

GW - 236

**GENERAL
CORRESPONDENCE**

YEAR(S):

2002 → 2005

Public Notice

Pate Trucking Complete, Inc., Tom Bullard, 3800 South Eunice Highway, Hobbs, New Mexico, 88241, has submitted a renewal application for the previously approved discharge plant (GW 236) for their Pate Trucking Co., Inc. office, shop and yard located in the NW/4 SW/4 of Section 14, Township 19S, Range 38E, Lea County, New Mexico. Approximately 20 barrels per month of exterior truck wash down water and solids, 55 gallons per month of used motor oils from vehicles, 30 used oil filters, 1 barrels per month of tank residues, 50 gallons per day of domestic sewage generated from office along with 150 pounds per month of industrial solid waste (office trash, paper, plastic, etc.) are generated on-site monthly and disposed of in accordance with NMOCD Guidelines. In case of a spill, leak, or accidental discharge and Emergency Response plan is in place, if this plan is not followed then groundwater of concern is approximately 50 to 60 feet below ground surface and has a total dissolved solids concentration of approximately 150 to 200 mg/L. This discharge plan outlines the procedures that are taken when handling/storing/disposing of waste generated from daily operations in order to avoid contamination of fresh water. Any interested person may obtain information, submit comments, or request to be placed on a facility specific mailing list for future notices by contacting Edward J. Hansen at the New Mexico OCD at 1220 South St. Francis Drive, Santa Fe, New Mexico 87505, Telephone (505)476-3489. The OCD will accept comments and statements of interest regarding the renewal and will create a facility-specific mailing list for persons who wish to receive future notices.

This notice will be published in the Hobbs New Sun, Hobbs, New Mexico for a period of one (1) day upon approved by the NMOCD.

Noticia Publica

Pate Trucking Company, Inc., Tom Ballard, 3800 South Eunice Highway, Hobbs, New Mexico, ha emitido una aplicacion renova-da del plan de descarga (GW 236) anteriormente aprovada para su compania, oficina, taller y yarda de Pate Trucking Co., ubicado en NW/4 SW/4 Section 14, Township 19S, Range 38E, Condado de Lea, New Mexico. Aproximadamente 20 barriles por mes de agua usada en lavar trocas por el exterior y solidos, 55 galones por mes de aceite usado de muebles, 30 filtros de aceite usados, 1 barril por mes de residuos de tanques, 50 galones por dia de alcantarillados domesticos generado de la oficina, junto con 150 libras por mes de basura solida industrial (basura de oficina, papel, plastico, etc.) son generados mensual en dicho local y son desponidos en acuerdo con la directriz de NMOCD. In caso de un derrame, fuga, o descarga accidental, un plan Respuesta de Emergenica esta colocado, si este plan no se sigue entonces la agua de la superficie de preocupacion esta aproximadamente 50 a 60 pies debajo la superficie de la tierra tiene un total de concen-tracion de disueltos solidos aproximadamente 150 a 200 mg/l. El plan de descarga delinea los procedimientos que se toman en cuanto el tratamiento/almacenamiento/deposition de risiduos gen-erados de las opefaciones cotidianas para evitar contaminacion de agua fresca. Cualquier persona interesada puede obtener informacion, entregar sus comentarios o solicitar ser puestos en una lista de correo especifica de facilidad para noticias en el futuro al comunicarse con Edward J. Hansen al New Mexico OCD, 1220 South St. Francis Drive, Santa Fe, NM 87505, tele-fono (505) 476-3489. El OCD aceptara comentarios y declara-ciones de interes referente la rennovacion y creara una lista de correo especifica de facilidad para personas que desean recibir noticias en el futuro.



PHOENIX
ENVIRONMENTAL LLC
P.O. Box 1856
Hobbs, NM 88241-1856

Fax

Date 9/26/07

To: Name Edward Hansen

Company Oil Conservation Division

Fax No 476-3462

From: Name Betsy Weaver

Company Phoenix Environmental LLC

Fax No 505-391-9687

Number Of Pages In This Fax (including coversheet) 3

Comments here is a copy of

to Public Notice that

Pate Trucking had to do

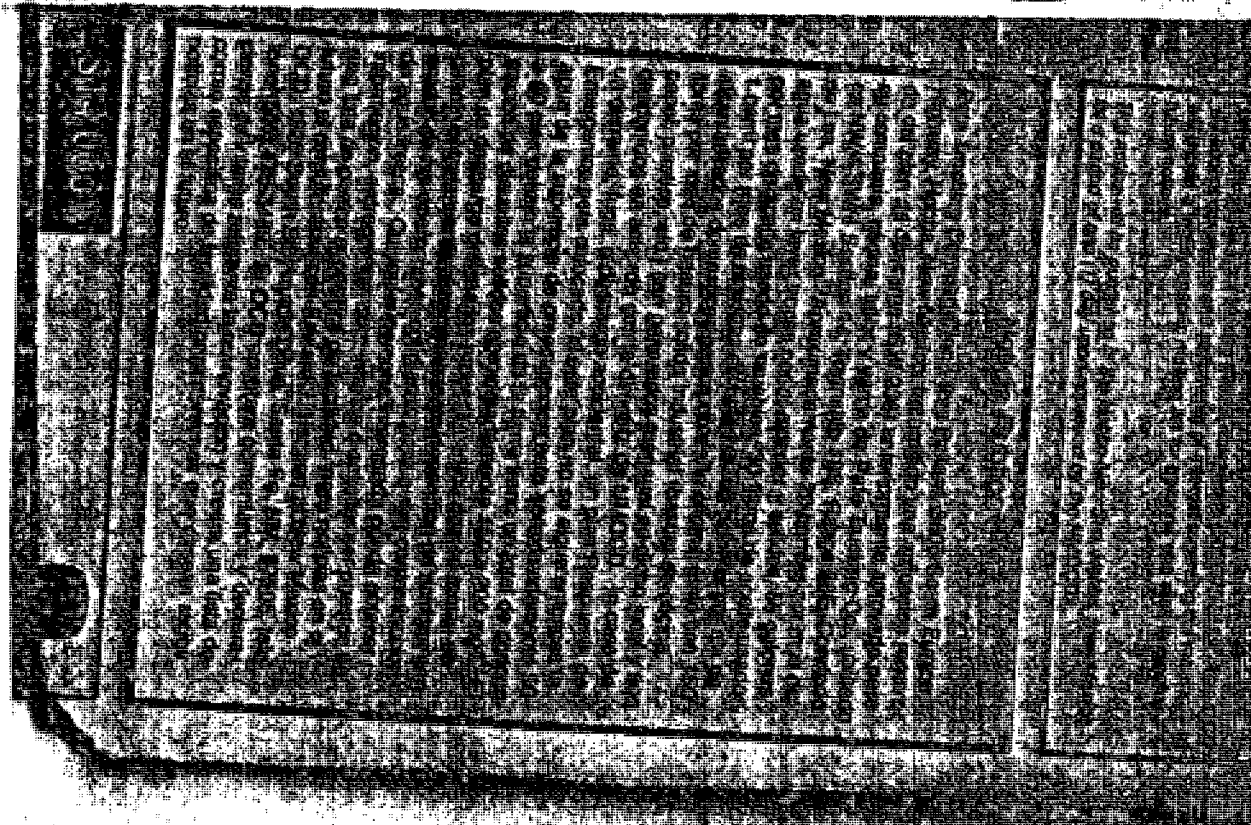
if you have any

question give me a call

@ 505-391-9685

Thank you

Betsy



TRANSACTION REPORT

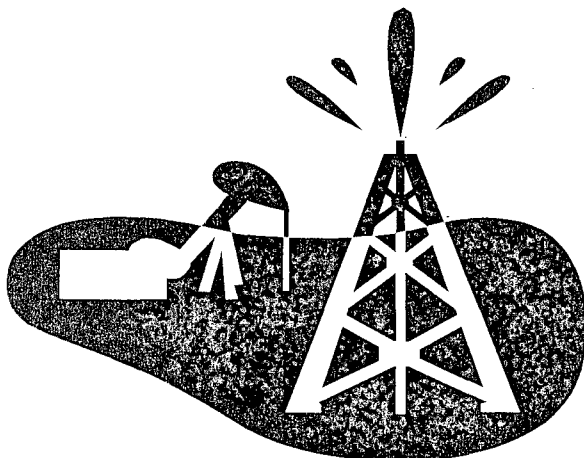
P. 01

SEP-26-2007 WED 01:50 PM

FOR:

RECEIVE

DATE	START	SENDER	RX TIME	PAGES	TYPE	NOTE	M#	DP
SEP-26	01:44 PM	5053919687	6' 06"	3	RECEIVE	OK		



TRANSMITTAL COVER SHEET

OIL CONSERVATION DIVISION
1220 S. ST. FRANCIS DRIVE
SANTA FE, NM 87505
(505) 476-3440
(505) 476-3462 (Fax)

PLEASE DELIVER THIS FAX:

TO: Allen Hodge & Phoenix Env.

FROM: Edward J. Hansen 505-476-3489

DATE: August 16, 2007

PAGES: 3 (including cover sheet)

SUBJECT: Allen, attached is the Public Notice
that should be published - also, is an excerpt
from the Rule - please note: must be display ad
at least 2' x 3"

IF YOU HAVE TROUBLE RECEIVING THIS FAX, PLEASE CALL THE OFFICE
NUMBER ABOVE.

- (3) sample any effluent before or after discharge;
- (4) use monitoring systems and wells installed pursuant to a discharge permit requirement in order to collect samples from ground water or the vadose zone.

E. Each discharge permit for an underground injection control well shall incorporate the applicable requirements of Sections 20.6.2.5000 through 20.6.2.5299 NMAC.
[2-18-77, 9-20-82, 11-17-83, 12-1-95; 20.6.2.3107 NMAC - Rn, 20 NMAC 6.2.III.3107, 1-15-01; A, 12-1-01]

20.6.2.3108

PUBLIC NOTICE AND PARTICIPATION:

A. Within 15 days of receipt of an application for a discharge permit, modification or renewal, the department shall review the application for administrative completeness. To be deemed administratively complete, an application shall provide all of the information required by Paragraphs (1) through (5) of Subsection F of 20.6.2.3108 NMAC and shall indicate, for department approval, the proposed locations and newspaper for providing notice required by Paragraphs (1) and (4) of Subsection B or Paragraph (2) of Subsection C of 20.6.2.3108 NMAC. The department shall notify the applicant in writing when the application is deemed administratively complete. If the department determines that the application is not administratively complete, the department shall notify the applicant of the deficiencies in writing within 15 days of receipt of the application and state what additional information is necessary.

B. Within 30 days of the department deeming an application for discharge permit or discharge permit modification administratively complete, the applicant shall provide notice, in accordance with the requirements of Subsection F of 20.6.2.3108 NMAC, to the general public in the locale of the proposed discharge in a form provided by the department by each of the methods listed below:

(1) for each 640 contiguous acres or less of a discharge site, prominently posting a synopsis of the public notice at least 2 feet by 3 feet in size, in English and in Spanish, at a place conspicuous to the public, approved by the department, at or near the proposed facility for 30 days; one additional notice, in a form approved by and may be provided by the department, shall be posted at a place located off the discharge site, at a place conspicuous to the public and approved by the department; the department may require a second posting location for more than 640 contiguous acres or when the discharge site is not located on contiguous properties;

(2) providing written notice of the discharge by mail, to owners of record of all properties within a 1/3 mile distance from the boundary of the property where the discharge site is located; if there are no properties other than properties owned by the discharger within a 1/3 mile distance from the boundary of property where the discharge site is located, the applicant shall provide notice to owners of record of the next nearest adjacent properties not owned by the discharger;

(3) providing notice by certified mail, return receipt requested, to the owner of the discharge site if the applicant is not the owner; and

(4) publishing a synopsis of the notice in English and in Spanish, in a display ad at least three inches by four inches not in the classified or legal advertisements section, in a newspaper of general circulation in the location of the proposed discharge.

C. Within 30 days of the department deeming an application for discharge permit renewal administratively complete, the applicant shall provide notice, in accordance with the requirements of Subsection F of 20.6.2.3108 NMAC, to the general public in the locale of the proposed discharge in a form provided by the department by each of the methods listed below:

(1) providing notice by certified mail to the owner of the discharge site if the applicant is not the owner; and

(2) publishing a synopsis of the notice, in English and in Spanish, in a display ad at least two inches by three inches, not in the classified or legal advertisements section, in a newspaper of general circulation in the location of the discharge.

D. Within 15 days of completion of the public notice requirements in Subsections B or C of 20.6.2.3108 NMAC, the applicant shall submit to the department proof of notice, including an affidavit of mailing(s) and the list of property owner(s), proof of publication, and an affidavit of posting, as appropriate.

E. Within 30 days of determining an application for a discharge permit, modification or renewal is administratively complete, the department shall post a notice on its website and shall mail notice to any affected local, state, federal, tribal or pueblo governmental agency, political subdivisions, ditch associations and land grants, as identified by the department. The department shall also mail or e-mail notice to those persons on a general and facility-specific list maintained by the department who have requested notice of discharge permit applications. The notice shall include the information listed in Subsection F of 20.6.2.3108 NMAC.

F. The notice provided under Subsection B, C and E of 20.6.2.3108 NMAC shall include:

HOBBS NEWS-SUN • SATURDAY, AUGUST 11, 2007

LEGAL

LEGAL

NOTIFICATION

August 11, 2007

Discharge Permit Renewal

On the day of July 19, 2007 Pate Trucking Co., Inc., applied to the Oil Conservation Division, for the renewal of a Discharge Approval Permit, at 3800 South Eunice Hwy. in Hobbs, New Mexico.

NOTIFICACION

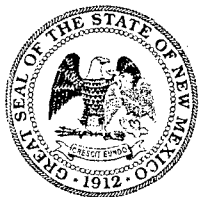
Renovacion de Permiso de Descargamento

En el día 19 de Julio del año 2007 Pate Trucking Co., Inc. aplicó con la División de Conservción de Aceite, para renovar el Permiso de Descargo, en el 3800 Sur de Eunice Hwy, en Hobbs, Nuevo Mexico.

#23448

RECEIVED

2007 AUG 16 PM 12 55



NEW MEXICO ENERGY, MINERALS and NATURAL RESOURCES DEPARTMENT

BILL RICHARDSON

Governor

Joanna Prukop

Cabinet Secretary

Mark E. Fesmire, P.E.

Director

Oil Conservation Division

July 19, 2007

Tom Bullard
Manager
Pate Trucking Company, Inc.
3800 South Eunice Highway
Hobbs, New Mexico 88240

Re: Discharge Permit GW-236
Pate Trucking Company, Inc. – Hobbs Yard

Dear Mr. Bullard:

Pursuant to Water Quality Control Commission (WQCC) Regulations 20.6.2.3000 - 20.6.2.3114 NMAC, the Oil Conservation Division (OCD) hereby approves the discharge permit for the Pate Trucking Company, Inc. (owner/operator) Pate Trucking Company, Inc. – Hobbs Yard, GW-236, located in the NW/4 of the SW/4 of Section 14, Township 19 South, Range 38 East, NMPM, Lea County, New Mexico, under the conditions specified in the enclosed **Attachment To The Discharge Permit**. Enclosed are two copies of the conditions of approval. **Please sign and return one copy to the New Mexico Oil Conservation Division (OCD) Santa Fe Office within 30 working days of receipt of this letter including permit fees.**

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

If you have any questions, please contact Edward J. Hansen of my staff at (505-476-3489) or e-mail edwardj.hansen@state.nm.us. On behalf of the staff of the OCD, I wish to thank you and your staff for your cooperation during this discharge permit review.

Sincerely,

Wayne Price

Environmental Bureau Chief

LWP/ejh

Attachments-1

xc: OCD District Office

ATTACHMENT TO THE DISCHARGE PERMIT RENEWAL
Pate Trucking Company, Inc. – Hobbs Yard (GW-236)
DISCHARGE PERMIT APPROVAL CONDITIONS
July 19, 2007

Please remit a check for \$1700.00 made payable to Water Quality Management Fund:

Water Quality Management Fund
C/o: Oil Conservation Division
1220 S. Saint Francis Drive
Santa Fe, New Mexico 87505

- 1. Payment of Discharge Plan Fees:** All discharge permits are subject to WQCC Regulations. Every billable facility that submits a discharge permit application will be assessed a filing fee of \$100.00, plus a renewal flat fee (*see* WQCC Regulation 20.6.2.3114 NMAC). The Oil Conservation Division (“OCD”) has received the required \$100.00 filing fee. However, the owner/operator still owes the required \$1700.00 renewal permit fee for an oil and gas service company.
- 2. Permit Expiration, Renewal Conditions and Penalties:** Pursuant to WQCC Regulation 20.6.2.3109.H.4 NMAC, this permit is valid for a period of five years. **The permit will expire on May 23, 2011** and an application for renewal should be submitted no later than 120 days before that expiration date. Pursuant to WQCC Regulation 20.6.2.3106.F NMAC, if a discharger submits a discharge permit renewal application at least 120 days before the discharge permit expires and is in compliance with the approved permit, then the existing discharge permit will not expire until the application for renewal has been approved or disapproved. *Expired permits are a violation of the Water Quality Act {Chapter 74, Article 6, NMSA1978} and civil penalties may be assessed accordingly.*
- 3. Permit Terms and Conditions:** Pursuant to WQCC Regulation 20.6.2.3104 NMAC, when a permit has been issued, the owner/operator must ensure that all discharges shall be consistent with the terms and conditions of the permit. In addition, all facilities shall abide by the applicable rules and regulations administered by the OCD pursuant to the Oil and Gas Act, NMSA 1978, Sections 70-2-1 through 70-2-38.
- 4. Owner/Operator Commitments:** The owner/operator shall abide by all commitments submitted in its May 7, 2007 discharge plan renewal application, including attachments and subsequent amendments and these conditions for approval. Permit applications that reference previously approved plans on file with the division shall be incorporated in this permit and the owner/operator shall abide by all previous commitments of such plans and these conditions for approval.

5. Modifications: WQCC Regulation 20.6.2.3107.C, and 20.6.2.3109 NMAC addresses possible future modifications of a permit. The owner/operator (discharger) shall notify the OCD of any facility expansion, production increase or process modification that would result in any significant modification in the discharge of water contaminants. The Division Director may require a permit modification if any water quality standard specified at 20.6.2.3103 NMAC is being or will be exceeded, or if a toxic pollutant as defined in WQCC Regulation 20.6.2.7 NMAC is present in ground water at any place of withdrawal for present or reasonably foreseeable future use, or that the Water Quality Standards for Interstate and Intrastate streams as specified in 20.6.4 NMAC are being or may be violated in surface water in New Mexico.

