



May 09, 2005

Randy Schmaltz
Environmental Supervisor
Giant Refining Company
P.O. Box 159
Bloomfield, New Mexico 87413

Re: Discharge Permit renewal GW-01 request and;
Approval of North Boundary Barrier Collection Design and Monitoring Plan
Phase II.

Dear Mr. Schmaltz:

This letter is to notify Giant Refining Company that the New Mexico Oil Conservation Division (OCD) hereby approves and concurs with the approval conditions specified in the May 09, 2005 letter (attached hereto) from New Mexico Environmental Department Approval of North Boundary Barrier Collection Design and Monitoring Plan Phase II issued to Giant Refining Company with the following condition(s):

1. OCD shall receive copies as listed in item 4. of the approval conditions.
2. Please be advised that NMOCD approval of this plan does not relieve (Giant Refining Company) of liability should their operations fail to adequately investigate and remediate contamination that pose a threat to ground water, surface water, human health or the environment. In addition, NMOCD approval does not relieve (Giant Refining Company) of responsibility for compliance with any other federal, state, or local laws and/or regulations.

In addition, please be advised that the current permit (GW-01) for the Giant Bloomfield refinery expired on June 07, 2004. The Oil Conservation Division has received a renewal application and \$100 filing fee. Public notice was issued and OCD did not receive any public comments. In order to complete the application process please provide the following:

Randy Schmaltz
May 09, 2005
Page 2

1. Submit a complete up-dated comprehensive discharge plan that reflects the current operating practices and conditions at the refinery. Please submit by July 15, 2005.
2. The plan shall incorporate the North Boundary Barrier Collection Design and Monitoring Plan Phase II as spelled out in the New Mexico Environment Department Letter dated May 09, 2005.
3. The plan shall include a comprehensive groundwater remediation and monitoring plan to include all new wells on and off-site.

If you have any questions please do not hesitate to contact me at 505-476-3487 or e-mail WPRICE@state.nm.us.

Sincerely;

Wayne Price-Pet. Engr. Spec.

cc: OCD Aztec Office
Hope Monzeglio- NMED Hazardous Waste Bureau

attachments-1