

State of New Mexico  
Energy, Minerals and Natural Resources Department

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**Susana Martinez**  
Governor

**David Martin**  
Cabinet Secretary

**Tony Delfin**  
Deputy Cabinet Secretary

**David R. Catanach, Division Director**  
Oil Conservation Division



April 22, 2016

Mr. Jose M. Garcia  
G. Manny's Trucking, LLC  
1855 Deer Circle # 12  
Anthony, New Mexico 88021

**RE: G. Manny's Trucking, LLC, C-133-605**

Dear Mr. Garcia:

The Oil Conservation Division (OCD) has completed the review of G. Manny's Trucking, LLC's (G. Manny's) request for authorization to move produced water, emailed to OCD on April 18, 2015. OCD hereby approves your application for a C-133 with the following conditions:

It is the responsibility of each holder of an approved Form C-133 to familiarize its personnel with the content of 19.15.34.17 NMAC and to assure operations in compliance therewith.

Failure to move and dispose of produced water in accordance with 19.15.34.17 NMAC are cause for cancellation of Form C-133 and the authority to move produced water.

A copy of your Approved C-133 shall be placed in each of your Transport Vehicles.

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

If there are any questions regarding this matter, please do not hesitate to contact me at (505) 476-3487 or [brad.a.jones@state.nm.us](mailto:brad.a.jones@state.nm.us).

Sincerely,

Brad A. Jones  
Environmental Engineer

BAJ/baj

cc: OCD District III Office, Aztec

Submit a single copy to  
Santa Fe Office

State of New Mexico  
Energy Minerals and Natural Resources

C-605  
Form C-133  
Revised August 1, 2013

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

**AUTHORIZATION TO MOVE PRODUCED WATER**

Transporter Name: G Mann's Trucking LLC

Business (Physical) Address in New Mexico:

3500 West Mahan Rd  
Hubbs, NM 88240

Contact Mailing Address (If different):

1855 Deer Circle No 12  
Anthony NM 88021

Business Phone: (915) 540-3350

Business Fax:

Contact Phone:

Contact Fax:

1. Attach a copy of the applicant's New Mexico Public Regulation Commission (PRC) Warrant for Transportation Services.

2. Identify the form of the applicant's business entity: (Example: corporation, limited liability company [LLC], limited partnership, limited liability partnership, partnership, sole proprietor): LLC

A. If the applicant is a corporation or LLC, provide the Secretary of State corporation number:

5151007

B. If the applicant is a limited partnership or limited liability partnership, provide the Secretary of State file number:

C. If the applicant is any other form of partnership, identify all partners:

D. If the applicant is a sole proprietor, provide the name of the sole proprietor:

(Note: If the form of your business entity changes, the name of your business changes, or the business address changes, you must re-apply for authorization.)

It is the responsibility of each holder of an approved Form C-133 to comply with 19.15.34 NMAC and familiarize its personnel with that rule's requirements. Failure to move or dispose of produced water in accordance with 19.15.34 NMAC may cause for cancellation of the Form C-133.

"I hereby certify that the information above is true and complete to the best of my knowledge and belief." (Application must be signed by person who is authorized to obligate the company applying for the permit)

Signature: [Signature]

Date: 4/18/2016

Printed Name: José M Garcia

Title: Owner

E-mail Address:

(This space for State use)

Approved by: [Signature]

Title: Environmental Engineer

Date: 4/22/16

**19.15.34.17 TRANSPORTATION OF PRODUCED WATER, DRILLING FLUIDS AND LIQUID OIL FIELD WASTE:**

A. A person shall not transport produced water, drilling fluids or liquid oil field waste, including drilling fluids and residual liquids in liquid oil field equipment, except for small samples removed for analysis, by motor vehicle from a lease, central tank battery or other facility without an approved form C-133. The transporter shall maintain a copy of the approved form C-133 in the transporting vehicle.

B. A person may apply for authorization to move produced water, drilling fluids or liquid oil field waste by motor vehicle by filing a complete form C-133 with the division's Santa Fe office. Authorization is granted upon the division's approval of form C-133.

C. An owner or operator shall not permit produced water, drilling fluids or liquid oil field waste to be removed from its leases or field facilities, except for small samples removed for analysis, by motor vehicle except by a person possessing an approved form C-133. The division shall post a list of currently approved form C-133s, authorization to move liquid waste, on its website. The list of form C-133s posted on the division's website on the first business day of each month shall be deemed notice of valid form C-133s for the remainder of the month.

