



CERTIFIED MAIL
RETURN RECEIPT REQUESTED

September 1, 2022

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

Subject: New Mexico Gas Company, Inc Request for Renewal of 120-day Temporary
Permission (HBP-22) to Discharge Hydrostatic Test Water

Dear Mr. Jones,

The New Mexico Gas Company, Inc (NMGC) is requesting a 120-day Temporary Permission (HBP-22) to discharge hydrostatic test water from new natural gas pipelines. The current permit expires October 15, 2022 and renewal request is due September 1, 2022. 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 120-day temporary permission authorizes NMGC to discharge hydrostatic test waters throughout the state of New Mexico under the following conditions:

- a) The volume does not exceed 25,000 gallons per hydrostatic test;
- b) Only water from a public/municipal water supply or other OCD approved sources, by written request and analytical results, is be used for each hydrostatic test;
- c) NMGC will provide email or written notification to the OCD 72 hours prior to each hydrostatic discharge event. Each notice shall contain the following information:
 - i. The proposed location of hydrostatic test discharge (Section/Township/range or GPS coordinates)
 - ii. The date of the proposed discharge
 - iii. The volume of the proposed discharge; and
 - iv. The source of hydrostatic test water
- d) Test water will not enter any lake, perennial stream, river or their respective tributaries that may be seasonal;
- e) No discharge shall occur:
 - i. where ground water is less than 10 feet below ground surface.
 - ii. within 200 feet of a watercourse (defined in 19.15.2.7.W(4) NMAC), lakebed, sinkhole or playa lake (defined in 19.15.2.7.P(4) NMAC);
 - iii. within an existing wellhead protection area (defined in 19.15.2.7.W(8) NMAC);

- iv. within, or within 500 feet of a wetland (defined in 19.15.2.7.W(9) NMAC); or
- v. within 500 feet from the nearest permanent residence, school, hospital, institution or church;
- f) Best management practices will be implemented to contain the discharge onsite to ensure it does not impact adjacent property, and to control erosion;
- g) 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;
- h) 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
- i) NMGC will submit a report, summarizing all hydrostatic test wastewater discharges 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 each hydrostatic test (Section, Township and Range or GPS coordinates);
 - ii. date of each discharge;
 - iii. volume of each discharge; and
 - iv. source and quality of test water (laboratory analysis, if necessary).

A report will be submitted by November 28, 2022 for the previous permit. Attached is a check for \$150 to cover the filing and temporary permission fees. Please feel free to call me at (505) 895-2549 if you have any questions. I appreciate your timely review of this application.

Sincerely,



Kasey Anderson
Environmental Scientist
NMGC

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

Check Date 08/23/2022
Check Number 000057535
Check Amount \$ **150.00**
Vendor Number 10041927
Our Account

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

| Invoice Date | Invoice Number | Document No | Description | Gross Amount | Discount | Net Amount |
|--------------|----------------|-------------|-------------|--------------|----------|------------|
| 08/18/2022 | DISCHARGE FEES | 1900002631 | | 150.00 | 0.00 | 150.00 |

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 08/23/2022
000057535

*** ONE HUNDRED FIFTY USD***

PAY TO THE ORDER OF

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

Check Amount

\$ **150.00**

NOT VALID AFTER 180 DAYS

Ryan SL

Jones, Brad, EMNRD

From: Jones, Brad, EMNRD
Sent: Monday, September 26, 2022 1:46 PM
To: Anderson, Kasey R.; Fiedler, Marcelle F.
Subject: Re: [EXTERNAL] New Mexico Gas Company's HBP-22 120 Day Permit Renewal 9-1-2022
Attachments: 2022 0926 HBP-22 New Mexico Gas Company Inc 120-day TP renewal approval signed.pdf

Kasey,

Please see the attached. It a copy of your 120-day temporary permission renewal approval for HBP-022. 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@emnrd.nm.gov
www.emnrd.nm.gov

From: Anderson, Kasey R. <Kasey.Anderson@nmgco.com>
Sent: Monday, September 26, 2022 8:50 AM
To: Jones, Brad, EMNRD <brad.a.Jones@state.nm.us>
Cc: Fiedler, Marcelle F. <Marcelle.Fiedler@nmgco.com>
Subject: RE: [EXTERNAL] New Mexico Gas Company's HBP-22 120 Day Permit Renewal 9-1-2022

Good morning Brad,

Our current OCD 120-day permit will expire in mid-October, and I don't remember receiving an updated permit. Can you check on the 120-day permit renewal for us?

Thank you,

Kasey Anderson
Environmental Scientist
New Mexico Gas Company
Email: Kasey.Anderson@nmgco.com
Work Mobile: 505-895-2549



From: Anderson, Kasey R. <>
Sent: Thursday, September 1, 2022 1:19 PM

To: Jones, Brad A., EMNRD <brad.a.jones@state.nm.us>
Cc: Fiedler, Marcelle F. <Marcelle.Fiedler@nmgco.com>
Subject: RE: [EXTERNAL] New Mexico Gas Company's HBP-22 120 Day Permit Renewal 9-1-2022

Brad,

Thank you for the confirmation and recommendation.

