

SUPPLEMENT TO ORDER NO. 2006 - 02 WD

Order approving the operation of one commercial Class I nonhazardous waste disposal well and facility by:

RIVER BIRCH, INC.
Operator Code R191
Site Code 2602
Avondale, Jefferson Parish, Louisiana

* * * * *

Pursuant to power delegated under the laws of the State of Louisiana, particularly Title 30 of the Louisiana Revised Statutes of 1950 as amended, and as implemented in the rules and regulations promulgated by the Commissioner of Conservation, Statewide Order No. 29-N-1 (LAC 43:XVII, Subpart 1) in particular, this Supplemental Order is issued and promulgated by the Commissioner of Conservation as being reasonably necessary to carry out the laws of this State.

FINDINGS OF FACTS

THE COMMISSIONER FINDS AS FOLLOWS:

1) Effective May 23, 2006, the Office of Conservation issued Order No. 2006-02 WD granting River Birch, Inc. (River Birch) approval to drill and construct two commercial Class I nonhazardous waste disposal wells and related surface facility in Section 37, Township 13 South, Range 22 East, Jefferson Parish.

2) During April 2008, River Birch submitted a completion report describing the work done to drill and complete one of the two authorized commercial Class I nonhazardous waste disposal wells and the information on the construction of the related surface facility in fulfillment of the pre-operation requirements of Statewide Order No. 29-N-1 (LAC 43:XVII.109.A.5.) and Conservation Order No. 2006-02 WD, Order No. 2.

3) The commercial Class-I nonhazardous waste disposal well having been drilled and completed and being the subject of this Supplemental Order is identified as:

<u>Well Name & Number</u>	<u>Serial Number</u>	<u>API Number</u>	<u>Latitude</u>	<u>Longitude</u>
River Birch Waste Disposal Well No. 001	973394	17051881080000	29° 55' 22.252"	90° 15' 57.403"

4) Based on data contained in the well completion report referenced in Finds of Facts No. 2 above, the injection zone, injection intervals, maximum authorized surface injection pressure, and maximum authorized monthly injection volume for the River Birch Waste Disposal Well No. 001 are revised as shown in the following table:

AUTHORIZED SUBSURFACE INJECTION SANDS		MAXIMUM AUTHORIZED PARAMETERS	
INJECTION ZONE §	INJECTION INTERVALS §	SURFACE INJECTION PRESSURE (PSIG)	MONTHLY INJECTION VOLUME (GALLONS)
4,500 to 6,540	4,500 to 4,595	To be determined at a future date upon well recompletion	To be determined at a future date upon well recompletion
	4,760 to 4,985		
	5,340 to 5,485		
	5,735 to 6,070		
	6,155 to 6,540	1,785	18,000,000

§ Depths are wireline log depths from the Simultaneous Triple Induction / Spectral Density / Neutron log dated March 7, 2007, of the River Birch Waste Disposal Well No. 1, Serial No. 973394.

5) As clarified in its letter of April 29, 2008, River Birch shall be limited to the receiving and subsurface disposing of those exploration and production wastes defined in the regulations of the Office of Conservation at LAC 43:XIX.501 as Waste Types 01, 08, 09, 11, 14. Acceptance of such wastes by River Birch shall be in accordance with LAC 43:XIX.545.

6) The exclusions in the regulations of the Louisiana Department of Environmental Quality at LAC 33:V.105.D.2.e. and in the federal regulations at 40 CFR 261.4(b)(5) shall not apply to wastes generated at the River Birch commercial Class I nonhazardous waste disposal facility that may have resulted from the receipt of those exploration and production wastes referenced in Findings of Facts No. 5 above and transported off the facility site for disposal.

7) All wastes generated at the River Birch commercial Class I nonhazardous waste disposal facility and transported off the facility site for disposal shall be considered a solid waste as defined in the regulations of the Louisiana Department of Environmental Quality at LAC 33:V.109.Solid Waste and in the federal regulations at 40 CFR 261.2 and shall be properly characterized to determine the method and location for the wastes' final disposition.

ORDER

NOW, THEREFORE, IT IS ORDERED THAT:

- 1) River Birch, Inc. is hereby granted the authority to begin commercial receipt and disposal of nonhazardous waste.
- 2) Except as to the extent supplemented by these Findings and Order, the provisions of Statewide Order No. 29-N-1 (LAC 43:XVII, Subpart 1) of the Office of Conservation and of Order No. 2006-02 WD, effective May 23, 2006, shall remain in effect.
- 2) Findings of Facts Nos. 2, 3, 4, 5, 6, and 7 above are hereby approved and expressly ordered.
- 3) This Supplemental Order shall be effective on and after **June 9, 2008**, and shall expire concurrently with Order No. 2006-02 WD.

BY ORDER OF:



JAMES H. WELSH
COMMISSIONER OF CONSERVATION

