

RECEIVED DEC 21 2009

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

Form C-141
Revised October 10, 2003

Submit 2 Copies to appropriate
District Office in accordance
with Rule 116 on back
side of form

30-015-33622

Release Notification and Corrective Action

NMLB 09365-37172

OPERATOR

☒ Initial Report ☐ Final Report

Name of Company - OXY USA	Contact - Kelton Beaird
Address - 1502 W. Commerce	Telephone No. - (O) 575-628-4121 C) 575-390-1903
Facility Name - Two Marks 36 State #1 Battery	Facility Type - Tank Battery

Surface Owner BLM	Mineral Owner	Lease No.
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LOCATION OF RELEASE

Unit Letter	Section	Township	Range	Feet from the	North/South Line	Feet from the	East/West Line	County
M	36	21S	24E					Eddy

Latitude 32° 23.763' N Longitude 104° 27.484' W

NATURE OF RELEASE

Type of Release - Produced Water	Volume of Release - 20 bbls	Volume Recovered - 6 bbls
Source of Release - Vent Line	Date and Hour of Occurrence	Date and Hour of Discovery 11-24-09 @ 10:00am
Was Immediate Notice Given? <input type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> Not Required	If YES, To Whom?	
By Whom?	Date and Hour See above	
Was a Watercourse Reached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	If YES, Volume Impacting the Watercourse.	

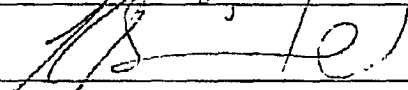
If a Watercourse was Impacted, Describe Fully.*

Describe Cause of Problem and Remedial Action Taken.* The dump from the vessel malfunctioned causing the produced water in the vessel to overflow out the vent line. A vac-truck was called to pickup all standing fluid remaining on location. The site was delineated with a backhoe. The ranking criteria for this site is as follows: Surface Body of Water - 0 points; Wellhead Protection Area - 0 points; Groundwater Depth - 0 points (GW > 100'). The total ranking for the site is 0 points. RAL's for the site are Chloride - 250 ppm, TPH - 5,000 ppm and BTEX - 100 ppm (using field vapor headspace measurement).

Attached are a plat map, field analytical and lab confirmations.

Describe Area Affected and Cleanup Action Taken.* Oxy USA proposes to leave all soil in place and remediate site when battery is abandoned because the impacted soils are minimal levels, groundwater is over 100' from bottom of impacted soil and the battery is an active site.

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: 	OIL CONSERVATION DIVISION Accepted for record NMOCD	
Printed Name: Kelton Beaird	Approved by District Supervisor:	DEC 31 2010
Title: HES Specialist	Approval Date:	Expiration Date: JAN 31 2010
E-mail Address: kelton.beaird@oxy.com	SEE Attached <input checked="" type="checkbox"/>	
Date: 12-18-09		

* Attach Additional Sheets If Necessary

REMEDATION per OCD Rules and
Guidelines. SUBMIT REMEDIATION
PROPOSAL BY: 1/31/10

2RP-379

NMLB 09365-37172

New Mexico Energy, Minerals and Natural Resources Department

Bill Richardson
Governor

Joanna Prukop
Cabinet Secretary

Mark Fesmire
Division Director
Oil Conservation Division



OXY USA
1502 W. Commerce
Carlsbad, NM 88220
ATTN: Kelton Beaird

Reference: Two Marks 36 St. 1 CTB 30-015-33622 M-36-21-24 Eddy County, New Mexico

Mr. Beaird,

The New Mexico Oil Conservation Division District 2 Office (OCD) is in receipt of an Initial Report Form C-141 reporting a release of produced fluids that occurred at the above referenced site on or about 11/24/09. The initial C-141 was received on 12/7/09. On 12/21/09, a second C-141 was received along with analytical data from a delineation sampling event. The second C-141 proposes to leave all soil in place and remediate site when battery is abandoned. Since the life of production facilities can span decades, and incur multiple releases, this type proposal will not be approved.

Analytical data presented does show low contaminant levels in most areas tested, however the area identified as TP3 shows slightly elevated chloride levels in the surface sample (1,524 ppm) and elevated VOCs as measured utilizing a PID meter (192 ppm). At this time, OCD would request further investigation as to the lateral extent of contamination at TP3 and may require removal of some materials in this area. Also, any area that shows an increase in contaminant levels with depth, will require deeper samples be obtained where practicable. It is noted that on the Field Analytical Report Form, hard rock was encountered at 3" to 12" bgs.

Please make arrangements to perform the investigation and submit an amended proposal to OCD not later than **January 31, 2010**. Also please include a representative analysis of the produced water at this site.

If you have any questions or concerns, please contact me.

Mike Bratcher
NMOCD District 2
1301 W. Grand Ave.
Artesia, NM 88210
575-748-1283 Ext. 108
mike.bratcher@state.nm.us

Distribution: Email to Kelton Beaird

OCD Reference: 2RP-379

