)

In summary, the TPH and Combined DRO and GRO fraction levels within all soil samples analyzed were below the regulatory limit. According to the New Mexico Oil Conservation Division and the New Mexico Office of the State Engineer iWATERS, groundwater is greater than 100 feet below ground surface (100' bgs) resulting in a soil chloride limitation of 1000 mg/kg. Analytical results demonstrate chloride levels are below the regulatory limitation.

There were a total of two rounds of delineation and confirmation sampling events, conducted on September 26 and October 3, 2008 Analytical results for each soil sample and the date the sample was determined clean are provided below and also condensed for your convenience within the attached **Sample Data Summary**. As required, email transmissions demonstrating 48-hour notification of sampling events and equipment mobilization are available upon request.

Sample location	Sample ID	Chloride Level	"Clean" Date
North Pit Wall	NEW-001	ND	September 26, 2008
East Pit Wall	EEW-001	9.66 mg/kg	September 26, 2008
South Pit Wall	SEW-001	ND	September 26, 2008
West Pit Wall	WEW-001	550 mg/kg	September 26, 2008
Pit Floor	NEF1-002	647 mg/kg	October 3, 2008
	NEF2-001	785 mg/kg	September 26, 2008
	NEF3-001	24.8 mg/kg	September 26, 2008
	SEF1-001	107 mg/kg	September 26, 2008
	SEF2-001	202 mg/kg	September 26, 2008
	SEF3-001	148 mg/kg	September 26, 2008

Big D Environmental performed excavation and removal activities associated with the pit waste material. All excavated waste was disposed of off-site at a NMOCD permitted and approved facility, Controlled Recovery Inc. (Permit #R-9166). Waste manifesting documentation is maintained by Big D Environmental. The area was subsequently backfilled with unimpacted caliche and a two foot layer of topsoil

During the reclamation phase of the pit closure, the site was reclaimed to a natural condition that blends with the surrounding topography; involving restoring the original landform or creating a landform that approximates and blends in with the surrounding landform Disturbed areas will be re-vegetated to native species, controlling erosion, controlling invasive non-native plants and noxious weeds. A soil cover design consisting of the background thickness of topsoil or one foot of suitable material to establish vegetation at the site, whichever is greater has been provided. The soil cover was constructed to mimic the existing grade and prevent ponding of water and erosion of the cover material.

James Amos of the BLM has requested that reseeding take place in late June 2009, during the monsoonal season, for optimal vegetative growth BLM Seed Mixture 2, for Sandy Sites, will be applied using the broadcast method. When broadcasting the seed, the pounds per acre will be doubled As required by NMAC 19.15 17.13(I)(2), successful reclamation is considered to be 70% re-growth of the native perennial vegetative cover (un-impacted by overgrazing, fire or other intrusion damaging to native vegetation) consisting of at least three native plant species, including at least one grass, but not including noxious weeds, and maintain that cover through two successive growing seasons. During the two growing seasons, that prove viability, there will be no artificial irrigation of the vegetation. Repeat seeding or planting will occur, until required vegetation coverage is successfully achieved. Evaluation of growth will not be made before completion of at least one full growing season after seeding.

Photographs of existing vegetation were taken prior to constructing the drilling pit location, as a tool to confirm re-growth of 70% native vegetative coverage.

Species to be planted in pounds of pure live seed* per acre:

Species	lb/acre
Sand dropseed (Sporobolus cryptandrus)	1.0
Sand love grass (Eragrostis trichodes)	1.0
Plains bristlegrass (Setaria macrostachya)	2.0

*Pounds of pure live seed.

Pounds of seed **X** percent purity **X** percent germination = pounds pure life seed

Enclosed please find documentation demonstrating that the checklist requirements set forth with the Waste and Removal Closure Plan Form C-144, Box 15 have been met. The closure reports consists of protocols and procedures, delineation and confirmation sampling plans, disposal facility name and permit number, soil backfill and cover design specifications, re-vegetation plan, and site reclamation plan.

If you have any questions or comments with regard to this matter, please contact me at my office (432.683.1100) or on my cell (432 553.8555). I would be more than happy to review this closure report with you.

Sincerely,

Debi S. Moore.

Debi Sport Moore, M.E , R.E.P.A
President

Enclosures: Waste Excavation and Removal Closure Report

cc Mr. William R Dannels
C K "Buddy" Jenkins
BOPCO, L P
dba Bass Enterprises Production Co
P O Box 2760
Midland, TX 79702

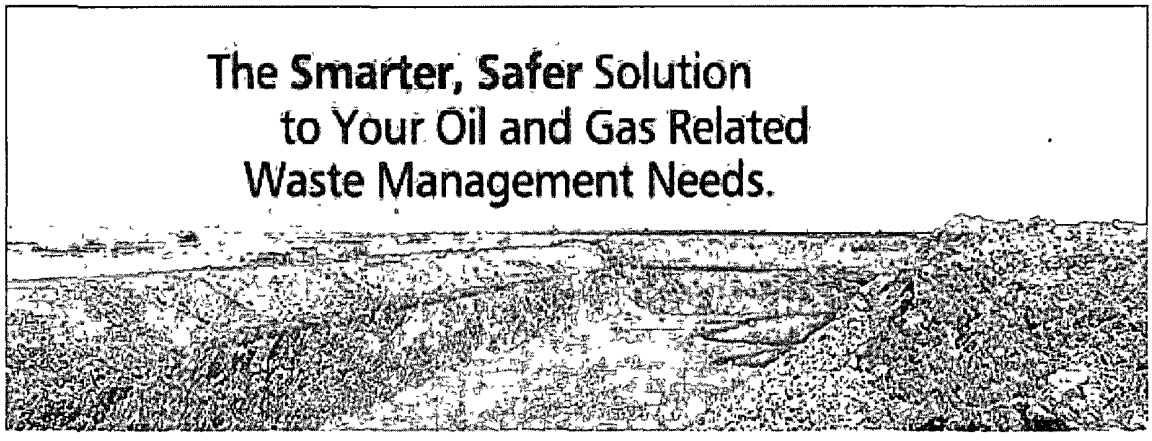
BEPCO, L.P.
dba Bass Enterprises Production Co.
Poker Lake Unit #240
Section 30, T-24-S, R-30-E
Eddy County, New Mexico

Form C-144 Pit Closure
and
Form 3160-5 BLM Sundry Notice

Poker Lake Unit #240

CRI
CONTROLLED RECOVERY, INC

The Oilfield Waste Disposal Experts.℠



Disposal Facility Name

Controlled Recovery, Inc

Permit Number

R-9166

Form 3160-5
(April 2004)

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT

FORM APPROVED
OM B No 1004-0137
Expires. March 31, 2007

SUNDRY NOTICES AND REPORTS ON WELLS

Do not use this form for proposals to drill or to re-enter an abandoned well. Use Form 3160 - 3 (APD) for such proposals.

SUBMIT IN TRIPLICATE- Other instructions on reverse side.

5 Lease Serial No.
NMLC 02860

6 If Indian, Allottee or Tribe Name

7. If Unit or CA/Agreement, Name and/or No
NMNM 71016

1 Type of Well
☑ Oil Well ☐ Gas Well ☐ Other

8 Well Name and No.
Poker Lake Unit #240

2 Name of Operator **BEPCO, L.P.**

9. API Well No.
30-015-35843

3a Address
P.O. BOX 2760 Midland, TX 79702

3b. Phone No. *(include area code)*
432-683-2277

10 Field and Pool, or Exploratory Area
Nash Draw (DEL/BS/Avalon)

4 Location of Well *(Footage, Sec , T , R, M , or Survey Description)*
NENW, SEC 30 T24S R30E , LAT N32.193472 DEG, LONG W103.924889

11 County or Parish, State
EDDY COUNTY, NM

12. CHECK APPROPRIATE BOX(ES) TO INDICATE NATURE OF NOTICE, REPORT, OR OTHER DATA

TYPE OF SUBMISSION	TYPE OF ACTION			
☐ Notice of Intent	☐ Acidize	☐ Deepen	☐ Production (Start/Resume)	☐ Water Shut-Off
☑ Subsequent Report	☐ Alter Casing	☐ Fracture Treat	☐ Reclamation	☐ Well Integrity
☐ Final Abandonment Notice	☐ Casing Repair	☐ New Construction	☐ Recomplete	☑ Other **Pit Closure**
	☐ Change Plans	☐ Plug and Abandon	☐ Temporarily Abandon	
	☐ Convert to Injection	☐ Plug Back	☐ Water Disposal	

13 Describe Proposed or Completed Operation (clearly state all pertinent details, including estimated starting date of any proposed work and approximate duration thereof If the proposal is to deepen directionally or recomplete horizontally, give subsurface locations and measured and true vertical depths of all pertinent markers and zones Attach the Bond under which the work will be performed or provide the Bond No on file with BLM/BIA Required subsequent reports shall be filed within 30 days following completion of the involved operations If the operation results in a multiple completion or recompletion in a new interval, a Form 3160-4 shall be filed once testing has been completed Final Abandonment Notices shall be filed only after all requirements, including reclamation, have been completed, and the operator has determined that the site is ready for final inspection)

Pit was closed to meet requlatory requirements written under 19.15.17.13 NMAC temporary pit Waste Excavation and Removal on 10/11/08. See attached NMOCD Form C-144.

14 I hereby certify that the foregoing is true and correct
Name *(Printed/Typed)* Annette Childers — Title Administrative Assistant.