Kasey Anderson

Environmental Scientist
New Mexico Gas Company
Email: Kasey.Anderson@nmgco.com
Work Mobile: 505-895-2549



From: Jones, Brad A., EMNRD <brad.a.jones@state.nm.us>
Sent: Thursday, September 1, 2022 1:18 PM
To: Anderson, Kasey R. <Kasey.Anderson@nmgco.com>
Cc: Fiedler, Marcelle F. <Marcelle.Fiedler@nmgco.com>
Subject: RE: [EXTERNAL] New Mexico Gas Company's HBP-22 120 Day Permit Renewal 9-1-2022

CAUTION - External Email

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Kasey,

Thank you for the notice regarding the correct and incorrect submittals. OCD will reject Action ID 132457. As for submitting the HBP report, I recommend using the HBP Main Form/Report for the attachment option. If you have any further 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
www.emnrd.nm.gov

From: Anderson, Kasey R. <Kasey.Anderson@nmgco.com>
Sent: Thursday, September 1, 2022 11:59 AM
To: Jones, Brad A., EMNRD <brad.a.jones@state.nm.us>

Cc: Fiedler, Marcelle F. <Marcelle.Fiedler@nmgco.com>

Subject: [EXTERNAL] New Mexico Gas Company's HBP-22 120 Day Permit Renewal 9-1-2022

CAUTION: This email originated outside of our organization. Exercise caution prior to clicking on links or opening attachments.

Hello Brad,

I have submitted New Mexico Gas Company's HBP-22 120 Day Permit Renewal on the OCD Permitting website. I have attached a copy of the submission here, and I have mailed the permit fee check.

There are two submissions that I made today, one of them was incorrectly submitted. The **correct submission** is under **ACTION ID 140189**, and the incorrect submission is under ACTION ID 132457. I am sorry, did not find an option to delete a submitted request.

For the upcoming HBP report submission on the OCD Permitting website, will we need to upload our report under HBP Main Report or Other Report? We had to use the HBP Main Form for the permit renewal application.

Have a nice day, and let me know if you have any questions.

Thank you,

Kasey Anderson

Environmental Scientist

New Mexico Gas Company

Email: Kasey.Anderson@nmgco.com

Work Mobile: 505-895-2549



NOTICE: This email is intended only for the individual(s) to whom it is addressed and may contain confidential information. If you have received this email by mistake, please notify the sender immediately, delete this email from your system and do not copy or disclose it to anyone else. Although we take precautions to protect against viruses, we advise you to take your own precautions to protect against viruses as we accept no liability for any which remain.

State of New Mexico
Energy, Minerals and Natural Resources Department

Michelle Lujan Grisham
Governor

Sarah Cottrell Propst
Cabinet Secretary

Todd E. Leahy, JD, PhD
Deputy Secretary

Adrienne Sandoval
Director, Oil Conservation Division



September 26, 2022

Mr. Kasey Anderson
New Mexico Gas Company, Inc.
P.O. Box 97500
Albuquerque, New Mexico 87199-7500
Kasey.Anderson@nmgco.com

**Re: Request for Temporary Permission to Discharge Hydrostatic Test Water
New Mexico Gas Company, Inc. - OGRID 277930
Permit: HBP – 22**

Dear Mr. Anderson:

The New Mexico Oil Conservation Division (OCD) has completed its review of New Mexico Gas Company, Inc.'s (NMGC) emailed renewal request, dated September 1, 2022, for approval of a 120-day temporary permission to discharge small quantities of hydrostatic test wastewater generated from the testing of new transmission pipelines of oil and gas or products thereof throughout the State of New Mexico, which expires on October 15, 2022. OCD acknowledges receipt of the filing fee (\$100.00) and temporary permission fee (\$50.00) within a separately mailed submittal received by OCD on September 20, 2022.

Based on the information provided in the request, *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 the approved 120-day period with the following understandings and conditions:

1. the volume of the discharge is less than 25,000 gallons per hydrostatic test;
2. water from a public/municipal water supply or other OCD approved sources, by written request and analytical results, is used for each hydrostatic 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;

New Mexico Gas Company, Inc.
Permit: HBP - 22
September 26, 2022
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4. no discharge shall enter 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 (19.15.2.7.W(4) NMAC), lakebed, sinkhole, or playa lake (19.15.2.7.P(4) NMAC);
 - c. within an existing wellhead protection area (19.15.2.7.W(8) NMAC);
 - d. within 500 feet of a wetland (19.15.2.7.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. a report, summarizing each test of new pipeline with less than 25,000 gallons per hydrostatic test per discharge event performed within the approved 120-day period, shall 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).

This temporary permission shall expire 120-days after issuance. **This temporary permission will expire on February 12, 2023.** Renewal requests for a 120-day temporary permission to discharge shall be submitted forty-five (45) days prior to the expiration date. A 120-day temporary permission may be revoked or suspended for violation of any applicable provisions and/or conditions of this approval.

New Mexico Gas Company, Inc.
Permit: HBP - 22
September 26, 2022
Page 3 of 3

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, please do not hesitate to contact me at (505) 469-7486 or brad.a.jones@state.nm.us.

Respectfully,

A handwritten signature in blue ink, appearing to read 'Brad A. Jones', with a stylized flourish at the end.

Brad A. Jones
Environmental Specialist

District I
1625 N. French Dr., Hobbs, NM 88240
Phone:(575) 393-6161 Fax:(575) 393-0720
District II
811 S. First St., Artesia, NM 88210
Phone:(575) 748-1283 Fax:(575) 748-9720
District III
1000 Rio Brazos Rd., Aztec, NM 87410
Phone:(505) 334-6178 Fax:(505) 334-6170
District IV
1220 S. St Francis Dr., Santa Fe, NM 87505
Phone:(505) 476-3470 Fax:(505) 476-3462

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

CONDITIONS

Action 140189

CONDITIONS

| | |
|--|--|
| Operator: NEW MEXICO GAS COMPANY, INC. P.O. Box 97500 Albuquerque, NM 87199 | OGRID: 277930 |
| | Action Number: 140189 |
| | Action Type: [UF-HP] HBP Permission (HBP) |

CONDITIONS

| Created By | Condition | Condition Date |
|------------|--|----------------|
| bjones | The approval was emailed to Kasey Anderson (NMGC) on September 26, 2022 and is attached to this request. | 9/28/2022 |