

**GW - 179**

**PERMITS,  
RENEWALS,  
& MODS  
Application**

ACKNOWLEDGEMENT OF RECEIPT  
OF CHECK/CASH

I hereby acknowledge receipt of check No. \_\_\_\_\_ dated 4/22/10

or cash received on \_\_\_\_\_ in the amount of \$ 100<sup>00</sup>

from T&C TANK Rental

for GW-179

Submitted by: Leticia Romero Date: 5/4/10

Submitted to ASD by: Laura Romero Date: 5/4/10

Received in ASD by: \_\_\_\_\_ Date: \_\_\_\_\_

Filing Fee \_\_\_\_\_ New Facility \_\_\_\_\_ Renewal \_\_\_\_\_

Modification \_\_\_\_\_ Other \_\_\_\_\_

Organization Code 521.07 Applicable FY 2010

To be deposited in the Water Quality Management Fund.

Full Payment \_\_\_\_\_ or Annual Increment \_\_\_\_\_

# T & C TANK RENTAL & ANCHOR SERVICE CORP.

OUR REF. NO.	YOUR INVOICE NO.	INVOICE DATE	INVOICE AMOUNT	AMOUNT PAID	DISCOUNT TAKEN	NET CHECK AMOUNT
	Discharge plan					

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

RECEIVED  
2010 FEB 16 PM 2:08

**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: Oil field service company GW-179
2. Operator: T & C Tank Rental & Anchor Service Corp.
- Address: P.O. Box. 1197. Denver City, TX 79323
- Contact Person: Mark Spolton Phone: 806-592-3286
3. Location: E 1/2 /4 NE /4 Section 18 Township 17 South Range 27 East  
Submit large scale topographic map showing exact location. Eddy Co. N.M.
4. Attach the name, telephone number and address of the landowner of the facility site.
5. Attach the description of the facility with a diagram indicating location of fences, pits, dikes and tanks on the facility.
6. Attach a description of all materials stored or used at the facility.
7. Attach a description of present sources of effluent and waste solids. Average quality and daily volume of waste water must be included.
8. Attach a description of current liquid and solid waste collection/treatment/disposal procedures.
9. Attach a description of proposed modifications to existing collection/treatment/disposal systems.
10. Attach a routine inspection and maintenance plan to ensure permit compliance.
11. Attach a contingency plan for reporting and clean-up of spills or releases.
12. Attach geological/hydrological information for the facility. Depth to and quality of ground water must be included.
13. Attach a facility closure plan, and other information as is necessary to demonstrate compliance with any other OCD rules, regulations and/or orders.

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: Mark Spolton

Title: President

Signature: Mark Spolton

Date: 2-10-2010

E-mail Address: warboys43@M.S.N.com

**T&C Tank Rental & Anchor Service Corp.**

**P.O. Box 1197  
Denver City, TX 79323**

**February 9th 2010**

**To : State of Mexico - Energy, Minerals and Natural Resources Department  
Oil Conservation**

1220 South Francis Drive  
Santa Fe , NM 87505

**Re : Renewal of Discharge Plan (GW-179)  
T&C Tank Rental & Anchor Service Corp. Artesia Facility**

**Type of Operation :**

Oil Field Service Company  
Facility used for washing Frac Tanks for rental purpose's

**Name of Operator :**

T&C Tank Rental & Anchor Service Corp.

P.O. Box 1197  
Denver city , TX 79323

Tel (806)-592-3286  
**Local representative :**

**Owner Name :**

Mark Spolton

Mark Spolton

**Location of Discharge :**

T&C Tank Rental & Anchor Service Corp.

A Track of land in the east half (E1/2) of northeast quarter (NE1/4) of township 17  
South, range 27 east N.M.Eddy County , New Mexico

**Landowner :**

T&C Tank Rental & Anchor Service Corp.

Warranty Deed is already on file with the O.C.D. Santa Fe Office.