Signature Annette Childers — Date 2-12-09

THIS SPACE FOR FEDERAL OR STATE OFFICE USE

Approved by	Title	Date
Conditions of approval, if any, are attached. Approval of this notice does not warrant or certify that the applicant holds legal or equitable title to those rights in the subject lease which would entitle the applicant to conduct operations thereon	Office	

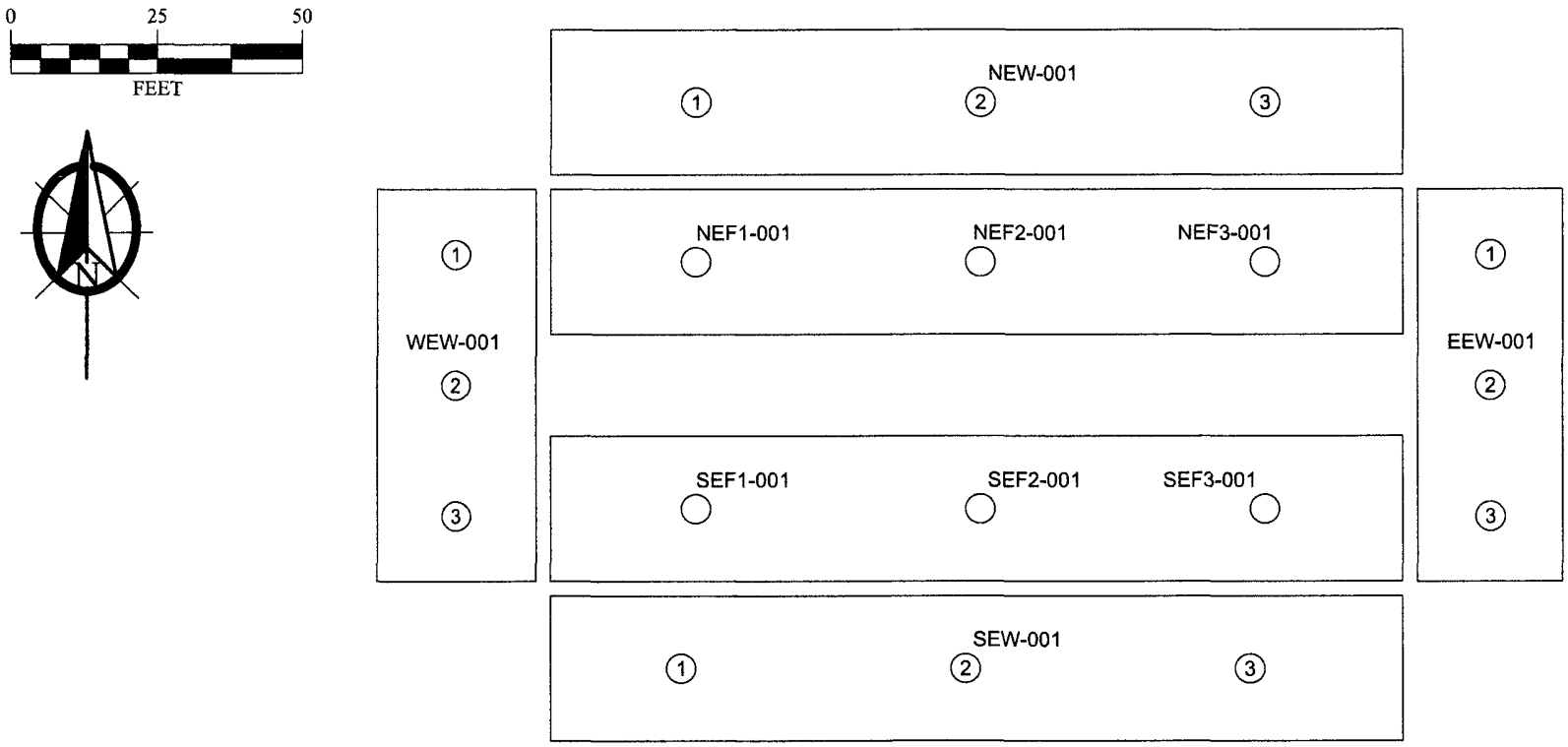
Title 18 U S C Section 1001 and Title 43 U S C Section 1212, make it a crime for any person knowingly and willfully to make to any department or agency of the United States any false, fictitious or fraudulent statements or representations as to anymatter within its jurisdiction

(Instructions on page 2)

BEPCO, L.P.
dba Bass Enterprises Production Co.
Poker Lake Unit #240
Section 30, T-24-S, R-30-E
Eddy County, New Mexico

SITE PLAN DENOTING
PIT CLOSURE SAMPLING LOCATIONS

Poker Lake Unit #240



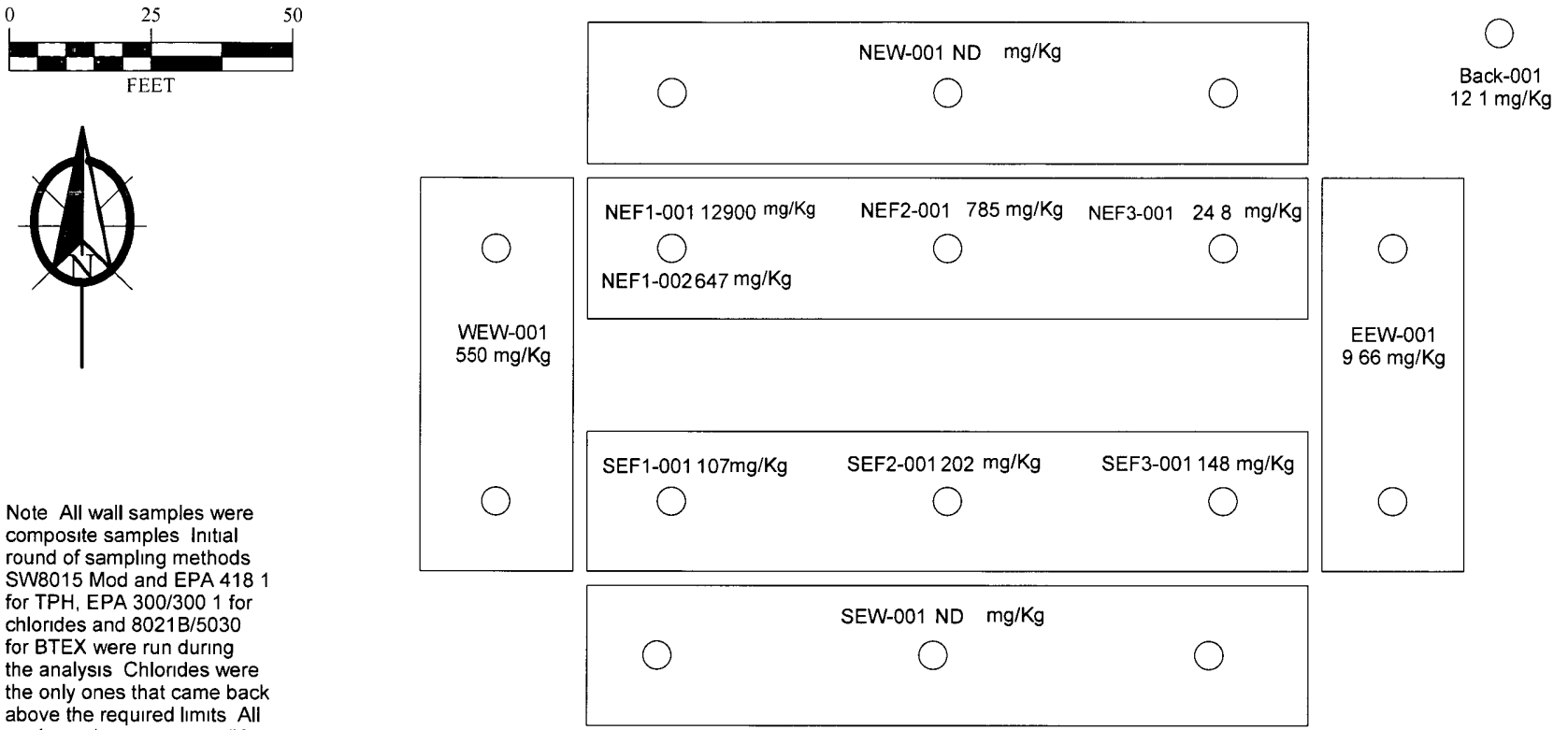
Legend

- ◯ Grab Sample
- ② Composite Sample

BEPCO, L.P.
Poker Lake Unit #240
Section 30, Township 24S, Range 30E
Eddy County, New Mexico

Delineation Sampling Plan

September 26, 2008



Note All wall samples were composite samples Initial round of sampling methods SW8015 Mod and EPA 418 1 for TPH, EPA 300/300 1 for chlorides and 8021B/5030 for BTEX were run during the analysis Chlorides were the only ones that came back above the required limits All analysis shown were mg/Kg Chlorides

Round One Samples - 09-26-08
Round Two Samples - 10-03-08

SPORT ENVIRONMENTAL SERVICES

BEPCO, L.P.
Poker Lake Unit #240
Section 30, Township 24S, Range 30E
Eddy County, New Mexico

Confirmation Sampling Plan

BEPCO, L.P.
dba Bass Enterprises Production Co.
Poker Lake Unit #240
Section 30, T-24-S, R-30-E
Eddy County, New Mexico

SAMPLE DATA SUMMARY

Poker Lake Unit #240

Sample Data Summary

Project Name: BEPCO, LP - Poker Lake Unit #240
Project Location: Eddy County, New Mexico

Analytical Results

Methods EPA 8015M (TPH), EPA 8021B (BTEX), EPA Method 300/300 1(Cl)

Sample ID	Lab ID	Matrix	Sample Depth	Date Sampled	Date Received	Carbon Ranges C6-C12 (mg/kg dry)	Carbon Ranges C12-C28	Carbon Ranges C28-C35	Total Hydrocarbons	Benzene	Toluene	Ethylbenzene	Xylene (p/m)	Xylene (o)	Total Xylenes	Total BTEX	Chloride (Cl) (mg/kg wet)	% Moisture
Sampling Round 1																		
SEF1-001	313485-001	Soil	13'	9/26/2008 10 00	9/29/2008 15 01	ND	16 1	ND	16 1	ND	ND	ND	ND	ND	ND	ND	107	4 32
SEF2-001	313485-002	Soil	13'	9/26/2008 10 05	9/29/2008 15 01	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	202	3 56
SEF3-001	313485-003	Soil	13'	9/26/2008 10 15	9/29/2008 15 01	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	148	3 12
NEF1-001	313485-004	Soil	9'	9/26/2008 10 20	9/29/2008 15 01	ND	18 2	ND	18 2	ND	ND	ND	ND	ND	ND	ND	**12900**	7 51
NEF2-001	313485-005	Soil	9'	9/26/2008 10 25	9/29/2008 15 01	ND	17 5	ND	17 5	ND	ND	ND	ND	ND	ND	ND	785	4 59
NEF3-001	313485-006	Soil	9'	9/26/2008 10 32	9/29/2008 15 01	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	24 8	1 84
WEW-001	313485-007	Soil	5'	9/26/2008 10 37	9/29/2008 15 01	ND	21 1	ND	21 1	ND	ND	ND	ND	ND	ND	ND	550	4 17
NEW-001	313485-008	Soil	5'	9/26/2008 10 45	9/29/2008 15 01	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	1 05
EEW-001	313485-009	Soil	5'	9/26/2008 10 50	9/29/2008 15 01	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	9 66	2 07
SEW-001	313485-010	Soil	5'	9/26/2008 10 58	9/29/2008 15 01	ND	25 9	ND	25 9	ND	ND	ND	ND	ND	ND	ND	ND	2 05
Back-001	313485-011	Soil	6"	9/26/2008 11 05	9/29/2008 15 01	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	ND	12 1	5 87

Sample Data Summary

Project Name: BEPCO, LP - Poker Lake Unit #240
Project Location: Eddy County, New Mexico

						Analytical Results												
						Methods EPA 8015M (TPH), EPA 8021B (BTEX), EPA Method 300/300.1 (Cl)												
Sample ID	Lab ID	Matrix	Sample Depth	Date Sampled	Date Received	Carbon Ranges C6-C12 (mg/kg dry)	Carbon Ranges C12-C28	Carbon Ranges C28-C35	Total Hydrocarbons	Benzene	Toluene	Ethylbenzene	Xylene (p/m)	Xylene (o)	Total Xylenes	Total BTEX	Chloride (Cl) (mg/kg wet)	%.Moisture
Sampling Round 2																		
NEF1-002	313979-001	Soil	9'-12'	10/3/2008 11 00	10/6/08 07 35am												647	

