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Governor

JOHN A. SANCHEZ
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NEW MEXICO
ENVIRONMENT DEPARTMENT

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BUTCH TONGATE
Cabinet Secretary
J. C. BORREGO
Acting Deputy Secretary

CERTIFIED MAIL – RETURN RECEIPT REQUESTED

November 18, 2016

Mr. Randy Schmaltz
Health, Safety, Environmental, and
Regulatory Director
Western Refining Southwest, Inc.
Bloomfield Refinery
P.O. Box 159
Bloomfield, New Mexico 87413

**RE: 2016 FINANCIAL ASSURANCE COST ESTIMATE
WESTERN REFINING SOUTHWEST, INC., BLOOMFIELD REFINERY
EPA ID# NMD089416416
HWB-WRB-MISC**

Dear Mr. Schmaltz:

The New Mexico Environment Department (NMED) has completed its review of the Western Refining Southwest, Inc., Bloomfield Refinery (Western's) *Financial Assurance Cost Estimate – January 2016* (2016 Cost Estimate), dated January 25, 2016. The cost estimate was submitted pursuant to Section III.P.2 (Adjustments to Cost Estimates) of the July 27, 2007 Order NO. HWB 07-34 (Order).

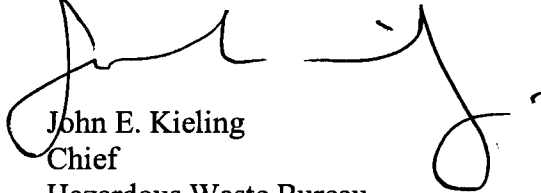
Pursuant to Section III.P.2 of the Order, Western must continue to adjust the cost estimates annually and submit the adjusted cost estimates to NMED by January 31 of each year. In accordance with Section III.P.4, within 90 days of this approval, Western shall establish and continuously maintain financial assurance for any selected remedy in the amount equivalent to the current estimated cost of work. Western shall use one or more of the mechanisms set forth in 40 CFR 264.143 and 264.145 to establish financial assurance. Western shall establish and maintain such financial assurance substantially in compliance with 40 CFR 264.143, 264.145, and 264.151, except that there shall be no “pay-in period” unless a required change in the cost estimate will result in an increase of at least one million dollars and Western proposes a pay-in-

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period that NMED approves in writing. Any changes to the financial assurance mechanisms must be approved by NMED. Western shall submit a signed copy of each financial assurance document to NMED within thirty days after the document is executed.

If you have questions regarding this letter please contact Leona Tsinnajinnie of my staff at 505-476-6057.

Sincerely,



John E. Kieling
Chief
Hazardous Waste Bureau

cc: D. Cobrain, NMED HWB
L. Tsinnajinnie, NMED HWB
S. Singleton, NMED HWB
A. Hains, Western Refining, El Paso, TX
K. Robinson, Western Refining, Bloomfield Refinery
S. Crouch, DiSorbo Environmental Consulting

File: HWB-WRB-MISC and Reading File 2016