6. Waste Disposal and Storage: The owner/operator shall dispose of all wastes at an OCD-approved facility. Only oil field RCRA-exempt wastes may be disposed of by injection in a Class II well. RCRA non-hazardous, non-exempt oil field wastes may be disposed of at an OCD-approved facility upon proper waste determination pursuant to 40 CFR Part 261. Any waste stream that is not listed in the discharge permit application must be approved by the OCD on a case-by-case basis.

A. OCD Rule 712 Waste: Pursuant to OCD Rule 712 (19.15.9.712 NMAC) disposal of certain non-domestic waste without notification to the OCD is allowed at NMED permitted solid waste facilities if the waste stream has been identified in the discharge permit and existing process knowledge of the waste stream does not change.

B. Waste Storage: The owner/operator shall store all waste in an impermeable bermed area, except waste generated during emergency response operations for up to 72 hours. All waste storage areas shall be identified in the discharge permit application. Any waste storage area not identified in the permit shall be approved on a case-by-case basis only. The owner/operator shall not store oil field waste on-site for more than 180 days unless approved by the OCD.

7. Drum Storage: The owner/operator must store all drums, including empty drums, containing materials other than fresh water on an impermeable pad with curbing. The owner/operator must store empty drums on their sides with the bungs in place and lined up on a horizontal plane. The owner/operator must store chemicals in other containers, such as tote tanks, sacks, or buckets on an impermeable pad with curbing.

8. Process, Maintenance and Yard Areas: The owner/operator shall either pave and curb or have some type of spill collection device incorporated into the design at all process, maintenance, and yard areas which show evidence that water contaminants from releases, leaks and spills have reached the ground surface.

9. **Above Ground Tanks:** The owner/operator shall ensure that all aboveground tanks have impermeable secondary containment (e.g., liners and berms), which will contain a volume of at least one-third greater than the total volume of the largest tank or all interconnected tanks. The owner/operator shall retrofit all existing tanks before discharge permit renewal. Tanks that contain fresh water or fluids that are gases at atmospheric temperature and pressure are exempt from this condition.

10. **Labeling:** The owner/operator shall clearly label all tanks, drums, and containers to identify their contents and other emergency notification information. The owner/operator may use a tank code numbering system, which is incorporated into their emergency response plans.

11. **Below-Grade Tanks/Sumps and Pits/Ponds.**

A. All below-grade tanks and sumps must be approved by the OCD prior to installation and must incorporate secondary containment with leak detection into the design. The owner/operator shall retrofit all existing systems without secondary containment and leak detection before discharge permit renewal. All existing below-grade tanks and sumps without secondary containment and leak detection must be tested annually or as specified herein. Systems that have secondary containment with leak detection shall have a monthly inspection of the leak detection system to determine if the primary containment is leaking. Small sumps or depressions in secondary containment systems used to facilitate fluid removal are exempt from these requirements if fluids are removed within 72 hours.

B. All pits and ponds, including modifications and retrofits, shall be designed by a certified registered professional engineer and approved by the OCD prior to installation. In general, all pits or ponds shall have approved hydrologic and geologic reports, location, foundation, liners, and secondary containment with leak detection, monitoring and closure plans. All pits or ponds shall be designed, constructed and operated so as to contain liquids and solids in a manner that will protect fresh water, public health, safety and the environment for the foreseeable future. The owner/operator shall retrofit all existing systems without secondary containment and leak detection before discharge permit renewal.

C. The owner/operator shall ensure that all exposed pits, including lined pits and open top tanks (8 feet in diameter or larger) shall be fenced, screened, netted, or otherwise rendered non-hazardous to wildlife, including migratory birds.

D. The owner/operator shall maintain the results of tests and inspections at the facility covered by this discharge permit and available for OCD inspection. The owner/operator shall report the discovery of any system which is found to be leaking or has lost integrity to the OCD within 15 days. The owner/operator may propose various methods for testing such as pressure testing to 3 pounds per square inch greater than normal operating pressure and/or visual inspection of cleaned tanks and/or sumps, or other OCD-approved methods. The owner/operator shall notify the OCD at least 72 hours prior to all testing.

12. Underground Process/Wastewater Lines:

A. The owner/operator shall test all underground process/wastewater pipelines at least once every five (5) years to demonstrate their mechanical integrity, except lines containing fresh water or fluids that are gases at atmospheric temperature and pressure. Pressure rated pipe shall be tested by pressuring up to one and one-half times the normal operating pressure, if possible, or for atmospheric drain systems, to 3 pounds per square inch greater than normal operating pressure, and pressure held for a minimum of 30 minutes with no more than a 1% loss/gain in pressure. The owner/operator may use other methods for testing if approved by the OCD.

B. The owner/operator shall maintain underground process and wastewater pipeline schematic diagrams or plans showing all drains, vents, risers, valves, underground piping, pipe type, rating, size, and approximate location. All new underground piping must be approved by the OCD prior to installation. The owner/operator shall report any leaks or loss of integrity to the OCD within 15 days of discovery. The owner/operator shall maintain the results of all tests at the facility covered by this discharge permit and they shall be available for OCD inspection. The owner/operator shall notify the OCD at least 72 hours prior to all testing.

13. Class V Wells: The owner/operator shall close all Class V wells (e.g., septic systems, leach fields, dry wells, etc.) that inject non-hazardous industrial wastes or a mixture of industrial wastes and domestic wastes unless it can be demonstrated that ground water will not be impacted in the reasonably foreseeable future. Leach fields and other wastewater disposal systems at OCD-regulated facilities that inject non-hazardous fluid into or above an underground source of drinking water are considered Class V injection wells under the EPA UIC program. Class V wells that inject domestic waste only, must be permitted by the New Mexico Environment Department (NMED).

14. Housekeeping: The owner/operator shall inspect all systems designed for spill collection/prevention and leak detection at least monthly to ensure proper operation and to prevent over topping or system failure. All spill collection and/or secondary containment devices shall be emptied of fluids within 72 hours of discovery. The owner/operator shall maintain all records at the facility and available for OCD inspection.

15. Spill Reporting: The owner/operator shall report all unauthorized discharges, spills, leaks and releases and conduct corrective action pursuant to WQCC Regulation 20.5.12.1203 NMAC and OCD Rule 116 (19.15.3.116 NMAC). The owner/operator shall notify both the OCD District Office and the Santa Fe Office within 24 hours and file a written report within 15 days.

16. OCD Inspections: The OCD may place additional requirements on the facility and modify the permit conditions based on OCD inspections.

17. Storm Water: The owner/operator shall implement and maintain run-on and runoff plans and controls. The owner/operator shall not discharge any water contaminant that exceeds the WQCC standards specified in 20.6.2.3101 NMAC or 20.6.4 NMAC (Water Quality Standards for Interstate and Intrastate Streams) including any oil sheen in any stormwater run-off. The owner/operator shall notify the OCD within 24 hours of discovery of any releases and shall take immediate corrective action(s) to stop the discharge.

18. Unauthorized Discharges: The owner/operator shall not allow or cause water pollution, discharge or release of any water contaminant that exceeds the WQCC standards listed in 20.6.2.3101 NMAC or 20.6.4 NMAC (Water Quality Standards for Interstate and Intrastate Streams) unless specifically listed in the permit application and approved herein. *An unauthorized discharge is a violation of this permit.*

19. Vadose Zone and Water Pollution: The owner/operator shall address any contamination through the discharge permit process or pursuant to WQCC 20.6.2.4000-.4116 NMAC (Prevention and Abatement of Water Pollution). The OCD may require the owner/operator to modify its permit for investigation, remediation, abatement, and monitoring requirements for any vadose zone or water pollution. Failure to perform any required investigation, remediation, abatement and submit subsequent reports will be a violation of the permit.

20. Additional Site Specific Conditions: N/A

21. Transfer of Discharge Permit (WQCC 20.6.2.3111) Prior to any transfer of ownership, control, or possession (whether by lease, conveyance or otherwise) of a facility with a discharge permit, the transferor shall notify the transferee in writing of the existence of the discharge permit, and shall deliver or send by certified mail to the department a copy of such written notification, together with a certification or other proof that such notification has in fact been received by the transferee. Upon receipt of such notification, the transferee shall have the duty to inquire into all of the provisions and requirements contained in such discharge permit, and the transferee shall be charged with notice of all such provisions and requirements as they appear of record in the department's file or files concerning such discharge permit. The transferee (new owner/operator) shall sign and return an original copy of these permit conditions and provide a written commitment to comply with the terms and conditions of the previously approved discharge permit.

22. Closure: The owner/operator shall notify the OCD when operations of the facility are to be discontinued for a period in excess of six months. Prior to closure of the facility, the operator shall submit a closure plan for approval. Closure and waste disposal shall be in accordance with the statutes, rules and regulations in effect at the time of closure.

23. **Certification: Pate Trucking Company, Inc., (Owner/Operator)**, by the officer whose signature appears below, accepts this permit and agrees to comply with all submitted commitments, including these terms and conditions contained here. **Owner/Operator** further acknowledges that the OCD may, for good cause shown, as necessary to protect fresh water, public health, safety, and the environment, change the conditions and requirements of this permit administratively.

Conditions accepted by: "I certify under penalty of law that I have personally examined and am familiar with the information submitted in this document and all attachments and that, based on my inquiry of those individuals immediately responsible for obtaining the information, I believe that the information is true, accurate, and complete. I am aware that there are significant penalties for submitting false information including the possibility of fine and imprisonment."

Company Name-print name above

Company Representative- print name

Company Representative- signature

Title _____

Date: _____

**NOTICE OF
PUBLICATION**

**STATE OF
NEW MEXICO
ENERGY, MINERALS
AND NATURAL
RESOURCES
DEPARTMENT
OIL CONSERVATION
DIVISION**

Notice is hereby given that pursuant to New Mexico Water Quality Control Commission Regulations (20.6.2.3106 NMAC), the following discharge permit renewal application has been submitted to the Director of the New Mexico Oil Conservation Division ("NMOCD"), 1220 S. Saint Francis Drive, Santa Fe, New Mexico 87505, Telephone (505) 476-3440:

(GW236) Pate Trucking Co., Inc., Tom Bullard, Manager, 3800 South Eunice Highway, Hobbs, New Mexico 88241, has submitted a renewal application for the previously approved discharge plan

(GW-236) for their office, shop and yard located in the NW/4 of the SW/4 of Section 14, Township 19 South, Range 38 East, NMPM, Lea County, New Mexico. Approximately 20 barrels of exterior wash-down water and solids, 55 gallons of used oil, 30 used oil filters, and 1 barrel of tank residues are generated on site monthly, which are disposed at an NMOCD-approved facility. Groundwater most likely to be affected by a spill, leak or accidental discharge is at a depth of approximately 50 to 60 feet below ground surface, with a total dissolved solids concentration of approximately 150 to 200 mg/L. The discharge plan addresses how oilfield products and waste will be properly handled, stored, and disposed of, including how spills, leaks, and other accidental discharges to the surface will be managed in order to protect fresh water.

(GW217) Aztec Well Servicing Company, Jason Sandel, Vice-President, P.O. Box 100, Aztec, New Mexico 87410, has submitted a renewal application for the previously approved discharge plan (GW-217) for their shop and yard located in the SW/4 of the SW/4 of Section 16, Township 30 North, Range 11 West, NMPM, San Juan County, New Mexico (approximately 1 mile south of Aztec, New Mexico). Approximately 2,000 gallons

of wash-down water, 20,000 gallons of used oil, 3,000 used oil filters, 300 used vehicle batteries and 300 empty barrels, 240 used tires, and 250 empty paint cans are generated on site annually, which are collected and temporarily stored in containment vessels prior to transport and disposal at an NMOCD-approved facility. Groundwater most likely to be affected by a spill, leak or accidental discharge is at a depth of approximately 30 to 90 feet below ground surface, with a total dissolved solids concentration of approximately 200 to 2000 mg/L. The discharge plan addresses how oilfield products and waste will be properly handled, stored, and disposed of, including how spills, leaks, and other accidental discharges to the surface will be managed in order to protect fresh water.

The NMOCD has determined that the application is administratively complete and has prepared a draft permit. The NMOCD will accept comments and statements of interest regarding this application and will create a facility-specific mailing list for persons who wish to receive future notices. Persons interested in obtaining further information, submitting comments or requesting to be on a facility-specific mailing list for future notices may contact the Environmental Bureau Chief of the Oil Con-

servation Division at the address given above. The administrative completeness determination and draft permit may be viewed at the above address between 8:00 a.m. and 4:00 p.m., Monday through Friday, or may also be viewed at the NMOCD web site <http://www.emnrd.state.nm.us/ocd/>. Persons interested in obtaining a copy of the application and draft permit may contact the NMOCD at the address given above. Prior to ruling on any proposed discharge permit or major modification, the Director shall allow a period of at least thirty (30) days after the date of publication of this notice, during which interested persons may submit comments or request that NMOCD hold a public hearing. Requests for a public hearing shall set forth the reasons why a hearing should be held. A hearing will be held if the Director determines that there is significant public interest.

If no public hearing is held, the Director will approve or disapprove the proposed permit based on information available, including all comments received. If a public hearing is held, the director will approve or disapprove the proposed permit based on information in the permit application and information submitted at the hearing.

Para obtener más información sobre esta solicitud en español, sírvase comunicarse por favor: New Mexico Energy, Minerals and Natural Resources Department (Depto. Del Energía, Minerales y Recursos Naturales de Nuevo México), Oil Conservation Division (Depto. Conservación Del Petróleo), 1220 South St. Francis Drive, Santa Fe, New Mexico (Contacto: Dorothy Phillips, 505-476-3461)

GIVEN under the Seal of New Mexico Oil Conservation Commission at Santa Fe, New Mexico, on this 18th day of June, 2007.

STATE OF
NEW MEXICO
OIL CONSERVATION
DIVISION

SEAL
Mark Fesmire,
Director

Legal #81122
Pub. June 19, 2007

THE SANTA FE
NEW MEXICAN
Founded 1849

RECEIVED

JUN 22 2007

Oil Conservation Division
1217 S. Francis Drive
Santa Fe, NM 87505

NM EMNRD OIL CONSERV
EDWARD HANSEN
1220 S ST FRANCIS DR
SANTA FE NM 87505

ALTERNATE ACCOUNT: 56689
AD NUMBER: 00218828 ACCOUNT: 00002212
LEGAL NO: 81122 P.O. #: 52100-00000039
486 LINES 1 TIME(S) 272.16
AFFIDAVIT: 6.00
TAX: 21.21
TOTAL: 299.37

6/29/07
ok to pay
buck
for
Ed Hansen

AFFIDAVIT OF PUBLICATION

STATE OF NEW MEXICO
COUNTY OF SANTA FE

I, T. Valencia, being first duly sworn declare and say that I am Legal Advertising Representative of THE SANTA FE NEW MEXICAN, a daily newspaper published in the English language, and having a general circulation in the Counties of Santa Fe and Los Alamos, State of New Mexico and being a newspaper duly qualified to publish legal notices and advertisements under the provisions of Chapter 167 on Session Laws of 1937; that the publication # 81122 a copy of which is hereto attached was published in said newspaper 1 day(s) between 06/19/2007 and 06/19/2007 and that the notice was published in the newspaper proper and not in any supplement; the first date of publication being on the 19th day of June, 2007 and that the undersigned has personal knowledge of the matter and things set forth in this affidavit.

/S/

LEGAL ADVERTISEMENT REPRESENTATIVE

Subscribed and sworn to before me on this 19th day of June, 2007

Notary

Pamela Anne Beach

Commission Expires:

May 31, 2011



OFFICIAL SEAL
Pamela Anne Beach
NOTARY PUBLIC
STATE OF NEW MEXICO
Commission Expires: 5-31-11

AVIT OF PUBLICATION

State of New Mexico,
County of Lea.

I, KATHI BEARDEN

Publisher

of the Hobbs News-Sun, a
newspaper published at
Hobbs, New Mexico, do solemnly
swear that the clipping attached
hereto was published once a
week in the regular and entire
issue of said paper, and not a
supplement thereof for a period.

of 1

_____ weeks.
Beginning with the issue dated

June 16 2007

and ending with the issue dated

June 16 2007

Publisher

Sworn and subscribed to before

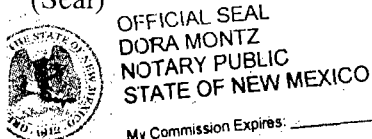
me this 18th day of

June

2007

Notary Public.

My Commission expires
February 07, 2009
(Seal)



This newspaper is duly qualified
to publish legal notices or adver-
tisements within the meaning of
Section 3, Chapter 167, Laws of
1937, and payment of fees for
said publication has been made.

LEGAL NOTICE

June 16, 2007

NOTICE OF PUBLICATION

STATE OF NEW MEXICO ENERGY, MINERALS AND NATURAL RESOURCES DEPARTMENT OIL CONSERVATION DIVISION

Notice is hereby given that pursuant to New Mexico Water Quality Control Commission Regulations (20.6.2.3106 NMAC), the following discharge permit renewal application has been submitted to the Director of the New Mexico Oil Conservation Division ("NMOCD"), 1220 S. Saint Francis Drive, Santa Fe, New Mexico 87505, Telephone (505) 476-3440:

(GW252) Rotary Wire Line Service, Inc., Mickey D. Welborn, President, P.O. Box 2735, Hobbs, New Mexico 88241, has submitted a renewal application for the previously approved discharge plan (GW-252) for their shop and yard located in the NE/4 of the NE/4 of Section 5, Township 19 South, Range 38 East, NMPM, Lea County, New Mexico (3705 West Maryland, Hobbs, New Mexico). Approximately 840 gallons of wash-down water, 42 gallons of used oil, 5 used oil filters, and 10 empty cans are generated on site annually, which are collected and temporarily stored in containment vessels prior to transport and disposal at an NMOCD-approved facility. Groundwater most likely to be affected by a spill, leak or accidental discharge is at a depth of approximately 55 feet below ground surface, with a total dissolved solids concentration of approximately 200 to 800 mg/L. The discharge plan addresses how oilfield products and waste will be properly handled, stored, and disposed of, including how spills, leaks, and other accidental discharges to the surface will be managed in order to protect fresh water.

(GW236) Pate Trucking Co., Inc., Tom Bullard, Manager, 3800 South Eunice Highway, Hobbs, New Mexico 88241, has submitted a renewal application for the previously approved discharge plan (GW-236) for their office, shop and yard located in the NW/4 of the SW/4 of Section 14, Township 19 South, Range 38 East, NMPM, Lea County, New Mexico. Approximately 20 barrels of exterior wash-down water and solids, 55 gallons of used oil, 30 used oil filters, and 1 barrel of tank residues are generated on site monthly, which are disposed at an NMOCD-approved facility. Groundwater most likely to be affected by a spill, leak or accidental discharge is at a depth of approximately 50 to 60 feet below ground surface, with a total dissolved solids concentration of approximately 150 to 200 mg/L. The discharge plan addresses how oilfield products and waste will be properly handled, stored, and disposed of, including how spills, leaks, and other accidental discharges to the surface will be managed in order to protect fresh water.

