



NEW MEXICO ENERGY, MINERALS and NATURAL RESOURCES DEPARTMENT

GARY E. JOHNSON Governor Betty Rivera Cabinet Secretary Lori Wrotenbery Director Oil Conservation Division

September 26, 2002

pdmulkey@duke-energy.com

Mr. Paul Mulkey Duke Energy Field Services 11525 W. Carlsbad Hwy Hobbs, NM 88240

Re: Closure Approval, G-28 80502 20" Line Site Reference UL-O, Sec-32 T-21S R-36E Initial Notification Date: August 5, 2002 Closure Request Dated: September 19, 2002

Dear Mr. Mulkey,

The **Final Closure Document** submitted to the New Mexico Oil Conservation Division (OCD) by Environmental Plus, Inc. for Dule Energy Field Services is **hereby approved**. According to the information provided, no further action is required at this time.

Please be advised that OCD approval does not relieve Dule Energy Field Services of liability should remaining contaminants pose a future threat to ground water, surface water, human health or the environment. Additionally, OCD approval does not relieve Dule Energy Field Services of responsibility for compliance with any other federal, state, or local laws and/or regulations.

If you have any questions or need assistance please feel free to call me at (505) 393-6161, x111 or email lwjohnson@state.nm.us

Sincerely,

Larry Johnson - Environmental Engineer

Cc: Roger Anderson - Environmental Bureau Chief Chris Williams - District I Supervisor Bill Olson - Hydrologist Paul Sheeley-Environmental Engineer

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ENVIRONMENTAL PLUS, INC. MED-Bloss Massesse Com

September 19, 2002

Mr. Larry Johnson Energy, Minerals, and Natural Resources Department New Mexico Oil Conservation Division 1625 North French Dr. Hobbs, New Mexico 88240

Subject: Duke Energy Field Services - G-28 80502 Final C-141 and Closure Documentation

Dear Mr. Johnson:

Environmental Plus, Inc. (EPI), on behalf of Duke Energy Field Services (DEFS) submits for your consideration and approval the Final C-141 and Closure Documentation for the "G-28 80502" remediation site. This report documents the vertical and horizontal extents of hydrocarbon contamination at the site, removal of contaminated soils above acceptable CoC levels, and the disposal of said contaminated soils at EPI's approved land farm consistent with the Initial C-141 and Remediation Plan submitted to NMOCD on August 13, 2002. EPI, on behalf of DEFS, therefore requests that the NMOCD consider the information provided within this documentation and require "no further action" at this site.

If there are any questions please call Mr. Ben Miller or myself at EPI's offices, or at 505-390-0288 or 505-390-9804 respectively. Mr. Paul Mulkey of Duke Energy Field Services can be contacted at 505-397-5716.

All official correspondence should be addressed to:

Mr. Paul Mulkey Duke Energy Field Services 11525 West Carlsbad Highway Hobbs, New Mexico 88240

Sincerely,

Sha And

John Good, Environmental Consultant

cc: Frank Paul Mulkey, Duke Energy Field Services, w/enclosure Sherry Miller, EPI President Ben Miller, EPI Vice President and General Manager File

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P.O. BOX 1558

••• EUNICE, NEW MEXICO 88231 ••• FAX 505•394•2601

Executive Summary

Environmental Plus, Inc. (EPI) was notified by Duke Energy Field Services (DEFS) on 5-Aug-02 regarding a pipeline release site involving DEFS' "G-28" 20-inch natural gas gathering pipeline. DEFS' initial C-141 (5-Aug-02) indicates a natural gas liquid (NGL) release in excess of 25 bbl. The leak was a result of internal pipeline corrosion. Repairs were made on the 20-inch steel pipeline line at two locations within the exposed pipeline section by clamping.

Characterization and remedial work at the site was done by EPI during the period 5-Aug-02 through 28-Aug-02. The "G28 80502" site is located 7-miles west of Eunice, NM, in UL-O, Section 32 T21S R36E. The spill occurred on property owned by the State of New Mexico. The surface extent of the spill was approximately 15,000 ft² (see Plate 3, attachments). The vertical extent of contamination ranged from 3-ft along the access road down to ~10-ft in the area associated with the Point of Release (POR).

EPI excavated and disposed of 1078-yd³ of contaminated soil from the site commencing on 6-Aug-02. In addition, 640-yd³ of moderately contaminated soil was excavated from the bottom 4-ft of the POR area and used to blend with 800-yd³ of clean soil for use as backfill. Composite bottom-hole and sidewall soil samples were submitted to Cardinal Laboratories, Hobbs, NM on 9-Aug-02 and 13-Aug-02. Results of these analyses confirmed that TPH, BTEX, and Benzene levels were below threshold levels throughout the site, and that chloride levels were within acceptable limits (~250 mg/kg) so as to not pose a threat to any ground water present.

All contaminated soil removed from the site was disposed of at EPI's land farm. The excavation was backfilled and contoured to prevent pooling. The surface damaged areas beyond road or pipeline rights-of-way will be evaluated for new growth in Spring-2003 and reseeded with natural grasses if deemed necessary at that time.

1.0 Introduction

This report addresses the site investigation and remediation of the DEFS "G28 80502" natural gas 20" gathering line remediation site. EPI was notified on August 5, 2002 by DEFS regarding a natural gas and associated NGL release at this site. The initial C-141 Form submitted to NMOCD (05-Aug-02) reports the release volume (NGL) as >25 bbl. EPI responded the following day (August 6, 2002) and commenced GPS delineation, characterization and preliminary excavation of the contaminated soil in the immediate area of the leak. The site consisted of an area ~130-ft X ~35-ft (~3,900-ft²) in the area of the pipeline leak and a linear affected area extending from the release source ~850-ft eastward along the north edge of the caliche road accessing the site. Remedial activities at the site consisted of excavation, soil analyses, backfilling and contouring. Remediation of the site was completed on 28-Aug-02.

2.0 Background

The site is associated with the DEFS – G28 natural gas 20" pipeline. This release site is located in Unit Letter O, (SW¹/₄ of the SE¹/₄), Section 32, T21S, R36E, ($32^{\circ}25'48.31"$ N and $103^{\circ}17'03.09"$ W), and approximately 7 miles west of Eunice, NM. The property is owned by the State of New Mexico. A location map, a topographical map of the site and a detailed GPS site map are included as Attachments.

The natural gas and associated NGL release at this site was discovered on 05-Aug-02. The leak was the result of internal pipe corrosion. The pipe was clamped and repaired by DEFS personnel.

3.0 Site Description

3.1 Geological Description

<u>The United States Geological Survey (USGS) Ground-Water Report 6, "Geology and Ground-Water</u> <u>Conditions in Southern Lea County, New Mexico," A. Nicholson and A. Clebsch, 1961</u>, describes the near surface geology of southern Lea County as "an intergrade of the Quaternary Alluvium (QA) sediments, i.e., fine to medium sand, with the mostly eroded Cenozoic Ogallala (CO) formation. Typically, the QA and CO formations in the area are capped by a thick interbed of caliche and generally overlain by sandy soil." The release site is located in the Eunice Plain physiographic subdivision, described by Nicholson & Clebsch as an area "underlain by a hard caliche surface and is almost entirely covered by reddish-brown dune sand". The thickness of the sand cover ranges from 2-5 feet in most areas to as much as 20-30 feet in drift areas.

