



STATE OF NEW MEXICO
ENERGY, MINERALS AND NATURAL RESOURCES DEPARTMENT

OIL CONSERVATION DIVISION
2040 S. PACHECO
SANTA FE, NEW MEXICO 87505
(505) 827-7131

April 10, 1995

Certified Mail
Return Receipt No. Z-765-962-832

Mr. Steven Rae
Los Alamos National Laboratory
Los Alamos, NM 87545

**RE: Notice of Intent to Discharge
Milagro Project at Fenton Hill
Los Alamos, NM**

Dear Mr. Rae:

The New Mexico Oil Conservation Division (OCD) has completed a review of the Los Alamos National Laboratory Notice of Intent to Discharge (NOI), Milagro Project at Fenton Hill dated March 20, 1995. Based on the information provided, your request is approved with the following conditions:

1. The area of application will be bermed to prevent runoff from a 100 year flood.
2. The sprinkler irrigation system will be designed in such a way as to prevent pooling, ponding, and/or wind blown drift.
3. In addition to the water analysis provided, the sludge in the bottom of the storage pond will also be analyzed for the same constituents with the results submitted to the OCD. Disposal of the sludge must be approved by the OCD prior to disposal.
4. Soil background samples will be taken from the surface down gradient from the area of application and 3 feet below the area of application before the discharge is to commence and 90 days after the discharge is completed. The down gradient location will also be sampled annually for the next 5 years. The analysis will cover the same constituents analyzed for the water. Results will be submitted to the OCD upon receipt of the results.
5. In the event of stormwater runoff, samples will be collected with the results being submitted to the OCD.

Post-It® Fax Note	7671	Date	# of Pages 2
To	ALEX PUGLISE	From	MARK ASHLEY
Co./Dept		Co	
Phone #		Phone #	827-7155
Fax #	665-9314	Fax #	827-8177



3694

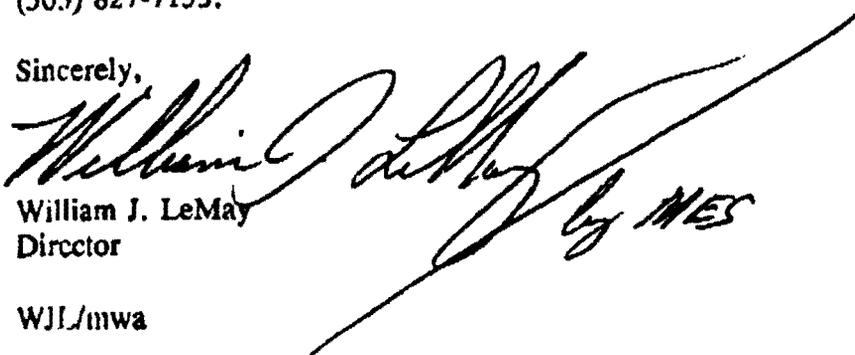
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6. The OCD will be notified at least 72 hours in advance of all activities such that the OCD may have the opportunity to witness and/or split samples.

Please be advised that OCD approval does not relieve Los Alamos National Laboratory of liability should remaining contaminants pose a future threat to surface water, ground water, human health or the environment. In addition, OCD approval does not relieve Los Alamos National Laboratory of liability for compliance with other federal, state or local laws and/or regulations.

If you have any questions regarding this matter, please feel free to contact Mark Ashley at (505) 827-7155.

Sincerely,



William J. LeMay
Director

by NES

WJL/mwa

xc: Jim Piatt, Chief, Surface Water Quality Bureau, NMED