[19.15.34.17 NMAC - Rp, 19.15.34.8 NMAC, 3/31/15]

**19.15.34.18 DENIAL OF FORM C-133:** The division may deny approval of a form C-133 if:

A. the applicant is a corporation or limited liability company, and is not registered with the secretary of state to do business in New Mexico;

B. the applicant is a limited partnership, and is not registered with the New Mexico secretary of state to do business in New Mexico;

C. the applicant does not possess a warrant for transportation under the state registration system the public regulation commission administers, if it is required to have such a permit under the applicable statutes or rules; or

D. the applicant or officer, director or partner in the applicant, or a person with an interest in the applicant exceeding twenty-five percent (25%), is or was within the past five years an officer, director or partner in the applicant, or a person with an interest in the applicant exceeding twenty-five percent (25%) in another entity that possesses or has possessed an approved form C-133 that has been cancelled or suspended, has a history of violating division or other state or federal environmental laws; is subject to a commission or division order, issued after notice and hearing, finding such entity to be in violation of an order requiring corrective action; or has a penalty assessment for violation of division or commission rules or orders that is unpaid more than 70 days after issuance of the order assessing the penalty.

[19.15.34.18 NMAC - Rp, 19.15.34.9 NMAC, 3/31/15]

**19.15.34.19 CANCELLATION OR SUSPENSION OF AUTHORIZATION TO MOVE LIQUID**

**WASTES:** A transporter's vehicular movement or disposition of produced water, drilling fluids or liquid oil field waste in a manner contrary to division rules is ground for denial of approval of form C-133 in addition to those specified in Subsection D of 19.15.34.18 NMAC. It is also cause, after notice and an opportunity for hearing, for the division to cancel or suspend a transporter's authorization to move liquid wastes.

[19.15.34.19 NMAC - Rp, 19.15.34.10 NMAC, 3/31/15]

**19.15.34.20 DISPOSITION OF PRODUCED WATER AND OTHER OIL FIELD WASTE:** Except as authorized by 19.15.17 NMAC, 19.15.26.8 NMAC, 19.15.30 NMAC, 19.15.34 NMAC or 19.15.36 NMAC, persons, including transporters, shall not dispose of produced water or other oil field waste:

A. on or below the surface of the ground, in a pit or in a pond, lake, depression or watercourse;

B. in another place or in a manner that may constitute a hazard to fresh water, public health, or the environment; or

C. in a permitted pit or registered or permitted surface waste management facility without permission of the owner or operator of the pit or facility.

[19.15.34.20 NMAC - Rp, 19.15.34.11 NMAC, 3/31/15]

**15.15.34.21 ENFORCEMENT:**

A. The operator of a recycling facility or recycling containment shall comply with all the requirements of 19.15.34 NMAC.

**B.** If the division determines that the registration of a recycling facility or recycling containment or that operations at a recycling facility or recycling containment violate the requirements of 19.15.34 NMAC, the division district office shall notify the operator in writing. If the violation threatens contamination of fresh water, public health, or the environment, the notice of violation shall be signed by the director, the operator shall immediately cease all operations at the recycling facility or containment and the director may require the operator to remove all fluids, if any, in the recycling facility or containment by a date determined by the director.

**C.** The operator shall have 60 days from the date it is notified of a violation to remove the recycling facility or recycling containment in accordance with 19.15.34 NMAC unless the violation is corrected or an agreed compliance order providing for corrective action is entered with the division. The operator may request an immediate stay of the division's order as part of an application for review of the notice of violation filed by the operator.

**D.** The provisions of 19.15.4 NMAC applicable to adjudicatory proceedings shall apply to these enforcement proceedings unless altered or amended by 19.15.5.10 NMAC or 19.15.34 NMAC.

**E.** The division may enter into an agreed compliance order prior to or after the filing of an application for an administrative compliance proceeding. An agreed compliance order shall have the same force and effect as a compliance order issued after an adjudicatory hearing.

**F.** After a notice of violation that threatens contamination of fresh water, public health, or the environment is issued, until the operator obtains an agreed compliance order, performs appropriate corrective action or is granted a stay, the division may not approve any permits for the operator.