3.2 Ecological Description

The area is typical of the Upper Chihuahuan Desert Biome consisting primarily of hummocky sand hills covered with Harvard Shin Oak (Querqus harvardi) interspersed with Honey Mesquite (Prosopis glandulosa) along with typical desert grasses, flowering annuals and flowering perennials. Mammals represented, include Orrd's and Merriam's Kangaroo Rat, Deer Mouse, White Throated Wood Rat, Cottontail Rabbit, Black Tailed Jackrabbit, Mule Deer, Bobcat, Red Fox and Coyote. Reptiles, Amphibians, and Birds are numerous and typical of area. A survey of Listed, Threatened, or Endangered species was not conducted.

3.3 Area Ground Water

The unconfined ground water aquifer at this site is conservatively estimated to be >150-ft bgs. The site is located in the Eunice Plain physiographic area approximately 7-miles west of Eunice, NM. Water Column Reports obtained from the NM State Engineers Office and NM Tech University (below) indicate water depths in the range 106-247-ft bgs in Range 36E and Townships 21-22S (Average = 183-ft bgs). Ground water gradient in this area is generally to the southeast.

Well	WATER COLUMN REPORT 8/9/02 - NM State Engineer & NM Tech*												
	Tws	Rng	Sec	Q	Q	Q	Well Depth	Water Depth	Water Column				
CP734	21S	36E	16	1			215	200	15				
CP505	21S	36E	16	2			215	195	20				
CP676	21S	36E	18	4	4	1	140	106	34				
CP664	21S	36E	23	2			185	150	35				
CP484	21S	36E	25	4	2		207	148	59				
#4737*	21S	36E	29	4	1		305	247	58				
#4715*	21S	36E	29	3	1		244	231	13				
#4719*	21S	36E	29	4	2		380	241	139				
#4584*	21S	36E	33	2	3		242	205	37				
CP763	22S	36E	1	3	2	2	265	137	128				
#4493*	22S	36E	3	1	1		NR	186	NR				
CP469	22S	36E	6	3	2	1	220	195	25				
#4440*	22S	36E	6	4	4		174	171	3				
CP753	22S	35E	14	2	2		215	185	30				
CP070	22S	36E	16	1	2	2	220	170	50				
CP575	22S	36E	27	4	3		198	160	38				
	Average depth to water =												

3.4 Area Water Wells

All recorded wells are greater than 1000 horizontal feet from the site.

3.5 Area Surface Water Features

No surface water bodies exist within 1000 horizontal feet of the site.

4.0 NMOCD Site Ranking

Contaminant delineation and remedial work done at this site indicate that the chemical parameters of the soil and the physical parameters of the ground water were characterized consistent with the characterization and remediation/abatement goals and objectives set forth in the following New Mexico Oil Conservation Division (NMOCD) publications:

- Guidelines for Remediation of Leaks, Spills and Releases (August 13, 1993)
- Unlined Surface Impoundment Closure Guidelines (February 1993)

Acceptable thresholds for contaminants/constituents of concern (CoCs), i.e., TPH^{8015m}, Benzene, and the mass sum of Benzene, Toluene, Ethyl Benzene, and total Xylenes (BTEX), was determined based on the NMOCD Ranking Criteria as follows:

- Depth to Ground water, i.e., distance from the lower most acceptable concentration to the ground water.
- Wellhead Protection Area, i.e., distance from fresh water supply wells.
- Distance to Surface Water Body, i.e., horizontal distance to all down gradient surface water bodies.

Based on the proximity of the site to protectable area water wells, surface water bodies, and depth to ground water from the lower most contamination, the NMOCD ranking score for the site is 0 points with the soil remedial goals highlighted in the Site Ranking Matrix presented below.

1. Grou	nd Water	2. Weilhea	d Protection Area	3. Distance to Surface Wate							
	iW <50 feet: points		n water source, or; vate domestic water	<200	horizontal feet: 20 points						
-	l 50 to 99 feet: points		e: 20 points	200-1000 horizontal feet: 10 points							
•	W >100 feet: oints	>200' from pri	n water source, or; vate domestic water ce: <i>0 point</i> s	>100	0 horizontal feet: <i>0 points</i>						
Ground Wa	ater Score=0	Wellhead Pr	otection Score= 0	S	urface Water Score= 0						
	Site Ran	k (1+2+3) = 0 + 0	+0 = 0 points (for	soil 0-5	0'bgs)						
CREMETER MARKAGE WORL ACTIVE ACCOMPANY	Total Site Ranl	king Score and A	cceptable Remedial C	Soal Co	oncentrations						
Parameter	20+ (soil 10	0 – 150' bgs)	10 (soil 50 – 100'b	gs)	0 (soil 0 – 50' bgs						
Benzene ¹	10	ppm	10 ppm		10 ppm						
BTEX	50	ppm	50 ppm	angga dina Janka di Ingga	50 ppm						
ТРН	100	ppm	1000 ppm		5000 ppm						
Contraction of the second s	¹ 100 ppm field	VOC headspace m	easurement may be subst	ituted fo	r lab analysis						

5.0 Subsurface Soil Investigation

The first subsurface soil analyses were conducted on composite samples taken from the bottom (3-ft) of the contaminated flow path along the north side of the east-west caliche access road. Field VOC tests indicated levels of <50 ppm. Lab analyses confirmed that the flow path bottom-hole soil left in place had an average TPH level of 48 mg/kg, an average Benzene level of <0.005 mg/kg, an average BTEX level of <0.030 mg/kg and an average Cl level of 96 mg/kg. These levels of CoC's are well below the remedial goals for this site.

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The primary excavation of the project was at the point of release (POR). In this area, an approximate 130-ft X 35-ft area was excavated down to a depth of 10-ft. The horizontal and vertical extents of the excavation were determined in progress with field VOC analyses of the bottom-hole and sidewalls of the excavation. Once VOC levels of ~50 ppm were achieved, composite bottom-hole and sidewall samples of the excavation were taken and submitted to Cardinal Laboratories, Hobbs, NM, for analyses. All composite samples were minimum 5-point composites. Lab analyses of the bottom-hole composite samples (10-ft depth) indicate the following contamination levels (average): TPH- 26.0 mg/kg; Benzene – <0.005 mg/kg; BTEX – 0.031 mg/kg; and, Chlorides - 213 mg/kg. Analyses of the side wall (5-ft to 10-ft) composite samples indicate the following average contamination levels: TPH - <20 mg/kg; Benzene - <0.005 mg/kg; BTEX – 0.031 mg/kg. These final bottom-hole and sidewall composite samples indicate that all soil with CoC levels above NMOCD allowable limits have been removed from the site.

Laboratory analytical reports, a summary table of all analytical results and graphical representations of the analytical data are provided in the Attachments.