BEPCO, L.P.
dba Bass Enterprises Production Co.
Poker Lake Unit #240
Section 30, T-24-S, R-30-E
Eddy County, New Mexico

ANALYTICAL RESULTS
XENCO LABORATORIES
Poker Lake Unit #240

Analytical Report 313485

for

Sport Environmental Services, PLLC

Project Manager: Debi Smith

BEPCO LP

Poker Lake # 240

06-OCT-08

E84880

12600 West I-20 East Odessa, Texas 79765

Texas certification numbers:
Houston, TX T104704215 - Odessa/Midland, TX T104704215-08-TX

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

Houston - Dallas - San Antonio - Austin - Tampa - Miami - Latin America
Midland - Corpus Christi - Atlanta

XENCO Laboratories

06-OCT-08

Project Manager: **Debi Smith**
Sport Environmental Services, PLLC
502 North Big Spring Street
Midland, TX 79701

Reference: XENCO Report No: **313485**
BEPCO LP
Project Address:

Debi Smith:

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 313485. 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. 313485 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

Sample Cross Reference 313485

Sport Environmental Services, PLLC, Midland, TX

BEPCO LP

Sample Id	Matrix	Date Collected	Sample Depth	Lab Sample Id
SEF1-001	S	Sep-26-08 10:00	13 ft	313485-001
SEF2-001	S	Sep-26-08 10:05	13 ft	313485-002
SEF3-001	S	Sep-26-08 10:15	13 ft	313485-003
NEF1-001	S	Sep-26-08 10:20	9 ft	313485-004
NEF2-001	S	Sep-26-08 10:25	9 ft	313485-005
NEF3-001	S	Sep-26-08 10:32	9 ft	313485-006
WEW-001	S	Sep-26-08 10.37	5 ft	313485-007
NEW-001	S	Sep-26-08 10:45	5 ft	313485-008
EEW-001	S	Sep-26-08 10:50	5 ft	313485-009
SEW-001	S	Sep-26-08 10:58	5 ft	313485-010
Back-001	S	Sep-26-08 11:05	6 In	313485-011

[redacted] Project Id: Poker Lake # 240 [redacted] [redacted] [redacted] [redacted] Project Name: [redacted] CO [redacted] [redacted] [redacted] [redacted] [redacted] [redacted] [redacted] [redacted] [redacted]

Contact: Debi Smith

Project Location:

Date Received in Lab: Mon Sep-29-08 01 29 pm

Report Date: 06-OCT-08

Project Manager: Brent Barron, II

Analysis Requested													
	Lab Id:	313485-001		313485-002		313485-003		313485-004		313485-005		313485-006	
	Field Id:	SEF1-001		SEF2-001		SEF3-001		NEF1-001		NEF2-001		NEF3-001	
	Depth:	13 ft		13 ft		13 ft		9 ft		9 ft		9 ft	
	Matrix:	SOIL		SOIL		SOIL		SOIL		SOIL		SOIL	
	Sampled:	Sep-26-08 10 00		Sep-26-08 10 05		Sep-26-08 10 15		Sep-26-08 10 20		Sep-26-08 10 25		Sep-26-08 10 32	
Anions by EPA 300/300.1	*Extracted:*												
	Analyzed:	Sep-29-08 15 01		Sep-29-08 15 01		Sep-29-08 15 01		Sep-29-08 15 01		Sep-29-08 15 01		Sep-29-08 15 01	
	Units/RL:	mg/kg	RL	mg/kg	RL	mg/kg	RL	mg/kg	RL	mg/kg	RL	mg/kg	RL
Chloride		107	10 0	202	10 0	148	10 0	12900	200	785	20 0	24 8	5 00
BTEX by EPA 8021B	*Extracted:*	Sep-29-08 17 00		Sep-29-08 17 00		Sep-29-08 17 00		Sep-29-08 17 00		Sep-29-08 17 00		Sep-29-08 17 00	
	Analyzed:	Sep-29-08 20 13		Sep-29-08 20 36		Sep-29-08 20 58		Sep-29-08 21 21		Sep-29-08 21 44		Sep-29-08 22 06	
	Units/RL:	mg/kg	RL	mg/kg	RL	mg/kg	RL	mg/kg	RL	mg/kg	RL	mg/kg	RL
Benzene		ND	0 0010	ND	0 0010	ND	0 0010	ND	0 0011	ND	0 0010	ND	0 0010
Toluene		ND	0 0021	ND	0 0021	ND	0 0021	ND	0 0022	ND	0 0021	ND	0 0020
Ethylbenzene		ND	0 0010	ND	0 0010	ND	0 0010	ND	0 0011	ND	0 0010	ND	0 0010
m,p-Xylenes		ND	0 0021	ND	0 0021	ND	0 0021	ND	0 0022	ND	0 0021	ND	0 0020
o-Xylene		ND	0 0010	ND	0 0010	ND	0 0010	ND	0 0011	ND	0 0010	ND	0 0010
Total Xylenes		ND		ND		ND		ND		ND		ND	
Total BTEX		ND		ND		ND		ND		ND		ND	
Percent Moisture	*Extracted:*												
	Analyzed:	Sep-30-08 09 58		Sep-30-08 09 58		Sep-30-08 09 58		Sep-30-08 09 58		Sep-30-08 09 58		Sep-30-08 09 58	
	Units/RL:	%	RL	%	RL	%	RL	%	RL	%	RL	%	RL
Percent Moisture		4 32		3 56		3 12		7 51		4 59		1 84	
TPH By SW8015 Mod	*Extracted:*	Sep-29-08 13 45		Sep-29-08 13 45		Sep-29-08 13 45		Sep-29-08 13 45		Sep-29-08 13 45		Sep-29-08 13 45	
	Analyzed:	Sep-29-08 23 34		Sep-30-08 00 01		Sep-30-08 00 28		Sep-30-08 00 56		Sep-30-08 01 24		Sep-30-08 01 53	
	Units/RL:	mg/kg	RL	mg/kg	RL	mg/kg	RL	mg/kg	RL	mg/kg	RL	mg/kg	RL
C6-C12 Gasoline Range Hydrocarbons		ND	15 7	ND	15 6	ND	15 5	ND	16 2	ND	15 7	ND	15 3
C12-C28 Diesel Range Hydrocarbons		16 1	15 7	ND	15 6	ND	15 5	18 2	16 2	17 5	15 7	ND	15 3
C28-C35 Oil Range Hydrocarbons		ND	15 7	ND	15 6	ND	15 5	ND	16 2	ND	15 7	ND	15 3
Total TPH		16 1		ND		ND		18 2		17 5		ND	

Brent Barron
Odessa Laboratory Director

Project Id: Poker Lake # 240 **Project Name:** [redacted]CO[redacted]

Contact: Debi Smith

Project Location:

Date Received in Lab: Mon Sep-29-08 01 29 pm

Report Date: 06-OCT-08

Project Manager: Brent Barron, II

Analysis Requested	*Lab Id:*	313485-001		313485-002		313485-003		313485-004		313485-005		313485-006	
	Field Id:	SEF1-001		SEF2-001		SEF3-001		NEF1-001		NEF2-001		NEF3-001	
	Depth:	13 ft		13 ft		13 ft		9 ft		9 ft		9 ft	
	Matrix:	SOIL		SOIL		SOIL		SOIL		SOIL		SOIL	
	Sampled:	Sep-26-08 10 00		Sep-26-08 10 05		Sep-26-08 10 15		Sep-26-08 10 20		Sep-26-08 10 25		Sep-26-08 10 32	
TPH by EPA 418.1	*Extracted:*												
	Analyzed:	Oct-06-08 14 33		Oct-06-08 14 33		Oct-06-08 14 33		Oct-06-08 14 33		Oct-06-08 14 33		Oct-06-08 14 33	
	Units/RL:	mg/kg	RL	mg/kg	RL	mg/kg	RL	mg/kg	RL	mg/kg	RL	mg/kg	RL
TPH, Total Petroleum Hydrocarbons		ND	10 5	ND	10 4	ND	10 3	ND	10 8	ND	10 5	ND	10 2

Brent Barron
Odessa Laboratory Director

[redacted] **Project Id:** [redacted] **Project Name:** [redacted]

Contact: Debi Smith

Project Location:

Date Received in Lab: Mon Sep-29-08 01 29 pm

Report Date: 06-OCT-08

Project Manager: Brent Barron, II

Analysis Requested											
	Lab Id:	313485-007		313485-008		313485-009		313485-010		313485-011	
	Field Id:	WEW-001		NEW-001		EEW-001		SEW-001		Back-001	
	Depth:	5 ft		5 ft		5 ft		5 ft		6 In	
	Matrix:	SOIL		SOIL		SOIL		SOIL		SOIL	
	Sampled:	Sep-26-08 10 37		Sep-26-08 10 45		Sep-26-08 10 50		Sep-26-08 10 58		Sep-26-08 11 05	
Anions by EPA 300/300.1	***Extracted:***										
	Analyzed:	Sep-29-08 15 01		Sep-29-08 15 01		Sep-29-08 15 01		Sep-29-08 15 01		Sep-29-08 15 01	
	Units/RL:	mg/kg	RL	mg/kg	RL	mg/kg	RL	mg/kg	RL	mg/kg	RL
Chloride		550	10 0	ND	5 00	9 66	5 00	ND	5 00	12 1	5 00
BTEX by EPA 8021B	***Extracted:***	Sep-29-08 17 00		Sep-29-08 17 00		Sep-29-08 17 00		Sep-29-08 17 00		Sep-29-08 17 00	
	Analyzed:	Sep-29-08 22 29		Sep-29-08 22 52		Sep-30-08 00 23		Sep-30-08 00 46		Sep-30-08 01 08	
	Units/RL:	mg/kg	RL	mg/kg	RL	mg/kg	RL	mg/kg	RL	mg/kg	RL
Benzene		ND	0 0010	ND	0 0010	ND	0 0010	ND	0 0010	ND	0 0011
Toluene		ND	0 0021	ND	0 0020	ND	0 0020	ND	0 0020	ND	0 0021
Ethylbenzene		ND	0 0010	ND	0 0010	ND	0 0010	ND	0 0010	ND	0 0011
m,p-Xylenes		ND	0 0021	ND	0 0020	ND	0 0020	ND	0 0020	ND	0 0021
o-Xylene		ND	0 0010	ND	0 0010	ND	0 0010	ND	0 0010	ND	0 0011
Total Xylenes		ND		ND		ND		ND		ND	
Total BTEX		ND		ND		ND		ND		ND	
Percent Moisture	***Extracted:***										
	Analyzed:	Sep-30-08 09 58		Sep-30-08 09 58		Sep-30-08 09 58		Sep-29-08 17 00		Sep-29-08 17 00	
	Units/RL:	%	RL	%	RL	%	RL	%	RL	%	RL
Percent Moisture		4 17		1 05		2 07		2 05		5 87	
TPH By SW8015 Mod	***Extracted:***	Sep-29-08 13 45		Sep-29-08 13 45		Sep-29-08 13 45		Sep-29-08 13 45		Sep-29-08 13 45	
	Analyzed:	Sep-30-08 02 21		Sep-30-08 03 18		Sep-30-08 03 46		Sep-30-08 04 14		Sep-30-08 04 42	
	Units/RL:	mg/kg	RL	mg/kg	RL	mg/kg	RL	mg/kg	RL	mg/kg	RL
C6-C12 Gasoline Range Hydrocarbons		ND	15 7	ND	15 2	ND	15 3	ND	15 3	ND	15 9
C12-C28 Diesel Range Hydrocarbons		21 1	15 7	ND	15 2	ND	15 3	25 9	15 3	ND	15 9
C28-C35 Oil Range Hydrocarbons		ND	15 7	ND	15 2	ND	15 3	ND	15 3	ND	15 9
Total TPH		21 1		ND		ND		25 9		ND	