**Materials Stored or used at the Facility**

**Detergents / Soaps**

<u>Name.</u>	<u>Solids ( S )</u>	<u>Type of</u>	<u>Estimated</u>	<u>Location</u>
	<u>Liquids ( L )</u>	<u>Container</u>	<u>Volume Stored</u>	<u>Stored</u>
Windex Glass Cleaner	(L)	Plastic jugs	32 fl oz 5-32 fl oz	Office Shop
Napa Orange Hand Cleaner	(L)	Plastic jugs	1-gal	Shop

**Fuels & Oils Stored or used at the Facility**

<u>Name</u>	<u>Solids ( S )</u>	<u>Type of</u>	<u>Estimated</u>	<u>Location</u>
	<u>Liquids ( L )</u>	<u>Container</u>	<u>Volume Stored</u>	<u>Stored</u>
Rotella T multigrade 15w-40 XLA Shell Oil	(L)	Steel drum	55 gal	Shop
Mystik J-T-6 Grease	gel	Cartridges	140 oz	Shop
Chevron RPM Sae 80-w-90 Gear Oil	(L)	Steel Drum	55 gal	Shop
Chevron Hydraulic Oil AW- 150-68	(L)	Steel Drum	55 gal	Shop

Napa Starting Fluid	( L )	Steel Cans	110 oz	Shop
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Napa Super Heavy Brake Fluid	( L )	Plastic jug	1 gal	Shop
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Propane	Gas	Tank	100 gal	Yard
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**Sources and Quantities of Effluent and Waste Solids Generated at the Facility**

<u>Waste Type</u>	<u>General Composition</u>	<u>Volume</u>	<u>Major Additives</u>
	<u>And Source</u>	<u>Per month</u>	
		<u>BBL or Gal</u>	

<u>Truck Wastes</u>	0	0	0
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**Truck washing**

Road soil & Grease	1-bbl	N/A
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**Waste Slop Oil**

Oil from Tank Washing	15 bbl	N/A
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**Waste Lubrication**  
**And motor Oils**

Truck engine oil Grease	34 gal	N/A
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**Oil Filters**

Oil filters From Trucks  
And equipment

16 Filters

N/A

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**Solids and Sludge's  
From Frac Tanks**

Crude and Sand  
Oil

40 bbls

Crude Oil

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**Painting Waste**

N/A

N/A

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**Sewage**

N/A

N/A

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**Other Waste liquids**

N/A

N/A

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**Other Waste Solids**

N/A

N/A

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**Description of Current Liquids and Solids Collection / Storage / Disposal**

**Procedures.**

All wastewater from washing frac tanks out goes into  
A steel Pit. Then the wastewater is hauled to an O.C.D. approved facility off site.

Any solid waste from the tank cleaning is haul to an O.C.D. approved facility.

Any used motor oil and fillers are picked up by an recycling company for disposal

Any crude oil that is generated at the facility will be stored in a 250bbl tank, until

A permit can be acquired from the O.C.D. and sold to an approved facility.

Waste Management Company picks up any paper and office waste for disposal.

**ATTACHMENT TO THE DISCHARGE PERMIT  
T&C TANK RENTAL AND ANCHOR SERVICE CORP., ARTESIA FACILITY (GW-179)  
DISCHARGE PERMIT APPROVAL CONDITIONS  
September 19, 2006**

**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 oilfield service company.
- 2. Permit Expiration and Renewal:** 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 June 01, 2010** 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.
- 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 April 27, 2005 discharge permit 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 20.6.2.3109.G NMAC addresses possible future modifications of a permit. Pursuant WQCC Regulation 20.6.2.3107.C NMAC, 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. Pursuant to WQCC Regulation 20.6.2.3109.E NMAC, 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:** The owner/operator shall address all deficiencies identified by OCD during the March 22, 2005 discharge permit renewal inspection. Notification of the following deficiencies was provided in an April 5, 2005 certified mail correspondence. The noted deficiencies include the following:

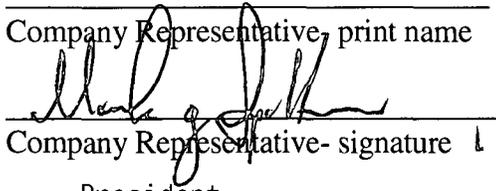
1. Drums are being stored without proper containment. **Action required:** Proper impermeable containment i.e. pad and curb, shall be installed within 90 days.
2. The plastic liner under the waste oil tank located next to the shop has lost integrity. **Action required:** The liner and berm shall be repaired or replaced within 90 days.
3. Oil and water is being discharged onto the ground surface outside of the shop area, east of horse corral, **frac tank washout area, oil-water tank separation area, and area south of there including the frac tank and vertical storage tanks.** **Action required:** All contaminated soils shall be removed within 90 days and disposed of off-site at an OCD approved facility. Confirmation soil samples shall be collected below the contaminated areas after the soils have been removed. The samples shall be analyzed for BTEX (8021), TPH (8015 GRO&DRO), and chlorides all using EPA approved methods.
4. The frac tank washout area, tank separation area, and area south of there including the frac tank and vertical storage tanks all need proper impermeable containment with berms. **Action required:** Proper impermeable containment and berms shall be installed under all process tanks within 90 days.
5. Improper disposal of oil contaminated soils. OCD observed that contaminated soils have been scraped up off of the ground surface and used as berm material. **Action required:** All contaminated soils shall be removed within 90 days and disposed of off-site at an OCD approved facility.
6. The two land farms and old "washout pit" area requires closure. **Action Required:** Include a closure plan within 120 days for these areas in the Discharge Permit submittal.
7. Housekeeping in the scrap iron junk area and used tire pile needs to be addressed. **Action Required:** Disposal or recycling of this material within 90 days. The new discharge plan shall include the proper storing, handling and disposing of these waste items.

**T&C will notify the OCD Santa Fe office and the OCD District office at least 72 hours in advance of all scheduled activities such that the OCD has the opportunity to witness the events and/or split samples during OCD's normal business hours.**

21. **Transfer of Discharge Permit:** The owner/operator shall notify the OCD prior to any transfer of ownership, control or possession of a facility with an approved discharge permit. The purchaser shall submit a written commitment to comply with the terms and conditions of the previously approved discharge permit and shall seek OCD approval prior to transfer.
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: Certification: T&C TANK RENTAL AND ANCHOR SERVICE CORP.,** by the officer whose signature appears below, accepts this permit and agrees to comply with all submitted commitments, including these terms and conditions contained herein. **T&C TANK RENTAL AND ANCHOR SERVICE CORP.** 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: **T&C TANK RENTAL AND ANCHOR SERVICE CORP.**

Mark G. Spolton  
\_\_\_\_\_  
Company Representative, print name  
  
\_\_\_\_\_  
Company Representative- signature  
President  
Title \_\_\_\_\_

Date 9-26-06

ACKNOWLEDGEMENT OF RECEIPT  
OF CHECK/CASH

I hereby acknowledge receipt of check No. [redacted] dated 9/26/06

or cash received for [redacted] in the amount of \$ 1700<sup>00</sup>

from Tank Rental & Anchor Service Corp

for GW-179

submitted by Lawrence Romero Date 10/4/06

submitted to ASD by Lawrence Romero Date 10/4/06

Received in ASD by \_\_\_\_\_ Date \_\_\_\_\_

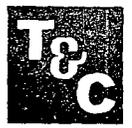
Filing Fee \_\_\_\_\_ New Facility \_\_\_\_\_ Renewal

Modification \_\_\_\_\_ Other \_\_\_\_\_

Organization Code 52107 Applicable FY 2004

To be deposited in the Water Quality Management Fund

Full Payment \_\_\_\_\_ or Annual Increment \_\_\_\_\_



Tank Rental & Anchor Service Corp.  
P.O. Box 1197 Ph. 806-592-3286  
Denver City, Texas 79323