6.0 Ground Water Investigation

Ground water depth is conservatively estimated to be >150'bgs at the site. The site was excavated to a maximum depth of 10-feet. Final CoC levels of the bottom-hole and sidewalls of the excavation were analyzed to be within the following ranges: TPH – 0 to 39.4 ppm; Benzene – 0 to 0.005 ppm; BTEX – 0 to 0.033 ppm; Cl⁻ - 144 ppm to 368 ppm. The excavation was backfilled with a blended soil mixture having a TPH contamination level of <166 mg/kg, Benzene level of <0.005 mg/kg, BTEX level of <4.1 mg/kg and a chloride level of <250 mg/kg. There will be no need for further ground water investigation at this site.

7.0 Remediation

Remediation of the site commenced on 5-Aug-02 and continued through 28-Aug-02. Remediation of the site consisted of excavation and disposal of 1078 yd³ of contaminated soil. Approximately 280-yd³ was excavated from the surface flow path that extended ~850-ft along the caliche road accessing the site from the east. This flow path excavation was backfilled with clean soil obtained from the caliche road periphery. Approximately 800-yd³ was excavated and disposed of from the area associated with the POR (~3900-ft² to a depth of 5½ to 6-ft). All contaminated soil removed from the site was disposed of in EPI's approved land farm. The bottom 4 to 4½-ft of the POR excavation (~640-yd³) was stockpiled, composite sampled and eventually blended with ~800-yd³ of on-site clean soil and used as backfill for the POR excavation.

 $300-yd^3$ of caliche was purchased from the State of New Mexico and utilized to re-surface the access road and pipeline right-of-way with a 3 to 4-inch layer of compacted caliche.

The excavated areas (flow path and POR) were composite sampled once adequate depth and lateral extent had been demonstrated by field VOC testing utilizing Photo Ionization Detection (PID) technology. Attenuation levels consistent with NMOCD remedial goals were attained at the site (see Section 5.0 - Subsurface Soil Investigation). The site was backfilled and properly contoured to prevent pooling of rainwater on the excavation surface. The surface damaged areas beyond road or pipeline rights-of-way will be evaluated for new growth in Spring-2003 and reseeded with natural grasses if deemed necessary at that time.

8.0 Closure Justification

This report documents successful implementation of the Remediation Plan approved by NMOCD for this release site. Soil contaminated above acceptable CoC remedial concentrations was excavated and removed from the location. Disposal of RCRA exempt contaminated soils was at EPI's approved land farm. The excavation was backfilled with soil attenuated by blending and properly contoured to provide adequate drainage. Based on the data presented in this report, Environmental Plus, Inc., on behalf of Duke Energy Field Services, requests that the NMOCD require "no further action" at this site.

ATTACHMENTS

DEFS G-28 80502



Plate 1: Site Location Map



Plate 2: Site Topography Map



Duke Energy Field Services

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DEFS G-28 80502

Bold	highlighted cells indi	cate values	in excess of the NMOCD ren	nedial action	n guideline thi	resholds: TF	PH = 5000 m	ng/Kg; Benz	ene = 10 mg	/Kg; BTEX :	= 50 mg/Kg;	Ci = 250 + b	ackground
Sample Date	Excavation Sampling Area	Depth	SAMPLE ID#	VOC ²	GRO ³	DRO ⁴	. TPH⁵	BTEX	Benzene	Toluene	Ethyl Benzene	Total Xylenes	C
		(ft - bgs')		ppm	mg/Kg	mg/Kg	mg/Kg	mg/Kg	mg/Kg	mg/Kg	mg/Kg	mg/Kg	mg/Kg
9-Aug	FlowPath West	3-ft	SDG28080902WFP3		10	10	20	0.030	0.005	0.005	0.005	0.015	80.
9-Aug	FlowPath Center	3-ft	SDG28080902CFP3		10	54	64	0.030	0.005	0.005	0.005	0.015	112.
9-Aug	FlowPath East	3-ft	SDG28080902EFP3		10	51	61	0.030	0.005	0.005	0.005	0.015	96.0
9-Aug	Average	3-ft	Combined Averages		10	38	48	0.030	0.005	0.005	0.005	0.015	96.
13-Aug	BottomHole - South	10-ft	SDG288050281302SQCBH		10	29	39	0.033	0.005	0.005	0.005	0.018	144.(
13-Aug	BottomHole - Center	10-ft	SDG288050281302MQCBH		10	10	20	0.030	0.005	0.005	0.005	0.015	176.
13-Aug	BottomHole - North	10-ft	SDG288050281302NQCBH		10	10	20	0.030	0.005	0.005	0.005	0.015	320.
13-Aug	Average	10-ft	Combined Averages		10	_ 16	26	0.031	0.005	0.005	0.005	0.016	213.
13-Aug	SideWalls - South	5-10-ft	SDG288050281302SQCSW		10	10	20	0.030	0.005	0.005	0.005	0.015	144.
13-Aug	SideWalls - Center	5-10-ft	SDG288050281302MQCSW		10	10	20	0.030	0.005	0.005	0.005	0.015	368.
3-Aug	SideWalls - North	5-10-ft	SDG288050281302NQCSW		10	10	20	0.030	0.005	0.005	0.005	0.015	272.
13-Aug	Average	5-10-ft	Combined Averages		10	10	20	0.030	0.005	0.005	0.005	0.015	261.
3-Aug	Spoils Pile	NA	SDG288050281302SPC		22	144	166	4.136	0.005	0.419	0.832	2.880	336.
gs = belo	w ground surface	² VOC = Vol	atile Organic Constituents; (note	: 100 ppm Iso	obutylene calib	pration gas =	101 ppm)	·	I				

Summary Table - Analytical Data

Duke Energy Field Services

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Bar Charts: Composite TPH and Chloride Analyses



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Lab Analyses Reports and Chain-of-Custody Forms



PHONE (505) 393-2326 • 101 E. MARLAND • HOBBS. NM 88240

ANALYTICAL RESULTS FOR ENVIRONMENTAL PLUS, INC. ATTN: PAT McCASLAND P.O. BOX 1558 EUNICE, NM 88231 FAX TO: (505) 394-2601

Receiving Date: 08/14/02 Reporting Date: 08/15/02 Project Owner: DUKE ENERGY FIELD SEVICES Project Name: G-28 LOOP LINE Project Location: NOT GIVEN Sampling Date: 08/09/02 Sample Type: SOIL Sample Condition: COOL & INTACT Sample Received By: BC Analyzed By: BC/AH

	i	GRO	DRO	
		(C ₆ -C ₁₀)	(>C ₁₀ -C ₂₈)	CI*
LAB NUMB	ER SAMPLE ID	(mg/Kg)	(mg/Kg)	(mg/Kg)
ANALYSIS	DATE	08/14/02	08/14/02	08/15/02
H6952-1	SDG28080902WFP3'	<10.0	<10.0	80
H6952-2	SDG28080902CFP3'	<10.0	54.0	112
H6952-3	SDG28080902EFP3'	<10.0	51.3	96
Quality Con	itrol	745	796	1030
True Value	QC	800	800	1000
% Recover	y	93.2	99.5	103
Relative Pe	ercent Difference	11.0	3.0	1.2

METHODS: TPH GRO & DRO: EPA SW-846 8015 M; CI: Std. Methods 4500-CIB *Analyses performed on 1:4 w:v aqueous extracts.