[19.15.34.21 NMAC - N, 3/31/15]

#### **HISTORY of 19.15.34 NMAC:**

**History of Repealed Material:** 19.15.2 NMAC, General Operating Practices, Wastes Arising from Exploration and Production (filed 04/21/2004) repealed 12/1/2008.

19.15.34 NMAC, Produced Water (filed 11/17/2008) repealed 3/31/2015.

#### **NMAC History:**

Those applicable portions of 19.15.2 NMAC, General Operating Practices, Wastes Arising from Exploration and Production (Sections 51 and 52) (filed 01/24/2007) were replaced by 19.15.34 NMAC, Produced Water, effective 12/1/2008.

19.15.34 NMAC, Produced Water (filed 11/17/2008) was repealed and replaced by 19.15.34 NMAC, Produced Water, Drilling Fluids and Liquid Oil Field Waste, effective 3/31/2015.

CASE NO. 16-00087-TRM



AMENDED  
WARRANT/PRC NO. 56025

# **NEW MEXICO**

## **PUBLIC REGULATION COMMISSION**

### *Commissioners*

District 1 Karen L. Montoya District 2 Patrick H. Lyons District 3 Valerie Espinoza  
District 4 Lynda Lovejoy District 5 Sandy Jones

## *Warrant*

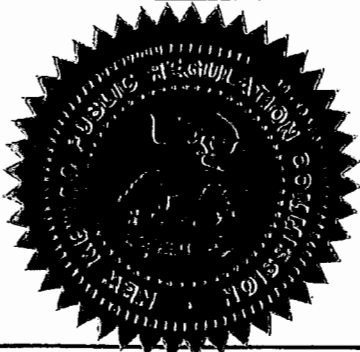
### *For Transportation Services*

**G MANNY'S TRUCKING LLC**  
**3500 WEST MAHAN RD**  
**HOBBS, NEW MEXICO 88240**

TRANSPORTATION OF GENERAL COMMODITIES EXCLUDING THE  
TRANSPORTATION OF HOUSEHOLD GOODS AS THAT TERM IS DEFINED IN 49 USC  
SECTION 13102(10), BETWEEN POINTS AND PLACES THROUGHOUT THE STATE OF  
NEW MEXICO.

This Warrant shall remain in effect until suspended or revoked by the Commission. The holder of this  
Warrant is subject to the New Mexico Motor Carrier Act and the Motor Transportation Rules.

DONE THIS 14th DAY OF April, 2016.



ATTEST:

*Avelino A. Gutierrez*  
Avelino A. Gutierrez Interim Director  
Transportation Division

**Jones, Brad A., EMNRD**

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**From:** Mireya Moreno <mmoreno@scorecompliance.com>  
**Sent:** Monday, April 18, 2016 1:54 PM  
**To:** Jones, Brad A., EMNRD  
**Subject:** NEW C-133 APPLICATION  
**Attachments:** C133 APP.pdf; PRC WARRANT.pdf

Attached is a new application. Please contact me with any questions.

Thank you,

Mireya Moreno  
Consultant  
PHONE: 575-492-0383  
FAX: 866-518-0483  
[www.scorecompliance.com](http://www.scorecompliance.com)

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<b>Name</b> In New Mexico, DBA <b>Type</b> Good Standing Status:		<b>G. MANNY'S TRUCKING, LLC</b>  <b>Domestic Limited Liability Company</b>		
<b>Filing Information</b> Corp # 5151007 Status Exempt Date of Incorporation Dec-08-2015 State of Incorporation NM Fiscal Year Date Report Due date		<b>Address Information</b> 1. Principal Place Of Business In NM 1855 DEER CIRCLE #12 ANTHONY, NM - 88021		
<b>Agent Information</b> JOSE M GARCIA 1855 DEER CIRCLE #12, ANTHONY, NM - 88021		<b>Directors Information</b> NO RECORD(S) FOUND		
<b>Officers/Organizer Information</b> 1. Organizer - JOSE M GARCIA				
<b>Instrument History</b> 1. Instrument Number 5151007 Filing Date Dec-08-2015 Type Certificate Of Organization Text G. MANNY'S TRUCKING, LLC				
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New Mexico Office of the Secretary of State, Version 0.0.7.2

Review Comments

4/15/16

Keith: OK KH

Deise: AGRID# 371261 4/20/16 DH