LEA COUNTY STATE BANK  
P.O. Box 400  
Hobbs, New Mexico 88241  
95-183/1122



9-26-06

AMOUNT \$1700.00

PAY  
TO THE  
ORDER OF

T&C TANK RENTAL & ANCHOR SERV. CORP. 1700 DOLS 00 CTS

Water Quality Management Fund

*Brenda Bailey*

GW-179



RECEIVED  
MAY 31 2000  
Environmental Bureau  
Oil Conservation Division

**ATTACHMENT TO THE DISCHARGE PLAN GW-179 APPROVAL  
T&C Tank Rental and Anchor Corp. - Artesia Facility (GW-179)  
DISCHARGE PLAN APPROVAL CONDITIONS  
May 22, 2000**

1. Payment of Discharge Plan Fees: The \$50.00 filing fee has been received by OCD. The \$690.00 flat fee shall be submitted upon receipt of this approval. The required flat fee may be paid in a single payment due at the time of approval, or in equal annual installments over the duration of the plan, with the first payment due upon receipt of this approval.
2. Commitments: T&C Tank Rental and Anchor Corp., will abide by all commitments submitted in the discharge plan renewal application dated January 19, 2000 and these conditions for approval.
3. Drum Storage: All drums containing materials other than fresh water must be stored on an impermeable pad with curbing. All empty drums should be stored on their sides with the bungs in place and lined up on a horizontal plane. Chemicals in other containers such as sacks or buckets must also be stored on an impermeable pad with curbing.
4. Process Areas: All process and maintenance areas which show evidence that leaks and spills are reaching the ground surface must be either paved and curbed or have some type of spill collection device incorporated into the design.
5. Above Ground Tanks: All above ground tanks which contain fluids other than fresh water must be bermed to contain a volume of one-third more than the total volume of the largest tank or of all interconnected tanks. All new facilities or modifications to existing facilities must place the tank on an impermeable type pad within the berm.
6. Above Ground Saddle Tanks: Above ground saddle tanks must have impermeable pad and curb type containment unless they contain fresh water or fluids that are gases at atmospheric temperature and pressure.
7. Labeling: All tanks, drums, and other containers should be clearly labeled to identify their contents and other emergency information necessary if the tank were to rupture, spill, or ignite.

8. Below Grade Tanks/Sumps: All below grade tanks, sumps, and pits must be approved by the OCD prior to installation or upon modification and must incorporate secondary containment and leak-detection into the design. All pre-existing sumps and below-grade tanks must be tested to demonstrate their mechanical integrity no later than July 15, 2000 and every year from tested date, thereafter. Permittees may propose various methods for testing such as pressure testing to 3 pounds per square inch above normal operating pressure and/or visual inspection of cleaned out tanks and/or sumps, or other OCD approved methods. The OCD will be notified at least 72 hours prior to all testing. The test results will be submitted to OCD in an annual report due on August 15, of each year.
9. Underground Process/Wastewater Lines: All underground process/wastewater pipelines must be tested to demonstrate their mechanical integrity no later than July 15, 2000 and every 5 years, from tested date, thereafter. Permittees may propose various methods for testing such as pressure testing to 3 pounds per square inch above normal operating pressure or other means acceptable to the OCD. The OCD will be notified at least 72 hours prior to all testing. The test results will be submitted to OCD in the annual report due on August 15, 2000.
10. Class V Wells: No Class V wells that inject non-hazardous industrial wastes or a mixture of industrial wastes and domestic wastes will be approved for construction and/or operation unless it can be demonstrated that groundwater will not be impacted in the reasonably foreseeable future. Leach fields and other wastewater disposal systems at OCD regulated facilities which 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.
11. Housekeeping: All systems designed for spill collection/prevention, and leak detection will be inspected daily to ensure proper operation and to prevent over topping or system failure. All spill collection and/or secondary containment devices will be emptied of fluids within 48 hours of discovery.
12. Spill Reporting: All spills/releases shall be reported pursuant to OCD Rule 116. and WQCC 1203. to the OCD Artesia District Office.
13. Waste Disposal: All wastes will be disposed of at an OCD approved facility. Only oilfield exempt wastes shall be disposed of down Class II injection wells. Non-exempt oilfield wastes that are non-hazardous may be disposed of at an OCD approved facility upon proper waste determination per 40 CFR Part 261. Any waste stream that is not listed in the discharge plan will be approved by OCD on a case-by-case basis.