HO A. P. Cool

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H6952A.XLS

PLEASE NOTE: Llability and Damages. Cardinal's liability and client's exclusive remedy for any claim arising, whether based in contract or tort, shall be limited to the amount paid by client for analyses. All claims, including those for negligence and any other cause whatsoever shall be deemed waived unless made in writing and received by Cardinal within thirty (30) days after completion of the applicable service. In on event shall Cardinal be liable for incidental or consequential damages, including, without limitation, business interruptions, loss of use, or loss of profits incurred passing out of or related to the performance of services hereunder by Cardinal, regardless of whether such claim is based upon any of the above-stated reasons or to service.



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ANALYTICAL RESULTS FOR ENVIRONMENTAL PLUS, INC. ATTN: PAT McCASLAND P.O. BOX 1558 EUNICE, NM 88231 FAX TO: (505) 394-2601.

Receiving Date: 08/14/02 Reporting Date: 08/15/02 Project Owner: DUKE ENERGY FIELD SEVICES Project Name: G-28 LOOP LINE Project Location: NOT GIVEN Sampling Date: 08/09/02 Sample Type: SOIL Sample Condition: COOL & INTACT Sample Received By: BC Analyzed By: BC

LAB NUMBI	ER SAMPLE ID	BENZENE (mg/Kg)	TOLUENE (mg/Kg)	ETHYL BENZENE (mg/Kg)	TOTAL XYLENES (mg/Kg)
ANALYSIS	DATE	08/14/02	08/14/02	08/14/02	08/14/02
H6952-1	SDG28080902WFP3'	<0.005	<0.005	<0.005	<0.015
H6952-2	SDG28080902CFP3'	<0.005	<0.005	< 0.005	<0.015
H6952-3	SDG28080902EFP3'	<0.005	<0.005	<0.005	<0.015
	· · · · · · · · · · · · · · · · · · ·				
Quality Con	trol	0.099	0.090	0.096	0.279
True Value	QC	0.100	0.100	0.100	0.300
% Recovery	/	99.0	90.2	95.6	93.1
Relative Pe	rcent Difference	3.3	3.3	0.8	1.3

METHOD: EPA SW-846 8260

Cooper

PLEASE NOTE: Liability and Damages. Cardinal's liability and client's exclusive remedy for any claim arising, whether based in contract or tort, shall be limited to the amount paid by client for analyses. All claims, including those for negligence and any other cause whatsoever shall be deemed waived unless made in writing and received by Cardinal within thirty (30) days after completion of the applicable serverice bodden that the liable for incidental or consequential damages, including, without limitation, business interruptions, loss of use, or loss of profits incurred by client, its subsidiaries, attiliates or successors arising out of or related to the performance of services hereunder by Cardinal, regardless of whether such claim is based upon any of the above-stated reasons or otherwise.

Cardinal Laboratories Inc.

	wood, Abilene, TX 79603)1 Fax 915-673-7020									-			, NM 8 3-247					 						
Company I	Name Environneutal	Plu	5				18		a sid	Bil	l To			a S				Anai	lysis	Rec	uest	t	 	
Project Ma	nager John C Good					4	me																	
	2100 AUC 0					1																		
	Zip EUNIEC N.M 88	23	/			1																		
	x# 505-394-3481 50			de	01																			
Project #/C	Iwner Dake Energy					1	• • •	• •.				• ••	··• • • •	••••		·		 					 	
Project Nar	ne Dake G-28 802	1	ne	-]									8	Ŵ								-
Project Loc	ation														802	015			ļ					
Sampler Na	ame Zradlay Flar									_					BTEX 8021B	ГРН 8015M	bridl							
	· · · · · · · · · · · · · · · · · · ·	مز				MA	TRIX			Pf	RESER	RV.	SAM	PLING	BT	ЧГ	Ĵ,							
LAB I.D.	SAMPLE I.D.	(G)RAB OR (C)OMP	# CONTAINERS	GROUND WATER	WASTEWATER	SOIL	CUDE OIL	SLUDGE	OTHER:	ACID/BASE	ICE/COOL	OTHER	DATE	TIME			C)							
H6981-1	SEDX-28 805028/3025PC	C	1	·		X					X		8-13	9:30	x	X	X							
	SADG 288050281302SACBH		1			X					X		8.13	9:35	Х	X	X		,					
	SEDGATROSO 281302 SACSW		1			Х					X		8.13	7:37	χ	X	X							
-+	5 DC-2280502 8 BO2 \$ OC5W	C	1			X					X		8.B	9:38	γ	Х	Х							
	SEDG288050281302NOCBH	\mathcal{C}	T			X					X	Ĺ	8-B	9:40	X	Х	Х							
	SEDG288050281302 MOC. BH					X					X		8-B	9:42	X	X	X							
	SADG28805028302 MOC. SU	C	1			X					X		8-13	9:44	X	X	Х			<u> </u>				
										<u> </u>														

		Fax Results To Pat McCasland 505-394-2601 REMARKS:
Relinquished by:	Duit Received By: (lab staff) Tune DUNCELLAR Cash	
Delivered by Sampler	Sample Cool & Infact Checked By:	

2111 Beechwood, Abilene, TX 79603 915-673-7001 Fax 915-673-7020													, NM 93-247	88240 6												
Company 1	Name Duke Field Service	es	_			25.2	ar ar	See to	t entre	Bil	1 To)	Maria Maria	a. Alterita	Analysis Request											
Project Ma													Inc.													
Address																										
City, State,	Zip		_																							
Phone#/Fa	1x# 910-4704	· ··																		.						
Project #/C	Project #/Owner					· ·									[1					
Project Nai	Project Name G-28 Loop Line														8021B	Ν										
Project Location															8 8	õ	ច							,		
Sampler N	ame Bell Trull														BTEX	TPH 8015M										
		e.				MA	TRIX			PI	RESEF	۶V.	SAM	PLING	Ш	ЦЦ										
LAB I.D.	SAMPLE I.D.	(G)RAB OR (C)OMP	# CONTAINERS	GROUND WATER	WASTEWATER	SOIL	CUDE OIL	SLUDGE	OTHER:	ACID/BASE	ICE/COOL	OTHER	DATE	TIME												
	SDG28080902WFP3'	С	1			X					X		8/9/02	10:00	Х	Х	Х									
<u> </u>	SDG28080902CFP3'	С	1			X					X		8/9/02	10:15	Х	Х	X									
-2	SDG28080902EFP3'	С	1			X					X		8/9/02	10:25	Х	Х	Х									Í.
																								i		
	······································																									
																									_	

Sampler Relinquished:	Date 8- 14-07 Received By:	Fax Results To Pat McCasland 505-394-2601
Bill Trull	1.00 Ann 1997	REMARKS:
Relinquished by:	B/14/02 Received By: (lab staff)	
(Jolla Good	Time Dy Ducetok Hi Coshi	
Delivered by Sampler	Sample Cool & Intact Checked By:	
	Yes No	

Cardinal Laboratories Inc.