The NMOCD has determined that the application is administratively complete and has prepared a draft permit. The NMOCD will accept comments and statements of interest regarding this application and will create a facility-specific mailing list for persons who wish to receive future notices. Persons interested in obtaining further information, submitting comments or requesting to be on a facility-specific mailing list for future notices may contact the Environmental Bureau Chief of the Oil Conservation Division at the address given above. The administrative completeness determination and draft permit may be viewed at the above address between 8:00 a.m. and 4:00 p.m., Monday through Friday, or may also be viewed at the NMOCD web site <http://www.emnrd.state.nm.us/ocd/>. Persons interested in obtaining a copy of the application and draft permit may contact the NMOCD at the address given above. Prior to ruling on any proposed discharge permit or major modification, the Director shall allow a period of at least thirty (30) days after the date of publication of this notice, during which interested persons may submit comments or request that NMOCD hold a public hearing. Requests for a public hearing shall set forth the reasons why a hearing should be held. A hearing will be held if the Director determines that there is significant public interest.

If no public hearing is held, the Director will approve or disapprove the proposed permit based on information available, including all comments received. If a public hearing is held, the director will approve or disapprove the proposed permit based on information in the permit application and information submitted at the hearing.

Para obtener más información sobre esta solicitud en español, sirvase comunicarse por favor: New Mexico Energy, Minerals and Natural Resources Department (Depto. Del Energía, Minerals y Recursos Naturales de Nuevo México), Oil Conservation Division (Depto. Conservación Del Petróleo), 1220 South St. Francis Drive, Santa Fe, New México (Contacto: Dorothy Phillips, 505-476-3461)

GIVEN under the Seal of New Mexico Oil Conservation Commission at Santa Fe, New Mexico, on this 18th day of June, 2007.

STATE OF NEW MEXICO
OIL CONSERVATION DIVISION

SEAL

Advertising Receipt

RECEIVED

2007 JUN 25 PM 12:31

Hobbs Daily News-Sun

201 N Thorp
P O Box 850
Hobbs, NM 88241-0850
Phone: (505) 393-2123
Fax: (505) 397-0610

EDWARD J. HANSEN
OIL CONSERVATION DIVISION *
EMNRD
1220 S. SAINT FRANCIS DR.
SANTA FE, NM 87505

Cust#: 01101546-000
Ad#: 02593932
Phone: (505)476-3487
Date: 06/13/07

Ad taker: C2

Salesperson: 08

Classification: 673

Description	Start	Stop	Ins.	Cost/Day	Surcharges	Total
07 07 Daily News-Sun	06/16/07	06/16/07	1	146.16		146.16
Bold						1.00
Affidavit for legals						3.00

Payment Reference:

LEGAL NOTICE
June 16, 2007

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ENERGY, MINERALS AND NATURAL RESOURCES DEPARTMENT
OIL CONSERVATION DIVISION

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(GW252) Rotary Wire Line Service, Inc., Mickey D. Welborn, President, P.O. Box 2735, Hobbs, New Mexico 88241, has submitted a renewal application for the previously approved discharge

Total: 150.16
Tax: 0.00
Net: 150.16
Prepaid: 0.00

Total Due 150.16

6/29/07
OK to pay
And check
R
EJ Hansen



NEW MEXICO ENERGY, MINERALS and NATURAL RESOURCES DEPARTMENT

BILL RICHARDSON

Governor

Joanna Prukop

Cabinet Secretary

Mark E. Fesmire, P.E.

Director

Oil Conservation Division

July 16, 2007

Tom Bullard
Manager
Pate Trucking Company, Inc.
3800 South Eunice Highway
Hobbs, New Mexico 88240

Re: Discharge Permit GW-236 **DRAFT**
Pate Trucking Company, Inc. – Hobbs Yard

Dear Mr. Bullard:

Pursuant to Water Quality Control Commission (WQCC) Regulations 20.6.2.3000 - 20.6.2.3114 NMAC, the Oil Conservation Division (OCD) hereby approves the discharge permit for the Pate Trucking Company, Inc. (owner/operator) Pate Trucking Company, Inc. – Hobbs Yard, GW-236, located in the NW/4 of the SW/4 of Section 14, Township 19 South, Range 38 East, NMPM, Lea County, New Mexico, under the conditions specified in the enclosed **Attachment To The Discharge Permit**. Enclosed are two copies of the conditions of approval. **Please sign and return one copy to the New Mexico Oil Conservation Division (OCD) Santa Fe Office within 30 working days of receipt of this letter including permit fees.**

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

If you have any questions, please contact Edward J. Hansen of my staff at (505-476-3489) or e-mail edwardj.hansen@state.nm.us. On behalf of the staff of the OCD, I wish to thank you and your staff for your cooperation during this discharge permit review.

Sincerely,

Wayne Price
Environmental Bureau Chief

LWP/ejh
Attachments-1
xc: OCD District Office

ATTACHMENT TO THE DISCHARGE PERMIT RENEWAL
Pate Trucking Company, Inc. – Hobbs Yard (GW-236)
DISCHARGE PERMIT APPROVAL CONDITIONS
July 16, 2007

Please remit a check for \$1700.00 made payable to Water Quality Management Fund:

Water Quality Management Fund
C/o: Oil Conservation Division
1220 S. Saint Francis Drive
Santa Fe, New Mexico 87505

- 1. Payment of Discharge Plan Fees:** All discharge permits are subject to WQCC Regulations. Every billable facility that submits a discharge permit application will be assessed a filing fee of \$100.00, plus a renewal flat fee (*see* WQCC Regulation 20.6.2.3114 NMAC). The Oil Conservation Division (“OCD”) has received the required \$100.00 filing fee. However, the owner/operator still owes the required \$1700.00 renewal permit fee for an oil and gas service company.
- 2. Permit Expiration, Renewal Conditions and Penalties:** Pursuant to WQCC Regulation 20.6.2.3109.H.4 NMAC, this permit is valid for a period of five years. **The permit will expire on May 23, 2011** and an application for renewal should be submitted no later than 120 days before that expiration date. Pursuant to WQCC Regulation 20.6.2.3106.F NMAC, if a discharger submits a discharge permit renewal application at least 120 days before the discharge permit expires and is in compliance with the approved permit, then the existing discharge permit will not expire until the application for renewal has been approved or disapproved. *Expired permits are a violation of the Water Quality Act {Chapter 74, Article 6, NMSA1978} and civil penalties may be assessed accordingly.*
- 3. Permit Terms and Conditions:** Pursuant to WQCC Regulation 20.6.2.3104 NMAC, when a permit has been issued, the owner/operator must ensure that all discharges shall be consistent with the terms and conditions of the permit. In addition, all facilities shall abide by the applicable rules and regulations administered by the OCD pursuant to the Oil and Gas Act, NMSA 1978, Sections 70-2-1 through 70-2-38.
- 4. Owner/Operator Commitments:** The owner/operator shall abide by all commitments submitted in its May 7, 2007 discharge plan renewal application, including attachments and subsequent amendments and these conditions for approval. Permit applications that reference previously approved plans on file with the division shall be incorporated in this permit and the owner/operator shall abide by all previous commitments of such plans and these conditions for approval.

5. Modifications: WQCC Regulation 20.6.2.3107.C, and 20.6.2.3109 NMAC addresses possible future modifications of a permit. The owner/operator (discharger) shall notify the OCD of any facility expansion, production increase or process modification that would result in any significant modification in the discharge of water contaminants. The Division Director may require a permit modification if any water quality standard specified at 20.6.2.3103 NMAC is being or will be exceeded, or if a toxic pollutant as defined in WQCC Regulation 20.6.2.7 NMAC is present in ground water at any place of withdrawal for present or reasonably foreseeable future use, or that the Water Quality Standards for Interstate and Intrastate streams as specified in 20.6.4 NMAC are being or may be violated in surface water in New Mexico.

6. Waste Disposal and Storage: The owner/operator shall dispose of all wastes at an OCD-approved facility. Only oil field RCRA-exempt wastes may be disposed of by injection in a Class II well. RCRA non-hazardous, non-exempt oil field wastes may be disposed of at an OCD-approved facility upon proper waste determination pursuant to 40 CFR Part 261. Any waste stream that is not listed in the discharge permit application must be approved by the OCD on a case-by-case basis.

A. OCD Rule 712 Waste: Pursuant to OCD Rule 712 (19.15.9.712 NMAC) disposal of certain non-domestic waste without notification to the OCD is allowed at NMED permitted solid waste facilities if the waste stream has been identified in the discharge permit and existing process knowledge of the waste stream does not change.

B. Waste Storage: The owner/operator shall store all waste in an impermeable bermed area, except waste generated during emergency response operations for up to 72 hours. All waste storage areas shall be identified in the discharge permit application. Any waste storage area not identified in the permit shall be approved on a case-by-case basis only. The owner/operator shall not store oil field waste on-site for more than 180 days unless approved by the OCD.

7. Drum Storage: The owner/operator must store all drums, including empty drums, containing materials other than fresh water on an impermeable pad with curbing. The owner/operator must store empty drums on their sides with the bungs in place and lined up on a horizontal plane. The owner/operator must store chemicals in other containers, such as tote tanks, sacks, or buckets on an impermeable pad with curbing.

8. Process, Maintenance and Yard Areas: The owner/operator shall either pave and curb or have some type of spill collection device incorporated into the design at all process, maintenance, and yard areas which show evidence that water contaminants from releases, leaks and spills have reached the ground surface.

9. Above Ground Tanks: The owner/operator shall ensure that all aboveground tanks have impermeable secondary containment (e.g., liners and berms), which will contain a volume of at least one-third greater than the total volume of the largest tank or all interconnected tanks. The owner/operator shall retrofit all existing tanks before discharge permit renewal. Tanks that contain fresh water or fluids that are gases at atmospheric temperature and pressure are exempt from this condition.

10. Labeling: The owner/operator shall clearly label all tanks, drums, and containers to identify their contents and other emergency notification information. The owner/operator may use a tank code numbering system, which is incorporated into their emergency response plans.

11. Below-Grade Tanks/Sumps and Pits/Ponds.

A. All below-grade tanks and sumps must be approved by the OCD prior to installation and must incorporate secondary containment with leak detection into the design. The owner/operator shall retrofit all existing systems without secondary containment and leak detection before discharge permit renewal. All existing below-grade tanks and sumps without secondary containment and leak detection must be tested annually or as specified herein. Systems that have secondary containment with leak detection shall have a monthly inspection of the leak detection system to determine if the primary containment is leaking. Small sumps or depressions in secondary containment systems used to facilitate fluid removal are exempt from these requirements if fluids are removed within 72 hours.

B. All pits and ponds, including modifications and retrofits, shall be designed by a certified registered professional engineer and approved by the OCD prior to installation. In general, all pits or ponds shall have approved hydrologic and geologic reports, location, foundation, liners, and secondary containment with leak detection, monitoring and closure plans. All pits or ponds shall be designed, constructed and operated so as to contain liquids and solids in a manner that will protect fresh water, public health, safety and the environment for the foreseeable future. The owner/operator shall retrofit all existing systems without secondary containment and leak detection before discharge permit renewal.

C. The owner/operator shall ensure that all exposed pits, including lined pits and open top tanks (8 feet in diameter or larger) shall be fenced, screened, netted, or otherwise rendered non-hazardous to wildlife, including migratory birds.

D. The owner/operator shall maintain the results of tests and inspections at the facility covered by this discharge permit and available for OCD inspection. The owner/operator shall report the discovery of any system which is found to be leaking or has lost integrity to the OCD within 15 days. The owner/operator may propose various methods for testing such as pressure testing to 3 pounds per square inch greater than normal operating pressure and/or visual inspection of cleaned tanks and/or sumps, or other OCD-approved methods. The owner/operator shall notify the OCD at least 72 hours prior to all testing.

12. Underground Process/Wastewater Lines:

A. The owner/operator shall test all underground process/wastewater pipelines at least once every five (5) years to demonstrate their mechanical integrity, except lines containing fresh water or fluids that are gases at atmospheric temperature and pressure. Pressure rated pipe shall be tested by pressuring up to one and one-half times the normal operating pressure, if possible, or for atmospheric drain systems, to 3 pounds per square inch greater than normal operating pressure, and pressure held for a minimum of 30 minutes with no more than a 1% loss/gain in pressure. The owner/operator may use other methods for testing if approved by the OCD.

B. The owner/operator shall maintain underground process and wastewater pipeline schematic diagrams or plans showing all drains, vents, risers, valves, underground piping, pipe type, rating, size, and approximate location. All new underground piping must be approved by the OCD prior to installation. The owner/operator shall report any leaks or loss of integrity to the OCD within 15 days of discovery. The owner/operator shall maintain the results of all tests at the facility covered by this discharge permit and they shall be available for OCD inspection. The owner/operator shall notify the OCD at least 72 hours prior to all testing.

13. Class V Wells: The owner/operator shall close all Class V wells (e.g., septic systems, leach fields, dry wells, etc.) that inject non-hazardous industrial wastes or a mixture of industrial wastes and domestic wastes unless it can be demonstrated that ground water will not be impacted in the reasonably foreseeable future. Leach fields and other wastewater disposal systems at OCD-regulated facilities that inject non-hazardous fluid into or above an underground source of drinking water are considered Class V injection wells under the EPA UIC program. Class V wells that inject domestic waste only, must be permitted by the New Mexico Environment Department (NMED).

14. Housekeeping: The owner/operator shall inspect all systems designed for spill collection/prevention and leak detection at least monthly to ensure proper operation and to prevent over topping or system failure. All spill collection and/or secondary containment devices shall be emptied of fluids within 72 hours of discovery. The owner/operator shall maintain all records at the facility and available for OCD inspection.

15. Spill Reporting: The owner/operator shall report all unauthorized discharges, spills, leaks and releases and conduct corrective action pursuant to WQCC Regulation 20.5.12.1203 NMAC and OCD Rule 116 (19.15.3.116 NMAC). The owner/operator shall notify both the OCD District Office and the Santa Fe Office within 24 hours and file a written report within 15 days.

16. OCD Inspections: The OCD may place additional requirements on the facility and modify the permit conditions based on OCD inspections.

17. Storm Water: The owner/operator shall implement and maintain run-on and runoff plans and controls. The owner/operator shall not discharge any water contaminant that exceeds the WQCC standards specified in 20.6.2.3101 NMAC or 20.6.4 NMAC (Water Quality Standards for Interstate and Intrastate Streams) including any oil sheen in any stormwater run-off. The owner/operator shall notify the OCD within 24 hours of discovery of any releases and shall take immediate corrective action(s) to stop the discharge.

18. Unauthorized Discharges: The owner/operator shall not allow or cause water pollution, discharge or release of any water contaminant that exceeds the WQCC standards listed in 20.6.2.3101 NMAC or 20.6.4 NMAC (Water Quality Standards for Interstate and Intrastate Streams) unless specifically listed in the permit application and approved herein. *An unauthorized discharge is a violation of this permit.*

19. Vadose Zone and Water Pollution: The owner/operator shall address any contamination through the discharge permit process or pursuant to WQCC 20.6.2.4000-.4116 NMAC (Prevention and Abatement of Water Pollution). The OCD may require the owner/operator to modify its permit for investigation, remediation, abatement, and monitoring requirements for any vadose zone or water pollution. Failure to perform any required investigation, remediation, abatement and submit subsequent reports will be a violation of the permit.

20. Additional Site Specific Conditions: N/A

21. Transfer of Discharge Permit (WQCC 20.6.2.3111) Prior to any transfer of ownership, control, or possession (whether by lease, conveyance or otherwise) of a facility with a discharge permit, the transferor shall notify the transferee in writing of the existence of the discharge permit, and shall deliver or send by certified mail to the department a copy of such written notification, together with a certification or other proof that such notification has in fact been received by the transferee. Upon receipt of such notification, the transferee shall have the duty to inquire into all of the provisions and requirements contained in such discharge permit, and the transferee shall be charged with notice of all such provisions and requirements as they appear of record in the department's file or files concerning such discharge permit. The transferee (new owner/operator) shall sign and return an original copy of these permit conditions and provide a written commitment to comply with the terms and conditions of the previously approved discharge permit.

22. Closure: The owner/operator shall notify the OCD when operations of the facility are to be discontinued for a period in excess of six months. Prior to closure of the facility, the operator shall submit a closure plan for approval. Closure and waste disposal shall be in accordance with the statutes, rules and regulations in effect at the time of closure.

23. Certification: Pate Trucking Company, Inc., (Owner/Operator), by the officer whose signature appears below, accepts this permit and agrees to comply with all submitted commitments, including these terms and conditions contained here. **Owner/Operator** further acknowledges that the OCD may, for good cause shown, as necessary to protect fresh water, public health, safety, and the environment, change the conditions and requirements of this permit administratively.

Conditions accepted by: "I certify under penalty of law that I have personally examined and am familiar with the information submitted in this document and all attachments and that, based on my inquiry of those individuals immediately responsible for obtaining the information, I believe that the information is true, accurate, and complete. I am aware that there are significant penalties for submitting false information including the possibility of fine and imprisonment."

Company Name-print name above

Company Representative- print name

Company Representative- signature

Title _____

Date: _____

NEW MEXICO
NATURAL RESOURCES AND
ENVIRONMENTAL DEPARTMENT
SAINT FRANCIS DRIVE
SANTA FE, NEW MEXICO 87505

State Historic Preservation Officer
228 East Palace Avenue
Villa Rivera Room 101
Santa Fe, NM 87503

PN for GW217
GW236
GW252
Mailed

6-13-07

E

NEW MEXICO
NATURAL RESOURCES AND
ENVIRONMENTAL DEPARTMENT
SAINT FRANCIS DRIVE
SANTA FE, NEW MEXICO 87505

Dr. Harry Bishara
P. O. Box 748
Cuba, NM 87013

Field Supervisor
US Fish & Wildlife Service
2105 Osuna Road, Northeast
Albuquerque, NM 87113-1001

Hansen, Edward J., EMNRD

From: Hansen, Edward J., EMNRD
Sent: Wednesday, June 13, 2007 12:02 PM
To: Thompson, Bruce C., DGF; Shendo, Benny, DIA; 'ddapr@nmda.nmsu.edu'; 'Linda_Rundell@nm.blm.gov'; 'sthompson@ago.state.nm.us'; 'r@rthicksconsult.com'; 'sricdon@earthlink.net'; 'nmparks@state.nm.us'; Dantonio, John, OSE; 'seligman@nmoga.org'; Martinez, Elysia, NMENV; 'lwa@lwasf.com'; 'lazarus@glorietageo.com'; Stone, Marissa, NMENV; 'ron.dutton@xcelenergy.com'; 'cgarcia@fs.fed.us'; 'jbarnett@barnettwater.com'; Bearzi, James, NMENV; 'mschulz@theitgroup.com'; 'bsg@garbhall.com'; 'jcc_crb@pacbell.net'; Olson, Bill, NMENV; 'claudette.horn@pnm.com'; 'ekendrick@montand.com'; 'ken@carihobbs.com'
Subject: GW252, GW236, GW217: Public Notice for Renewal of Discharge Permits
Attachments: GW252-236-217PermitNotice6_13_2007.pdf

6/13/2007

NOTICE OF PUBLICATION

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(GW217) Aztec Well Servicing Company, Jason Sandel, Vice-President, P.O. Box 100, Aztec, New Mexico 87410, has submitted a renewal application for the previously approved discharge plan (GW-217) for their shop and yard located in the SW/4 of the SW/4 of Section 16, Township 30 North, Range 11 West, NMPM, San Juan County, New Mexico (approximately ½ mile south of Aztec, New Mexico). Approximately 2,000 gallons of wash-down water, 20,000 gallons of used oil, 3,000 used oil filters, 300 used vehicle batteries and 300 empty barrels, 240 used tires, and 250 empty paint cans are generated on site annually, which are collected and temporarily stored in containment vessels prior to transport and disposal at an NMOCD-approved facility. Groundwater most likely to be affected by a spill, leak or accidental discharge is at a depth of approximately 30 to 90 feet below ground surface, with a total dissolved solids concentration of approximately 200 to 2000 mg/L. The discharge plan addresses how oilfield products and waste will be properly handled, stored, and disposed of, including how spills, leaks, and other accidental discharges to the surface will be managed in order to protect fresh water.

