



El Paso  
Natural Gas Company  
a Kinder Morgan company

November 17, 2021

Mr. Brad Jones  
New Mexico Oil Conservation Division  
1220 South St. Francis Drive  
Santa Fe, NM 87505

**Re: Request for a New 120 Day Temporary Permission to Discharge for El Paso  
Natural Gas Company L.L.C**

Dear Mr. Jones,

El Paso Natural Gas Company, L.L.C (EPNG) is submitting the following application for a new 120-day Temporary Permission to discharge small quantities of water from hydrostatic tests from new pipe. EPNG's existing Permit No. HBP-017 expired on October 24, 2021. Previously submitted in my correspondence dated October 11, 2021 was Check No. 152897 in the amount of \$150.00 to cover the filing and permission fees.

In order to maintain coverage under the 120-Day Temporary Permit, EPNG will comply with the following conditions:

- 1) The volume of the discharge will be less than 25,000 gallons per hydrostatic test;
- 2) Water from a public/municipal water supply or other OCD-approved sources, by written request and analytical results, is used for each hydrostatic test;
- 3) Email or written notification shall be provided to the OCD 72-hours prior to each hydrostatic discharge event; The notice shall contain the following information:
  - a) The proposed location of hydrostatic test discharge (Section/Township/Range or GPS coordinates);
  - b) The date of the proposed discharge;
  - c) The volume of the proposed discharge; and
  - d) The source of hydrostatic test water.
- 4) The discharge will not enter any lake, perennial stream, river or their respective tributaries that may be seasonal;
- 5) No discharge shall occur:
  - a) Where ground water is less than 10 feet below ground surface;
  - b) Within 200 feet of a watercourse (defined in 19.15.2.7.W(4) NMAC), lakebed, sinkhole, or playa lake (defined in 19.15.2.7.P(4) NMAC);
  - c) Within an existing wellhead protection area (defined in 19.15.2.7.W(8) NMAC);
  - d) Within 500 feet of a wetland (defined in 19.15.2.7.W(9) NMAC); or
  - e) Within 500 feet from the nearest permanent residence, school, hospital, institution, or church.
- 6) Best management practices shall be implemented to contain the discharge onsite, to ensure that the discharge does not impact adjacent property, and to control erosion;

Mr. Brad Jones – NMOCD – Environmental Bureau  
EPNG Submittal for New 120-Day Temporary Discharge Permit  
Page 2

- 7) The discharge will not cause any fresh water supplies to be degraded or to exceed standards as set forth in Subsections A, B and C of the 20.6.2.3103 NMAC (the Water Quality Regulations);
- 8) The landowner(s) of each proposed discharge and/or collection/retention or alternative discharge location shall be properly notified of the activities prior to each proposed hydrostatic test discharge event; and
- 9) A report, summarizing all hydrostatic test wastewater discharges of less than 25,000 gallons per hydrostatic test event, will be submitted to the OCD within 45 days after the temporary permission expiration date and shall contain the following information:
  - a) The location of each hydrostatic test water discharge (Section/Township/Range or GPS coordinates);
  - b) The date of each discharge
  - c) The volume of each discharge; and
  - d) The source and quality of test water (laboratory analysis, if necessary)

If you have any questions, please contact me at 719-520-4813.

Respectfully,



Amy M. Blythe  
Environmental Specialist II

**Copy (with enclosure):**

CC: Chris Janak – Environmental Project Permitting Manager

State of New Mexico  
Energy, Minerals and Natural Resources Department

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Michelle Lujan Grisham  
Governor

Sarah Cottrell Propst  
Cabinet Secretary

Todd E. Leahy, JD, PhD  
Deputy Secretary

Adrienne Sandoval  
Director, Oil Conservation Division



November 17, 2021

Ms. Amy Blythe  
El Paso Natural Gas Company, L.L.C.  
1001 Louisiana St., Suite 1000  
Houston, Texas 77002

**Re: Request for Temporary Permission to Discharge Hydrostatic Test Water  
El Paso Natural Gas Company, L.L.C. - OGRID 7046  
Permit: HBP – 44**

Dear Ms. Blythe:

The New Mexico Oil Conservation Division (OCD) has completed its review of El Paso Natural Gas Company, L.L.C.'s (EPNG) request, dated November 17, 2021, for approval of a 120-day temporary permission to discharge small quantities of hydrostatic test wastewater generated from the testing of new transmission pipelines of oil and gas or products thereof throughout the State of New Mexico. OCD acknowledges receipt of the filing fee (\$100.00) and temporary permission fee (\$50.00) with a separately mailed submittal dated October 11, 2021.