PHONE (505) 393-2326 • 101 E. MARLAND • HOBBS. NM 88240

ANALYTICAL RESULTS FOR ENVIRONMENTAL PLUS, INC. ATTN: JOHN GOOD P.O. BOX 1558 EUNICE, NM 88231 FAX TO: (505) 394-2601

Receiving Date: 08/13/02 Reporting Date: 08/14/02 Project Owner: DUKE ENERGY Project Name: DUKE G-28 8502 LINE Project Location: NOT GIVEN Sampling Date: 08/13/02 Sample Type: SOIL Sample Condition: COOL & INTACT Sample Received By: BC Analyzed By: BC/AH

		GRO	DRO		
,		(C ₆ -C ₁₀)	(>C ₁₀ -C ₂₈)	CI*	
LAB NUMBER	SAMPLE ID	(mg/Kg)	(mg/Kg)	(mg/Kg)	
ANALYSIS DA	TE	08/13/02	08/13/02	08/13/02	
H6951-1	SDG288050281302SPC	21.7	144	336 ~	ч ^а .
H6951-2	SDG288050281302SQCBH	<10.0	29.4	144	
H6951-3	SDG288050281302SQCSW	<10.0	<10.0	144	
H6951-4	SDG288050281302NQCSW	<10.0	<10.0	272	_
H6951-5	SDG288050281302NQCBH	<10.0	<10.0	320 🛩	۲ _
H6951-6	SDG288050281302MQCBH	<10.0	<10.0	176	
H6951-7	SDG288050281302MQCSW	<10.0	<10.0	368 🖌	ſ
Quality Contro	1	778	809	1030	
True Value;QC		800	800	1000	
% Recovery	<u></u>	97.2	101	103]
Relative Perce	ent Difference	4.0	6.9	1.2]

METHODS: TPH GRO & DRO: EPA SW-846 8015 M; CI: Std. Methods 4500-CI B *Analyses performed on 1:4 w:v aqueous extracts.

Cooke

H6951A.XLS

PLEASE NOTE: Llability and Damages. Cardinal's liability and client's exclusive remedy for any claim arising, whether based in contract or tort, shall be limited to the amount paid by client for analyses. All claims, including those for negligence and any other cause whatsoever shall be deemed waived unless made in writing and received by Cardinal within thirty (30) days after completion of the applicable service. In no event shall Cardinal be liable for incidental or consequential damages, including, without limitation, business interruptions, loss of use, or loss of profits incurred by client, its subsidianes, affiliates or successors arising out of or related to the performance of services hereunder by Cardinal, regardless of whether such claim is based upon any of the above-stated reasons or otherwise.



PHONE (505) 393-2326 • 101 E. MARLAND • HOBBS. NM 88240

ANALYTICAL RESULTS FOR ENVIRONMENTAL PLUS, INC. ATTN: JOHN GOOD P.O. BOX 1558 EUNICE, NM 88231 FAX TO: (505) 394-2601

Receiving Date: 08/13/02 Reporting Date: 08/14/02 Project Owner: DUKE ENERGY Project Name: DUKE G-28 8502 LINE Project Location: NOT GIVEN Sampling Date: 08/13/02 Sample Type: SOIL Sample Condition: COOL & INTACT Sample Received By: BC Analyzed By: BC

				ETHYL	TOTAL
		BENZENE	TOLUENE	BENZENE	XYLENES
LAB NO.	SAMPLE ID	(mg/Kg)	(mg/Kg)	(mg/Kg)	(mg/Kg)
ANALYSI	S DATE	08/13/02	08/13/02	08/13/02	08/13/02
H6951-1	SDG288050281302SPC	<0.005	0.419	0.832	2.88
H6951-2	SDG288050281302SQCBH	<0.005	<0.005	<0.005	0.018
H6951-3	SDG288050281302SQCSW	<0.005	<0.005	<0.005	<0.015
H6951-4	SDG288050281302NQCSW	<0.005	< 0.005	< 0.005	<0.015
H6951-5	SDG288050281302NQCBH	<0.005	<0.005	<0.005	<0.015
H6951-6	SDG288050281302MQCBH	<0.005	<0.005	<0.005	<0.015
H6951-7	SDG288050281302MQCSW	<0.005	<0.005	<0.005	<0.015
Quality Co	ontrol	0.096	0.093	0.095	0.276
True Valu	e QC	0.100	0.100	0.100	0.300
% Recove	ery (95.8	93.2	94.8	92.0
Relative F	Percent Difference	4.4	1.0	0.3	<0.1

METHOD: EPA SW-846 8260

esoff-Coole

Date

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ANALYTICAL RESULTS FOR ENVIRONMENTAL PLUS, INC. ATTN: PAT McCASLAND P.O. BOX 1558 EUNICE, NM 88231 FAX TO: (505) 394-2601

Receiving Date: 08/22/02 Reporting Date: 08/23/02 Project Owner: DEFS Project Name: G28 80502 Project Location: UL-O SEC32 T21S R36E Analysis Date: 08/23/02 Sampling Date: 08/21/02 Sample Type: SOIL Sample Condition: COOL & INTACT Sample Received By: HM Analyzed By: AH

LAB NUMBER

SAMPLE ID

(mg/Kg)

CI_

H6980-1	SDG2882102SBHC	144
H6980-2	SDG2882102NBHC	304
H6980-3	SDG2882102EBHC	304
H6980-4	SDG2882102WBHC	160
H6980-5	SDG2882102CBHC	256
H6980-6	SDG2882102SPC	192
Quality Contro		1030
True Value Q	C	1000
% Recovery		103
Relative Perce	1.2	
· · ·		
METHOD: Stan	dard Methods	4500-CI'B

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PLEASE NOTE: Liability and Damages. Cardinal's liability and client's exclusive remedy for any claim arising, used in contract or tort, shall be limited to the amount paid by client for analyses. All claims, including those for negligence and any other cause whatsoever shall be deemed waived unless made in writing and received by Cardinal writin thirty (30) days after completion of the applicable service Construction of the applicable service service of the applicable service servic essors arising out of or related to the performance of services hereunder by Cardinal, regardless of whether such claim is based upon any of the above-stated reasons or othe

Cardinal Laboratories Inc.