The NMOCD has determined that the application is administratively complete and has prepared a draft permit. The NMOCD will accept comments and statements of interest regarding this application and will create a facility-specific mailing list for persons who wish to receive future notices. Persons interested in obtaining further information, submitting comments or requesting to be on a facility-specific mailing list for future notices may contact the Environmental Bureau Chief of the Oil Conservation Division at the address given above. The administrative completeness determination and draft permit may be viewed at the above address between 8:00 a.m. and 4:00 p.m., Monday through Friday, or may also be viewed at the NMOCD web site <http://www.emnrd.state.nm.us/ocd/>. Persons interested in obtaining a copy of the application and draft permit may contact the NMOCD at the address given above. Prior to ruling on any proposed discharge permit or major modification, the Director shall allow a period of at least thirty (30) days after the date of publication of this notice, during which interested persons may submit comments or request that NMOCD hold a public hearing. Requests for a public hearing shall set forth the reasons why a hearing should be held. A hearing will be held if the Director determines that there is significant public interest.

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Para obtener más información sobre esta solicitud en español, sirvase comunicarse por favor: New Mexico Energy, Minerals and Natural Resources Department (Depto. Del Energia, Minerals y Recursos Naturales de Nuevo México), Oil Conservation Division (Depto. Conservación Del Petróleo), 1220 South St. Francis Drive, Santa Fe, New México (Contacto: Dorothy Phillips, 505-476-3461)

GIVEN under the Seal of New Mexico Oil Conservation Commission at Santa Fe, New Mexico, on this 18th day of June, 2007.

STATE OF NEW MEXICO
OIL CONSERVATION DIVISION

S E A L

Mark Fesmire, Director

Hansen, Edward J., EMNRD

From: Hansen, Edward J., EMNRD
Sent: Wednesday, June 13, 2007 12:14 PM
To: 'Legals'
Subject: RE: GW252 - GW236 - GW217 Public Notice - SF New Mexican

Tracy,
Thanks for the heads-up.

From: Legals [mailto:legals@sfnewmexican.com]
Sent: Wednesday, June 13, 2007 11:29 AM
To: Hansen, Edward J., EMNRD
Subject: Re: GW252 - GW236 - GW217 Public Notice - SF New Mexican

I have scheduled this ad to publish on June 19th.

Thank you,

Tracy Valencia
Santa Fe New Mexican
Legal Advertising
Direct (505) 986-3071
Fax (505) 820-1635

On 6/13/07 11:08 AM, "Hansen, Edward J., EMNRD" <edwardj.hansen@state.nm.us> wrote:

Dear Ramona:

Please publish the attached notice(s) once in the classified-legal notice section of the newspaper. PO # is 52100-0000003956 Account # 56689 (account # included for Santa Fe paper only). Please mail an affidavit of proof of publication for the notice. Please contact me if you have questions. Thank you. The Oil Conservation Division (OCD) appreciates the ad placement services that you provide to our agency. In order to streamline the review and approval process for newspaper ad invoices, the OCD requests that you send the original invoice with an original affidavit of proof of posting directly to the OCD requestor (contact info. usually at the bottom of e-mails or letters). This will help the proper OCD staff person responsible for the ad placement to promptly receive invoices from newspaper companies and quickly approve invoices for payment.

The OCD appreciates your cooperation and we look forward to working with you in the future. Please contact me if you have questions or need further assistance in this matter.

Edward J. Hansen
Oil Conservation Division
EMNRD
1220 S. St. Francis Dr.
Santa Fe, New Mexico 87505

505-476-3489

P.S.: Please do not publish after June 29, 2007.

6/13/2007

Confidentiality Notice: This e-mail, including all attachments is for the sole use of the intended recipient(s) and may contain confidential and privileged information. Any unauthorized review, use, disclosure or distribution is prohibited unless specifically provided under the New Mexico Inspection of Public Records Act. If you are not the intended recipient, please contact the sender and destroy all copies of this message. -- This email has been scanned by the Sybari - Antigen Email System.

This inbound email has been scanned by the MessageLabs Email Security System.

6/13/2007

Hansen, Edward J., EMNRD

From: Hansen, Edward J., EMNRD
Sent: Wednesday, June 13, 2007 11:08 AM
To: 'legals@sfnewmexican.com'
Subject: GW252 - GW236 - GW217 Public Notice - SF New Mexican
Attachments: GW252-236-217PermitNotice6_13_2007.DOC

Dear Ramona:

Please publish the attached notice(s) once in the classified-legal notice section of the newspaper. PO # is 52100-0000003956 Account # 56689 (account # included for Santa Fe paper only). Please mail an affidavit of proof of publication for the notice. Please contact me if you have questions. Thank you. The Oil Conservation Division (OCD) appreciates the ad placement services that you provide to our agency. In order to streamline the review and approval process for newspaper ad invoices, the OCD requests that you send the original invoice with an original affidavit of proof of posting directly to the OCD requestor (contact info. usually at the bottom of e-mails or letters). This will help the proper OCD staff person responsible for the ad placement to promptly receive invoices from newspaper companies and quickly approve invoices for payment.

The OCD appreciates your cooperation and we look forward to working with you in the future. Please contact me if you have questions or need further assistance in this matter.

Edward J. Hansen
Oil Conservation Division
EMNRD
1220 S. St. Francis Dr.
Santa Fe, New Mexico 87505

505-476-3489

P.S.: Please do not publish after June 29, 2007.

6/13/2007

NOTICE OF PUBLICATION

STATE OF NEW MEXICO ENERGY, MINERALS AND NATURAL RESOURCES DEPARTMENT OIL CONSERVATION DIVISION

Notice is hereby given that pursuant to New Mexico Water Quality Control Commission Regulations (20.6.2.3106 NMAC), the following discharge permit renewal application has been submitted to the Director of the New Mexico Oil Conservation Division ("NMOCD"), 1220 S. Saint Francis Drive, Santa Fe, New Mexico 87505, Telephone (505) 476-3440:

(GW252) Rotary Wire Line Service, Inc., Mickey D. Welborn, President, P.O. Box 2735, Hobbs, New Mexico 88241, has submitted a renewal application for the previously approved discharge plan (GW-252) for their shop and yard located in the NE/4 of the NE/4 of Section 5, Township 19 South, Range 38 East, NMPM, Lea County, New Mexico (3705 West Marland, Hobbs, New Mexico). Approximately 840 gallons of wash-down water, 42 gallons of used oil, 5 used oil filters, and 10 empty cans are generated on site annually, which are collected and temporarily stored in containment vessels prior to transport and disposal at an NMOCD-approved facility. Groundwater most likely to be affected by a spill, leak or accidental discharge is at a depth of approximately 55 feet below ground surface, with a total dissolved solids concentration of approximately 200 to 800 mg/L. The discharge plan addresses how oilfield products and waste will be properly handled, stored, and disposed of, including how spills, leaks, and other accidental discharges to the surface will be managed in order to protect fresh water.

(GW236) Pate Trucking Co., Inc., Tom Bullard, Manager, 3800 South Eunice Highway, Hobbs, New Mexico 88241, has submitted a renewal application for the previously approved discharge plan (GW-236) for their office, shop and yard located in the NW/4 of the SW/4 of Section 14, Township 19 South, Range 38 East, NMPM, Lea County, New Mexico. Approximately 20 barrels of exterior wash-down water and solids, 55 gallons of used oil, 30 used oil filters, and 1 barrel of tank residues are generated on site monthly, which are disposed at an NMOCD-approved facility. Groundwater most likely to be affected by a spill, leak or accidental discharge is at a depth of approximately 50 to 60 feet below ground surface, with a total dissolved solids concentration of approximately 150 to 200 mg/L. The discharge plan addresses how oilfield products and waste will be properly handled, stored, and disposed of, including how spills, leaks, and other accidental discharges to the surface will be managed in order to protect fresh water.

(GW217) Aztec Well Servicing Company, Jason Sandel, Vice-President, P.O. Box 100, Aztec, New Mexico 87410, has submitted a renewal application for the previously approved discharge plan (GW-217) for their shop and yard located in the SW/4 of the SW/4 of Section 16, Township 30 North, Range 11 West, NMPM, San Juan County, New Mexico (approximately ½ mile south of Aztec, New Mexico). Approximately 2,000 gallons of wash-down water, 20,000 gallons of used oil, 3,000 used oil filters, 300 used vehicle batteries and 300 empty barrels, 240 used tires, and 250 empty paint cans are generated on site annually, which are collected and temporarily stored in containment vessels prior to transport and disposal at an NMOCD-approved facility. Groundwater most likely to be affected by a spill, leak or accidental discharge is at a depth of approximately 30 to 90 feet below ground surface, with a total dissolved solids concentration of approximately 200 to 2000 mg/L. The discharge plan addresses how oilfield products and waste will be properly handled, stored, and disposed of, including how spills, leaks, and other accidental discharges to the surface will be managed in order to protect fresh water.

The NMOCD has determined that the application is administratively complete and has prepared a draft permit. The NMOCD will accept comments and statements of interest regarding this application and will create a facility-specific mailing list for persons who wish to receive future notices. Persons interested in obtaining further information, submitting comments or requesting to be on a facility-specific mailing list for future notices may contact the Environmental Bureau Chief of the Oil Conservation Division at the address given above. The administrative completeness determination and draft permit may be viewed at the above address between 8:00 a.m. and 4:00 p.m., Monday through Friday, or may also be viewed at the NMOCD web site <http://www.emnrd.state.nm.us/ocd/>. Persons interested in obtaining a copy of the application and draft permit may contact the NMOCD at the address given above. Prior to ruling on any proposed discharge permit or major modification, the Director shall allow a period of at least thirty (30) days after the date of publication of this notice, during which interested persons may submit comments or request that NMOCD hold a public hearing. Requests for a public hearing shall set forth the reasons why a hearing should be held. A hearing will be held if the Director determines that there is significant public interest.

If no public hearing is held, the Director will approve or disapprove the proposed permit based on information available, including all comments received. If a public hearing is held, the director will approve or disapprove the proposed permit based on information in the permit application and information submitted at the hearing.

Para obtener más información sobre esta solicitud en español, sirvase comunicarse por favor: New Mexico Energy, Minerals and Natural Resources Department (Depto. Del Energia, Minerals y Recursos Naturales de Nuevo México), Oil Conservation Division (Depto. Conservación Del Petróleo), 1220 South St. Francis Drive, Santa Fe, New México (Contacto: Dorothy Phillips, 505-476-3461)

GIVEN under the Seal of New Mexico Oil Conservation Commission at Santa Fe, New Mexico, on this 18th day of June, 2007.

STATE OF NEW MEXICO
OIL CONSERVATION DIVISION

S E A L

Mark Fesmire, Director

From: Hansen, Edward J., EMNRD
Sent: Wednesday, June 13, 2007 11:01 AM
To: 'classifieds@hobbsnews.com'
Subject: GW252 and GW236 Public Notice Hobbs News

Attachments: GW252-236PermitNotice6_13_2007.DOC

Dear Lisa,

Please publish the attached notice(s) once in the classified-legal notice section of the newspaper. PO # is 52100-0000000040. Please mail an affidavit of proof of publication for the notice. Please contact me if you have questions. Thank you.

The Oil Conservation Division (OCD) appreciates the ad placement services that you provide to our agency. In order to streamline the review and approval process for newspaper ad invoices, the OCD requests that you send the original invoice with an original affidavit of proof of posting directly to the OCD requestor (contact info. usually at the bottom of e-mails or letters). This will help the proper OCD staff person responsible for the ad placement to promptly receive invoices from newspaper companies and quickly approve invoices for payment.

The OCD appreciates your cooperation and we look forward to working with you in the future. Please contact me if you have questions or need further assistance in this matter.

Edward J. Hansen
Oil Conservation Division
EMNRD
1220 S. St. Francis Dr.
Santa Fe, New Mexico 87505

505-476-3489

P.S.: Please do not publish after June 29, 2007.

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(GW236) Pate Trucking Co., Inc., Tom Bullard, Manager, 3800 South Eunice Highway, Hobbs, New Mexico 88241, has submitted a renewal application for the previously approved discharge plan (GW-236) for their office, shop and yard located in the NW/4 of the SW/4 of Section 14, Township 19 South, Range 38 East, NMPM, Lea County, New Mexico. Approximately 20 barrels of exterior wash-down water and solids, 55 gallons of used oil, 30 used oil filters, and 1 barrel of tank residues are generated on site monthly, which are disposed at an NMOCD-approved facility. Groundwater most likely to be affected by a spill, leak or accidental discharge is at a depth of approximately 50 to 60 feet below ground surface, with a total dissolved solids concentration of approximately 150 to 200 mg/L. The discharge plan addresses how oilfield products and waste will be properly handled, stored, and disposed of, including how spills, leaks, and other accidental discharges to the surface will be managed in order to protect fresh water.

The NMOCD has determined that the application is administratively complete and has prepared a draft permit. The NMOCD will accept comments and statements of interest regarding this application and will create a facility-specific mailing list for persons who wish to receive future notices. Persons interested in obtaining further information, submitting comments or requesting to be on a facility-specific mailing list for future notices may contact the Environmental Bureau Chief of the Oil Conservation Division at the address given above. The administrative completeness determination and draft permit may be viewed at the above address between 8:00 a.m. and 4:00 p.m., Monday through Friday, or may also be viewed at the NMOCD web site <http://www.emnrd.state.nm.us/ocd/>. Persons interested in obtaining a copy of the application and draft permit may contact the NMOCD at the address given above. Prior to ruling on any proposed discharge permit or major modification, the Director shall allow a period of at least thirty (30) days after the date of publication of this notice, during which interested persons may submit comments or request that NMOCD hold a public hearing. Requests for a public hearing shall set forth the reasons why a hearing should be held. A hearing will be held if the Director determines that there is significant public interest.

If no public hearing is held, the Director will approve or disapprove the proposed permit based on information available, including all comments received. If a public hearing is held, the director will approve or disapprove the proposed permit based on information in the permit application and information submitted at the hearing.

Para obtener más información sobre esta solicitud en español, sirvase comunicarse por favor: New Mexico Energy, Minerals and Natural Resources Department (Depto. Del Energia, Minerals y Recursos Naturales de Nuevo México), Oil Conservation Division (Depto. Conservacio'n Del Petróleo), 1220 South St. Francis Drive, Santa Fe, New México (Contacto: Dorothy Phillips, 505-476-3461)

GIVEN under the Seal of New Mexico Oil Conservation Commission at Santa Fe, New Mexico, on this 18th day of June, 2007.

STATE OF NEW MEXICO
OIL CONSERVATION DIVISION

S E A L

Mark Fesmire, Director



NEW MEXICO ENERGY, MINERALS and NATURAL RESOURCES DEPARTMENT

BILL RICHARDSON

Governor

Joanna Prukop

Cabinet Secretary

Mark E. Fesmire, P.E.

Director

Oil Conservation Division

June 13, 2007

Tom Bullard

Manager

Pat Trucking Company, Inc.

3800 South Eunice Highway

Hobbs, New Mexico 88240

**RE: Discharge Permit (GW-236) Renewal
Pate Trucking Company, Inc. – Hobbs Yard
Lea County, New Mexico
Determination of Administratively Complete**

Dear Mr. Welborn:

The New Mexico Oil Conservation Division (OCD) has received the Pate Trucking Company, Inc., application, dated May 7, 2007, to renew the discharge permit, GW-236, for the Rotary Wire Service, Inc. located in the NW/4 of the SW/4 of Section 14, Township 19 South, Range 38 East, NMPM, Lea County, New Mexico. The application and filing fee were received on May 14, 2007. The application, which proposed the newspaper to publish the public notice, provided the required information in order to deem the application "administratively" complete.

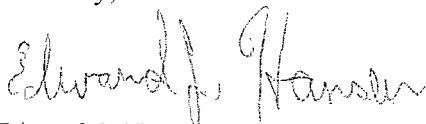
Now that the submittal is deemed "administratively" complete, the New Mexico Water Quality Control Commission regulations (WQCC) public notice requirements of 20.6.2.3108 NMAC must be satisfied and demonstrated to the OCD. The OCD hereby approves your submitted draft version of the public notice for translation into Spanish and publication in the specified newspaper in both English and Spanish.

The public notice must be given no later than July 14, 2007. Once the notice has been given, then please submit to the OCD within 15 days of public notice:

- 1) proof that the notice was published in the newspaper in both English and Spanish (affidavit of publication from the newspaper) and
- 2) proof that the notice was sent via certified mail to each landowner [signed certified mail receipt (green card) by each landowner – *this is not required if you are the landowner*].

If you have any questions regarding this matter, please do not hesitate to contact me at (505) 476-3489 or edwardj.hansen@state.nm.us. On behalf of the staff of the OCD, I wish to thank you and your staff for your cooperation during this discharge permit renewal review.

Sincerely,



Edward J. Hansen
Hydrologist
Environmental Bureau

EJH:ejh

ACKNOWLEDGEMENT OF RECEIPT
OF CHECK/CASH

I hereby acknowledge receipt of check No. dated 5/8/07

or cash received on in the amount of \$ 100⁰⁰

from Pate Trucking Co.

for GW-236

Submitted by: Lawrence Romero Date: 5/16/07

Submitted to ASD by: Lawrence Romero Date: 5/16/07

Received in ASD by: Date:

Filing Fee ✓ New Facility Renewal ✓

Modification Other

Organization Code 521.07 Applicable FY 2004

To be deposited in the Water Quality Management Fund.

