

Jones, Brad A., EMNRD

From: Jones, Brad A., EMNRD
Sent: Tuesday, October 10, 2017 10:37 AM
To: 'Cristina Maldonado'
Subject: RE: C-133 form
Attachments: RULE 19.15.34.17 NMAC effective 3-31-15-17.pdf; 2017 1010 Two Brothers Services LLC C-133-643 approval.pdf

Two Brothers Services LLC, C-133-643

OCD hereby approves the Form C-133, Authorization to move Produced Water, 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.

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.

Your Order Number is: C-643, this is an internal tracking number. The Applicant can use this number to locate their approved form C-133 application online, see directions below.

- A copy of your approved Form C-133 is located online here:

<http://ocdimage.emnrd.state.nm.us/imaging/AEOrderCriteria.aspx>

- Open the link and the following options will display.
- Select **ORDER TYPE**: "Authorization to Transport Oilfield Liquids – (C-133)", within the pull down menu.
- THEN, within the **ORDER NUMBER**: type in the C-~~XXX~~ number located on the upper right hand corner of approved permit.
- Once entered, select "Search", the screen will change to data pertaining to your Form C-133. All Thumbnails noted are in PDF format.
- Your approved Form C-133 and the Authorization to Move Produce Water rules (19.15.34.17 NMAC) are attached to this e-mail.
- A **COPY** of your Approved Form C-133 shall be placed in **EACH** of your Transport Vehicles.
- If the TRANSPORTER changes their contact information or location/Contact-Mailing address, notify the OCD Santa Fe office of the changes @ 505-476-3487

- If the TRANSPORTER changes their Transporter Name then their previously approved C-133 is nullified and is no longer active. Contact the OCD Santa Fe office if there is a Transporter name change @ 505-476-3487.

Brad A. Jones

Environmental Engineer

EMNRD Oil Conservation Division

1220 S. Saint Francis Drive

Santa Fe, New Mexico 87505

E-mail: brad.a.jones@state.nm.us

Office: (505) 476-3487

Fax: (505) 476-3462

From: Cristina Maldonado [mailto:twobrothersservicesllc@gmail.com]

Sent: Tuesday, October 10, 2017 9:14 AM

To: Jones, Brad A., EMNRD <brad.a.jones@state.nm.us>

Subject: Fwd: C-133 form

Mr. Jones

Here is paper work needed to get C-133. If you need anything else please feel free to contact my manager Oscar Maldonado [602-359-2231](tel:602-359-2231).

We are not sure if you received the first email so I am re sending it just in case..

Thank you

Christina Maldonado

C-1043

Submit a single copy to
Santa Fe Office

State of New Mexico
Energy Minerals and Natural Resources

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: TWO BROTHERS SERVICES LLC

Business (Physical) Address in New Mexico:

Contact Mailing Address (If different):

2920 PIEDRAS RD

CARLSBAD NM 88220

Business Phone: 602-359-2231

Contact Phone: 602-359-2231

Business Fax: _____

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:
5232139

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 be 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: 8-30-17

Printed Name: Cristina Maldonado

Title: Owner

E-mail Address: two brothers services LLC@gmail.com

(This space for State use)

Approved by: [Signature]

Title: Environmental Specialist

Date: October 10, 2017

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 of 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.

Jones, Brad A., EMNRD

From: Cristina Maldonado <twobrothersservicesllc@gmail.com>
Sent: Tuesday, October 10, 2017 9:14 AM
To: Jones, Brad A., EMNRD
Subject: Fwd: C-133 form
Attachments: C-133 FORM AND WARRENT.pdf

Mr. Jones

Here is paper work needed to get C-133. If you need anything else please feel free to contact my manager Oscar Maldonado [602-359-2231](tel:602-359-2231).

We are not sure if you received the first email so I am re sending it just in case..

Thank you

Christina Maldonado

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

AUTHORIZATION TO MOVE PRODUCED WATER

Transporter Name: TWO BROTHERS SERVICES LLC

Business (Physical) Address in New Mexico:

Contact Mailing Address (if different):

2920 PIEDRAS RD

CARLSBAD NM 88220

Business Phone: 602-359-2231

Contact Phone: 602-359-2231

Business Fax: _____

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: 5232139

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

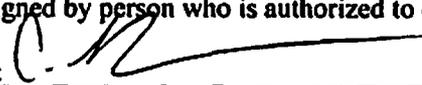
C. If the applicant is any other form of partnership, identify all partners: _____

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.)