Based on the information provided in the request, *temporary permission is hereby granted to EPNG for the discharge of the hydrostatic test wastewater generated from all new pipeline hydrostatic tests* an operator may perform during the approved 120-day period with the following understandings and conditions:

1. the volume of the discharge is less than 25,000 gallons per hydrostatic test;
2. water from a public/municipal water supply or other OCD approved sources, by written request and analytical results, is used for each hydrostatic test;
3. email or written notification must be provided to the OCD 72 hours prior to each hydrostatic discharge event. The notice shall contain the following information:
  - a. the proposed location of hydrostatic test discharge (Section/Township/Range or GPS coordinates);
  - b. the date of the proposed discharge;
  - c. the volume of the proposed discharge; and
  - d. the source of hydrostatic test water;

El Paso Natural Gas Company, L.L.C.  
Permit: HBP - 44  
November 17, 2021  
Page 2 of 3

4. no discharge shall enter any lake, perennial stream, river, or their respective tributaries that may be seasonal;
5. no discharge shall occur:
  - a. where ground water is less than 10 feet below ground surface.
  - b. within 200 feet of a watercourse (19.15.2.7.W(4) NMAC), lakebed, sinkhole, or playa lake (19.15.2.7.P(4) NMAC);
  - c. within an existing wellhead protection area (19.15.2.7.W(8) NMAC);
  - d. within 500 feet of a wetland (19.15.2.7.W(9) NMAC); or
  - e. within 500 feet from the nearest permanent residence, school, hospital, institution, or church;
6. no discharge shall occur to a surface water body without obtaining a National Pollution Discharge Elimination Systems (NPDES) permit from the US EPA, NMED, and OCD prior to the discharge;
7. best management practices must be implemented to contain the discharge onsite, to ensure that the discharge does not impact adjacent property, and to control erosion;
8. the discharge does not cause any fresh water supplies to be degraded or to exceed standards as set forth in Subsections A, B, and C of the 20.6.2.3103 NMAC (the Water Quality Regulations);
9. EPNG shall report all unauthorized discharges, spills, leaks, and releases of hydrostatic test wastewater and conduct corrective action pursuant to the Water Quality Regulations of 20.6.2.1203 NMAC and release notification pursuant to OCD Rule 29 (19.15.29 NMAC);
10. the landowner(s) of each proposed discharge and/or collection/retention or alternative discharge location must be properly notified of the activities prior to each proposed hydrostatic test event; and
11. a report, summarizing each test of new pipeline with less than 25,000 gallons per hydrostatic test per discharge event performed within the approved 120-day period, shall be submitted to OCD within 45 days after the temporary permission expiration date and shall contain the following information:
  - a. the location of hydrostatic test discharge (Section/Township/Range or GPS coordinates);
  - b. the date of each discharge;
  - c. the volume of each discharge; and
  - d. the source and quality of test water (laboratory analysis, if necessary).

This temporary permission shall expire 120-days after issuance. **This temporary permission will expire on March 17, 2022.** Renewal requests for a 120-day temporary permission to discharge shall be submitted forty-five (45) days prior to the expiration date. A 120-day temporary permission may be revoked or suspended for violation of any applicable provisions and/or conditions of this approval.

El Paso Natural Gas Company, L.L.C.  
Permit: HBP - 44  
November 17, 2021  
Page 3 of 3

Please be advised that approval of this request does not relieve EPNG of liability should operations result in pollution of surface water, ground water or the environment. Nor does approval relieve EPNG of its responsibility to comply with any other applicable governmental authority's rules and regulations.

If there are any questions, please do not hesitate to contact me at (505) 469-7486 or [brad.a.jones@state.nm.us](mailto:brad.a.jones@state.nm.us).

Respectfully,

A handwritten signature in blue ink, appearing to read "Brad A. Jones", with a stylized flourish extending to the right.

Brad A. Jones  
*Environmental Specialist*

**District I**  
 1625 N. French Dr., Hobbs, NM 88240  
 Phone:(575) 393-6161 Fax:(575) 393-0720

**District II**  
 811 S. First St., Artesia, NM 88210  
 Phone:(575) 748-1283 Fax:(575) 748-9720

**District III**  
 1000 Rio Brazos Rd., Aztec, NM 87410  
 Phone:(505) 334-6178 Fax:(505) 334-6170

**District IV**  
 1220 S. St Francis Dr., Santa Fe, NM 87505  
 Phone:(505) 476-3470 Fax:(505) 476-3462

**State of New Mexico**  
**Energy, Minerals and Natural Resources**  
**Oil Conservation Division**  
**1220 S. St Francis Dr.**  
**Santa Fe, NM 87505**

CONDITIONS  
 Action 62292

**CONDITIONS**

Operator: El Paso Natural Gas Company, L.L.C 1001 Louisiana Street Houston, TX 77002	OGRID: 7046
	Action Number: 62292
	Action Type: [UF-HP] HBP Permission (HBP)

**CONDITIONS**

Created By	Condition	Condition Date
bjones	None	11/17/2021