Brent Barron
Odessa Laboratory Director

[redacted] **Project Id:** [redacted] Poker Lake [redacted] 240 [redacted] [redacted] [redacted] [redacted] **Project Name:** [redacted] CO [redacted] [redacted] [redacted] [redacted] [redacted] [redacted] [redacted] [redacted] [redacted]

Contact: Debi Smith

Project Location:

Date Received in Lab: Mon Sep-29-08 01 29 pm

Report Date: 06-OCT-08

Project Manager: Brent Barron, II

Analysis Requested												
	Lab Id.	313485-007		313485-008		313485-009		313485-010		313485-011		
	Field Id:	WEW-001		NEW-001		EEW-001		SEW-001		Back-001		
	Depth:	5 ft		5 ft		5 ft		5 ft		6 In		
	Matrix:	SOIL		SOIL		SOIL		SOIL		SOIL		
	Sampled:	Sep-26-08 10 37		Sep-26-08 10 45		Sep-26-08 10 50		Sep-26-08 10 58		Sep-26-08 11 05		
TPH by EPA 418.1	***Extracted:***											
	Analyzed:	Oct-06-08 14 33		Oct-06-08 14 33		Oct-06-08 14 33		Oct-06-08 14 33		Oct-06-08 14 33		
	Units/RL:	mg/kg	RL	mg/kg	RL	mg/kg	RL	mg/kg	RL	mg/kg	RL	
TPH, Total Petroleum Hydrocarbons		ND	10 4	ND	10 1	ND	10 2	527	10 2	ND	10 6	

Brent Barron
Odessa Laboratory Director

XENCO Laboratories

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

	Phone	Fax
11381 Meadowglen Lane Suite L Houston, Tx 77082-2647	(281) 589-0692	(281) 589-0695
9701 Harry Hines Blvd , Dallas, TX 75220	(214) 902 0300	(214) 351-9139
5332 Blackberry Drive, Suite 104, San Antonio, TX 78238	(210) 509-3334	(210) 509-3335
2505 N Falkenburg Rd , Tampa, FL 33619	(813) 620-2000	(813) 620-2033
5757 NW 158th St, Miami Lakes, FL 33014	(305) 823-8500	(305) 823-8555
6017 Financial Dr , Norcross, GA 30071	(770) 449-8800	(770) 449-5477

XENCO Laboratories

Form 2 - Surrogate Recoveries

Project Name: BEPCO LP

Work Orders : 313485,

Project ID: Poker Lake # 240

Lab Batch #: 735599 **Sample:** 313348-002 S / MS **Batch:** 1 **Matrix:** Soil

Units: mg/kg

BTEX by EPA 8021B Analytes	SURROGATE RECOVERY STUDY Amount Found [A]	True Amount [B]	Recovery %R [D]	Control Limits %R	Flags
1,4-Difluorobenzene	0 0335	0 0300	112	80-120	
4-Bromofluorobenzene	0 0284	0 0300	95	80-120	

Lab Batch #: 735599 **Sample:** 313348-002 SD / MSD **Batch:** 1 **Matrix:** Soil

Units: mg/kg

BTEX by EPA 8021B Analytes	SURROGATE RECOVERY STUDY Amount Found [A]	True Amount [B]	Recovery %R [D]	Control Limits %R	Flags
1,4-Difluorobenzene	0 0390	0 0300	130	80-120	**
4-Bromofluorobenzene	0 0469	0 0300	156	80-120	**

Lab Batch #: 735599 **Sample:** 313485-001 / SMP **Batch:** 1 **Matrix:** Soil

Units: mg/kg

BTEX by EPA 8021B Analytes	SURROGATE RECOVERY STUDY Amount Found [A]	True Amount [B]	Recovery %R [D]	Control Limits %R	Flags
1,4-Difluorobenzene	0 0384	0 0300	128	80-120	**
4-Bromofluorobenzene	0 0263	0 0300	88	80-120	

Lab Batch #: 735599 **Sample:** 313485-002 / SMP **Batch:** 1 **Matrix:** Soil

Units: mg/kg

BTEX by EPA 8021B Analytes	SURROGATE RECOVERY STUDY Amount Found [A]	True Amount [B]	Recovery %R [D]	Control Limits %R	Flags
1,4-Difluorobenzene	0 0380	0 0300	127	80-120	**
4-Bromofluorobenzene	0 0292	0 0300	97	80-120	

Lab Batch #: 735599 **Sample:** 313485-003 / SMP **Batch:** 1 **Matrix:** Soil

Units: mg/kg

BTEX by EPA 8021B Analytes	SURROGATE RECOVERY STUDY Amount Found [A]	True Amount [B]	Recovery %R [D]	Control Limits %R	Flags
1,4-Difluorobenzene	0 0374	0 0300	125	80-120	**
4-Bromofluorobenzene	0 0281	0 0300	94	80-120	

** Surrogates outside limits, data and surrogates confirmed by reanalysis

*** Poor recoveries due to dilution

Surrogate Recovery [D] = 100 * A / B

All results are based on MDL and validated for QC purposes

XENCO Laboratories

Form 2 - Surrogate Recoveries

Project Name: BEPCO LP

Work Orders : 313485,

Project ID: Poker Lake # 240

Lab Batch #: 735599 **Sample:** 313485-004 / SMP **Batch:** 1 **Matrix:** Soil

Units: mg/kg

BTEX by EPA 8021B	SURROGATE RECOVERY STUDY				
Analytes	Amount Found [A]	True Amount [B]	Recovery %R [D]	Control Limits %R	Flags
1,4-Difluorobenzene	0 0364	0 0300	121	80-120	**
4-Bromofluorobenzene	0 0269	0 0300	90	80-120	

Lab Batch #: 735599 **Sample:** 313485-005 / SMP **Batch:** 1 **Matrix:** Soil

Units: mg/kg

BTEX by EPA 8021B	SURROGATE RECOVERY STUDY				
Analytes	Amount Found [A]	True Amount [B]	Recovery %R [D]	Control Limits %R	Flags
1,4-Difluorobenzene	0 0360	0 0300	120	80-120	
4-Bromofluorobenzene	0 0267	0 0300	89	80-120	

Lab Batch #: 735599 **Sample:** 313485-006 / SMP **Batch:** 1 **Matrix:** Soil

Units: mg/kg

BTEX by EPA 8021B	SURROGATE RECOVERY STUDY				
Analytes	Amount Found [A]	True Amount [B]	Recovery %R [D]	Control Limits %R	Flags
1,4-Difluorobenzene	0 0370	0 0300	123	80-120	**
4-Bromofluorobenzene	0 0256	0 0300	85	80-120	

Lab Batch #: 735599 **Sample:** 313485-007 / SMP **Batch:** 1 **Matrix:** Soil

Units: mg/kg

BTEX by EPA 8021B	SURROGATE RECOVERY STUDY				
Analytes	Amount Found [A]	True Amount [B]	Recovery %R [D]	Control Limits %R	Flags
1,4-Difluorobenzene	0 0375	0 0300	125	80-120	**
4-Bromofluorobenzene	0 0284	0 0300	95	80-120	

Lab Batch #: 735599 **Sample:** 313485-008 / SMP **Batch:** 1 **Matrix:** Soil

Units: mg/kg

BTEX by EPA 8021B	SURROGATE RECOVERY STUDY				
Analytes	Amount Found [A]	True Amount [B]	Recovery %R [D]	Control Limits %R	Flags
1,4-Difluorobenzene	0 0352	0 0300	117	80-120	
4-Bromofluorobenzene	0 0255	0 0300	85	80-120	

** Surrogates outside limits, data and surrogates confirmed by reanalysis

*** Poor recoveries due to dilution

Surrogate Recovery [D] = 100 * A / B

All results are based on MDL and validated for QC purposes

XENCO Laboratories

Form 2 - Surrogate Recoveries

Project Name: BEPCO LP

Work Orders : 313485,

Project ID: Poker Lake # 240

Lab Batch #: 735599 **Sample:** 313485-009 / SMP **Batch:** 1 **Matrix:** Soil

Units: mg/kg

BTEX by EPA 8021B	SURROGATE RECOVERY STUDY				
Analytes	Amount Found [A]	True Amount [B]	Recovery %R [D]	Control Limits %R	Flags
1,4-Difluorobenzene	0 0362	0 0300	121	80-120	**
4-Bromofluorobenzene	0 0269	0 0300	90	80-120	

Lab Batch #: 735599 **Sample:** 313485-010 / SMP **Batch:** 1 **Matrix:** Soil

Units: mg/kg

BTEX by EPA 8021B	SURROGATE RECOVERY STUDY				
Analytes	Amount Found [A]	True Amount [B]	Recovery %R [D]	Control Limits %R	Flags
1,4-Difluorobenzene	0 0377	0 0300	126	80-120	**
4-Bromofluorobenzene	0 0312	0 0300	104	80-120	

Lab Batch #: 735599 **Sample:** 313485-011 / SMP **Batch:** 1 **Matrix:** Soil

Units: mg/kg

BTEX by EPA 8021B	SURROGATE RECOVERY STUDY				
Analytes	Amount Found [A]	True Amount [B]	Recovery %R [D]	Control Limits %R	Flags
1,4-Difluorobenzene	0 0359	0 0300	120	80-120	
4-Bromofluorobenzene	0 0260	0 0300	87	80-120	

Lab Batch #: 735599 **Sample:** 516528-1-BKS / BKS **Batch:** 1 **Matrix:** Solid

Units: mg/kg

BTEX by EPA 8021B	SURROGATE RECOVERY STUDY				
Analytes	Amount Found [A]	True Amount [B]	Recovery %R [D]	Control Limits %R	Flags
1,4-Difluorobenzene	0 0281	0 0300	94	80-120	
4-Bromofluorobenzene	0 0253	0 0300	84	80-120	

Lab Batch #: 735599 **Sample:** 516528-1-BLK / BLK **Batch:** 1 **Matrix:** Solid

Units: mg/kg

BTEX by EPA 8021B	SURROGATE RECOVERY STUDY				
Analytes	Amount Found [A]	True Amount [B]	Recovery %R [D]	Control Limits %R	Flags
1,4-Difluorobenzene	0 0369	0 0300	123	80-120	**
4-Bromofluorobenzene	0 0266	0 0300	89	80-120	

