Kristen Houston Regulatory Advisor XTO Permian Operating, LLC 6401 Holiday Hill Road, Bldg 5 Midland, TX 79707



May 20, 2025

Victoria Venegas ENMRD-Oil Conservation Division Environmental Bureau -506 W. Texas Ave. Artesia, NM 88210

Re: Administrative Order 2RF-127 Muy Wayno Recycling Facility Containment Permit Extension Facility ID (fab1807557108)

Victoria,

XTO Permian Operating, LLC. Respectfully requests a one-year extension to the existing C-147 permit for the Muy Wayno Recycling Facility. The annual extension requests of the Permit 2RF-127 Muy Wayno recycling Facility ID (fab1807557108) from March 14, 2025, to March 13, 2026. XTO Permian Operating LLC aquired this Recycling Containment from BOPCO in 2019.

If you have any questions or need any additional information, please feel free to contact me at (432)894-1588.

Sincerely,

Kriten Houston

Kristen Houston Regulatory Analyst

Received by OCD: 7/7/2025 12:14:04 PM State of New Mexico Page 2 of 12 Form C-147 Form C-147 Energy Minerals and Natural Resources Form C-147 Department Oil Conservation Division 1220 South St. Francis Dr. Santa Fe, NM 87505 Santa Fe, NM 87505 https://www.emnrd.nm.gov/ocd/ocd-e-permitting/
Recycling Facility and/or Recycling Containment Type of Facility: X Recycling Facility Recycling Containment* Type of action: Permit Registration Modification X Extension Closure Other (explain) * At the time C-147 is submitted to the division for a Recycling Containment, a copy shall be provided to the surface owner.
Be advised that approval of this request does not relieve the operator of liability should operations result in pollution of surface water, ground water or the environment. Nor does approval relieve the operator of its responsibility to comply with any other applicable governmental authority's rules, regulations or ordinances.
I. Operator: XTO Permian Operating LLC (For multiple operators attach page with information) OGRID #: 373075 Address: 6401 Holiday Hill Rd Bldg 5 Midland Tx 79707 Facility or well name (include API# if associated with a well): Muy Wayno Recycling Facility OCD Permit Number: 2RF-127/fAB1807557108 (For new facilities the permit number will be assigned by the district office)
U/L or Qtr/Qtr C/F Section 7 Township 25S Range 30E County: Eddy Surface Owner: X Federal State Private Tribal Trust or Indian Allotment
2. X Recveling Facility: Location of recycling facility (if applicable): Latitude 32.148530 Longitude -103.922354 NAD83 Proposed Use: X Drilling* X Completion* X Plugging * *The re-use of produced water may NOT be used until fresh water zones are cased and cemented □ Other, requires permit for other uses. Describe use, process, testing, volume of produced water and ensure there will be no adverse impact on aroundwater or surface uset
groundwater or surface water. X Fluid Storage Above ground tanks Recycling containment Activity permitted under 19.15.17 NMAC explain type Activity permitted under 19.15.36 NMAC explain type: Other explain
For multiple or additional recycling containments, attach design and location information of each containment Closure Report (required within 60 days of closure completion): Recycling Facility Closure Completion Date:
3. X Recvcling Containment: X Annual Extension after initial 5 years (attach summary of monthly leak detection inspections for previous year) Center of Recycling Containment (if applicable): Latitude

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Bonding:

4.

X Covered under bonding pursuant to 19.15.8 NMAC per 19.15.34.15(A)(2) NMAC (These containments are limited to only the wells owned or

operated by the owners of the containment.)

Bonding in accordance with 19.15.34.15(A)(1). Amount of bond \$_____ (work on these facilities cannot commence until bonding

amounts are approved)

Attach closure cost estimate and documentation on how the closure cost was calculated.

Fencing:

5

Four foot height, four strands of barbed wire evenly spaced between one and four feet

X Alternate. Please specify 8' game fence w/3 strands barbed wire

6.

7.

Signs:

X 12"x 24", 2" lettering, providing Operator's name, site location, and emergency telephone numbers

Signed in compliance with 19.15.16.8 NMAC

Variances:

Justifications and/or demonstrations that the proposed variance will afford reasonable protection against contamination of fresh water, human health, and the environment.