	hwood, Abilene, TX)01 Fax 915-673-7													, NM 882 ·393-247(J.								
Company N	Name Environm	ental Plus,	Inc				Bill To						ANALYSIS REQUEST													
Project Mai	nager Pat McCa	sland					1						Γ	T	Γ											
Address	P.O. BOX	(1558					1			/		S	AME	:			1	[ſ						Í
City, State,	y, State, Zip Eunice New Mexico 88231					1											1									
Phone#/Fa	Phone#/Fax# 505-394-3481 / 505-394-2601					1				V									1						1	
Project #/O	wner Duke Ene	ergy Field S	Serv	ice	S		1										I									
Project Nar)2					1																			ł
Project Loc	ation UL-O Sec	32 T21S	R36	ΒĒ	_																	ŀ				l
Sampler Na	ame Bradley B	levins					1																			Į
			٩.				MA	TRIX			PR	E8E	RV.	SAM	PLING	1										
LAB I.D.	SAMPLE I.		(G)RAB OR (C)OMP.	# CONTAINERS	GROUND WATER	WASTEWATER	Soll	CRUDE OIL	SLUDGE	OTHER:	ACID/BASE	ICE/COOL	OTHER	DATE	TIME	BTEX 80218	TPH 8015M	CHLORIDES (C1)	SULFATES (SO4")		-					
H6980-1	SDG2882102SBH0	C	X	1			X					X		8/21/02	1:15			X								
-2	SDG2882102NBH0	0	X	1			X					X		8/21/02	1:50			X								
- 3	SDG2882102EBH0	2	X	1			X					X		8/21/02	1:25			X					\Box			
~ 4	SDG2882102WBH	C	X	1			X					X		8/21/02	1:35			X								
-5	SDG2882102CBH	0	X	1			X					X		8/21/02	1:40		Γ	X								
-6	SDG2882102SPC		X	1	Γ		X					X		8/21/02	2:00			X					\square			
Sampler Relinqui <u> <u> </u> Relinquished by: <u> </u> <u> </u></u>	a Good	Date <u>8/21/02</u> Time <u>4:00</u> Date <u>18-22-v2</u> Time Sample	Rece			ofi ab star He p	n m ve -		y for		l		Resul	ts To Pat Mct	Casiand 505	-394-2	2601				-	 -		-		-
Delivere	d by Sampler	Tes			lo																			 		

Site Photographs





Duke En	AL-17A									
FIELDER		Incident Date and NMOCD Notified?								
Site Information and		August 5, 2002								
SITE: G-28 80502		Assigned Site Reference #: G-2	28 80502							
Company: Duke Energy		* *								
Street Address: 11525 V										
Mailing Address: 11525 West Carlsbad Highway City, State, Zip: – flobbs, NM 88240										
Representative: Faul Mulk										
Representative Telephone	 SOS 207 57 	16// 505/207/55//								
Telephone:										
Fluid volume released (bb	ist >25 hbl	Recovered this is 0								
· · · · · · · · · · · · · · · · · · ·		NMOCD verbaBy within 24 hes and submit form C-141 wi	thin 15 days.							
5-23 nbis		within 15 days. (Also applies to unauthorized releases of								
Leak, Spill. or Pit (LSP) N										
Source of contamination:										
Land Owner, i.e., BLM, S										
1 SP Dimensions -105	0-ft dinear flos	w path along nipeline ROW, then east along acc	ess road ROW)							
LSP Area: ~14	943-π ²									
LOCATION OF REFERENCE POR	ni (XF)									
Location distance and dire	rction from RP									
Latitude: 32° 25' 44	1.31 N									
Longitude: 10001710										
Figuration above mean sea		15-ft amol								
Feet from South Section I.										
Feet from West Section L Location-Unit or 222										
Tocalioni-Sychian 424	5 W 14 04 1610 58.	14 or Unit Lotter: O								
Location-Township, 213										
Location, Ranco 341;										
Surface water haiv within	thin - alian	A Private Linear								
Surface water berty within										
from acie water wells with										
firmente nator volle viti										
i Agneuttural water wells w										
Agicultural water webs of										
Public water samely walks	within 1000 m	dim of site. Norre								
Public water supply wells	within 1000° iz	idius of site:								
Depth from land surface is		(DO) 200-0 bys								
Depth of contamidation (I										
Depth to ground water (D)	$\beta = 1M_{c} = 1M_{c} \beta \gamma$	$N_1 = > 1411 - \hat{\sigma}$								
. Leinig to a		1. Weilnean Profection Area	à, fristallicu to fattine tenter mugy							
i Dipinto GM SM 2001	10 poloto	If < 1600° from water source, or <200° from	- 7200 horizontal festi 20 pornio							
if Depth to CAP 40 to 00 f	sit: 10 points	private domostic water source: 30 points	200-100 patizantal teat. Al nothre							
H Dopth to GW 2000 from	ù points	W > 1000 - 1000 wher source, or: > 2007 from polyady domestic value source, if paint,	<1000 horizonni loce, <i>ŭ polins</i>							
Ground neter Store - 0		Wellhaud Protection streat Scare - 0	Surface Write Research							
Slie Kank († 1243) – u										
		ie Rauling Searce and Acceptable Concerning	2							
	20.06.1		9							
Bancac	114 (*****)	10 mm								
T+TT37	70 mm	10 juni	50 <u>19</u> 1311							
<u>Toir</u>	i (il) moners	1 (Mater man	ter an and the second second							
112) oran held VCA, herds	çalde mensimen	active and substituted for this masters								

Site Information and Metrics Form

1

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Duke Energy Field Services	Incident Date and NMOCD Notified?						
Site Information and Metrics August 5, 2002							
SITE: G-28 80502	Assigned Site Reference #	: G-28 80502					
Company: Duke Energy Field Services							
Street Address: 11525 West Carlsbad H	ighway						
Mailing Address: 11525 West Carlsbad							
City, State, Zip: Hobbs, NM 88240							
Representative: Paul Mulkey/Stan Shaven	/Ronnie Gilchrest						
	16 / 505.397.5561						
Telephone:		· · · · · · · · · · · · · · · · · · ·					
Fluid volume released (bbls): >25 bbl	Recovered (bbls): 0	······································					
>25 bbls: Notify	NMOCD verbally within 24 hrs and submit form C-1	41 within 15 days.					
	1 within 15 days (Also applies to unauthorized releas						
Leak, Spill, or Pit (LSP) Name: G-28 8							
Source of contamination: Natural Gas G							
Land Owner, i.e., BLM, ST, Fee, Other:							
	v path along pipeline ROW, then east along	g access road KOW)					
LSP Area: ~14943-ft ²		<u> </u>					
Location of Reference Point (RP)		·····					
Location distance and direction from RP	· · · · · · · · · · · · · · · · · · ·	·····					
Latitude: 32° 25' 48.31"N							
Longitude: 103° 17' 03.09"W							
	5-ft amsl						
Feet from South Section Line: ~72	D-ft						
Feet from West Section Line: ~36							
Location-Unit or 1/41/4: SW1/4 of the SE	1/4 or Unit Letter: O						
Location- Section: 32		······································					
Location-Township: 21S							
Location-Range: 36E		·····					
Surface water body within 1000 ' radius	of site: None						
Surface water body within 1000 ' radius							
Domestic water wells within 1000' radiu		₩₩₩₩₩₩₩₩₩₩₩₩₩₩₩₩₩₩₩₩₩₩₩₩₩₩₩₩₩₩₩₩₩₩₩₩₩					
Domestic water wells within 1000' radiu							
Agricultural water wells within 1000' rad							
Agricultural water wells within 1000' rac							
Public water supply wells within 1000' ra		······································					
Public water supply wells within 1000 r							
Depth from land surface to ground water	(LO) ~100-10 0gs						
Depth of contamination (DC) $- \sim 10$ -ft		······					
Depth to ground water $(DG - DC = DtG')$							
1. Ground Water	2. Wellhead Protection Area	3. Distance to Surface Water Body					
If Depth to GW <50 feet: 20 points	If <1000' from water source, or;<200' fr						
If Depth to GW 50 to 99 feet: 10 points	private domestic water source: 20 points	200-100 horizontal feet: 10 point					
If Depth to GW >100 feet: 0 points	If >1000' from water source, or; >200' fi private domestic water source: 0 points	<pre>rom >1000 horizontal feet: 0 points</pre>					
Ground water Score = 0	Wellhead Protection Area Score = 0	Surface Water Score= 0					
Site Rank $(1+2+3) = 0$							
	te Ranking Score and Acceptable Conce	ntrations					
	10	0					
Benzene ¹ 10 ppm	10 ppm	10 ppm					
	10 ppm 50 ppm	<u> </u>					