Full Payment or Annual Increment



PHOENIX ENVIRONMENTAL LLC

P.O. Box 1856

2113 French Dr.

Hobbs, NM 88241-1856

Office 505-391-9685

Fax 505-391-9687

May 7, 2007

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

Attn: Mr. Edward J. Hansen
Hydrologist


RE: Pate Trucking Company, Inc. Discharge Plan Renewal

Dear Mr. Hansen:

Please find enclosed the renewal form and attachments for the renewal of the GW 236 Discharge Plan for Pate Trucking, Hobbs, New Mexico. I have also enclosed a draft of the Public Notice.

If we can be of any further assistance, please call us at anytime.

Best regards,


Allen Hodge
Vice President/ Operations Manager

2007 MAY 14 PM 1 10

Pate Trucking- Hobbs Yard
(Located at 3800 South Eunice Hwy, Hobbs, New Mexico)

Discharge Plan Amendment Modification Report

Presented to:

Pate Trucking Company, Inc.
*3800 South Eunice Highway
Hobbs, New Mexico 88240*

Prepared by:

Phoenix Environmental, LLC.
*P.O. Box 1856
Hobbs, New Mexico 88240*



Public Notice

Pate Trucking Company, Inc., Tom Bullard, 3800 South Eunice Highway, Hobbs, New Mexico, 88241, has submitted a renewal application for the previously approved discharge plan (GW 236) for their Pate Trucking Co., Inc. office, shop and yard located in the NW/4 SW/4 of Section 14, Township 19S, Range 38E, Lea Country, New Mexico. Approximately 20 barrels per month of exterior truck wash down water and solids, 55 gallons per month of used motor oils from vehicles, 30 used oil filters, 1 barrels per month of tank residues, 50 gallons per day of domestic sewage generated from office along with 150 pounds per month of industrial solid waste (office trash, paper, plastic, etc.) are generated on-site monthly and disposed of in accordance with NMOCD Guidelines. In case of a spill, leak, or accidental discharge and Emergency Response plan is in place, if this plan is not followed then groundwater of concern is approximately 50 to 60 feet below ground surface and has a total dissolved solids concentration of approximately 150 to 200 mg/L. This discharge plan outlines the procedures that are taken when handling/storing/disposing of waste generated from daily operations in order to avoid contamination of fresh water. Any interested person may obtain information, submit comments, or request to be placed on a facility specific mailing list for future notices by contacting Edward J. Hansen at the New Mexico OCD at 1220 South St. Francis Drive, Santa Fe, New Mexico 87505, Telephone (505) 476-3489. The OCD will accept comments and statements of interest regarding the renewal and will create a facility-specific mailing list for persons who wish to receive future notices.

This notice will be published in the Hobbs New Sun, Hobbs, New Mexico for a period of one (1) day upon approval by the NMOCD.

District I
1625 N. French Dr., Hobbs, NM 88240
District II
1301 W. Grand Avenue, Artesia, NM 88210
District III
1000 Rio Brazos Road, Aztec, NM 87410
District IV
1220 S. St. Francis Dr., Santa Fe, NM 87505

State of New Mexico
Energy Minerals and Natural Resources

Oil Conservation Division
1220 South St. Francis Dr.
Santa Fe, NM 87505

Revised June 10, 2003

Submit Original
Plus 1 Copy
to Santa Fe
1 Copy to Appropriate
District Office

**DISCHARGE PLAN APPLICATION FOR SERVICE COMPANIES, GAS PLANTS,
REFINERIES, COMPRESSOR, GEOTHERMAL FACILITIES
AND CRUDE OIL PUMP STATIONS**

(Refer to the OCD Guidelines for assistance in completing the application)

☐ New ☒ Renewal ☐ Modification

1. Type: GW-236
2. Operator: Pate Trucking Company, Inc.
Address: 3800 S. Eunice Hwy./P.O. Box 2739, Hobbs, NM 88241
Contact Person: Tom Bullard Phone: (505) 397-6264
3. Location: NW /4 SW /4 Section 14 Township 19S Range 38E
Submit large scale topographic map showing exact location.
4. Attach the name, telephone number and address of the landowner of the facility site.
No Change
5. Attach the description of the facility with a diagram indicating location of fences, pits, dikes and tanks on the facility.
Please refer to attachment
6. Attach a description of all materials stored or used at the facility.
No Change
7. Attach a description of present sources of effluent and waste solids. Average quality and daily volume of waste water must be included.
Please refer to attachment
8. Attach a description of current liquid and solid waste collection/treatment/disposal procedures.
Please refer to attachment
9. Attach a description of proposed modifications to existing collection/treatment/disposal systems.
No Change
10. Attach a routine inspection and maintenance plan to ensure permit compliance.
No Change
11. Attach a contingency plan for reporting and clean-up of spills or releases.
No Change
12. Attach geological/hydrological information for the facility. Depth to and quality of ground water must be included.
No Change
13. Attach a facility closure plan, and other information as is necessary to demonstrate compliance with any other OCD rules, regulations and/or orders.
No Change
14. CERTIFICATION: I hereby certify that the information submitted with this application is true and correct to the best of my knowledge and belief.

Name: Tom Bullard

Title: Manager

Signature: Tom Bullard

Date: 5-7-07

E-mail Address: jlhodge@leaco.net

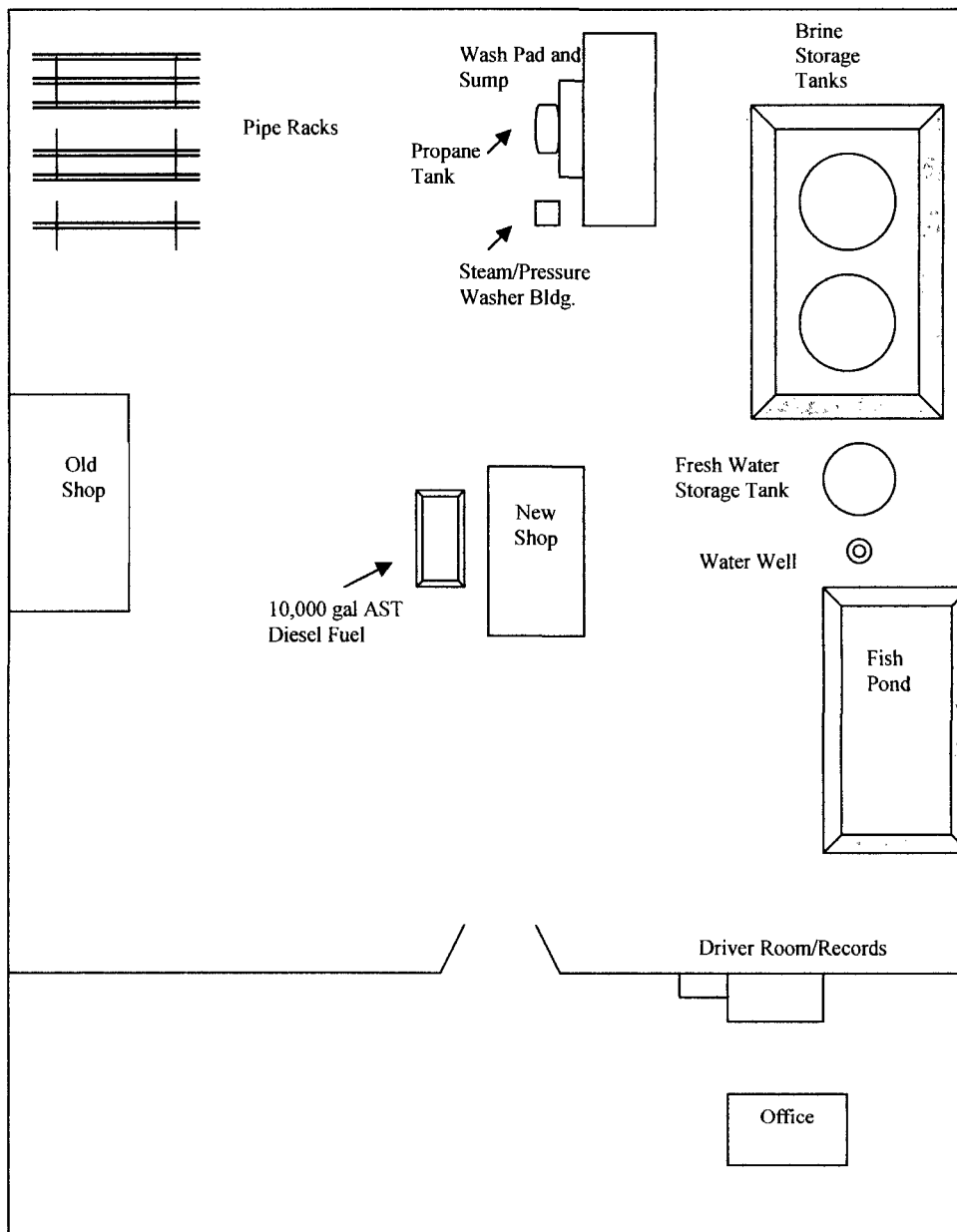
Pate Trucking Company, Inc.
Discharge Plan Renewal
May 7, 2007

Item #5 – A drawing is submitted with the locations of the new shop, the location of the 10,000 Above Ground Storage Tank for ultra-low diesel fuel, the location of the new truck wash down pad and sump and steam/pressure wash building. Please also note the location of the brine storage tanks that are bermed and lined for leak protection. Please note the location of the on-site water well. All other water wells were plugged and abandoned.

1. Also attached is a Flameshield Guideline Specification on the Above Ground (10,000 gallon) Storage Tank.
2. Also attached are drawings of the truck wash down pad and sump installation drawings by Royal Buildings, Inc.

Item #7 – Until present there has been no washing of vehicles, tanks, or drums as stated in the original Discharge Plan. The old wash down pad and sump was removed under OCD Guidelines and a new wash down pad and sump was installed. It is anticipated that the exterior cleaning of trucks will not generate more than 20 barrels per month of water and solids. The water and solids will be disposed of at an approved OCD facility.

Item #8 – A test was conducted on the new wash down pad and sump with analytical samples taken of the water and grit solids from a wash down. The analyses are attached. All of the wash water and solids will be disposed of at an NMOCD approved facility.



Note: Brine Storage Tanks are bermed
with liners for leak protection;
Fish Pond is unlined with berms.

PATE TRUCKING CO., INC.
SITE MAP
3800 South Eunice Highway
NW4/SW4 Sec. 14, T19S, R38E
Hobbs, New Mexico
Drawing Not To Scale – 1" = 100" (Approx)

Flameshield Guideline Specification

A) General

1. Provide Flameshield[®] 2-hour 2000_h Fire tested double-wall aboveground storage tanks.

B) Labeling

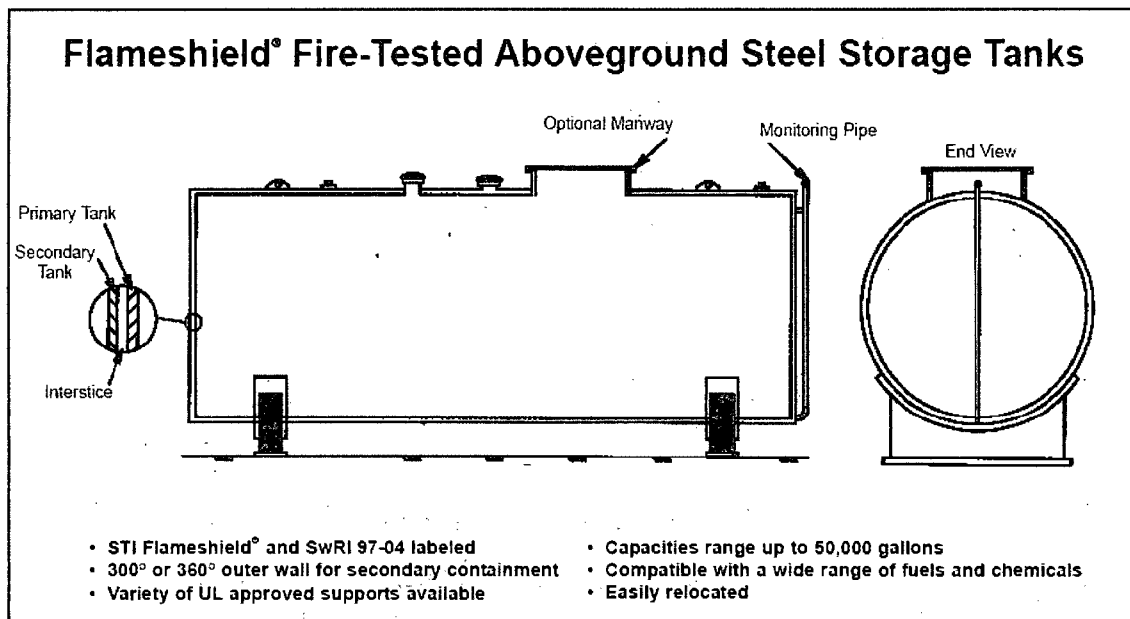
1. Tanks shall bear the Steel Tank Institute Flameshield[®] identification label.
2. Aboveground tanks shall bear Southwest Research Institute 97-04 label.

C) Product Description

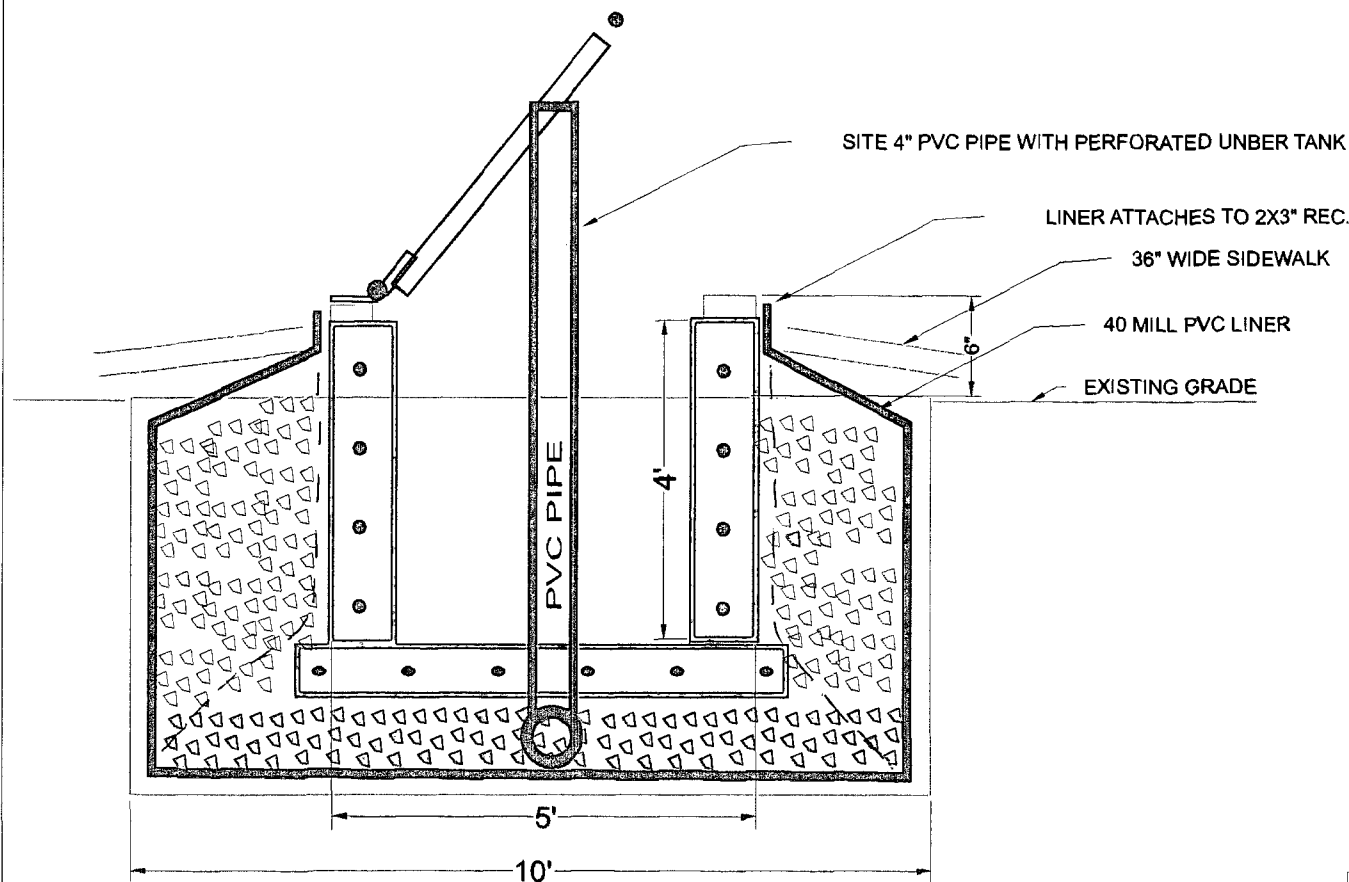
1. Tanks shall be manufactured in accordance with Steel Tank Institute Flameshield[®] Standard for Aboveground Tanks.
2. Aboveground tank primary and secondary containment (inner and outer walls) shall be manufactured in accordance with Underwriters Laboratories UL 142, Standard for Steel Aboveground Tanks for Flammable and Combustible Liquids.
3. Integral secondary containment shall be testable and provide access for interstitial leak detection monitoring.
4. UL 142 listed supports shall be used for all horizontal, rectangular and vertical tanks. Supports are designed for seismic loading, if necessary.

D) Manufacturer

1. Manufacturer shall be a licensed member company of the Steel Tank Institute and subject to Steel Tank Institute's Quality Assurance program.



