

**HBP - \_\_\_\_\_22\_\_\_\_\_**

**RENEWAL REQUEST  
AND APPROVAL**

**DATE:**

**\_\_\_Dec. 30, 2020\_\_\_**

## Jones, Brad A., EMNRD

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**From:** Jones, Brad A., EMNRD  
**Sent:** Wednesday, December 30, 2020 3:22 PM  
**To:** 'Fiedler, Marcelle F.'  
**Subject:** RE: OCD permit renewal  
**Attachments:** 2020 1230 NMGC HBP-022 Renewal approval signed.pdf

Marcelle,

Hope all is well and you are enjoying the holidays... Please see the attached. It a copy of your annual temporary permission renewal approval. If you have any questions regarding this matter, please do not hesitate to contact me.

Brad

**Brad A. Jones** • Environmental Scientist Specialist - Advanced  
Environmental Bureau  
EMNRD - Oil Conservation Division  
1220 S. Saint Francis Drive | Santa Fe, New Mexico 87505  
(505) 469-7486 | [brad.a.jones@state.nm.us](mailto:brad.a.jones@state.nm.us)  
<http://www.emnrd.state.nm.us/OCD/>

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**From:** Fiedler, Marcelle F. <Marcelle.Fiedler@nmgco.com>  
**Sent:** Thursday, December 17, 2020 9:38 AM  
**To:** Jones, Brad A., EMNRD <brad.a.jones@state.nm.us>  
**Subject:** [EXT] OCD permit renewal

Hi Brad  
The attached should be on its way to you today.

NMGC request to renew the permit and a check.

Let me know if you need anything else.  
Have a nice holiday!  
marcelle

Marcelle Fiedler  
New Mexico Gas Company  
A TECO Energy Company  
Environmental Supervisor  
7120 Wyoming Blvd. NE Ste 20  
Albuquerque, NM 87109

Mailing address:  
PO Box 97500, BC 22  
Albuquerque, NM 87199-7500

Office: 505-697-3516

Cell: 505-220-1056

New email address is: [Marcelle.fiedler@nmgco.com](mailto:Marcelle.fiedler@nmgco.com)

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State of New Mexico  
Energy, Minerals and Natural Resources Department

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**Michelle Lujan Grisham**  
Governor

**Sarah Cottrell Propst**  
Cabinet Secretary

**Todd E. Leahy, JD, PhD**  
Deputy Secretary

**Adrienne Sandoval**  
Director, Oil Conservation Division



December 30, 2020

Ms. Marcelle Fiedler  
New Mexico Gas Company  
P.O. Box 97500  
Albuquerque, New Mexico 87199-7500

**Re: Renewal Request of Annual Temporary Permission To Discharge Hydrostatic Test Water  
New Mexico Gas Company  
Permit: HBP-022**

Ms. Fiedler,

The Oil Conservation Division (OCD) has received the New Mexico Gas Company (NMGC) renewal request, dated December 17, 2020, and received by OCD on December 29, 2020, for an annual temporary permission to discharge small quantities of hydrostatic test wastewater generated from the testing of new pipelines, for the transmission of oil and gas or products thereof, throughout the State of New Mexico which expires February 17, 2021. Also, OCD acknowledges receipt of the filing fee (\$100.00) and temporary permission fee (\$50.00) with the December 29, 2020 submittal.

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

1. The volume of the discharge does not exceed 25,000 gallons per hydrostatic test;
2. Water from a public/municipal water supply or other OCD approved sources (upon a written request to OCD) is used for each test;
3. Email or written notification must be provided to the OCD 72 hours prior to each hydrostatic discharge event. The notice shall contain the following information:
  - a. the proposed location of hydrostatic test discharge (Section/Township/Range or GPS coordinates);
  - b. the date of the proposed discharge;
  - c. the volume of the proposed discharge; and
  - d. the source of hydrostatic test water;
4. The discharge is prohibited from entering any lake, perennial stream, river or their respective tributaries that may be seasonal;
5. No discharge shall occur:
  - a. where ground water is less than 10 feet below ground surface.

- b. within 200 feet of a watercourse (19.15.7.W(4) NMAC), lakebed, sinkhole, or playa lake (19.15.7.P(4) NMAC);
  - c. within an existing wellhead protection area (19.15.7.W(8) NMAC);
  - d. within 500 feet of a wetland (19.15.7.W(9) NMAC); or
  - e. within 500 feet from the nearest permanent residence, school, hospital, institution, or church;
6. No discharge shall occur to a surface water body without obtaining a National Pollution Discharge Elimination Systems (NPDES) permit from the US EPA, NMED, and OCD prior to the discharge;
  7. Best management practices must be implemented to contain the discharge onsite, to ensure that the discharge does not impact adjacent property, and to control erosion;
  8. The discharge does not cause any fresh water supplies to be degraded or to exceed standards as set forth in Subsections A, B, and C of the 20.6.2.3103 NMAC (the Water Quality Regulations);
  9. NMGC shall report all unauthorized discharges, spills, leaks, and releases of hydrostatic test wastewater and conduct corrective action pursuant to the Water Quality Regulations of 20.6.2.1203 NMAC and release notification pursuant to OCD Rule 29 (19.15.29 NMAC);
  10. The landowner(s) of each proposed discharge and/or collection/retention or alternative discharge location must be properly notified of the activities prior to each proposed hydrostatic test event; and
  11. An annual report, summarizing each test of new pipeline with less than 25,000 gallons per hydrostatic test per discharge event, will be submitted to OCD within 45 days after the temporary permission expiration date and shall contain the following information:
    - a. the location of hydrostatic test discharge (Section/Township/Range or GPS coordinates);
    - b. the date of each discharge;
    - c. the volume of each discharge; and
    - d. the source and quality of test water (laboratory analysis, if necessary).