Check the below box only if a variance is requested:

X Variance(s): Requests must be submitted to the appropriate division district for consideration of approval. If a Variance is requested, include the variance information on a separate page and attach it to the C-147 as part of the application.

If a Variance is requested, it must be approved prior to implementation.

Siting Criteria for Recycling Containment

Instructions: The applicant must provide attachments that demonstrate compliance for each siting criteria below as part of the application. Potential examples of the siting attachment source material are provided below under each criteria.

General siting

Ground water is less than 50 feet below the bottom of the Recycling Containment. NM Office of the State Engineer - iWATERS database search; USGS; Data obtained from nearby wells	☐ Yes 🔀 No ☐ NA
 Within incorporated municipal boundaries or within a defined municipal fresh water well field covered under a municipal ordinance adopted pursuant to NMSA 1978, Section 3-27-3, as amended. Written confirmation or verification from the municipality; written approval obtained from the municipality 	☐ Yes 🕅 No ☐ NA
 Within the area overlying a subsurface mine. Written confirmation or verification or map from the NM EMNRD-Mining and Minerals Division 	🗌 Yes 🔀 No
 Within an unstable area. Engineering measures incorporated into the design; NM Bureau of Geology & Mineral Resources; USGS; NM Geological Society; topographic map 	🗌 Yes 🔀 No
Within a 100-year floodplain. FEMA map	🗌 Yes 🔀 No
 Within 300 feet of a continuously flowing watercourse, or 200 feet of any other significant watercourse, or lakebed, sinkhole, or playa lake (measured from the ordinary high-water mark). Topographic map; visual inspection (certification) of the proposed site 	🗌 Yes 🔀 No
 Within 1000 feet from a permanent residence, school, hospital, institution, or church in existence at the time of initial application. Visual inspection (certification) of the proposed site; aerial photo; satellite image 	🗌 Yes 🔀 No
 Within 500 horizontal feet of a spring or a fresh water well used for domestic or stock watering purposes, in existence at the time of initial application. NM Office of the State Engineer - iWATERS database search; visual inspection (certification) of the proposed site 	🗌 Yes 🔀 No
 Within 500 feet of a wetland. US Fish and Wildlife Wetland Identification map; topographic map; visual inspection (certification) of the proposed site 	🗌 Yes 🔀 No

 9. <u>Recvcling Facility and/or Containment Checklist:</u> <i>Instructions: Each of the following items must be attached to the application.</i> If Design Plan - based upon the appropriate requirements. Operating and Maintenance Plan - based upon the appropriate requirements. Closure Plan - based upon the appropriate requirements. Site Specific Groundwater Data - Siting Criteria Compliance Demonstrations – Certify that notice of the C-147 (only) has been sent to the surface owned 	
Information Application Certification: I hereby certify that the information and attachments submitted with this application Name (Print): Kristen Houston Signature: Kristen.houston@exxonmobil.com	tion are true, accurate and complete to the best of my knowledge and belief. Title: Regulatory Advisor Date:5/20/2025 Telephone:(432)894-1588
II. OCD Representative Signature: Victoria Venegas Title: Environmental Specialist	Approval Date: 07/23/2025 OCD Permit Number: 2RF-127

Additional OCD Conditions on Attachment

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INITIAL Pond Drain

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Venegas, Victoria, EMNRD

From:	Venegas, Victoria, EMNRD
Sent:	Wednesday, July 23, 2025 10:24 AM
То:	Houston, Kristen /C
Subject:	2RF-127 - MUY WAYNO RECYCLING FACILITY ID [fAB1807557108]
Attachments:	C-147 2RF-127 - Muy Wayno Recycling Facility ID [fAB1807557108] 07.23.2025.pdf

2RF-127 - MUY WAYNO RECYCLING FACILITY ID [FAB1807557108]

Good morning Ms. Houston.