14. OCD Inspections: Additional requirements may be placed on the facility based upon results from OCD inspections. As a result of the inspection conducted by OCD on May 09, 2000 (copy enclosed) the following requirements shall be met by July 15, 2000.
  - A. Submit a plan for OCD approval for cleaning up the old trash pit found north of the frac tank washout area (see picture #9), the large vacant area of the yard where visual contamination was observed (see picture #10) and the tank sandblast area (see picture #11).
  - B. Submit an updated waste stream list that details all waste generated on site and how each waste is disposed of. T&C shall classify each waste stream to indicate whether the waste would be classified as oilfield exempt or non-exempt status pursuant to EPA RCRA rules and regulations.
  - C. Submit information for line item XII of the discharge plan application; (geological/hydrological information, i.e. depth to ground water, groundwater quality, and any fresh water wells located within 300 yards of the facility, etc).
15. Storm Water Plan: T&C Tank Rental and Anchor Corp., will submit a storm water run-off plan for OCD approval by July 15, 2000.
16. Pit Closure and Landsread Area: T&C Tank Rental and Anchor Corp. shall submit a progress report by July 15, 2000 with the following information:
  - A. Estimated time of closure and a schedule of events to enhance closure.
  - B. Composite samples of the north landsread area and south landsread area with each sample being analyzed for BTEX, TPH and Chlorides. T&C will notify OCD 48 hours in advance so OCD may witness or split samples during OCD's normal business hours.
  - C. A bottom hole sample taken three feet below the excavated pit bottom. The sample shall be analyzed for BTEX, TPH and Chlorides. T&C will notify OCD 48 hours in advance so OCD may witness or split samples during OCD's normal business hours.

17. Transfer of Discharge Plan: The OCD will be notified prior to any transfer of ownership, control, or possession of a facility with an approved discharge plan. A written commitment to comply with the terms and conditions of the previously approved discharge plan must be submitted by the purchaser and approved by the OCD prior to transfer.
18. Closure: The OCD will be notified when operations of the facility are discontinued for a period in excess of six months. Prior to closure of the facility a closure plan will be submitted for approval by the Director. Closure and waste disposal will be in accordance with the statutes, rules and regulations in effect at the time of closure.
19. Certification: **T&C Tank Rental and Anchor Corp.,** by the officer whose signature appears below, accepts this permit and agrees to comply with all terms and conditions contained herein. **T&C Tank Rental and Anchor Corp.,** further acknowledges that these conditions and requirements of this permit may be changed administratively by the Division for good cause shown as necessary to protect fresh water, human health and the environment.

Conditions accepted by: **T&C Tank Rental and Anchor Corp., -T&C Tank Rental and Anchor Corp.**

Mark G. Spolton  
Company Representative- print name

Mark G. Spolton Date 5-26-00  
Company Representative- Sign

Title Vice President



STATE OF NEW MEXICO  
ENERGY, MINERALS AND NATURAL RESOURCES DEPARTMENT

OIL CONSERVATION DIVISION  
2040 S. PACHECO  
SANTA FE, NEW MEXICO 87505  
(505) 827-7131

June 28, 1995

**CERTIFIED MAIL**  
**RETURN RECEIPT NO. P-176-012-133**

Mr. Mark Spolton  
T & C Tank Rental and Anchor Service Corp.  
11262 East U.S. Highway 82  
Artesia, New Mexico 88210

Re: Surface Impoundment Closure  
(GW-179) T&C Tank Rental and Anchor Service Corp.  
Eddy County, New Mexico

Dear Mr. Spolton:

The Oil Conservation Division (OCD) has completed a review of T&C Tank Rental and Anchor Service Corporations' (T&C) April 1995 "CLOSURE PLAN" to formally close the unlined surface impoundment present at the above referenced facility. Based upon the information provided, the closure plan is hereby approved with the following conditions:

