

Attachment 1  
Preliminary Work and Testing

Note: The following guidelines are applicable to oilfield surface impoundment closures on Federal leases in the Bakersfield District of the Bureau of Land Management (BLM). The Operator understands, agrees, and acknowledges that the oilfield surface impoundment closure procedures required by the BLM herein, attempt to set forth responsible oilfield reclamation procedure. However, BLM in no manner represents or guarantees that compliance with these sump closure procedures constitutes full compliance with all applicable federal, state, and local laws and regulations governing oilfield sump closures which may be applicable either now or in the future. BLM neither guarantees that compliance with these guidelines will release an operator from existing or future responsibility or liability related to the siting, use, closure, or post-closure of a sump, including any environmental or hazardous waste laws; nor does BLM agree to accept any liability for or indemnify an operator against such existing or future responsibility or liability.

1. Remove all free liquids and process or dispose in accordance with all applicable federal, state, and local laws and regulations.
2. Collect and analyze at a State certified laboratory one composite sludge sample for Inorganic Toxic Substances (Attachment 3) and for any other hazardous constituents that the Operator suspects might be present.

The composite will be a mixture of a minimum of four samples collected within five feet of each side of the impoundment at a depth of 0-2 feet into the sludge. (Two of the samples will be within five feet of the inlet and outlet of the sump). Half of this composite will be used for the tests in Attachment 3, and the other half will be retained as an individual sample by the lab in case further testing is needed. Provide the results to the BLM with the "Sundry Notice - Form 3160-5", as described in Attachment 2.

On a limited basis, BLM may request additional testing when the conditions warrant it.

3. If hazardous levels of inorganic toxics are present or non-exempt hazardous wastes are present, contact BLM, the appropriate Regional Water Quality Control Board (RWQCB), and appropriate federal and state spill response authorities as required, by phone and in writing. Provide BLM with a copy of the written notification sent to the RWQCB.

RWQCB, with input from the BLM, will develop specific written requirements for closure. These guidelines cannot be used.

4. If the sludge is non-hazardous, proceed under these closure guidelines.

5. As a condition of approval of the Sundry, the Operator understands, agrees, and acknowledges that the testing described in Attachment 1 Step 2 of these Guidelines is the minimum acceptable testing and that approval of the Sundry Notice by BLM in no way relieves the Operator from their obligation, either now or at any time in the future, to perform all the appropriate testing described in Section 66261.24 of Title 22, or other applicable federal, state, or local laws and regulations, or to self-certify that the waste is non-hazardous as allowed by Section 66260.200 (c) of that Title.

If the Operator does not use the self-certification process, then the following analytical results must accompany the Sundry application: Inorganic Toxics, pH, Fluoride, Flashpoint, Reactivity, and Aquatic Toxicity.

In either case, the Operator must state in the Sundry whether they are self-certifying or performing the full suite of tests, and they must state that they take full responsibility for the proper disposition of the excavated materials.