

Jakub, Barbara, Env. Health

From: Grayson, Terry L (DXT Services) [Terry.L.Grayson@contractor.conocophillips.com]
Sent: Monday, August 18, 2008 12:17 PM
To: Jakub, Barbara, Env. Health; Dennis Dettloff
Cc: Drogos, Donna, Env. Health
Subject: RE: RO0000352, 18950 Lake Chabot Road, Castro Valley

Hi Barbara,

We will research the status of the old access agreement for the current status and if it could still be utilized.

As you can imagine ConocoPhillips has thousands of access agreements in place at any given time. We employ one company to arrange for and monitor all agreements due to extensive liability issues that require continuous and vigilant monitoring so as not to expose ConocoPhillips resources. As you can also imagine with the real estate market Any work associated with request for "environmental" drilling on a property can have serious negative current and future effects on property values, real sell, STAKEHOLDER concerns etc There is a lot that must be considered in "request" for wells to be located anywhere off-site and these request (each one of them) must be reviewed and considered for all potential liabilities associated with it not just for current but future.

We do have standard access agreements in place, it is just getting them to the proper owners, having those owners have a clear understanding and justification for their property value and such to be potentially impacted and for ConocoPhillips full liability to be fully considered.

Thanks you for the extension, we will do our best to execute within the 2 month extension time frame.

I appreciated your understanding/patience and we will be in touch on the past agreement status.

Respectfully,

Terry L. Grayson

From: Jakub, Barbara, Env. Health [mailto:barbara.jakub@acgov.org]
Sent: Monday, August 18, 2008 11:57 AM
To: 'Dennis Dettloff'
Cc: Grayson, Terry L (DXT Services); Drogos, Donna, Env. Health
Subject: RE: RO0000352, 18950 Lake Chabot Road, Castro Valley

Dennis and Terry,

I'm glad to see that you located what could be the well. I am surprised that it will take so long to access the paved over well and for two reasons. I would think that ConocoPhillips would have a standard access agreement for these situations and secondly, a well was already placed on the other property. How can there not be an access agreement? If you have difficulty obtaining permission from the people who paved over your well, let me know and maybe I can help by writing them a letter. At this time I approve a 2-month extension.

Regards,

Barb Jakub

From: Dennis Dettloff [mailto:DDettloff@deltaenv.com]
Sent: Monday, August 18, 2008 11:36 AM
To: Jakub, Barbara, Env. Health
Cc: Grayson, Terry L (DXT Services)
Subject: RO0000532, 18950 Lake Chabot Road, Castro Valley

Ms. Jakub:

I am writing you to let you know that Delta was at the above referenced site last Wednesday, August 13, 2008 with Cruz Brothers attempting to locate monitoring well MW-4. Based on the images from the ground penetrating radar we believe we have located monitoring well MW-4. However, we are not certain at this time. We are going to need to, using an air- or water-knife, probe the location to determine if the location is correct. In order to do this ConocoPhillips (COP) with assistance from Delta is going to need to obtain an access agreement from the owner of the the neighboring property where we believe the well is located. I spoke to Mr. Terry Grayson/COP this morning and he indicated that the contracts (legal) department for COP is currently backed up 6 to 8 months. Therefore it is going to be at least that long until we can determine the location and the condition of monitoring well MW-4.

Mr. Grayson and I have visited the site in an attempt to determine if a replacement monitoring well (MW-4R) could be installed prior to obtaining off-site access to the neighboring property, but due to the numerous underground and overhead utilities in this area the best location for the replacement monitoring well is also on the neighboring property. Therefore, I respectfully request a extension of 8 to 10 months so that COP can obtain an access agreement from the neighboring property owner, we can install the replacement well, and locate and abandoned well MW-4.

If you have any questions please don't hesitate to contact me.

Thank You,

Dennis S. Dettloff, P.G.
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