1. All soil samples for verification of completion of remedial activities will be analyzed for benzene, toluene, ethylbenzene, xylene and total petroleum hydrocarbons in accordance with the OCD's "SURFACE IMPOUNDMENT CLOSURE GUIDELINES".
2. T&C will notify the Environmental Bureau Chief of the Santa Fe Office and the OCD Artesia District Supervisor within 24 hours of the discovery of groundwater contamination related to any pit closure activities.
3. Upon completion of all closure activities, T&C will submit to the OCD for approval a completed "Pit Remediation and Closure Report" form (attached) which will contain the final results of all pit closure and soil remediation activities. The report will also include the concentrations and application rates of all materials or additives to enhance the bioremediation of the contaminants and the final concentrations of the landfarmed or bioremediated soils. To simplify the approval process for both T&C and the OCD, the OCD requests that T&C submit final pit closure reports only upon completion of all closure activities including landfarming of contaminated soils.

Mr. Mark Spolton  
June 29, 1995  
Page 2

4. All soils removed from the pit excavation will be taken to a designated area at the facility to be landspread for bioremediation. The landspreading is approved according to the following conditions:
  - a. No free liquids will be dumped, drained or spread on the designated landspreading area.
  - b. The designated landspreading area will be bermed and maintained to prevent runoff.
  - c. Soils may be spread in six (6) inch lifts or less
  - d. Soils will be disced at a minimum of once every two weeks to enhance the biodegradation of the contaminants.
  - e. The landspreading operation is approved only for the soils and wastes associated with the closure of the pit.
5. The OCD will be notified of any break, spill, or any circumstance that could constitute a hazard or has potential to result in contamination in accordance with OCD rule 116.
6. T&C will notify the OCD of any activities related to the closure of a pit 48 hours in advance to allow the OCD to witness any and/or all activities.

Please be advised that OCD approval does not relieve T&C of liability should closure activities determine that contamination exists which is beyond the scope of the work plan or if the work fails to fully delineate the extent of contamination related to T&C's activities. In addition, OCD approval does not relieve T&C of responsibility for compliance with any other federal, state or local laws and/or regulations.

If you have any questions, please do not hesitate to call me at (505) 827-7153.

Sincerely,



Chris E. Eustice  
Environmental Geologist

xc: OCD - Artesia Office



STATE OF NEW MEXICO  
ENERGY, MINERALS AND NATURAL RESOURCES DEPARTMENT

OIL CONSERVATION DIVISION

2040 S. PACHECO  
SANTA FE, NEW MEXICO 87505  
(505) 827-7131

June 1, 1995

**CERTIFIED MAIL**  
**RETURN RECEIPT NO. P-176-012-145**

Mr. Mark Spolton  
T & C Tank Rental and Anchor Service Corp.  
11262 East U.S. Highway 82  
Artesia, New Mexico 88210

**RE: DISCHARGE PLAN (GW-179)**  
**T & C TANK RENTAL AND ANCHOR FACILITY**  
**EDDY COUNTY, NEW MEXICO**

Dear Mr. Spolton:

The groundwater discharge plan GW-172 for the T & C Tank Rental and Anchor Service (T&C) Artesia facility located in the E/2 NE/4, Section 18, Township 17 South, Range 27 East, NMPM, Eddy County, New Mexico is hereby approved under the conditions contained in the enclosed attachment. The discharge plan consists of the application dated November 4, 1994 and the supplemental information dated April 14, 1995.

The discharge plan was submitted pursuant to section 3-106 of the Water Quality Control Commission Regulations. It is approved pursuant to section 3-109.A.. Please note Section 3-109.F., which provides for possible future amendment of the plan. Please be advised that approval of this plan does not relieve T&C of liability should their operation result in pollution of surface or ground waters or the environment.

Please be advised that all exposed pits, including lined pits and open top tanks (exceeding 16 feet in diameter) shall be screened, netted, or otherwise rendered nonhazardous to wildlife including migratory birds.

Please note that section 3-104 of the regulations requires that "when a plan has been approved, discharges must be consistent with the terms and conditions of the plan". Pursuant to Section 3-107.C. T&C is required to notify the Director of any facility expansion, production increase, or process modification that would result in any change in the discharge of water quality or volume.

