



ARKANSAS
Department of Environmental Quality

August 6, 2009

James McClung, Owner
JM Oilfield Services
4 Melody Lane
Quitman, AR 72131



RE: Complaint

Dear Mr. McClung:

On July 31, 2009 I performed an investigation of your facility in response to a complaint. The complaint alleged that multiple 55 gallon drums containing used motor oil were being stored outside; drivers were draining tanks with different types of water in them onto the parking lot. Also frac tanks containing oil and water based drilling muds were being kept near Jeremy McClung's house and had been leaking. The trailer washout area frequently overflows onto the ground and the truck wash bay also frequently runs over during the rain and has a drain that runs into a creek. The complaint was found to be mostly invalid; however, it was noted during the visit that due to truck wash stations, the facility will need to get a no discharge storage permit from the state permits branch of this department.

This investigation revealed that you are in violation of the Federal Clean Water Act, the Arkansas Water and Air Pollution Control Act, and the regulations promulgated thereunder. Specifically, I found the following violations:

1. The facility is operating a couple of truck washing operations on-site. While fluids and wastes may be properly disposed of, such operations require a No Discharge Storage Permit from the State Permits Branch of this Department. To find out what is necessary to obtain a permit please contact Cara Hill, Engineer Supervisor of the State Permits Branch at **501-682-0045** or at hillc@adeq.state.ar.us
2. One of the truck wash stations, the one used to clean debris out of the interiors of the trucks, is not located in a lined pit or the basin is not surrounded by a secondary containment area which could in the event of a spill could lead to pollution of the waters of the state. This is a potential violation of the Arkansas Water and Air Pollution Control Act 8-4-217(a)(1).

The above items require your immediate attention. Please submit a written response to these findings to Cindy Garner, Branch Manager of the Enforcement Section of the Water Division. This response should contain detailed documentation including pictures describing the course of action taken to correct the items noted. This corrective action should be completed as soon as possible, and the written response is due by August 17, 2009.

James McClung, JM Oilfield Services
August 3, 2009
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If I can be any assistance, please contact me at stoker@adeq.state.ar.us or 501-682-0657.

Sincerely,

A handwritten signature in black ink that reads "Lindsay Stoker". The signature is written in a cursive, flowing style.


Lindsay Stoker
District 9 Field Inspector
Water Division

cc: Water Division Enforcement Branch
Water Division Permits Branch



ARKANSAS
Department of Environmental Quality

COMPLAINT INFORMATION			
GPS LOCATION:		AFIN:	
DATE RECEIVED: June 30, 2009		PERMIT#:	
COMPLAINANT NAME: Tony Greene		COUNTY: Cleburne	
ADDRESS: 924 Mt. Pisgah Rd. Searcy, AR 72143		COMPLAINT AGAINST: JM Oilfield Services	
PHONE: 501-691-0640		ADDRESS: 4 Melody Ln, Quitman, AR 72131	
		PHONE: 501-589-4044	
TRACKING & REFERRAL INFORMATION			
PERSON RECEIVING REPORT: Sam McDuffie	DATE: 6/30/2009	SUPERVISOR REFERRAL:	DATE:
INSPECTOR REFERRAL: Jarrod Zweifel	DATE: 7/27/2009	MEDIA SUPERVISOR REFERRAL:	DATE:
PHONE REFERRAL CONTACT:	DATE:	RECEIVING INSPECTOR: Lindsay Stoker	DATE: 7/27/09
DETAILED DESCRIPTION			
<p>The complainant stated, "multiple 55 gallon drums with used motor oil in them stored outside, several big tanks with used motor oil in them , one that holds about 500 to 600 gallon was dumped over, oil all over ground and in the creek, was dug out but placed oil soaked gravel behind new shop and built concrete pad on top, drivers cleaning out scrubbers on lot where trucks are parked, drivers draining tanks with different types water in them onto parking lot (kcl, biocide), had several frac tanks stored over by jeremy mc clungs house that has had different types water and oil base mud in them , some have leaked in the past!! trailer washout in the same area that in nothing more than a steel tank cut in half sitting in hole, runs over into hole in ground during rains, truck wash bay that runs into open tank at end of shop, also run over during rain, has drain that runs into creek, welding table set up by oil storage tanks inside shop, new fuel tank to fuel trucks has no containment barrier for spillage."</p>			
LOCATION			
<p>From Quitman take Hwy. 124 east. The facility is 2 miles east of Quitman on the right at the intersection of Hwy 124 and Melody Ln.</p>			
PREVIOUS COMPLAINT: <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO DATES:			
DISCHARGE TO STREAM: <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO NAME OF STREAM:			
COMPLAINT RECEIVED BY: <input type="checkbox"/> PHONE <input type="checkbox"/> LETTER <input type="checkbox"/> VERBAL <input checked="" type="checkbox"/> INTERNET <input type="checkbox"/> EMAIL			