Page 1 of 2



- * 25'X75'X8" REINFORCED CONCRETE #4 REBAR ON 12" CENTERS BOTH WAYS SLAB TO HAVE 12X16 FOOTING AROUND PERIMETER CURB BOTH SIDES OF 75'
- * 10'X10'X33' CUSTOM MADE 40 MIL PVC LINER INSTALLED UNDER TANK
- * TANK TO BE BEDDED ON 12" GRAVEL WITH PERFORATED PVC PIPE FOR SITE INSPECTION
- * 36" SIDEWALK AROUND TANK

* ROYAL TO FAB AND INSTALL TOP OF TANK, DOORS, HINGES, FLOOR AND INSTALL EXPANDED METAL CLOSING IN EXPOSED TANK FOR NECESSARY WILDLIFE PROTECTION

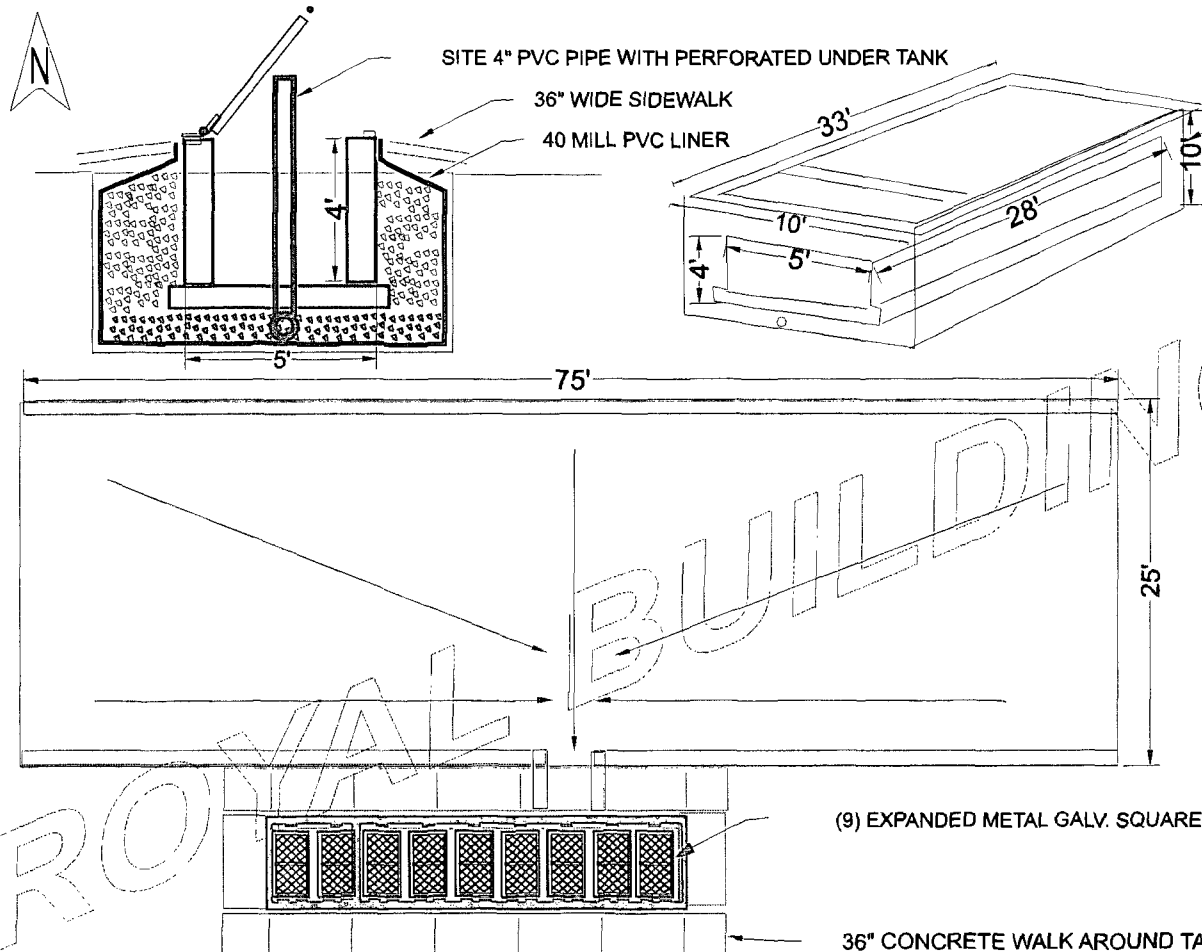
* TANK TO BE 5X28X4' OVERALL 8" WALLS AND DIVIDER 6" BOTTOM WALL AND DIVIDER 12" BARS 12 OCEW FLOOR 18" OCEW

ROYAL BUILDINGS, INC.

PO BOX 2248 HOBBS NM 88240 505 390 6400 FAX 505 397 1092

PATE TRUCKING 04/12/06

REVISED 04/23/06



CUSTOM MADE 40 MILL PVC LINER

- * 25'X75'X8" REINFORCED CONCRETE #4 REBAR ON 12" CENTERS BOTH WAYS SLAB TO HAVE 12X16 FOOTING AROUND PERIMETER CURB BOTH SIDES OF 75'
- * 10'X10'X33" CUSTOM MADE 40 MIL PVC LINER INSTALLED UNDER TANK
- * TANK TO BE BEDDED ON 12" GRAVEL WITH PERFORATED PVC PIPE FOR SITE INSPECTION
- * 36" SIDEWALK AROUND TANK

- * ROYAL TO FAB AND INSTALL TOP OF TANK, DOORS, HINGES, FLOOR AND INSTALL EXPANDED METAL CLOSING IN EXPOSED TANK FOR NECESSARY WILDLIFE PROTECTION
- * TANK TO BE 5X28X4' OVERALL 8" WALLS AND DIVIDER 6" BOTTOM WALL AND DIVIDER 12" BARS 12" OCEW FLOOR 18" OCEW

(9) EXPANDED METAL GALV. SQUARE TUBE HINGED TANK COVERS

36" CONCRETE WALK AROUND TANK

ROYAL BUILDINGS, INC.
 PO BOX 2248 HOBBS NM 88240 505 390 6400 FAX 505 397 1092
PATE TRUCKING 04/12/06

REVISED 04/23/06



PHONE (915) 673-7001 • 2111 BEECHWOOD • ABILENE, TX 79603

PHONE (505) 393-2326 • 101 E. MARLAND • HOBBS, NM 88240

ANALYTICAL RESULTS FOR
PATE TRUCKING CO., INC.
3800 S. EUNICE HWY
HOBBS, NM 88240
FAX TO: (505) 397-2597

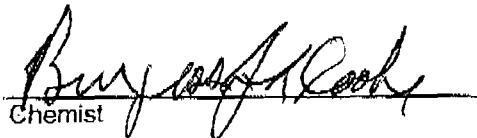
Receiving Date: 02/01/07
Reporting Date: 02/10/07
Project Owner: PATE TRUCKING
Project Name: WASH BAY
Project Location: 3800 S. EUNICE HWY; HOBBS, NM


Sampling Date: 02/01/07
Sample Type: WATER
Sample Condition: COOL & INTACT
Sample Received By: LB
Analyzed By: BC

LAB NUMBER	SAMPLE ID	GRO (C ₆ -C ₁₂) (mg/Kg)	DRO (C ₁₂ -C ₂₈) (mg/Kg)	DRO EXTENDED (C ₂₈ -C ₃₅) (mg/Kg)	TOTAL TPH (C ₆ -C ₃₅) (mg/Kg)
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ANALYSIS DATE	02/09/07	02/09/07	02/09/07	02/09/07
H12130-1 HOBBS GRIT TRAP	<5.0	<5.0	<5.0	<5.0
Blank	<5.0	<5.0	<5.0	<5.0
Matrix Spike	27.9	29.6	-	57.5
Matrix Spike Duplicate	28.0	28.5	-	56.5
True Value	30.0	30.0	-	60.0
% Recovery (Ave.)	93.2	96.8	-	95.0
Relative Percent Deviation	0.4	3.8	-	1.8

METHOD: Tx 1005 Extended


Chemist


Date

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**ARDINAL
LABORATORIES**

PHONE (915) 673-7001 • 2111 BEECHWOOD • ABILENE, TX 79603

PHONE (505) 393-2326 • 101 E. MARLAND • HOBBS, NM 88240

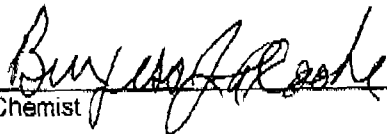
ANALYTICAL RESULTS FOR
PATE TRUCKING CO., INC.
3800 S. EUNICE HWY
HOBBS, NM 88240
FAX TO: (505) 397-2597

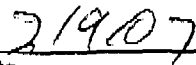
Receiving Date: 02/01/07
Reporting Date: 02/09/07
Project Owner: PATE TRUCKING
Project Name: WASH BAY
Project Location: 3800 S. EUNICE HWY; HOBBS, NM

Sampling Date: 02/01/07
Sample Type: WATER
Sample Condition: COOL & INTACT
Sample Received By: LB
Analyzed By: LB

LAB NUMBER	SAMPLE ID	BENZENE (mg/L)	TOLUENE (mg/L)	ETHYL BENZENE (mg/L)	TOTAL XYLENES (mg/L)
ANALYSIS DATE		02/07/07	02/07/07	02/07/07	02/07/07
H12130-1	HOBBS GRIT TRAP	<0.002	<0.002	<0.002	<0.006
Quality Control		0.087	0.089	0.089	0.279
True Value QC		0.100	0.100	0.100	0.300
% Recovery		87.5	89.6	89.3	93.1
Relative Percent Difference		7.6	12.3	11.1	11.2

METHOD: EPA SW-846 8021B


Chemist


Date

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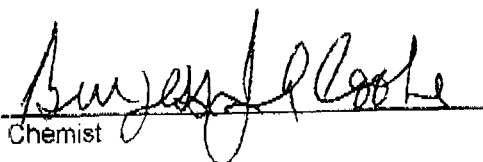
ANALYTICAL RESULTS FOR
PATE TRUCKING CO., INC.
3800 S. EUNICE HWY.
HOBBS, NM 88240
FAX TO: (505) 397-2597

Receiving Date: 02/01/07
Reporting Date: 02/13/07
Project Owner: PATE TRUCKING
Project Name: WASH BAY
Project Location: 3800 S. EUNICE HWY., HOBBS, NM

Sampling Date: 02/01/07
Sample Type: WATER
Sample Condition: COOL & INTACT
Sample Received By: LB
Analyzed By: HM/BC

LAB NO.	SAMPLE ID	REACTIVITY			
		Sulfide (ppm)	Cyanide (ppm)	CORROSIVITY (pH)	IGNITABILITY (°F)
ANALYSIS DATE:		02/05/07	02/05/07	02/13/07	02/13/07
H12130-1	HOBBS GRIT TRAP	Not reactive	Not reactive	7.09	>140
Quality Control		NR	NR	6.90	NR
True Value QC		NR	NR	7.00	NR
% Recovery		NR	NR	98.6	NR
Relative Percent Difference		NR	NR	0.1	NR

METHOD: EPA SW-846 7.3, 7.2, 1010, 1311, 40 CFR 261


Chemist

2/13/07
Date

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ANALYTICAL RESULTS FOR
PATE TRUCKING CO., INC.
3800 S. EUNICE HWY.
HOBBS, NM 88240
FAX TO: (505) 397-2597

Receiving Date: 02/01/07

Reporting Date: 02/05/07

Project Number: NOT GIVEN

Project Name: WASH BAY

Project Location: 3800 S. EUNICE HWY.; HOBBS, NM

Analysis Date: 02/02/07

Sampling Date: 02/01/07

Sample Type: WASTEWATER

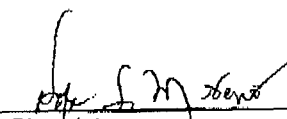
Sample Condition: COOL & INTACT

Sample Received By: LB

Analyzed By: HM

LAB NUMBER	SAMPLE ID	TCLP
		Pb (ppm)
H12130-1	HOBBS GRIT TRAP	< 1
Quality Control		3.06
True Value QC		3.00
% Recovery		102
Relative Percent Difference		1.5

METHOD: EPA 600/4-79-020	239.1
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Chemist

02-05-07

Date

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Receiving Date: 02/01/07
Reporting Date: 02/05/07
Project Number: NOT GIVEN
Project Name: WASH BAY
Project Location: 3800 S. EUNICE HWY.; HOBBS, NM

Analysis Date: 02/05/07
Sampling Date: 02/01/07
Sample Type: WASTEWATER
Sample Condition: COOL & INTACT
Sample Received By: LB
Analyzed By: HM

[illegible]

METHOD: Standard Methods	4500-CIB
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Date _____

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CHAIN-OF-CUSTODY AND ANALYSIS REQUEST

† Cardinal cannot accept verbal changes. Please fax written changes to 605-393-2476



PHOENIX ENVIRONMENTAL LLC

P.O. Box 1856

2113 French Dr.

Hobbs, NM 88241-1856

Office 505-391-9685

Fax 505-391-9687

May 7, 2007

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

Attn: Mr. Edward J. Hansen
Hydrologist

RE: Pate Trucking Company, Inc. Discharge Plan Renewal

Dear Mr. Hansen:

Please find enclosed the renewal form and attachments for the renewal of the GW 236 Discharge Plan for Pate Trucking, Hobbs, New Mexico. I have also enclosed a draft of the Public Notice.

If we can be of any further assistance, please call us at anytime.

Best regards,

Allen Hodge
Vice President/ Operations Manager

Pate Trucking- Hobbs Yard
(Located at 3800 South Eunice Hwy, Hobbs, New Mexico)

Discharge Plan Amendment Modification Report

Presented to:

Pate Trucking Company, Inc.
3800 South Eunice Highway
Hobbs, New Mexico 88240

Prepared by:

Phoenix Environmental, LLC.
P.O. Box 1856
Hobbs, New Mexico 88240



Public Notice

Pate Trucking Company, Inc., Tom Bullard, 3800 South Eunice Highway, Hobbs, New Mexico, 88241, has submitted a renewal application for the previously approved discharge plan (GW 236) for their Pate Trucking Co., Inc. office, shop and yard located in the NW/4 SW/4 of Section 14, Township 19S, Range 38E, Lea Country, New Mexico. Approximately 20 barrels per month of exterior truck wash down water and solids, 55 gallons per month of used motor oils from vehicles, 30 used oil filters, 1 barrels per month of tank residues, 50 gallons per day of domestic sewage generated from office along with 150 pounds per month of industrial solid waste (office trash, paper, plastic, etc.) are generated on-site monthly and disposed of in accordance with NMOCD Guidelines. In case of a spill, leak, or accidental discharge and Emergency Response plan is in place, if this plan is not followed then groundwater of concern is approximately 50 to 60 feet below ground surface and has a total dissolved solids concentration of approximately 150 to 200 mg/L. This discharge plan outlines the procedures that are taken when handling/storing/disposing of waste generated from daily operations in order to avoid contamination of fresh water. Any interested person may obtain information, submit comments, or request to be placed on a facility specific mailing list for future notices by contacting Edward J. Hansen at the New Mexico OCD at 1220 South St. Francis Drive, Santa Fe, New Mexico 87505, Telephone (505) 476-3489. The OCD will accept comments and statements of interest regarding the renewal and will create a facility-specific mailing list for persons who wish to receive future notices.

This notice will be published in the Hobbs New Sun, Hobbs, New Mexico for a period of one (1) day upon approval by the NMOCD.

District I
1625 N. French Dr., Hobbs, NM 88240
District II
1301 W. Grand Avenue, Artesia, NM 88210
District III
1000 Rio Brazos Road, Aztec, NM 87410
District IV
1220 S. St. Francis Dr., Santa Fe, NM 87505

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

Revised June 10, 2003

Submit Original
Plus 1 Copy
to Santa Fe
1 Copy to Appropriate
District Office

**DISCHARGE PLAN APPLICATION FOR SERVICE COMPANIES, GAS PLANTS,
REFINERIES, COMPRESSOR, GEOTHERMAL FACILITIES
AND CRUDE OIL PUMP STATIONS**

(Refer to the OCD Guidelines for assistance in completing the application)

☐ New ☒ Renewal ☐ Modification

1. Type: GW-236
2. Operator: Pate Trucking Company, Inc.
Address: 3800 S. Eunice Hwy / P.O. Box 2739, Hobbs, NM 88241
Contact Person: Tom Bullard Phone: (505) 397-6264
3. Location: NW /4 SW /4 Section 14 Township 19S Range 38E
Submit large scale topographic map showing exact location.
4. Attach the name, telephone number and address of the landowner of the facility site.
No Change
5. Attach the description of the facility with a diagram indicating location of fences, pits, dikes and tanks on the facility.
Please refer to attachment
6. Attach a description of all materials stored or used at the facility.
No Change
7. Attach a description of present sources of effluent and waste solids. Average quality and daily volume of waste water must be included.
Please refer to attachment
8. Attach a description of current liquid and solid waste collection/treatment/disposal procedures.
Please refer to attachment
9. Attach a description of proposed modifications to existing collection/treatment/disposal systems.
No Change
10. Attach a routine inspection and maintenance plan to ensure permit compliance.
No Change
11. Attach a contingency plan for reporting and clean-up of spills or releases.
No Change
12. Attach geological/hydrological information for the facility. Depth to and quality of ground water must be included.
No Change
13. Attach a facility closure plan, and other information as is necessary to demonstrate compliance with any other OCD rules, regulations and/or orders.
No Change
14. CERTIFICATION: I hereby certify that the information submitted with this application is true and correct to the best of my knowledge and belief.

Name: Tom Bullard Title: Manager
Signature: Tom Bullard Date: 5-7-07
E-mail Address: jlhodge@leaca.net

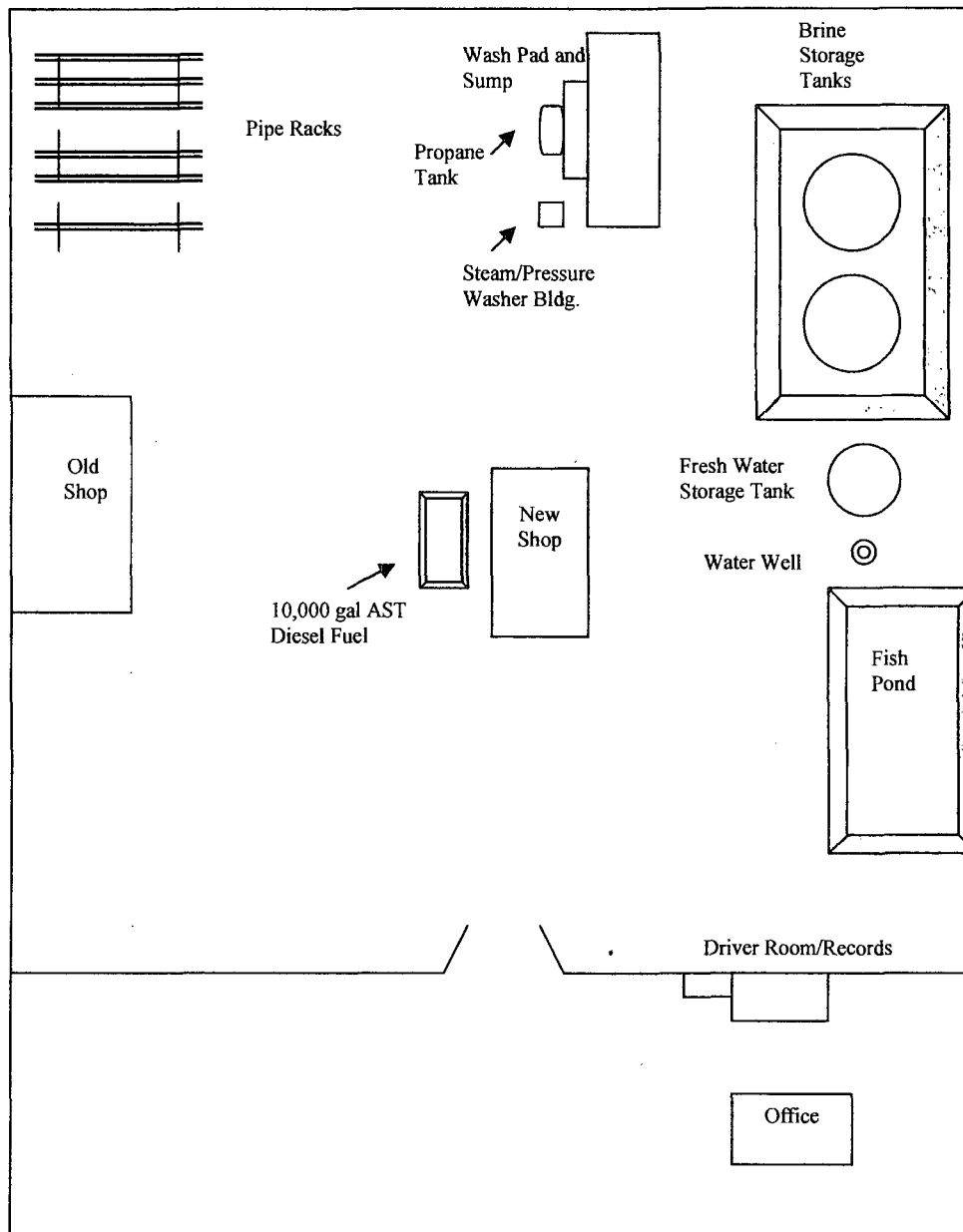
Pate Trucking Company, Inc.
Discharge Plan Renewal
May 7, 2007

Item #5 – A drawing is submitted with the locations of the new shop, the location of the 10,000 Above Ground Storage Tank for ultra-low diesel fuel, the location of the new truck wash down pad and sump and steam/pressure wash building. Please also note the location of the brine storage tanks that are bermed and lined for leak protection. Please note the location of the on-site water well. All other water wells were plugged and abandoned.