** Surrogates outside limits, data and surrogates confirmed by reanalysis

*** Poor recoveries due to dilution

Surrogate Recovery [D] = 100 * A / B

All results are based on MDL and validated for QC purposes

XENCO Laboratories

Form 2 - Surrogate Recoveries

Project Name: BEPCO LP

Work Orders : 313485,

Project ID: Poker Lake # 240

Lab Batch #: 735599 **Sample:** 516528-1-BSD / BSD **Batch:** 1 **Matrix:** Solid

Units: mg/kg

BTEX by EPA 8021B Analytes	SURROGATE RECOVERY STUDY Amount Found [A]	True Amount [B]	Recovery %R [D]	Control Limits %R	Flags
1,4-Difluorobenzene	0 0283	0 0300	94	80-120	
4-Bromofluorobenzene	0 0254	0 0300	85	80-120	

Lab Batch #: 735598 **Sample:** 313349-003 S / MS **Batch:** 1 **Matrix:** Soil

Units: mg/kg

TPH By SW8015 Mod Analytes	SURROGATE RECOVERY STUDY Amount Found [A]	True Amount [B]	Recovery %R [D]	Control Limits %R	Flags
1-Chlorooctane	99 7	100	100	70-135	
o-Terphenyl	50 2	50 0	100	70-135	

Lab Batch #: 735598 **Sample:** 313349-003 SD / MSD **Batch:** 1 **Matrix:** Soil

Units: mg/kg

TPH By SW8015 Mod Analytes	SURROGATE RECOVERY STUDY Amount Found [A]	True Amount [B]	Recovery %R [D]	Control Limits %R	Flags
1-Chlorooctane	100	100	100	70-135	
o-Terphenyl	50 3	50 0	101	70-135	

Lab Batch #: 735598 **Sample:** 313485-001 / SMP **Batch:** 1 **Matrix:** Soil

Units: mg/kg

TPH By SW8015 Mod Analytes	SURROGATE RECOVERY STUDY Amount Found [A]	True Amount [B]	Recovery %R [D]	Control Limits %R	Flags
1-Chlorooctane	102	100	102	70-135	
o-Terphenyl	51 3	50 0	103	70-135	

Lab Batch #: 735598 **Sample:** 313485-002 / SMP **Batch:** 1 **Matrix:** Soil

Units: mg/kg

TPH By SW8015 Mod Analytes	SURROGATE RECOVERY STUDY Amount Found [A]	True Amount [B]	Recovery %R [D]	Control Limits %R	Flags
1-Chlorooctane	101	100	101	70-135	
o-Terphenyl	50 7	50 0	101	70-135	

** Surrogates outside limits, data and surrogates confirmed by reanalysis

*** Poor recoveries due to dilution

Surrogate Recovery [D] = 100 * A / B

All results are based on MDL and validated for QC purposes

XENCO Laboratories

Form 2 - Surrogate Recoveries

Project Name: BEPCO LP

Work Orders : 313485,

Project ID: Poker Lake # 240

Lab Batch #: 735598 **Sample:** 313485-003 / SMP **Batch:** 1 **Matrix:** Soil

Units: mg/kg

TPH By SW8015 Mod Analytes	SURROGATE RECOVERY STUDY Amount Found [A]	True Amount [B]	Recovery %R [D]	Control Limits %R	Flags
1-Chlorooctane	95 9	100	96	70-135	
o-Terphenyl	48 4	50 0	97	70-135	

Lab Batch #: 735598 **Sample:** 313485-004 / SMP **Batch:** 1 **Matrix:** Soil

Units: mg/kg

TPH By SW8015 Mod Analytes	SURROGATE RECOVERY STUDY Amount Found [A]	True Amount [B]	Recovery %R [D]	Control Limits %R	Flags
1-Chlorooctane	99 4	100	99	70-135	
o-Terphenyl	50 8	50 0	102	70-135	

Lab Batch #: 735598 **Sample:** 313485-005 / SMP **Batch:** 1 **Matrix:** Soil

Units: mg/kg

TPH By SW8015 Mod Analytes	SURROGATE RECOVERY STUDY Amount Found [A]	True Amount [B]	Recovery %R [D]	Control Limits %R	Flags
1-Chlorooctane	99 8	100	100	70-135	
o-Terphenyl	50 4	50 0	101	70-135	

Lab Batch #: 735598 **Sample:** 313485-006 / SMP **Batch:** 1 **Matrix:** Soil

Units: mg/kg

TPH By SW8015 Mod Analytes	SURROGATE RECOVERY STUDY Amount Found [A]	True Amount [B]	Recovery %R [D]	Control Limits %R	Flags
1-Chlorooctane	103	100	103	70-135	
o-Terphenyl	50 8	50 0	102	70-135	

Lab Batch #: 735598 **Sample:** 313485-007 / SMP **Batch:** 1 **Matrix:** Soil

Units: mg/kg

TPH By SW8015 Mod Analytes	SURROGATE RECOVERY STUDY Amount Found [A]	True Amount [B]	Recovery %R [D]	Control Limits %R	Flags
1-Chlorooctane	112	100	112	70-135	
o-Terphenyl	55 4	50 0	111	70-135	

** Surrogates outside limits, data and surrogates confirmed by reanalysis

*** Poor recoveries due to dilution

Surrogate Recovery [D] = 100 * A / B

All results are based on MDL and validated for QC purposes

XENCO Laboratories

Form 2 - Surrogate Recoveries

Project Name: BEPCO LP

Work Orders : 313485,

Project ID: Poker Lake # 240

Lab Batch #: 735598 **Sample:** 313485-008 / SMP **Batch:** 1 **Matrix:** Soil

Units: mg/kg

TPH By SW8015 Mod	SURROGATE RECOVERY STUDY				
Analytes	Amount Found [A]	True Amount [B]	Recovery %R [D]	Control Limits %R	Flags
1-Chlorooctane	103	100	103	70-135	
o-Terphenyl	49 9	50 0	100	70-135	

Lab Batch #: 735598 **Sample:** 313485-009 / SMP **Batch:** 1 **Matrix:** Soil

Units: mg/kg

TPH By SW8015 Mod	SURROGATE RECOVERY STUDY				
Analytes	Amount Found [A]	True Amount [B]	Recovery %R [D]	Control Limits %R	Flags
1-Chlorooctane	103	100	103	70-135	
o-Terphenyl	51 3	50 0	103	70-135	

Lab Batch #: 735598 **Sample:** 313485-010 / SMP **Batch:** 1 **Matrix:** Soil

Units: mg/kg

TPH By SW8015 Mod	SURROGATE RECOVERY STUDY				
Analytes	Amount Found [A]	True Amount [B]	Recovery %R [D]	Control Limits %R	Flags
1-Chlorooctane	99 2	100	99	70-135	
o-Terphenyl	49 2	50 0	98	70-135	

Lab Batch #: 735598 **Sample:** 313485-011 / SMP **Batch:** 1 **Matrix:** Soil

Units: mg/kg

TPH By SW8015 Mod	SURROGATE RECOVERY STUDY				
Analytes	Amount Found [A]	True Amount [B]	Recovery %R [D]	Control Limits %R	Flags
1-Chlorooctane	101	100	101	70-135	
o-Terphenyl	50 0	50 0	100	70-135	

Lab Batch #: 735598 **Sample:** 516521-1-BKS / BKS **Batch:** 1 **Matrix:** Solid

Units: mg/kg

TPH By SW8015 Mod	SURROGATE RECOVERY STUDY				
Analytes	Amount Found [A]	True Amount [B]	Recovery %R [D]	Control Limits %R	Flags
1-Chlorooctane	125	100	125	70-135	
o-Terphenyl	60 6	50 0	121	70-135	

** Surrogates outside limits, data and surrogates confirmed by reanalysis

*** Poor recoveries due to dilution

Surrogate Recovery [D] = 100 * A / B

All results are based on MDL and validated for QC purposes

XENCO Laboratories

Form 2 - Surrogate Recoveries

Project Name: BEPCO LP

Work Orders : 313485,

Project ID: Poker Lake # 240

Lab Batch #: 735598 **Sample:** 516521-1-BLK / BLK **Batch:** 1 **Matrix:** Solid

Units: mg/kg

TPH By SW8015 Mod Analytes	SURROGATE RECOVERY STUDY Amount Found [A]	True Amount [B]	Recovery %R [D]	Control Limits %R	Flags
1-Chlorooctane	115	100	115	70-135	
o-Terphenyl	58 0	50 0	116	70-135	

Lab Batch #: 735598 **Sample:** 516521-1-BSD / BSD **Batch:** 1 **Matrix:** Solid

Units: mg/kg

TPH By SW8015 Mod Analytes	SURROGATE RECOVERY STUDY Amount Found [A]	True Amount [B]	Recovery %R [D]	Control Limits %R	Flags
1-Chlorooctane	128	100	128	70-135	
o-Terphenyl	60 5	50 0	121	70-135	

** Surrogates outside limits, data and surrogates confirmed by reanalysis

*** Poor recoveries due to dilution

Surrogate Recovery [D] = 100 * A / B

All results are based on MDL and validated for QC purposes

Blank Spike Recovery

Project Name: BEPCO LP

Work Order #: 313485 **Project ID:** Poker Lake # 240

Lab Batch #: 735564 **Sample:** 735564-1-BKS **Matrix:** Solid

Date Analyzed: 09/29/2008 **Date Prepared:** 09/29/2008 **Analyst:** LATCOR

Reporting Units: mg/kg **Batch #:** 1

BLANK /BLANK SPIKE RECOVERY STUDY

Anions by EPA 300/300.1 Analytes	Blank Result [A]	Spike Added [B]	Blank Spike Result [C]	Blank Spike %R [D]	Control Limits %R	Flags
Chloride	ND	10 0	8 96	90	75-125	

Blank Spike Recovery [D] = 100*[C]/[B]
All results are based on MDL and validated for QC purposes

BS / BSD Recoveries

Project Name: BEPCO LP

Work Order #: 313485 **Project ID:** Poker Lake # 240

Analyst: BRB **Date Prepared:** 09/29/2008 **Date Analyzed:** 09/29/2008

Lab Batch ID: 735599 **Sample:** 516528-1-BKS **Batch #:** 1 **Matrix:** Solid

Units: mg/kg

BLANK /BLANK SPIKE / BLANK SPIKE DUPLICATE RECOVERY STUDY

BTEX by EPA 8021B Analytes	Blank Sample Result [A]	Spike Added [B]	Blank Spike Result [C]	Blank Spike %R [D]	Spike Added [E]	Blank Spike Duplicate Result [F]	Blk. Spk Dup. %R [G]	RPD %	Control Limits %R	Control Limits %RPD	Flag
Benzene	ND	0 1000	0 1042	104	0 1	0 1121	112	7	70-130	35	
Toluene	ND	0 1000	0 1005	101	0 1	0 1083	108	7	70-130	35	
Ethylbenzene	ND	0 1000	0 1029	103	0 1	0 1108	111	7	71-129	35	
m,p-Xylenes	ND	0 2000	0 2137	107	0 2	0 2295	115	7	70-135	35	
o-Xylene	ND	0 1000	0 0958	96	0 1	0 1032	103	7	71-133	35	