COMPLAINT INVESTIGATION		
COMPLAINT#:		AFIN: PERMIT#:
INSPECTOR: Lindsay Stoker		DATE: 7/31/2009
ACTION TAKEN:		PHOTOS TAKEN: <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO
<p>I went to the facility at 1100 on July 31, 2009. I met with on-site representatives Robert Monroe and Jeremy McClung. We walked around the facility together. I found no issues with the storage of used motor oil and no evidence of a spill. I was told the business only deals with flowback water and some waterbased drilling fluids, which they haul from one drilling site to the next. The facility had 2 wash stations.</p> <p>One of the wash stations requires trucks to pull into a covered bay where they clean off the exteriors of their trucks. That water then goes into a basin outside which is uncovered but completely surrounded by secondary concrete containment. Those fluids are then hauled to a deep well injection site at either Greenbriar or Pangburn.</p> <p>The other wash station is to clean out the sand and other small debris that gets left behind when water is transferred from one drilling site to the next. This wash station involves using fresh water to force the debris out of the interior of the tank trucks into a metal wash basin. The excess sediment is hauled to landfill. This wash station was not lined nor did it have secondary containment.</p> <p>I informed them that they were going to need to get a no discharge storage permit since they are holding drilling waste on-site. No other violations were noted.</p> <p>I called the complainant back on August 3, 2009 and informed him of my findings.</p>		
FURTHER ACTION:		
NC letter sent to the company including information needed to get a permit.		
INSPECTOR SIGNATURE:  Lindsay Stoker		DATE: 7/31/2009



ARKANSAS
Department of Environmental Quality

September 8, 2009

James McClung
JM Oilfield Services
4 Melody Lane
Quitman, AR 72131

RE: Response Request

Dear Mr. McClung:

In a letter dated August 6, 2009 by District Field Inspector Lindsay Stoker, you were informed that an investigation of your facility had been performed on July 31, 2009, and that you should submit a written response by August 17, 2009 to Cindy Garner, Branch Manager of the Enforcement Section of the Water Division. Please be advised that a written response to the August 6, 2009 investigation has not been received by this department.

The investigation revealed that you are in violation of the Federal Clean Water Act and regulations promulgated thereunder. Specific violations are as follows:

The facility is operating an on-site truck washing operation which requires a No Discharge Storage Permit from the State Permits Branch of this Department. Specific information concerning No Discharge Storage Permits can be obtained from Cara Hill, Engineering Supervisor of the State Permits Branch at 501-682-0045. You may also e-mail her at hillc@adeq.state.ar.us.

The truck wash station used to clean debris from the interiors of the trucks must be located in a lined pit or the basin surrounded by a secondary containment area. This could prevent pollution to the waters of the state in the event of a spill. This is a potential violation of the Arkansas Water and Air pollution Control Act 8-4-217 (a)(1).

Please submit a written response to these findings by September 25, 2009 to Cindy Garner, Branch Manager of the Enforcement Section of the Water Division. The response should contain detailed documentation describing the course of action necessary to correct the items noted. Please be advised that a continuing lack of cooperation in this matter may subject you to formal enforcement action by this department.

Comment: Extended to October 5th.
Requested by Tyler engineers.

Thank you for your attention to this matter. Should you have any questions, feel free to contact me at 501-682-0635 or you may e-mail me at anderson@adeq.state.ar.us.

Sincerely,

Alan Anderson
Enforcement Analyst
Water Division Enforcement Branch



November 19, 2009

James McClung
JM Oilfield Services
4 Melody Lane
Quitman, AR 72131

RE: Response to Inspection

Dear Mr. McClung:

The Department has received a response dated October 2, 2009 from Tim Tyler Surveying and Mapping, Inc, regarding the July 31, 2009 inspection of your facility by District Field Inspector Lindsay Stoker. The response has been deemed adequate by this Department.

Acceptance of this response by the Department does not preclude any future enforcement action at this site or any other site.

The Department will keep the inspection and response on file. If future violations occur that require enforcement action, the Department will consider the inspection and response as required by the Pollution Control and Ecology Commission Regulation No. 7, Civil Penalties. This regulation requires the Department to consider the past history of your company and how expeditiously the violations were addressed in determining any civil penalty that may be necessary for any future violations.

Thank you for your attention to this matter. Should you have any questions, feel free to contact me at 501-682-0635 or you may e-mail me at anderson@adeq.state.ar.us.

Sincerely,

Alan Anderson
Enforcement Analyst
Water Division Enforcement Branch