Annual temporary permissions shall expire one (1) year after issuance. **This temporary permission will expire February 17, 2022.** Renewal requests for annual temporary permission to discharge shall be submitted forty-five (45) days prior to the expiration date. An annual temporary permission may be revoked or suspended for violation of any applicable provisions and/or conditions of this approval.

Please be advised that approval of this request does not relieve NMGC of liability should operations result in pollution of surface water, ground water or the environment. Nor does approval relieve NMGC 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) 469-7486 or [brad.a.jones@state.nm.us](mailto:brad.a.jones@state.nm.us).

Sincerely,



Brad A. Jones  
*Environmental Specialist*



New Mexico  
GAS COMPANY®  
AN EMERA COMPANY

RECEIVED

DEC 29 2020

Initial: APAR

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

December 17, 2020

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

Subject: New Mexico Gas Company Request for Renewal of Annual Temporary  
Permission (HBP-22) to Discharge Hydrostatic Test Water

Dear Mr. Jones,

The New Mexico Gas Company (NMGC) is requesting the renewal of their Annual Temporary Permission (HBP-22) to discharge hydrostatic test water from new natural gas pipelines. The current permit expires February 17, 2021 and renewal request is due January 3, 2021. Discharges will occur within NMGC's right-of-way and will be done in a manner to control erosion and prevent sediment discharging from the site. Methods of controlling sediment include: filter bags, detention basins, utilizing a water truck to spray test waters for dust suppression on the right-of-way, working the test water into the trench spoils to aid with compaction, or placing water in the trench and allowing it to soak or evaporate.

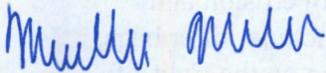
The annual temporary permission authorizes NMGC to discharge hydrostatic test waters throughout the state of New Mexico under the following conditions:

1. The volume does not exceed 25,000 gallons per hydrostatic test;
2. Only water from a public/municipal water supply or other OCD approved sources will be used for each test;
3. NMGC will provide email or written notification to the OCD 72 hours prior to each hydrostatic discharge event;
4. Test water will not enter any lake, perennial stream, river or their respective tributaries that may be seasonal;
5. No discharge shall occur:
  - i. where ground water is less than 10 feet below ground surface.
  - ii. within 200 feet of a watercourse, lakebed, sinkhole or playa lake;
  - iii. within an existing wellhead protection area;
  - iv. within, or within 500 feet of a wetland; or
  - v. within 500 feet from the nearest permanent residence, school, hospital, institution or church;
6. Best management practices will be implemented to contain the discharge onsite, ensure it does not impact adjacent property, and to control erosion;

7. The discharge will not cause any fresh water supplies to be degraded or to exceed standards as set forth in Subsections A, B, and C of the 20.6.2.3103 NMAC (the New Mexico Water Quality Control Commission Regulations);
8. The landowner(s) of each proposed discharge and/or collection/retention or alternative discharge location will be properly notified of the activities prior to each proposed hydrostatic test event; and
9. NMGC will submit an annual report, summarizing all tests of new pipe with less than 25,000 gallons per hydrostatic test event, to the OCD within 45 days after the temporary permission expiration date. The report shall contain the following information:
  - i. location of hydrostatic test (Section, Township and Range or GPS coordinates);
  - ii. date of each test;
  - iii. volume of each discharge; and
  - iv. source and quality of test water (laboratory analysis, if necessary).

An annual report for 2020 will be submitted by April 3, 2021. Enclosed is a check for \$150 to cover the filing and temporary permission fees. Please feel free to call me at (505) 697-3516 if you have any questions. I appreciate your timely review of this application.

Sincerely,



Marcelle Fiedler  
Environmental Supervisor  
NMGC

New Mexico Gas Company, Inc  
7120 Wyoming Blvd NE, Suite 20  
Albuquerque, NM 87109

NOT  
NEGOTIABLE

Check Date 12/09/2020  
Check Number [REDACTED]  
Check Amount \$ \*\*150.00\*\*  
Vendor Number [REDACTED]  
Our Account

WATER QUALITY MANAGEMENT FUND  
1220 S ST FRANCIS DR  
SANTA FE, NM 87505

RECEIVED

DEC 29 2020

Initial: APAR/ASD

NOT

Invoice Date	Invoice Number	Document No	Description	Gross Amount	Discount	Net Amount
12/03/2020	PERMIT NBP-22	1900004367	HYDROSTATIC TESTING PERMIT NBP-22	150.00	0.00	150.00

NOT  
NEGOTIABLE

THE BACK OF THIS CHECK CONTAINS A SECURITY MARK® - DO NOT ACCEPT WITHOUT HOLDING AT AN ANGLE TO VERIFY SECURITY MARK®

New Mexico Gas Company, Inc  
7120 Wyoming Blvd NE, Suite 20  
Albuquerque, NM 87109

JPMorgan Chase Bank, NA  
Syracuse, NY

50-937/213 12/09/2020  
000043893

\*\*\* ONE HUNDRED FIFTY USD\*\*\*

Check Amount

\$ \*\*150.00\*\*

NOT VALID AFTER 180 DAYS

PAY TO THE ORDER OF  
WATER QUALITY MANAGEMENT FUND  
1220 S ST FRANCIS DR  
SANTA FE, NM 87505

*Ryan SL*

PROTECTED

DATE: 1/11/11

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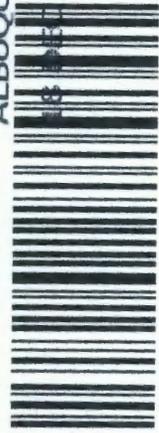
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Brad James OCD



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