Analyst: ASA **Date Prepared:** 10/06/2008 **Date Analyzed:** 10/06/2008

Lab Batch ID: 736234 **Sample:** 736234-1-BKS **Batch #:** 1 **Matrix:** Solid

Units: mg/kg

BLANK /BLANK SPIKE / BLANK SPIKE DUPLICATE RECOVERY STUDY

TPH by EPA 418.1 Analytes	Blank Sample Result [A]	Spike Added [B]	Blank Spike Result [C]	Blank Spike %R [D]	Spike Added [E]	Blank Spike Duplicate Result [F]	Blk. Spk Dup. %R [G]	RPD %	Control Limits %R	Control Limits %RPD	Flag
TPH, Total Petroleum Hydrocarbons	ND	2500	2470	99	2500	2610	104	6	65-135	35	

Relative Percent Difference RPD = 200*|(C-F)/(C+F)|
Blank Spike Recovery [D] = 100*(C)/[B]
Blank Spike Duplicate Recovery [G] = 100*(F)/[E]
All results are based on MDL and Validated for QC Purposes

BS / BSD Recoveries

Project Name: BEPCO LP

Work Order #: 313485
Analyst: ASA
Lab Batch ID: 735598 **Sample:** 516521-1-BKS
Units: mg/kg

Date Prepared: 09/29/2008 **Batch #:** 1

Project ID: Poker Lake # 240
Date Analyzed: 09/29/2008
Matrix: Solid

BLANK /BLANK SPIKE / BLANK SPIKE DUPLICATE RECOVERY STUDY

TPH By SW8015 Mod Analytes	Blank Sample Result [A]	Spike Added [B]	Blank Spike Result [C]	Blank Spike %R [D]	Spike Added [E]	Blank Spike Duplicate Result [F]	Blk. Spk Dup. %R [G]	RPD %	Control Limits %R	Control Limits %RPD	Flag
C6-C12 Gasoline Range Hydrocarbons	ND	1000	917	92	1000	925	93	1	70-135	35	
C12-C28 Diesel Range Hydrocarbons	ND	1000	1010	101	1000	1030	103	2	70-135	35	

Relative Percent Difference RPD = 200*|(C-F)/(C+F)|
Blank Spike Recovery [D] = 100*(C)/[B]
Blank Spike Duplicate Recovery [G] = 100*(F)/[E]
All results are based on MDL and Validated for QC Purposes

XENCO Laboratories

Form 3 - MS Recoveries

Project Name: BEPCO LP

ACCREDITED IN ACCORDANCE WITH nelac

Work Order #: 313485
Lab Batch #: 735564
Project ID: Poker Lake # 240
Date Analyzed: 09/29/2008
Date Prepared: 09/29/2008
Analyst: LATCOR
QC- Sample ID: 313349-002 S
Batch #: 1
Matrix: Soil
Reporting Units: mg/kg

MATRIX / MATRIX SPIKE RECOVERY STUDY

Inorganic Anions by EPA 300 Analytes	Parent Sample Result [A]	Spike Added [B]	Spiked Sample Result [C]	%R [D]	Control Limits %R	Flag
Chloride	1860	1120	3270	126	75-125	X

Matrix Spike Percent Recovery [D] = 100*(C-A)/B
Relative Percent Difference [E] = 200*(C-A)/(C+B)
All Results are based on MDL and Validated for QC Purposes

Xenco Laboratories

Project Name: BEPCO LP

Work Order #: 313485 **Project ID:** Poker Lake # 240

Lab Batch ID: 735599 **QC- Sample ID:** 313348-002 S **Batch #:** 1 **Matrix:** Soil

Date Analyzed: 09/30/2008 **Date Prepared:** 09/29/2008 **Analyst:** BRB

Reporting Units: mg/kg

BTEX by EPA 8021B Analytes	MATRIX SPIKE / MATRIX SPIKE DUPLICATE RECOVERY STUDY										
	Parent Sample Result [A]	Spike Added [B]	Spiked Sample Result [C]	Spiked Sample %R [D]	Spike Added [E]	Duplicate Spiked Sample Result [F]	Spiked Dup. %R [G]	RPD %	Control Limits %R	Control Limits %RPD	Flag
Benzene	ND	0 1113	0 0932	84	0 1113	0 0934	84	0	70-130	35	
Toluene	ND	0 1113	0 0860	77	0 1113	0 1094	98	24	70-130	35	
Ethylbenzene	ND	0 1113	0 0794	71	0 1113	0 0993	89	23	71-129	35	
m,p-Xylenes	ND	0 2227	0 1668	75	0 2227	0 2089	94	22	70-135	35	
o-Xylene	ND	0 1113	0 0762	68	0 1113	0 1050	94	32	71-133	35	X

Lab Batch ID: 736234 **QC- Sample ID:** 313485-001 S **Batch #:** 1 **Matrix:** Soil

Date Analyzed: 10/06/2008 **Date Prepared:** 10/06/2008 **Analyst:** ASA

Reporting Units: mg/kg

TPH by EPA 418.1 Analytes	MATRIX SPIKE / MATRIX SPIKE DUPLICATE RECOVERY STUDY										
	Parent Sample Result [A]	Spike Added [B]	Spiked Sample Result [C]	Spiked Sample %R [D]	Spike Added [E]	Duplicate Spiked Sample Result [F]	Spiked Dup. %R [G]	RPD %	Control Limits %R	Control Limits %RPD	Flag
TPH, Total Petroleum Hydrocarbons	ND	2610	2650	102	2610	2600	100	2	65-135	35	

Lab Batch ID: 735598 **QC- Sample ID:** 313349-003 S **Batch #:** 1 **Matrix:** Soil

Date Analyzed: 09/30/2008 **Date Prepared:** 09/29/2008 **Analyst:** ASA

Reporting Units: mg/kg

TPH By SW8015 Mod Analytes	MATRIX SPIKE / MATRIX SPIKE DUPLICATE RECOVERY STUDY										
	Parent Sample Result [A]	Spike Added [B]	Spiked Sample Result [C]	Spiked Sample %R [D]	Spike Added [E]	Duplicate Spiked Sample Result [F]	Spiked Dup. %R [G]	RPD %	Control Limits %R	Control Limits %RPD	Flag
C6-C12 Gasoline Range Hydrocarbons	ND	1130	6 03	1	1130	6 21	1	0	70-135	35	X
C12-C28 Diesel Range Hydrocarbons	341	1130	344	0	1130	319	0	NC	70-135	35	X

Matrix Spike Percent Recovery [D] = 100*(C-A)/B
Relative Percent Difference RPD = 200*|(C-F)/(C+F)|

Matrix Spike Duplicate Percent Recovery [G] = 100*(F-A)/E

ND = Not Detected, J = Present Below Reporting Limit, B = Present in Blank, NR = Not Requested, I = Interference, NA = Not ApplicableN = See Narrative, EQL = Estimated Quantitation Limit

Sample Duplicate Recovery

Project Name: BEPCO LP

Work Order #: 313485

Lab Batch #: 735564 **Project ID:** Poker Lake # 240
Date Analyzed: 09/29/2008 **Date Prepared:** 09/29/2008 **Analyst:** LATCOR
QC- Sample ID: 313349-002 D **Batch #:** 1 **Matrix:** Soil
Reporting Units: mg/kg

Anions by EPA 300/300.1 Analyte	SAMPLE / SAMPLE DUPLICATE RECOVERY				
	Parent Sample Result [A]	Sample Duplicate Result [B]	RPD	Control Limits %RPD	Flag
Chloride	1860	1810	3	20	

Lab Batch #: 735581
Date Analyzed: 09/30/2008 **Date Prepared:** 09/30/2008 **Analyst:** WRU
QC- Sample ID: 313405-001 D **Batch #:** 1 **Matrix:** Soil
Reporting Units: %

Percent Moisture Analyte	SAMPLE / SAMPLE DUPLICATE RECOVERY				
	Parent Sample Result [A]	Sample Duplicate Result [B]	RPD	Control Limits %RPD	Flag
Percent Moisture	14 0	13 0	7	20	

Lab Batch #: 735586
Date Analyzed: 09/29/2008 **Date Prepared:** 09/29/2008 **Analyst:** WRU
QC- Sample ID: 313485-010 D **Batch #:** 1 **Matrix:** Soil
Reporting Units: %

Percent Moisture Analyte	SAMPLE / SAMPLE DUPLICATE RECOVERY				
	Parent Sample Result [A]	Sample Duplicate Result [B]	RPD	Control Limits %RPD	Flag
Percent Moisture	ND	2 16	NC	20	

Spike Relative Difference RPD 200 * | (B-A)/(B+A) |
All Results are based on MDL and validated for QC purposes

Environmental Lab of Texas

A Xenco Laboratories Company

12600 West I-20 East
Odessa, Texas 79765

Project Manager: Debi S Smith
Company Name: Spirit Environmental
Company Address: 502 N Big Spring
City/State/Zip: Midland Tx
Telephone No: 4326831100 Fax No: 885 500 0622
Sampler Signature: e-mail: debi@spiritenvironme

(lab use only)
ORDER #: 313495

LAB # (lab use only)	FIELD CODE	Beginning Depth	Ending Depth	Date Sampled	Time Sampled	Field Filtered	Total # of Containers	Preservation & # of Containers: Ice	HNO3	HCl	H2SO4	NaOH	Na2S2O3	None	Other (Specify)	Matrix: DW=Drinking Water SL=Sludge / GW=Groundwater S=Soil/Solid / NP=Non Potable Specify Other	TPH: 8015M	8015M
01	SEF1-001		1'	9/26/08	10:06		1	X								S	X	
02	SEF2-001		3'		10:05													
03	SEF3-001		5'		10:15													
04	NEF1-001		4'		10:20													
05	NEF2-001		4'		10:29													
06	NEF3-001		4'		10:32													
01	WEW-001		5'		10:37													
08	NEW-001		5'		10:45													
09	EEW-001		5'		10:56													
10	SEW-001		5'		10:58													

Special Instructions: Rush CI

	Date	Time		Date	Tim
Relinquished by	9/29/08	13:29	Received by		
Relinquished by	Date	Time	Received by	Date	Tim
Relinqu shed by	Date	Time	Received by ELOT: Andrea Sam	Date: 9 29 08	Tim: 13.