Mr. Mark Spolton  
June 1, 1995  
Page 2

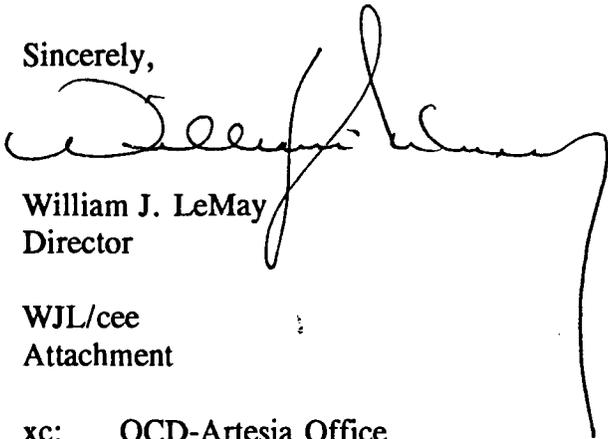
Pursuant to Section 3-109.G.4., this approval is for a period of five years. This approval will expire June 1, 2000 and T&C should submit an application for renewal in ample time before that date.

The discharge plan application for the T&C Artesia facility is subject to the WQCC Regulation 3-114 discharge plan fee. Every billable facility submitting a discharge plan will be assessed a fee equal to the filing fee of **fifty (50) dollars** plus a flat rate of **thirteen-hundred eighty (1380) dollars** for service company facilities.

The OCD has not received the \$50 filing fee. The \$50 filing fee is due immediately. The flat fee for an approved discharge plan may be in a single payment due at the time of approval, or in equal annual installments over the duration of the plan, with the first payment due upon receipt of this approval.

On behalf of the staff of the Oil Conservation Division, I wish to thank you and your staff for your cooperation during this discharge plan review.

Sincerely,

A handwritten signature in black ink, appearing to read 'William J. LeMay', written over a horizontal line. The signature is fluid and cursive, with a long, sweeping tail that extends downwards and to the right.

William J. LeMay  
Director

WJL/cee  
Attachment

xc: OCD-Artesia Office

ATTACHMENT TO THE DISCHARGE PLAN GW-179 APPROVAL  
T & C TANK RENTAL AND ANCHOR SERVICE  
ARTESIA FACILITY  
DISCHARGE PLAN REQUIREMENTS  
(JUNE 1, 1995)

1. Pit Closure: The unlined washout pit will be closed according to OCD "Unlined Surface Impoundment Closure Guidelines". All activities related to the closure of the unlined pit will be approved by the OCD Santa Fe Office.
2. Waste Disposal: All rinsate waters and associated sludges can only be disposed of after obtaining written OCD approval. Prior to OCD approval, the waste must be tested for hazardous characteristics.
3. Drum Storage: All drums will be stored on pad and curb type containment.
4. Sump Inspection: All existing sumps will be cleaned out and inspected annually to ensure mechanical integrity. Any new sumps or below-grade tanks will incorporate leak detection in their designs.
5. Berms: All tanks that contain materials other than freshwater will be bermed to contain one and one-third (1-1/3) the capacity of the largest tank within the berm or one and one-third (1-1/3) the total capacity of all interconnected tanks.
6. Pressure testing: All discharge plan facilities are required to pressure test all underground piping at the time of discharge plan renewal. All new underground piping shall be designed and installed to allow for isolation and pressure testing at 3 psi above normal operating pressure.
7. Spills: All spills and/or leaks will be reported to the OCD district office pursuant to WQCC Rule 1-203 and OCD Rule 116.
8. OCD Inspection: Additional requirements may be placed on the facility based upon results from OCD inspections.
9. Discharge Plan Fees: The \$50 filing fee is due immediately upon receipt of this letter. The flat fee (\$1380) may be in a single payment due at the time of approval, or in equal annual installments over the duration of the plan with the first payment due upon receipt of this approval.
10. Modifications: T&C is required to notify the Director of any facility expansion, production increase, or process modification