1. Also attached is a Flameshield Guideline Specification on the Above Ground (10,000 gallon) Storage Tank.
2. Also attached are drawings of the truck wash down pad and sump installation drawings by Royal Buildings, Inc.

Item #7 – Until present there has been no washing of vehicles, tanks, or drums as stated in the original Discharge Plan. The old wash down pad and sump was removed under OCD Guidelines and a new wash down pad and sump was installed. It is anticipated that the exterior cleaning of trucks will not generate more than 20 barrels per month of water and solids. The water and solids will be disposed of at an approved OCD facility.

Item #8 – A test was conducted on the new wash down pad and sump with analytical samples taken of the water and grit solids from a wash down. The analyses are attached. All of the wash water and solids will be disposed of at an NMOCD approved facility.



Note: Brine Storage Tanks are bermed
with liners for leak protection;
Fish Pond is unlined with berms.

PATE TRUCKING CO., INC.
<p>SITE MAP</p> <p>3800 South Eunice Highway</p> <p>NW4/SW4 Sec. 14, T19S, R38E</p> <p>Hobbs, New Mexico</p>
Drawing Not To Scale – 1" = 100" (Approx)

Flameshield Guideline Specification

A) General

1. Provide Flameshield® 2-hour 2000° Fire tested double-wall aboveground storage tanks.

B) Labeling

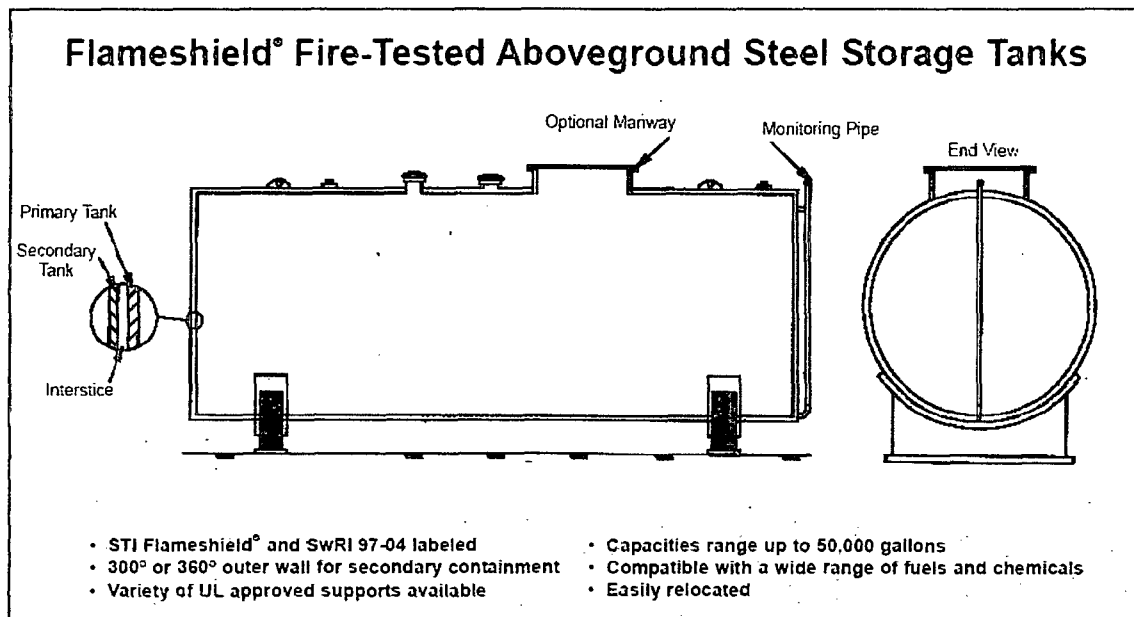
1. Tanks shall bear the Steel Tank Institute Flameshield® identification label.
2. Aboveground tanks shall bear Southwest Research Institute 97-04 label.

C) Product Description

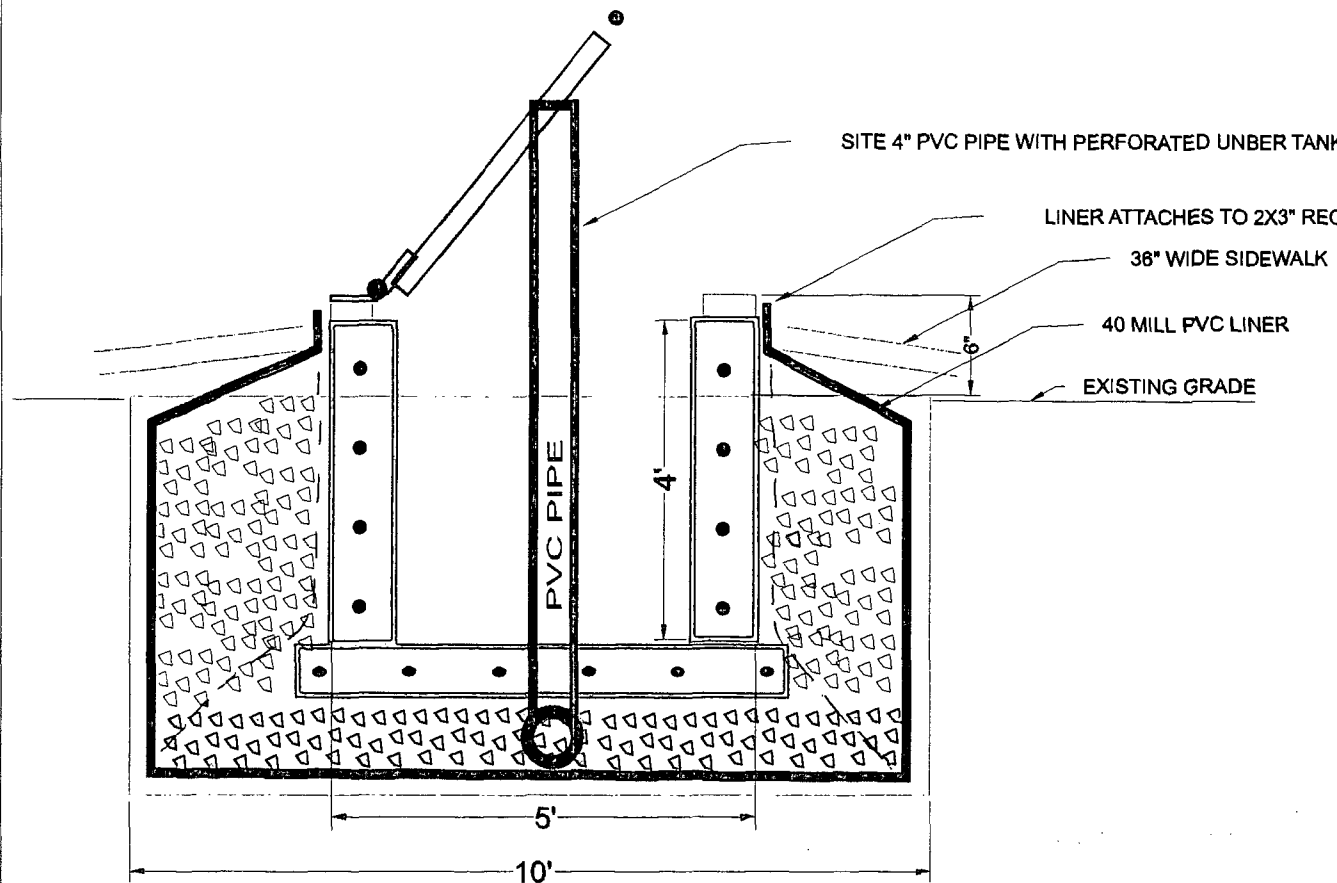
1. Tanks shall be manufactured in accordance with Steel Tank Institute Flameshield® Standard for Aboveground Tanks.
2. Aboveground tank primary and secondary containment (inner and outer walls) shall be manufactured in accordance with Underwriters Laboratories UL 142, Standard for Steel Aboveground Tanks for Flammable and Combustible Liquids.
3. Integral secondary containment shall be testable and provide access for interstitial leak detection monitoring.
4. UL 142 listed supports shall be used for all horizontal, rectangular and vertical tanks. Supports are designed for seismic loading, if necessary.

D) Manufacturer

1. Manufacturer shall be a licensed member company of the Steel Tank Institute and subject to Steel Tank Institute's Quality Assurance program.



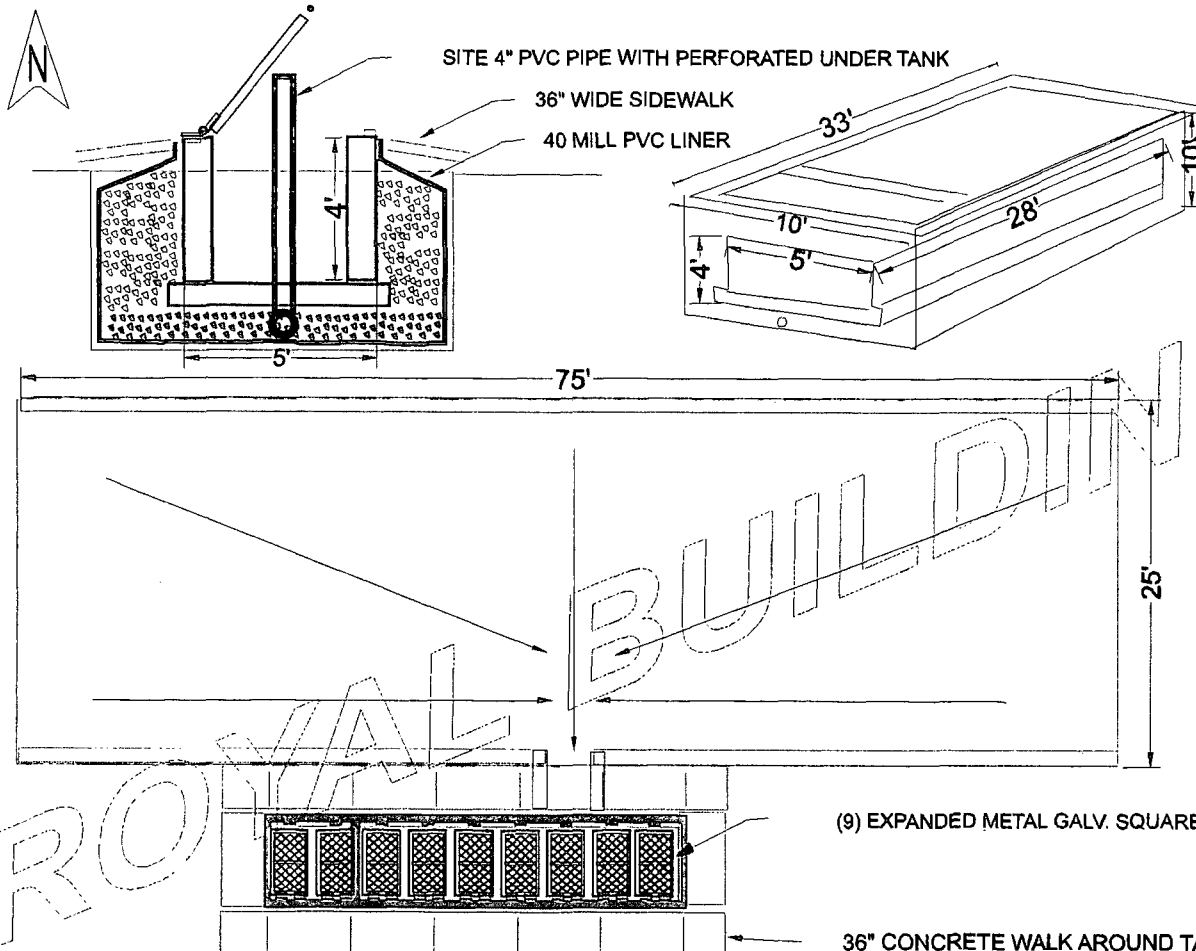
Page 1 of 2



- * 25'X75'X8" REINFORCED CONCRETE #4 REBAR ON 12" CENTERS BOTH WAYS SLAB TO HAVE 12X16 FOOTING AROUND PERIMETER CURB BOTH SIDES OF 75'
- * 10'X10'X33' CUSOM MADE 40 MIL PVC LINER INSTALLED UNDER TANK
- * TANK TO BE BEDDED ON 12" GRAVEL WITH PERFORATED PVC PIPE FOR SITE INSPECTION
- * 36" SIDEWALK AROUND TANK
- * ROYAL TO FAB AND INSTALL TOP OF TANK, DOORS, HINGES, FLOOR AND INSTALL EXPANDED METAL CLOSING IN EXPOSED TANK FOR NECESSARY WILDLIFE PROTECTION
- * TANK TO BE 5'X28'X4' OVERALL 8" WALLS AND DIVIDER 6" BOTTOM WALL AND DIVIDER 12" BARS 12 OCEW FLOOR 18" OCEW

REVISED 04/23/06

ROYAL BUILDINGS, INC.
 PO BOX 2248 HOBBS NM 88240 505 390 6400 FAX 505 397 1092
 PATE TRUCKING 04/12/06



- * 25'X75'X8" REINFORCED CONCRETE #4 REBAR ON 12" CENTERS BOTH WAYS SLAB TO HAVE 12X16 FOOTING AROUND PERIMETER CURB BOTH SIDES OF 75'
- * 10'X10'X33' CUSTOM MADE 40 MIL PVC LINER INSTALLED UNDER TANK
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- * 36" SIDEWALK AROUND TANK
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- * TANK TO BE 5'X28'X4' OVERALL 8" WALLS AND DIVIDER 6" BOTTOM WALL AND DIVIDER 12" BARS 12 OCEW FLOOR 18" OCEW

(9) EXPANDED METAL GALV. SQUARE TUBE HINGED TANK COVERS

36" CONCRETE WALK AROUND TANK

ROYAL BUILDINGS, INC.

PO BOX 2248 HOBBS NM 88240 505 390 6400 FAX 505 397 1092

PATE TRUCKING 04/12/06

REVISED 04/23/06



PHONE (915) 673-7001 • 2111 BEECHWOOD • ABILENE, TX 79603

PHONE (505) 393-2326 • 101 E. MARLAND • HOBBS, NM 88240

ANALYTICAL RESULTS FOR
PATE TRUCKING CO., INC.
3800 S. EUNICE HWY
HOBBS, NM 88240
FAX TO: (505) 397-2597

Receiving Date: 02/01/07
Reporting Date: 02/10/07
Project Owner: PATE TRUCKING
Project Name: WASH BAY
Project Location: 3800 S. EUNICE HWY, HOBBS, NM

Sampling Date: 02/01/07
Sample Type: WATER
Sample Condition: COOL & INTACT
Sample Received By: LB
Analyzed By: BC

LAB NUMBER	SAMPLE ID	GRO (C ₆ -C ₁₂) (mg/Kg)	DRO (>C ₁₂ -C ₂₈) (mg/Kg)	DRO EXTENDED (>C ₂₈ -C ₃₅) (mg/Kg)	TOTAL TPH (C ₆ -C ₃₅) (mg/Kg)
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ANALYSIS DATE	02/09/07	02/09/07	02/09/07	02/09/07
H12130-1 HOBBS GRIT TRAP	<5.0	<5.0	<5.0	<5.0
Blank	<5.0	<5.0	<5.0	<5.0
Matrix Spike	27.9	29.6	-	57.5
Matrix Spike Duplicate	28.0	28.5	-	56.5
True Value	30.0	30.0	-	60.0
% Recovery (Ave.)	93.2	96.8	-	95.0
Relative Percent Deviation	0.4	3.8	-	1.8

METHOD: Tx 1005 Extended

Chemist

Date

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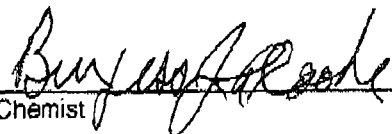
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HOBBS, NM 88240
FAX TO: (505) 397-2597

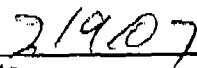
Receiving Date: 02/01/07
Reporting Date: 02/09/07
Project Owner: PATE TRUCKING
Project Name: WASH BAY
Project Location: 3800 S. EUNICE HWY; HOBBS, NM

Sampling Date: 02/01/07
Sample Type: WATER
Sample Condition: COOL & INTACT
Sample Received By: LB
Analyzed By: LB

LAB NUMBER	SAMPLE ID	BENZENE (mg/L)	TOLUENE (mg/L)	ETHYL BENZENE (mg/L)	TOTAL XYLENES (mg/L)
ANALYSIS DATE		02/07/07	02/07/07	02/07/07	02/07/07
H12130-1	HOBBS GRIT TRAP	<0.002	<0.002	<0.002	<0.006
Quality Control		0.087	0.089	0.089	0.279
True Value QC		0.100	0.100	0.100	0.300
% Recovery		87.5	89.6	89.3	93.1
Relative Percent Difference		7.6	12.3	11.1	11.2

METHOD: EPA SW-846 8021B


Chemist


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ANALYTICAL RESULTS FOR
PATE TRUCKING CO., INC.
3800 S. EUNICE HWY.
HOBBS, NM 88240
FAX TO: (505) 397-2597

Receiving Date: 02/01/07

Reporting Date: 02/13/07

Project Owner: PATE TRUCKING

Project Name: WASH BAY

Project Location: 3800 S. EUNICE HWY., HOBBS, NM

Sampling Date: 02/01/07

Sample Type: WATER

Sample Condition: COOL & INTACT

Sample Received By: LB

Analyzed By: HM/BC

REACTIVITY

LAB NO. SAMPLE ID

Sulfide Cyanide CORROSIVITY IGNITABILITY
(ppm) (ppm) (pH) (°F)

ANALYSIS DATE:	02/05/07	02/05/07	02/13/07	02/13/07
H12130-1 HOBBS GRIT TRAP	Not reactive	Not reactive	7.09	>140
Quality Control	NR	NR	6.90	NR
True Value QC	NR	NR	7.00	NR
% Recovery	NR	NR	98.6	NR
Relative Percent Difference	NR	NR	0.1	NR

METHOD: EPA SW-846 7.3, 7.2, 1010, 1311, 40 CFR 261

Chemist

Date

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ANALYTICAL RESULTS FOR
PATE TRUCKING CO., INC.
3800 S. EUNICE HWY.
HOBBS, NM 88240
FAX TO: (505) 397-2597

Receiving Date: 02/01/07

Reporting Date: 02/05/07

Project Number: NOT GIVEN

Project Name: WASH BAY

Project Location: 3800 S. EUNICE HWY., HOBBS, NM

Analysis Date: 02/02/07

Sampling Date: 02/01/07

Sample Type: WASTEWATER

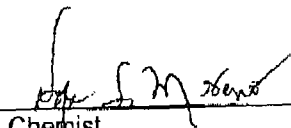
Sample Condition: COOL & INTACT

Sample Received By: LB

Analyzed By: HM

LAB NUMBER	SAMPLE ID	TCLP
		Pb (ppm)
H12130-1	HOBBS GRIT TRAP	< 1
Quality Control		3.06
True Value QC		3.00
% Recovery		102
Relative Percent Difference		1.5

METHOD: EPA 600/4-79-020	239.1
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Chemist

02-05-07
Date

PLEASE NOTE: Liability and Damages. Cardinal's liability and client's exclusive remedy for any claim arising, whether based in contract or tort, shall be limited to the amount paid by client for analyses. All claims, including those for negligence and any other cause whatsoever shall be deemed waived unless made in writing and received by Cardinal within thirty (30) days after completion of the applicable service. Cardinal shall be liable for incidental or consequential damages, including, without limitation, business interruptions, loss of use, or loss of profits incurred by client, its subsidiaries, affiliates or successors arising out of or related to the performance of services hereunder by Cardinal, regardless of whether such claim is based upon any of the above-stated reasons or otherwise.