The NMOCD has reviewed the annual registration /permit extension request for 2RF-127 - MUY WAYNO RECYCLING FACILITY ID [fAB1807557108] received from [373075] XTO PERMIAN OPERATING LLC on 07/07/2025, Application ID **482153**. The registration/permit extension request is approved with the following conditions of approval:

- 2RF-127 MUY WAYNO RECYCLING FACILITY ID [fAB1807557108] is approved for one (1) year of operation from the date of the previous registration/permit expiration date of March 16, 2025. The new registration/permit expiration date is March 16, 2026.
- [373075] XTO PERMIAN OPERATING LLC will continue to operate, maintain, and close the for 2RF-127 MUY WAYNO RECYCLING FACILITY ID [FAB1807557108] in compliance with 19.15.34 NMAC, to include but not limited to the performance of weekly inspections regardless of fluid levels in the containment; recording of detailed inspection reports; removal of debris, foreign objects and oil from the containment; and monthly reporting of recycling and reuse of produced water, drilling fluids, and liquid oil field waste via from C-148.
- [373075] XTO PERMIAN OPERATING LLC will maintain a liquid level in the containment that is at least equal to the weight of the liner plus 20%. [373075] XTO PERMIAN OPERATING LLC may maintain a higher liquid level if they choose.
- If less than 20% of the total fluid capacity is utilized every consecutive six months, operation of the facility is considered ceased and a notification of cessation of operations should be sent electronically through OCD Permitting. An extension to extend the cessation of operations, not to exceed six months, may be submitted using a C-147 form through the OCD Online system.
- If after that 6-month extension period, the containment is not utilized at a minimum of 20% fluid capacity, no additional extensions would be granted, and the operator would be directed to remove all fluids and proceed with the closure requirements.
- The recycling containment is bonded pursuant to 19.15.8 NMAC per 19.15.34.15(A)(2) NMAC. Water reuse and recycling from for 2RF-127 MUY WAYNO RECYCLING FACILITY ID [FAB1807557108] is limited to wells owned or operated by [373075] XTO PERMIAN OPERATING LLC.
- A minimum of 3-feet freeboard must be maintained in the recycling containment at all times.
- [373075] XTO PERMIAN OPERATING LLC will comply with 19.15.29 NMAC Releases in the event of any release of produced water or other oil wastes at for 2RF-127 MUY WAYNO RECYCLING FACILITY ID [FAB1807557108]. [373075] XTO PERMIAN OPERATING LLC will comply with all other OCD rules.
- [373075] XTO PERMIAN OPERATING LLC must perform weekly inspections of the containment and leak detection system.
- If [373075] XTO PERMIAN OPERATING LLC wishes to extend the registration/permit past March 16, 2026, a registration/permit extension request must be submitted to OCD. Extension requests are reviewed on a case-by-case basis and evaluated on their merit. Extensions are considered for a maximum length of one year. Additional requests must be submitted to OCD through OCD Online on a Form C-147 (long form) as an Extension request and should include a formal extension request letter, a summary of the prior registration/permit period inspection reports, and the copies of the detailed inspection records for the prior permit period. The extension request should be submitted no later than February 16, 2026.

NOTE: The last recycled of produced water, in our records, for this permit is from July 2024. Please submit the extension of the cessation of operations request as soon as possible.

Please let me know if you have any additional questions. Best regards,

Victoria Venegas • Environmental Specialist Advanced EMNRD - Oil Conservation Division 506 W. Texas Ave. Artesia, NM 88210 575.909.0269 | <u>Victoria.Venegas@emnrd.nm.gov</u> Sante Fe Main Office Phone: (505) 476-3441

General Information Phone: (505) 629-6116

Online Phone Directory https://www.emnrd.nm.gov/ocd/contact-us

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

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Action 482153

CONDITIONS

Operator:	OGRID:
XTO PERMIAN OPERATING LLC.	373075
6401 HOLIDAY HILL ROAD	Action Number:
MIDLAND, TX 79707	482153
	Action Type:
	[C-147] Water Recycle Long (C-147L)
CONDITIONS	

Created By	Condition	Condition Date
vvenegas	2RF-127 - MUY WAYNO RECYCLING FACILITY ID [fAB1807557108] is approved for one (1) year of operation from the date of the previous registration/permit expiration date of March 16, 2025. The new registration/permit expiration date is March 16, 2026. If [373075] XTO PERMIAN OPERATING LLC wishes to extend the registration/permit past March 16, 2026, a registration/permit extension request must be submitted to OCD no later than February 16, 2026. NOTE: The last recycled of produced water, in our records, for this permit is from July 2024. Please submit the extension of the cessation of operations request as soon as possible	7/23/2025