C-138 Form – Request for Approval to Accept Solid Waste

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-138 Revised March 17, 1999

> Submit Original Plus 1 Copy to Appropriate District Office

REQUEST FOR APPROVAL TO ACCEPT SOLID WASTE

1. RCRA Exempt 🖾 Non-Exempt 🛄	6. Generator Duke Energy Field Services
Verbal Approval Received: Yes No	5. Originating Site G28-80502
2. Management Facility Destination Environmental Plus, Inc. Landfarm #NM-01-0013	6. Transporter Environmental Plus, Inc.
3. Address of Facility Operator 2100 Avenue O, P.O. Box 1558, Eunice, New Mexico 88231	8. State New Mexico
7. Location of Material (Street Address or ULSTR) UL-O Section 32 T21S R36E	

9. Circle One:

A. All requests for approval to accept cilfield exempt wastes will be accompanied by a certification of waste from the Generator; one certificate per job.

B. All requests for approval to accept non-exempt wastes must be accompanied by necessary chemical analysis to PROVE the material is not-hazardous and the Generator's certification of origin. No waste classified hazardous by listing or testing will be approved.

All transporters must certify the wastes delivered are only those consigned for transport.

BRIEF DESCRIPTION OF MATERIAL:

Contaminated Soil - Natural Gas Line leak

Estimated Volume <u>1000</u> cy Known V cy SIGNATURE <u>SIGNATURE</u> 2002 Waste Management Facility Author	TITLE: EPI Technical	Manager DATE: <u>August 8.</u>
TYPE OR PRINT NAME: <u>Pat McCasland</u>	TELEPHONE N	O. <u>505.394.3481</u>
(This space for State Use)		
APPROVED BY:	TITLE:	DATE:
APPROVED BY:	TITLE:	DATE:
	17	DEFS G-28 80502

Certificate of Waste Status (Exempt) ENVIRONMENTAL PLUS, INC.

Environmental Services & Land Farm PERMIT # NM-01-0013

Certificate of Waste Status

"Exempt Waste"

COMPANY	C: DUKE ENERGY FIE	LD SERVICES			
ORIGIN:	UL OR 1414: O	SECTION: 32	TOWNSHIP: 215	RANGE: 36E	
SOURCE I	DESCRIPTION (PIPELI	NE, LEASE, BATTE	RY, FLOWLINE, ETC.)	PIPELINE	
20" G-28	NATURAL GAS PIPEL	INE			

"As a condition of acceptance for disposal, I hereby certify that this waste is an **exempt** waste as defined by the Environmental Protection Agency (EPA) July 1988 Regulatory Determination and to my knowledge, this waste been Characterized as "non-hazardous" pursuant to the provisions of EPA 40 CFR Part 261 Subpart C and has not been comingled with an EPA 40 CFR Part 261 Subpart D "Listed Waste."

Ι,	PAUI	. MULKEY	,THE UNDERSIGNED AGENT
FOR	DUKE ENER	GY FIELD SERVICES	, HEREBY CERTIFY THAT,
BASED ON P	ERSONAL KNOWLE	DGE, THE ABOVE STATE	MENT IS TRUE AND CORRECT.
* 	NAME		
	TITLE		CONSTRUCTION SUPERVISOR
10 MM	ADDRESS	11525 WEST CARL HOBBS, NEW MEX	
Fam / /	fulky		
·	SIGNATURE		
	DATE	AUGUST 8, 2002	

Commissioner of Public Lands – Right-of-Entry Permit No. ROE 681

COMMISSIONER'S OFFICE Phone (505) 827-5760 Fax (505) 827-5766

ADMINISTRATION Phone (505) 827-5700 Fax (505) 827-5853

GENERAL COUNSEL Phone (505) 827-5713 Fax (505) 827-4262

PUBLIC AFFAIRS Phone (505) 827-1245 Fax (505) 827-5766



New Mexico State Land Office Commissioner of Public Lands Ray Powell, M.S., D.V.M. COMMERCIAL RESOURCES Phone (505) 827-5724 Fax (505) 827-6157

MINERAL RESOURCES Phone (505) 827-5744 Fax (505) 827-4739

ROYALTY MANAGEMENT Phone (505) 827-5772 Fax (505) 827-4739

SURFACE RESOURCES Phone (505) 827-5793 Fax (505) 827-5711

September 5, 2002

Duke Energy Field Services c/o Pat McCasland Environmental Plus, Inc. PO Box 1558 Eunice, NM 88231

Re: Right-of-Entry Permit No. ROE-681

Dear Mr. McCasland:

Enclosed is an approved copy of the captioned right-of-entry permit. If any corrections are necessary, please let us know and we will retype or amend this permit as necessary.

If you have any questions, please feel free to contact this office at the above address or at (505) 827-5728 or 5729.

Sincerely,

Loffie Gasca, Management Analyst Surface Resources Division

NEW MEXICO STATE LAND OFFICE Ray B. Powell, Commissioner of Public Lands New Mexico State Land Office Building P.O. Box 1148, Santa Fe, NM 87504-1148

RIGHT OF ENTRY PERMIT, CONTRACT NO. 681

1. RIGHT OF ENTRY PERMIT

This permit is hereby issued under the authority established by Section 19-1-2 NMSA (1985). Therefore, and in consideration of and subject to the terms, covenants, conditions, agreements, obligations and reservations contained in the permit and all other existing rights, the Commissioner of Public Lands, New Mexico State Land Office, State of New Mexico, hereinafter called "COMMISSIONER," grants to Duke Energy Field Services c/o Environmental Plus, Inc. of PO Box 1558, Eunice, NM 88231 hereinafter called "PERMITTEE," authorized use of a specific tract(s) of state trust land described in this permit.

2. TERM AND LAND DESCRIPTION

Right of entry is granted for a term of 6 months commencing August 13, 2002 to February 13, 2002 to the following state lands: SW4SE4 of Section 32, Township 21 South, Range 36 East.

3. FEE.

\$500.00 (Five Hundred Dollars)

4. PERMITTED USE

Permitted use is for the purpose of: Excavate contaminated soil for disposal at a permitted land farm. Backfill excavation with clean soil. The granting of this permit does not allow access across private lands.

5. IMPROVEMENTS

No improvements shall be placed on the premises without the prior written consent of the Commissioner.

6. RESERVATIONS

Commissioner reserves the right to execute permits on the land granted by this permit for mining purposes and for the extraction of oil, gas, salt, geothermal resources, and other mineral deposits therefrom and the right to go upon, explore for, mine, remove and sell same. Commissioner further reserves the right to sell or dispose of natural surface products of said lands and to grant such other right-of-way and easements as provided for by law.