PHONE (505) 393-2326 • 101 E. MARLAND • HOBBS, NM 88240

ANALYTICAL RESULTS FOR
PATE TRUCKING CO., INC.
3800 S. EUNICE HWY.
HOBBS, NM 88240
FAX TO: (505) 397-2597

Project Location: 3800 S. EUNICE HWY.; HOBBS, NM

Analyzed By: HM

LAB NO.	SAMPLE ID	C ⁻ (mg/L)
H12130-1	HOBBS GRIT TRAP	1048
Quality Control		510
True Value QC		500
% Recovery		102
Relative Percent Difference		1.0
METHOD: Standard Methods	4500-CIB	

Date _____

H12130

PLEASE NOTE: Liability and Damages. Cardinal's liability and client's exclusive remedy for any claim arising, whether based in contract or tort, shall be limited to the amount paid by client for analyses. All claims, including those for negligence and any other cause whatsoever shall be deemed waived unless made in writing and received by Cardinal within thirty (30) days after completion of the applicable service. In no event shall Cardinal be liable for incidental or consequential damages, including, without limitation, business interruptions, loss of use, or loss of profits incurred by client, its subsidiaries, affiliates or successors arising out of or related to the performance of services hereunder by Cardinal, regardless of whether such claim is based upon any of the above-stated reasons or otherwise.



CHAIN-OF-CUSTODY AND ANALYSIS REQUEST

[illegible]

† Cardinal cannot accept verbal changes. Please fax written changes to 505-393-2476



PATE TRUCKING CO., INC.

P.O. BOX 2739 • HOBBS, NM 88241-2739 • (505)397-6264
P.O. BOX 760 • DENVER CITY, TX 79323 • (806) 592-2772

Bank of America
Hobbs, New Mexico 88241
95-321/1122

Check # 35609

May 8, 2007
DATE

*****\$100.00
AMOUNT

Pay Exactly: *One Hundred and 00/100 Dollars*

PAY
TO THE
ORDER
OF

STATE OF NEW MEXICO
OIL CONSERVATION DIV.
1220 S. ST. FRANCIS
SANTA FE, NM 87505
USA

PATE TRUCKING CO., INC.

Gayne
Billard

AUTHORIZED SIGNATURE

Memo:

*Copy
of check*

Submitted 5-9-07

to OOD Santa Fe

365 BOTTLES OF BEER CALENDAR

~~Pate Trucking~~

Robert Bragg

GM236

ksmith@patetrucking.com

j/hodge@leaco.net

Alan Hodge

Phoenix Env.

in Hobbs

391-9685

will submit

Kenny Smith

O: 806-592-2772

M: 806-215-0454

4 2

2-13-07

submitted

5-14-07

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Hansen, Edward J., EMNRD

From: Hansen, Edward J., EMNRD
Sent: Monday, May 07, 2007 11:32 AM
To: 'jlhodge@leaco.net'
Subject: GW236 Example of a Public Notice
Attachments: CIP public notice.doc

Eddie,

Please send a draft Public Notice for my review and approval prior to having it translated into Spanish and then published.

Attached is an example of an approved Public Notice – please edit this example with your site-specific details. Let me know if you have any questions.

Edward J. Hansen
Hydrologist
Environmental Bureau
NMOCD
505-476-3489

5/7/2007

Hansen, Edward J., EMNRD

From: Hansen, Edward J., EMNRD
Sent: Tuesday, February 27, 2007 9:26 AM
To: 'ksmith@patetrucking.com'
Subject: FW: Renewal of Discharge Permit GW236 *Hobbs Service Center*
Attachments: Renewal WQCC Notice Regs.pdf; Discharge Plan App Form.pdf; Guidelines For Discharge Plans.pdf; PN Flow Chart.20.6.2renewal.pdf; Public Notice OCD DP Renewal Sta 5 100306 Example.doc

Kenny,
Please send me a estimated date of submittal of your renewal application.
Thanks.

From: Hansen, Edward J., EMNRD
Sent: Tuesday, February 06, 2007 2:43 PM
To: 'ksmith@patetrucking.com'
Subject: FW: Renewal of Discharge Permit GW236

Kenny,
Please see the email messages below.

Also, attached is an example of a public notice - we recommend that you send a draft to the OCD for review and approval prior to having it translated into Spanish and publishing in both English and Spanish.
Just be sure to include each of the items listed in Subsection F of 20.6.2.3108 NMAC.
Also, be sure to include in your renewal application the name of the newspaper that you plan to use for publication of the public notice.

Let me know if you have any questions.

Edward J. Hansen

Hydrologist

Environmental Bureau

505-476-3489

From: Hansen, Edward J., EMNRD
Sent: Tuesday, February 06, 2007 2:14 PM
To: 'robertbrapp@yahoo.com'
Subject: FW: Renewal of Discharge Permit GW236

Dear Mr. Rapp:

Your name was given to the New Mexico Oil Conservation Division as the person responsible for compiling the renewal application for the discharge permit (GW236) (Pate Trucking Company). Please send me (an email message will suffice) an extension request by this Friday, February 9, 2007, for the submittal of the renewal application.

2/27/2007

Please contact me by phone at 505-476-3489 or email <mailto:edwardj.hansen@state.nm.us> if you have any questions regarding this matter.

Sincerely,

Edward J. Hansen
Hydrologist
Environmental Bureau

From: Hansen, Edward J., EMNRD
Sent: Wednesday, December 13, 2006 10:48 AM
To: 'robertrapp@yahoo.com'
Subject: Renewal of Discharge Permit GW236

Dear Discharge Permit (GW236) Holder:

The Oil Conservation Division's (OCD) records indicate that your discharge plan has expired. New Mexico Water Quality Control Commission regulations (WQCC) Section 3106.F (20.6.2.3106.F NMAC) specifies that if a discharger submits a discharge plan renewal application at least 120 days before the discharge plan expires and is in compliance with the approved plan, then the existing discharge plan will not expire until the application for renewal has been approved or disapproved. You may be operating without a permit. Please submit a permit renewal application with a filing fee (20.6.2.3114 NMAC) of \$100.00 by December 31, 2006. Please make all checks payable to the **Water Quality Management Fund** and addressed to the OCD Santa Fe Office. There is also a discharge plan permit fee, based on the type of facility, which OCD will assess after processing your application. An application form and guidance document is attached in order to assist in expediting this process.

In accordance with the public notice requirements (Subsection A of 20.6.2.3108 NMAC) of the newly revised (July 2006) WQCC regulations, "...to be deemed administratively complete, an application shall provide all of the information required by Paragraphs (1) through (5) of Subsection F of 20.6.2.3108 NMAC and shall indicate, for department approval, the proposed locations and newspaper for providing notice required by Paragraphs (1) through (4) of Subsection B or Paragraph (2) of Subsection C of 20.6.2.3108 NMAC." You are required to provide the information specified above in your permit renewal application submittal. Attached are a flow chart and the regulatory language pertaining to the new WQCC public notice requirements for your convenience. After the application is deemed administratively complete, the revised public notice requirements of 20.6.2.3108 NMAC must be satisfactory demonstrated to OCD. OCD will provide public notice pursuant to the revised WQCC notice requirements of 20.6.2.3108 NMAC to determine if there is any public interest.

Please contact me by phone 505-476-3489 or email <mailto:edwardj.hansen@state.nm.us> if you have any questions regarding this matter.

Sincerely,

Edward J. Hansen
Hydrologist
Environmental Bureau

2/27/2007

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To: 'ksmith@patetrucking.com'
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Attachments: Renewal WQCC Notice Regs.pdf; Discharge Plan App Form.pdf; Guidelines For Discharge Plans.pdf; PN Flow Chart.20.6.2renewal.pdf; Public Notice OCD DP Renewal Sta 5 100306 Example.doc

Kenny,
Please see the email messages below.

Also, attached is an example of a public notice - we recommend that you send a draft to the OCD for review and approval prior to having it translated into Spanish and publishing in both English and Spanish.

Just be sure to include each of the items listed in Subsection F of 20.6.2.3108 NMAC.

Also, be sure to include in your renewal application the name of the newspaper that you plan to use for publication of the public notice.

Let me know if you have any questions.

Edward J. Hansen

Hydrologist

Environmental Bureau

505-476-3489

From: Hansen, Edward J., EMNRD
Sent: Tuesday, February 06, 2007 2:14 PM
To: 'robertbrapp@yahoo.com'
Subject: FW: Renewal of Discharge Permit GW236

Dear Mr. Rapp:

Your name was given to the New Mexico Oil Conservation Division as the person responsible for compiling the renewal application for the discharge permit (GW236) (Pate Trucking Company). Please send me (an email message will suffice) an extension request by this Friday, February 9, 2007, for the submittal of the renewal application.

Please contact me by phone at 505-476-3489 or email <mailto:edwardj.hansen@state.nm.us> if you have any questions regarding this matter.

Sincerely,

Edward J. Hansen
Hydrologist
Environmental Bureau

2/6/2007

From: Hansen, Edward J., EMNRD
Sent: Wednesday, December 13, 2006 10:48 AM
To: 'robertrapp@yahoo.com'
Subject: Renewal of Discharge Permit GW236

Dear Discharge Permit (GW236) Holder:

The Oil Conservation Division's (OCD) records indicate that your discharge plan has expired. New Mexico Water Quality Control Commission regulations (WQCC) Section 3106.F (20.6.2.3106.F NMAC) specifies that if a discharger submits a discharge plan renewal application at least 120 days before the discharge plan expires and is in compliance with the approved plan, then the existing discharge plan will not expire until the application for renewal has been approved or disapproved. You may be operating without a permit. Please submit a permit renewal application with a filing fee (20.6.2.3114 NMAC) of \$100.00 by December 31, 2006. Please make all checks payable to the **Water Quality Management Fund** and addressed to the OCD Santa Fe Office. There is also a discharge plan permit fee, based on the type of facility, which OCD will assess after processing your application. An application form and guidance document is attached in order to assist in expediting this process.

In accordance with the public notice requirements (Subsection A of 20.6.2.3108 NMAC) of the newly revised (July 2006) WQCC regulations, "...to be deemed administratively complete, an application shall provide all of the information required by Paragraphs (1) through (5) of Subsection F of 20.6.2.3108 NMAC and shall indicate, for department approval, the proposed locations and newspaper for providing notice required by Paragraphs (1) through (4) of Subsection B or Paragraph (2) of Subsection C of 20.6.2.3108 NMAC." You are required to provide the information specified above in your permit renewal application submittal. Attached are a flow chart and the regulatory language pertaining to the new WQCC public notice requirements for your convenience. After the application is deemed administratively complete, the revised public notice requirements of 20.6.2.3108 NMAC must be satisfactory demonstrated to OCD. OCD will provide public notice pursuant to the revised WQCC notice requirements of 20.6.2.3108 NMAC to determine if there is any public interest.

Please contact me by phone 505-476-3489 or email <mailto:edwardj.hansen@state.nm.us> if you have any questions regarding this matter.

Sincerely,

Edward J. Hansen
Hydrologist
Environmental Bureau

2/6/2007

Hansen, Edward J., EMNRD

From: Hansen, Edward J., EMNRD
Sent: Tuesday, February 06, 2007 2:14 PM
To: 'robertbrapp@yahoo.com'
Subject: FW: Renewal of Discharge Permit GW236
Attachments: Renewal WQCC Notice Regs.pdf; Discharge Plan App Form.pdf; Guidelines For Discharge Plans.pdf; PN Flow Chart.20.6.2renewal.pdf

Dear Mr. Rapp:

Your name was given to the New Mexico Oil Conservation Division as the person responsible for compiling the renewal application for the discharge permit (GW236) (Pate Trucking Company). Please send me (an email message will suffice) an extension request by this Friday, February 9, 2007, for the submittal of the renewal application.

Please contact me by phone at 505-476-3489 or email <mailto:edwardj.hansen@state.nm.us> if you have any questions regarding this matter.

Sincerely,

Edward J. Hansen
 Hydrologist
 Environmental Bureau

From: Hansen, Edward J., EMNRD
Sent: Wednesday, December 13, 2006 10:48 AM
To: 'robertrapp@yahoo.com'
Subject: Renewal of Discharge Permit GW236

Dear Discharge Permit (GW236) Holder:

The Oil Conservation Division's (OCD) records indicate that your discharge plan has expired. New Mexico Water Quality Control Commission regulations (WQCC) Section 3106.F (20.6.2.3106.F NMAC) specifies that if a discharger submits a discharge plan renewal application at least 120 days before the discharge plan expires and is in compliance with the approved plan, then the existing discharge plan will not expire until the application for renewal has been approved or disapproved. You may be operating without a permit. Please submit a permit renewal application with a filing fee (20.6.2.3114 NMAC) of \$100.00 by December 31, 2006. Please make all checks payable to the **Water Quality Management Fund** and addressed to the OCD Santa Fe Office. There is also a discharge plan permit fee, based on the type of facility, which OCD will assess after processing your application. An application form and guidance document is attached in order to assist in expediting this process.

In accordance with the public notice requirements (Subsection A of 20.6.2.3108 NMAC) of the newly revised (July 2006) WQCC regulations, "...to be deemed administratively complete, an application shall provide all of the information required by Paragraphs (1) through (5) of Subsection F of 20.6.2.3108 NMAC and shall indicate, for department approval, the proposed locations and newspaper for providing notice required by Paragraphs (1) through (4) of Subsection B or Paragraph (2) of Subsection C of 20.6.2.3108 NMAC." You are required to provide the information specified above in your permit renewal application submittal. Attached are a flow chart and the regulatory language pertaining to the new WQCC public notice requirements for your convenience. After the application is deemed administratively complete, the revised public notice requirements of 20.6.2.3108 NMAC must be satisfactory demonstrated to OCD. OCD will provide public notice pursuant to the revised WQCC notice requirements of 20.6.2.3108 NMAC to determine if there is any public interest.

2/6/2007

Please contact me by phone 505-476-3489 or email <mailto:edwardj.hansen@state.nm.us> if you have any questions regarding this matter.

Sincerely,

Edward J. Hansen
Hydrologist
Environmental Bureau

2/6/2007

Hansen, Edward J., EMNRD

From: Hansen, Edward J., EMNRD
Sent: Tuesday, January 30, 2007 10:21 AM
To: 'robertrapp@yahoo.com'
Subject: FW: Renewal of Discharge Permit GW236
Attachments: Renewal WQCC Notice Regs.pdf; Discharge Plan App Form.pdf; Guidelines For Discharge Plans.pdf; PN Flow Chart.20.6.2renewal.pdf

Dear Mr. Rapp:

Your name was given to the New Mexico Oil Conservation Division as the person responsible for compiling the renewal application for the discharge permit (GW236) (Pate Trucking Company). Please send me (an email message will suffice) an extension request by this Friday, February 2, 2007, for the submittal of the renewal application.

Please contact me by phone at 505-476-3489 or email <mailto:edwardj.hansen@state.nm.us> if you have any questions regarding this matter.

Sincerely,

Edward J. Hansen
Hydrologist
Environmental Bureau

From: Hansen, Edward J., EMNRD
Sent: Wednesday, December 13, 2006 10:48 AM
To: 'robertrapp@yahoo.com'
Subject: Renewal of Discharge Permit GW236

Dear Discharge Permit (GW236) Holder:

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In accordance with the public notice requirements (Subsection A of 20.6.2.3108 NMAC) of the newly revised (July 2006) WQCC regulations, "...to be deemed administratively complete, an application shall provide all of the information required by Paragraphs (1) through (5) of Subsection F of 20.6.2.3108 NMAC and shall indicate, for department approval, the proposed locations and newspaper for providing notice required by Paragraphs (1) through (4) of Subsection B or Paragraph (2) of Subsection C of 20.6.2.3108 NMAC." You are required to provide the information specified above in your permit renewal application submittal. Attached are a flow chart and the regulatory language pertaining to the new WQCC public notice requirements for your convenience. After the application is deemed administratively complete, the revised public notice requirements of 20.6.2.3108 NMAC must be satisfactory demonstrated to OCD. OCD will provide public notice pursuant to the revised WQCC notice requirements of 20.6.2.3108 NMAC to determine if there is any public interest.

1/30/2007

Please contact me by phone 505-476-3489 or email <mailto:edwardj.hansen@state.nm.us> if you have any questions regarding this matter.

Sincerely,

Edward J. Hansen
Hydrologist
Environmental Bureau

1/30/2007