

Date: _____

Attn: _____

RE: Request for Access to Property Located in San Antonio, Socorro County, NM

Dear Property Owner,

The U. S. Environmental Protection Agency (EPA) is planning to investigate the potential contamination of several properties in San Antonio, NM from former mill sites associated with the San Antonio Area Mining District or Hansonburg Carthage District, under the Comprehensive Environmental Response Compensation and Liability Act (CERCLA), 42 U.S.C. § 9601 *et seq.* The purpose of this letter is to request permission for officers, employees, contractors, and authorized representatives of the EPA to enter your property to assess whether there is evidence of contamination and potentially collect soil and water samples as part of our investigation. The EPA is planning on conducting its investigation between September 2022 and March 2023.

On June 10, 2022, the New Mexico Department of Health (NMDOH) notified NMED that two children in the San Antonio community had high levels of lead in their blood. Elevated blood lead levels in children is typically caused by eating or drinking lead-contaminated materials. In response to this notification, NMED staff visited the children's residence and collected soil samples to analyze for the presence of lead on the property. NMED detected lead in the soil at concentrations above residential soil screening levels. Initial results indicate the source of contamination may be mill tailings (a crushed gravel-like substrate) transported from a nearby historic mining mill site. Contaminated tailings may have migrated, or were used as fill material for driveways, landscaping, or other purposes on other residences in the community.

Attached to this letter is a consent form giving EPA access to assess your property and potentially collect the samples. Please complete this form if you agree to provide EPA access to your property. Representatives of Weston Solutions, Inc. (WESTON) will be conducting the investigation as EPA's Contractor. Personnel from WESTON will be contacting you to determine if you agree to provide access and to coordinate the date and time of the sampling activities at your property.

Please read and sign the enclosed form titled Consent for Access to Property. A stamped return envelope is provided for your convenience. Please mail the signed access form (postmarked) or scan/photograph the completed consent form and send via email to loesel.matthew@epa.gov. Entering into this agreement with EPA is completely voluntary. If you have any questions about the activities described above, or the enclosed access agreement, please contact me at the email above, or call me at (214) 665-7322.

Best Regards,

A handwritten signature in black ink, appearing to read "Matthew Loesel", with a stylized flourish at the end.

Matthew Loesel
Federal On-Scene Coordinator



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 6
1201 Elm Street, Suite 500
Dallas, Texas 75270-2102

CONSENT FOR ACCESS TO PROPERTY

Property Owner: _____

Address/Description of Property:

Address: _____

Legal Description: _____

- ☐ I no longer own this property.
- ☐ No, I do not want the EPA to have access to sample this property.
- ☐ Yes, I consent to officers, employees, contractors, and authorized representatives of the U. S. Environmental Protection Agency (EPA) entering and having continued access to my property, described above, for the purposes listed below:
- The taking of samples, surface and subsurface, including but not limited to soil, sediments, water, and air, and other solids or liquids stored or disposed of at the property as may be determined to be necessary;
 - Other investigate actions at the property as may be necessary to determine nature, extent and potential threat to human health and the environment; and
 - The taking of such response actions as may be necessary, including the removal and disposal of chemicals, chemical containers, and soil and the demolition and disposal of existing structures, to mitigate any potential threat(s) to human health and the environment

I recognize that these actions by the EPA are undertaken in accordance with its response authorities contained in the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA) at Title 42 of the United States Code in Sections 9601 through 9675, with Section 9604(e)(3) being the most pertinent section in this response action.

I am the property owner, and I warrant that I have the authority to enter into this access agreement. This written permission is given by me voluntarily with knowledge of my right to refuse and without threats or promises of any kind.

Date

Signature

Print Name

Phone Number