7. COMPLIANCE WITH LAWS

Permittee shall at its own expense comply fully with and be subject to all regulations, rules, ordinances, and requirements of the Commissioner including, but not limited to the Cultural Properties Act, NMSA 1978 as amended. It is illegal for any person or his agent to appropriate, excavate, injure, or destroy any historic, or prehistoric ruin or monument, or any object of historical, archaeological, architectural, or scientific value situated on lands owned or controlled by the State Land Office without a valid permit issued by the Cultural Properties Review Committee and approved by the Commissioner of Public Lands.

8. HOLD HARMLESS

Permittee shall have, save, and hold harmless, indemnify and defend Commissioner and the State of New Mexico, and their agent or agents, in their official and individual capacities, of and from any and all liability claims, losses, or damages arising out of or alleged to arise out of or indirectly connected with the operations of Permittee under this permit off or on the Commissioner' premises or arising out of the presence on the Commissioner's premises of any agent, contractor or subcontractor of Permittee.

9. AMENDMENT

This permit shall not be altered, changed or amended except by an instrument in writing executed by Commissioner and Permittee.

10. WITHDRAWAL

Commissioner reserves the right to withdraw any or all of the land authorized for use under this permit. If applicable, Permittee shall vacate the acreage specified within 30 days after receipt of written notification of withdrawal from the Commissioner.

11. CANCELLATION

The violation by Permittee of any of the terms, conditions or covenants of this permit or the nonpayment by Permittee of the fees due under this permit shall at the option of the Commissioner be considered a default and shall cause the cancellation of this permit 30 days after Permittee has been sent written notice of such.

12. PRESERVE AND PROTECT

The Permittee agrees to preserve and protect the natural environmental conditions of the land encompassed in this permit, and to take those reclamation or corrective actions that are accepted soil and water conservation practices and that are deemed necessary by the Commissioner to protect the land from pollution, erosion, or other environmental degradation.

13. RECLAMATION

The Permittee agrees to reclaim those areas that may be damaged by activities conducted thereon.

14. SPECIAL INSTRUCTIONS AND OR RESTRICTIONS

1. No off road traffic allowed

2. No wood collection or tree cutting allowed.

3. Disturbing, dislodging, damaging, defacing, destroying or removing historical archaeological, paleontological or cultural sites or artifacts is prohibited.

4. Disturbing, dislodging, damaging, defacing, destroying any improvement, fixture, item, object or thing placed or located in, under or upon the land is prohibited.

5. Entries to lands are limited to those State Lands with public access.

6. Any other activities not listed are not allowed unless prior written approval from the Commissioner of Public Lands is granted.

WITNESS the hands and seals of PERMITTEE and COMMISSIONER on the day and year first above written.

PERMITT

Telephone: <u>394.348/</u>

ACKNOWLEDGMENT

STATE OF NEW MEXICO **COUNTY OF** |**(**<u>)</u><u>m</u> acknowledged before me this The foregoing instrument was of day , 20 **03** My Commission Expires: 8-21-200

	1 6 000 40		1	State of N	lew Me	xico			Form C-141		
ronch Dr., Hobbs, N		En	ergy M	inerals ar	id Natu	ral Resources		Revised March 17, 1999			
Frand Avenue, Artes			Oil	Conserv	ation D	vivision	Submit 2 Copies to appropriat District Office in accordance				
Brazos Road, Aster,	1220 South St. Francis Dr.								Rule 116 on back		
. Francis Dr., Santa Fe, NM 87505 Santa Fe, NM 87505						505			side of form		
		Release	e Notif	ication a	and Co	orrective Act	ion				
	(OPERATO	OR			🗌 Initi	al Repor	t 🔀 Final 1	Report		
fCompany					Cont				R		
nergy Field Ser	vices					Mulkey phone No.					
Vest Carlsbad I	Hwy, Hobbs	. NM 8824	10			397.5716					
Name		,			Facil	ity Type					
502					Natu	iral Gas Pipeline			······		
Owner				Aineral Owi	1.47			Lease No.			
New Mexico			1	amerar Owi	101			Lease 140.			
			LC	CATION	OF REL	EASE	···	!			
.or Section	Township	Range	Feet from South Li	1	from the st Line	Latitude 32° 25' 48.31" P	1 100	Longitude • 17' 03.09"W	County: LEA		
32	218	36E	720		640	32 23 40.31 I	4 103	17 03.09 W	LEA		
		I	N	ATURE O	F RELE	ASE					
Release	istad lignid				Volume	of Release > 25 bbl		Volume Recove NA	red		
Gas and assoc	iateu iiquiu	componen	118		Date an	d Hour of Occurrence	;	Date and Hour of Discovery			
el pipeline					unkno			08-05-02	-		
rediate Notice Giv		□ No	Not P.	equired	1.	To Whom?	**				
n?				equirea		Johnson (NMOCI	<i></i>		<u> </u>		
aver (DEFS)					Date and Hour 08-05-02						
atercourse Reache	od? 🗌 Yes	No No			If YES, Volume Impacting the Watercourse.						
I	-4-4 10 11	17.11 4									
rcourse was Impa	ciea, Descript	e runy.*									
Cause of Problem				·····		·····					
ed pipe. Line r	epair clamp	(s) installe	ed.								
Area Affected an								· · · · · · · · · · · · · · · · · · ·			
14943-ft ² . Grou	ind water of	ccurs at >]	150-ft bg	s. The site	cank is 0	points. Contamir	iated soi	il above the site	remedial goals		
$\frac{1}{2}$ Kg, BTEX = 5	50 mg/Kg, B	n menueu ienzene = '	10 mg/Kg	vy rhvnou v. Chloride	= 250 m	Plus, Inc., Eunice, B g/Kg, and Sulfate	ами. ко = 600 m	meanar Goais: 19/Kg.	IPH =		
certify that the inf	formation give	n above is t	rue and co r file certa	mplete to the	best of m	y knowledge and unc and perform corrective	lerstand t	hat pursuant to NI	MOCD rules and		
alth or the environ	nmeni. The au	ceptance of	fa C-141 i	report by the	NMOCD	marked as "Final Rep	ort" does	not relieve the op-	erator of liability		
eir operations hav	e failed to add	quately inv	estigate ar	id remediate	contamba	ution that pose a threa	t to grour	nd water, surface v	vater, human		
eral, state, or loca				117-1-1112	ont utva n	ot reliève the operate	e or respe	assenity for comp	Hance with any		
K	1 /	1791	11	1		OIL CON	SERVA	TION DIVISIO	N		
	unt,	1-1-f.m		-J							
lune: Pat	al Mulkey			6.7	Appr	oved by District Sope	rvisor:				
	ă										
onstruction & ?	viaintenanei	e Supervis	4) F		j Appr	ovar Date:		+ Expiration Date	<u> </u>		
-05-02		Pho	ne: <u>505.</u> 1	97.5716	Cond	itions of Approval:			teterchard 🔲		
A CONTRACT CONTRACTOR	mitmouri	 L 19666 J.M.S.									

Final C-141 Form

DEFS G-28 80502