Environmental Lab of Texas

A Xenco Laboratories Company

12600 West I-20 East
Odessa, Texas 79765

Project Manager: Debi Smith

Company Name: Sport Environmental

Company Address:

City/State/Zip:

Telephone No: Fax No:

Sampler Signature: e-mail:

(lab use only)
ORDER #: 313485

LAB # (lab use only)	FIELD CODE	Beginning Depth	Ending Depth	Date Sampled	Time Sampled	Field Filtered	Total # of Containers	Preservation & # of Containers: Ice	HNO_3	HCl	H_2SO_4	NaOH	$Na_2S_2O_3$	None	Other (Specify)	Matrix: DW=Drinking Water SL=Sludge GW=Groundwater S=Soil/Solid NP=Non-Potable Specify Other
1	BACK-601		6"	9/26/08	1105		1	X								S

Special Instructions: Rush CL

Relinquished by	Date	Time	Received by	Date
	9/29/08	1328		
Relinquished by	Date	Time	Received by	Date
Relinquished by	Date	Time	Received by ELOT	Date
			Andrea Lam	9.29.08

#1	Temperature of container/ cooler?	(Yes)	No	0.0 °C	
#2	Shipping container in good condition?	(Yes)	No		
#3	Custody Seals intact on shipping container/ cooler?	Yes	No	(Not Present)	
#4	Custody Seals intact on sample bottles/ container?	Yes	No	(Not Present)	
#5	Chain of Custody present?	(Yes)	No		
#6	Sample instructions complete of Chain of Custody?	(Yes)	No		
#7	Chain of Custody signed when relinquished/ received?	(Yes)	No		
#8	Chain of Custody agrees with sample label(s)?	Yes	No	(ID written on Cont./Lid)	
#9	Container label(s) legible and intact?	Yes	No	(Not Applicable)	
#10	Sample matrix/ properties agree with Chain of Custody?	(Yes)	No		
#11	Containers supplied by ELOT?	(Yes)	No		
#12	Samples in proper container/ bottle?	(Yes)	No	See Below	
#13	Samples properly preserved?	(Yes)	No	See Below	
#14	Sample bottles intact?	(Yes)	No		
#15	Preservations documented on Chain of Custody?	(Yes)	No		
#16	Containers documented on Chain of Custody?	(Yes)	No		
#17	Sufficient sample amount for indicated test(s)?	(Yes)	No	See Below	
#18	All samples received within sufficient hold time?	(Yes)	No	See Below	
#19	Subcontract of sample(s)?	Yes	No	(Not Applicable)	
#20	VOC samples have zero headspace?	(Yes)	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

Analytical Report 313979

for

Sport Environmental Services, PLLC

Project Manager: Debi Smith

BEPCO, L.P.

Poker Lake Unit # 240

06-OCT-08

XENCO Laboratories

ACCREDITED IN ACCORDANCE WITH nelac

E84880

12600 West I-20 East Odessa, Texas 79765

Texas certification numbers:
Houston, TX T104704215 - Odessa/Midland, TX T104704215-08-TX

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

Houston - Dallas - San Antonio - Austin - Tampa - Miami - Latin America
Midland - Corpus Christi - Atlanta

06-OCT-08

Project Manager: **Debi Smith**
Sport Environmental Services, PLLC
502 North Big Spring Street
Midland, TX 79701

Reference: XENCO Report No: **313979**
BEPCO, L.P.
Project Address:

Debi Smith:

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 313979. 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. 313979 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

XENCO Laboratories

Sample Cross Reference 313979

ACCREDITED IN ACCORDANCE WITH nelac

Sport Environmental Services, PLLC, Midland, TX

BEPCO, L.P.

Sample Id	Matrix	Date Collected	Sample Depth	Lab Sample Id
NEF1-002	S	Oct-03-08 11:00	9 - 12 ft	313979-001

[redacted] t Id: [redacted] r Lak [redacted] # 24 [redacted] Project Name: [redacted] CO, L P [redacted]

Contact: Debi Smith

Project Location:

Date Received in Lab: Mon Oct-06-08 07 35 am

Report Date: 06-OCT-08

Project Manager: Brent Barron, II

Analysis Requested	*Lab Id:*	313979-001					
	Field Id:	NEF1-002					
	Depth:	9-12 ft					
	Matrix:	SOIL					
	Sampled:	Oct-03-08 11 00					
Anions by EPA 300/300.1	*Extracted:*						
	Analyzed:	Oct-06-08 13 32					
	Units/RL:	mg/kg	RL				
Chloride		647	20 0				

Brent Barron
Odessa Laboratory Director

XENCO Laboratories

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

Recipient of the Prestigious Small Business Administration Award of Excellence in 1994.

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9701 Harry Hines Blvd , Dallas, TX 75220	(214) 902 0300	(214) 351-9139
5332 Blackberry Drive, Suite 104, San Antonio, TX 78238	(210) 509-3334	(210) 509-3335
2505 N Falkenburg Rd , Tampa, FL 33619	(813) 620-2000	(813) 620-2033
5757 NW 158th St, Miami Lakes, FL 33014	(305) 823-8500	(305) 823-8555
6017 Financial Dr , Norcross, GA 30071	(770) 449-8800	(770) 449-5477

Blank Spike Recovery

Project Name: BEPCO, L.P.

Work Order #: 313979 **Project ID:** Poker Lake Unit # 240

Lab Batch #: 736231 **Sample:** 736231-1-BKS **Matrix:** Solid

Date Analyzed: 10/06/2008 **Date Prepared:** 10/06/2008 **Analyst:** LATCOR

Reporting Units: mg/kg **Batch #:** 1

Anions by EPA 300/300.1 Analytes	BLANK /BLANK SPIKE RECOVERY STUDY					
	Blank Result [A]	Spike Added [B]	Blank Spike Result [C]	Blank Spike %R [D]	Control Limits %R	Flags
Chloride	ND	10 0	9 49	95	75-125	

Blank Spike Recovery [D] = 100*[C]/[B]
All results are based on MDL and validated for QC purposes

XENCO Laboratories

Form 3 - MS Recoveries

Project Name: BEPCO, L.P.

ACCREDITED IN ACCORDANCE WITH nelac

ork Order #: 313979
Lab Batch #: 736231
Project ID: Poker Lake Unit # 240
Date Analyzed: 10/06/2008
Date Prepared: 10/06/2008
Analyst: LATCOR
C- Sample ID: 313979-001 S
Batch #: 1
Matrix: Soil
Reporting Units: mg/kg

Inorganic Anions by EPA 300	MATRIX / MATRIX SPIKE RECOVERY STUDY					
Analytes	Parent Sample Result [A]	Spike Added [B]	Spiked Sample Result [C]	%R [D]	Control Limits %R	Flag
hloride	647	413	1160	124	75-125	

Matrix Spike Percent Recovery [D] = 100*(C-A)/B
Relative Percent Difference [E] = 200*(C-A)/(C+B)
All Results are based on MDL and Validated for QC Purposes

XENCO Laboratories

Sample Duplicate Recovery

Project Name: BEPCO, L.P.

Work Order #: 313979

Lab Batch #: 736231 **Project ID:** Poker Lake Unit # 240

Date Analyzed: 10/06/2008 **Date Prepared:** 10/06/2008 **Analyst:** LATCOR

QC- Sample ID: 313979-001 D **Batch #:** 1 **Matrix:** Soil

Reporting Units: mg/kg

Anions by EPA 300/300.1	SAMPLE / SAMPLE DUPLICATE RECOVERY				
Analyte	Parent Sample Result [A]	Sample Duplicate Result [B]	RPD	Control Limits %RPD	Flag
Chloride	647	678	5	20	

Spike Relative Difference RPD 200 * | (B-A)/(B+A) |
All Results are based on MDL and validated for QC purposes

Environmental Lab of Texas

A Xenco Laboratories Company

CHAIN OF CUSTODY RECOR

12600 West I-20 East
Odessa, Texas 79765

Project Manager: Debi Sport Smith

Company Name: Sport Environmenta Services

Company Address: 502 N Big Spring Street

City/State/Zip: Midland Texas 79701

Telephone No: 432-683-1100 Fax No: 888-500-0622

Sampler Signature: [signature] e-mail: debi@sportenvironmental.com

Project N

Proj

Project

Report Form

(lab use only)

ORDER #: 313979

LAB # (lab use only)	FIELD CODE	Beginning Depth	Ending Depth	Date Sampled	Time Sampled	Field Filtered	Total # of Containers	Ice	HNO_3	HCl	H_2SO_4	NaOH	$Na_2S_2O_3$	None	Other (Specify)	Matrix: DW=Drinking Water SL=Sludge GW=Groundwater S=Soil/Solid NP=Non-Potable Specify Other	TPH 418.1 8015M 8015B	TX 1005 TX 1006
01	NEF1-002	9'	12'	10/3/2008	11 00		1	X								S		

Special Instructions

Relinquished by	Date	Time	Received by	Date	Time
Chuck Daniels [signature]	10/6/08	7:35			
Relinquished by	Date	Time	Received by	Date	Time
Relinquished by	Date	Time	Received by ELOT	Date	Time
			[signature]	10-6-08	7:3[illegible]

#1	Temperature of container/ cooler?	Yes	No	1.5 °C	
#2	Shipping container in good condition?	Yes	No		
#3	Custody Seals intact on shipping container/ cooler?	Yes	No	Not Present	
#4	Custody Seals intact on sample bottles/ container?	Yes	No	Not Present	
#5	Chain of Custody present?	Yes	No		
#6	Sample instructions complete of Chain of Custody?	Yes	No		
#7	Chain of Custody signed when relinquished/ received?	Yes	No		
#8	Chain of Custody agrees with sample label(s)?	Yes	No	ID written on Cont / Lid	
#9	Container label(s) legible and intact?	Yes	No	Not Applicable	
#10	Sample matrix/ properties agree with Chain of Custody?	Yes	No		
#11	Containers supplied by ELOT?	Yes	No		
#12	Samples in proper container/ bottle?	Yes	No	See Below	
#13	Samples properly preserved?	Yes	No	See Below	
#14	Sample bottles intact?	Yes	No		
#15	Preservations documented on Chain of Custody?	Yes	No		
#16	Containers documented on Chain of Custody?	Yes	No		
#17	Sufficient sample amount for indicated test(s)?	Yes	No	See Below	
#18	All samples received within sufficient hold time?	Yes	No	See Below	
#19	Subcontract of sample(s)?	Yes	No	Not Applicable	
#20	VOC samples have zero headspace?	Yes	No	Not Applicable	

Variance Documentation

Contact _____ Contacted by: _____ Date/ Time: _____

Regarding _____

Corrective Action Taken:

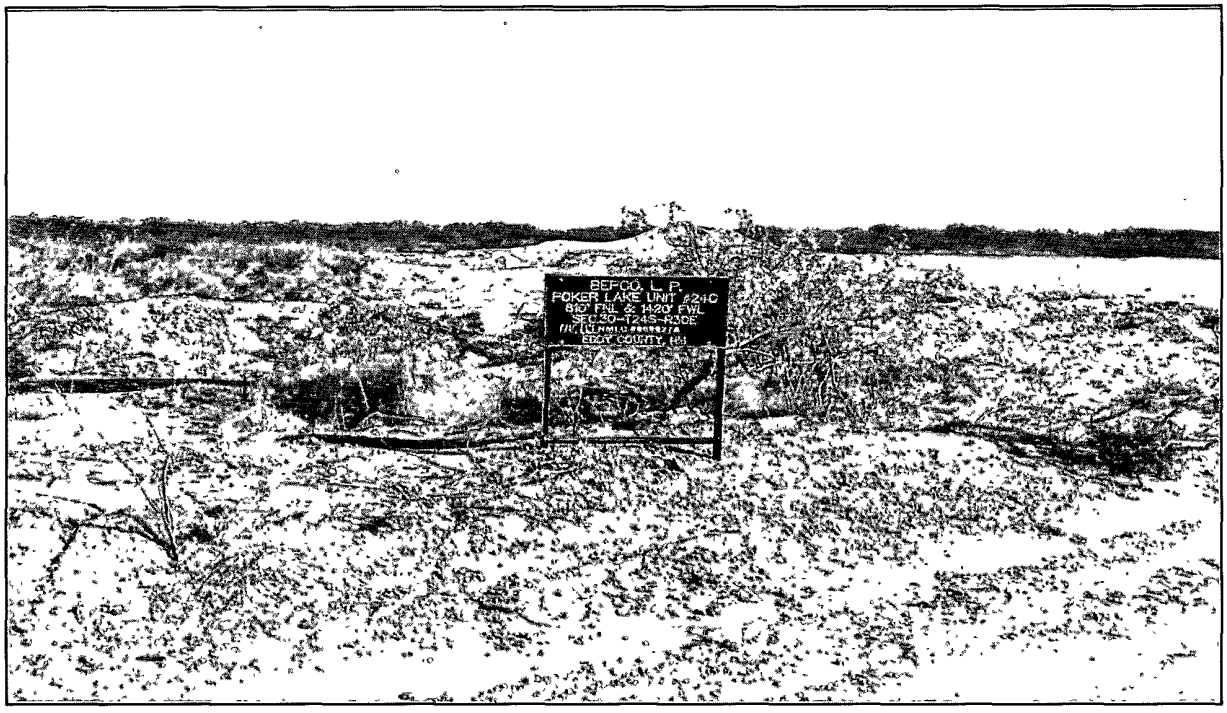
Check all that Apply

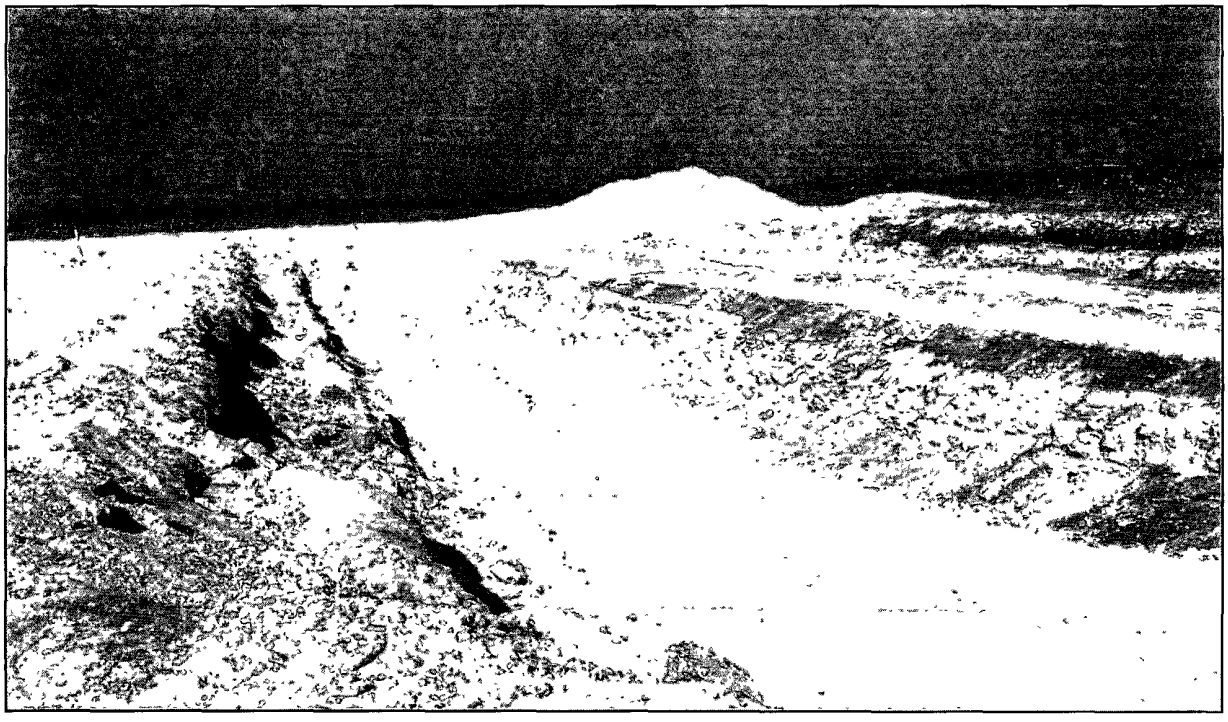
- ☐ See attached e-mail/ fax
- ☐ Client understands and would like to proceed with analysis
- ☐ Cooling process had begun shortly after sampling event

BEPCO, L.P.
dba Bass Enterprises Production Co.
Poker Lake Unit #240
Section 30, T-24-S, R-30-E
Eddy County, New Mexico

SITE PHOTOGRAPHS
TAKEN SEPTEMBER 26, 2008
Poker Lake Unit #240

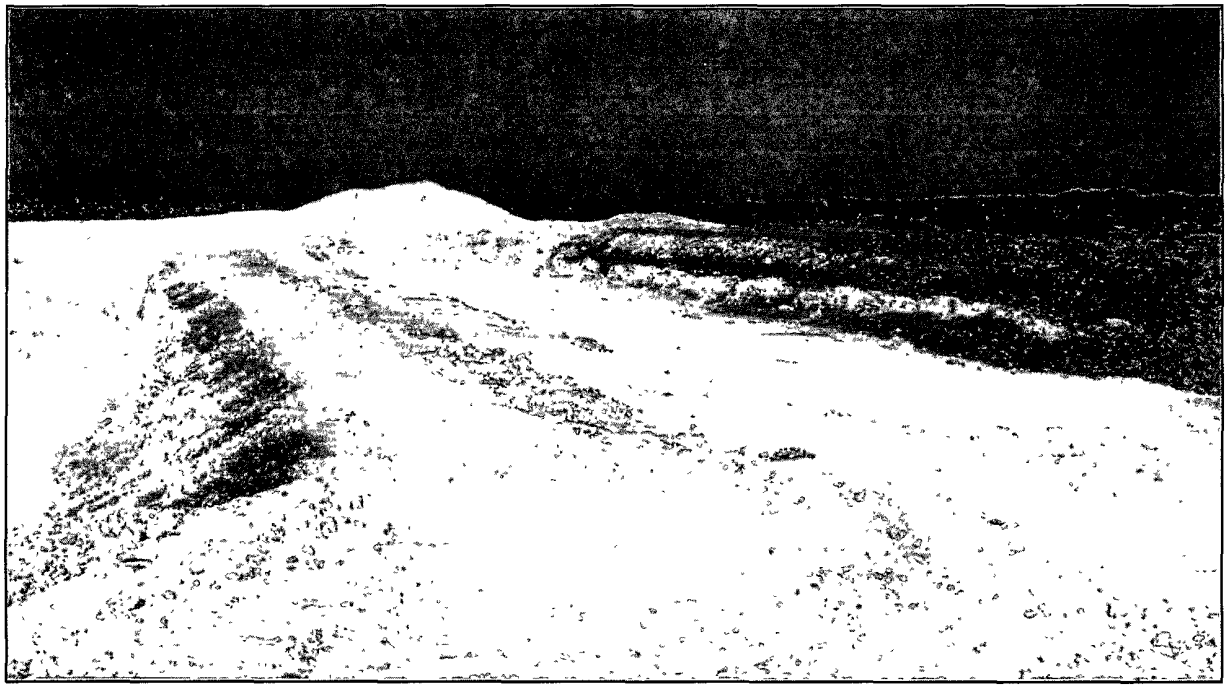
BEPCO, LP – Poker Lake Unit #240
Site Photographs taken September 26, 2008





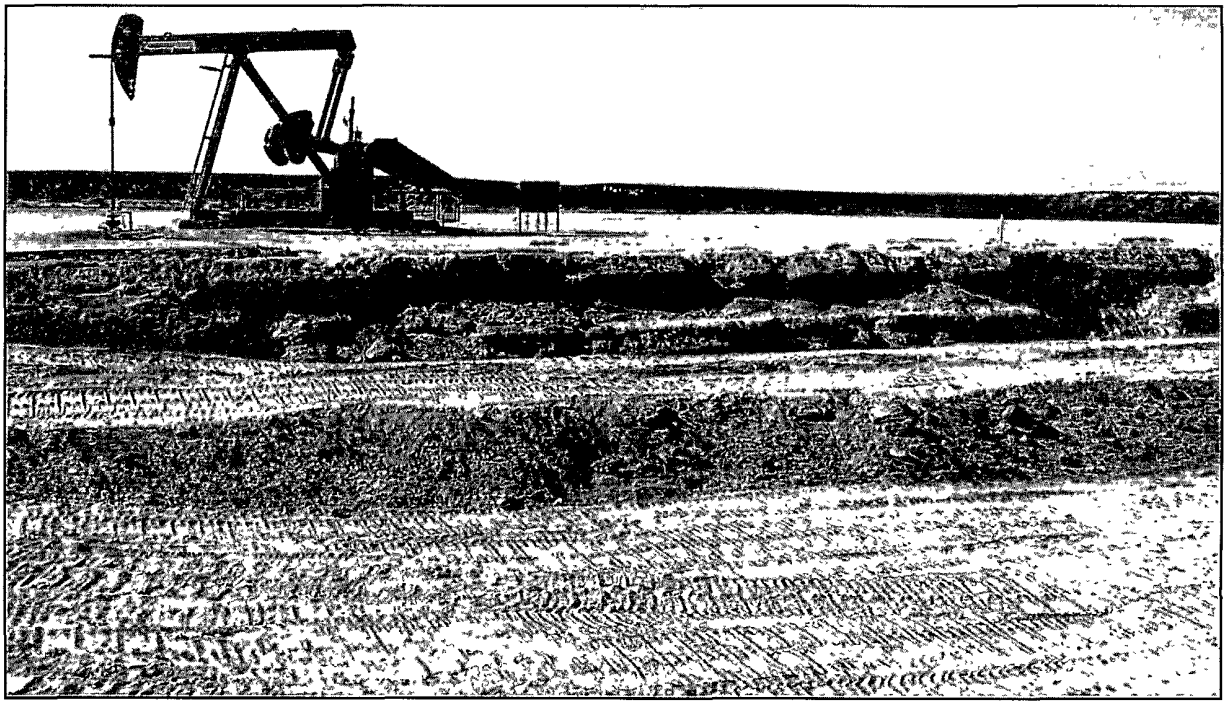
BEPCO, LP – Poker Lake Unit #240

Site Photographs taken September 26, 2008



BEPCO, LP – Poker Lake Unit #240

Site Photographs taken September 26, 2008



BEPCO, LP – Poker Lake Unit #240

Site Photographs taken September 26, 2008