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"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: 

Date: 8-30-17

Printed Name: Cristina Maldonado

Title: Owner

E-mail Address: two brothers services llc@gmail.com

(This space for State use)

Approved by: _____

Title: _____

Date: _____

CASE NO. 17-00235-TRM



WARRANT/PRC NO. 57116

NEW MEXICO PUBLIC REGULATION COMMISSION

Commissioners

District 1 Cynthia B. Hall District 2 Patrick H. Lyons District 3 Valerie Espinoza
District 4 Lynda Lovejoy District 5 Sandy Jones

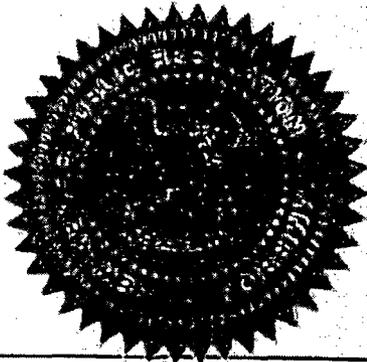
Warrant For Transportation Services

TWO BROTHERS SERVICES, LLC
2920 PIEDRAS RD
CARLSBAD, NEW MEXICO 88220

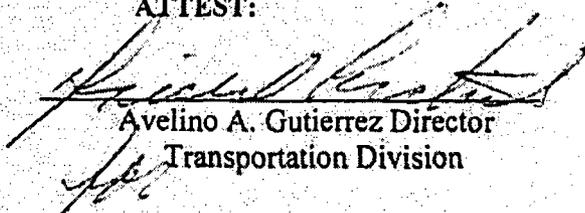
TRANSPORTATION OF GENERAL COMMODITIES EXCLUDING THE
TRANSPORTATION OF HOUSEHOLD GOODS AS THAT TERM IS DEFINED IN 49 USC
SECTION 13102(10), BETWEEN POINTS AND PLACES THROUGHOUT THE STATE OF
NEW MEXICO.

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 26th DAY OF SEPTEMBER 2017.



ATTEST:


Avelino A. Gutierrez Director
Transportation Division

Form E
UNIFORM MOTOR CARRIER BODILY INJURY AND PROPERTY
DAMAGE LIABILITY CERTIFICATE OF INSURANCE

PERMIT # _____

Filed with New Mexico Public Regulation Commission (Hereinafter called Commission)
(Name of Commission)

This is to certify, that the Hudson Insurance Company (Hereinafter called Company)
(Name of Company)

of 100 William Street, 5th Floor, New York, NY 10038 has issued to
(Home Office Address of Company)

TWO BROTHERS SERVICES LLC 2920 PIEDRAS
(Name of Motor Carrier) of CARLSBAD, NM 88220
(Address of Motor Carrier)

a policy or policies of insurance effective from 08/02/2017 12:01 A.M. standard time at the address of the insured stated in said policy or policies and continuing until canceled as provided herein, which, by attachment of the Uniform Motor Carrier Bodily Injury and Property Damage Liability Insurance Endorsement, has or have been amended to provide automobile bodily injury and property damage liability insurance covering the obligations imposed upon such motor carrier by the provisions of the motor carrier law of the State in which the Commission has jurisdiction or regulations promulgated in accordance therewith.

Whenever requested, the Company agrees to furnish the Commission a duplicate original of said policy or policies and all endorsements thereon.

This certificate and the endorsement described herein may not be canceled without cancellation of the policy to which it is attached. Such cancellation may be effected by the Company or the insured giving thirty (30) days' notice in writing to the State Commission, such thirty (30) days' notice to commence to run from the date notice is actually received in the office of the Commission.

Countersigned at II VILLAGE DRIVE, SUITE 300, ABILENE, TEXAS 79606

This August 3, 2017

Insurance Company File No. WHNMB1720048


Authorized Company Representative

IRB

3539B

FILED

SEP 26 2017

By AD
PRC

Jones, Brad A., EMNRD

From: Cristina Maldonado <twobrothersservicesllc@gmail.com>
Sent: Wednesday, October 4, 2017 3:04 PM
To: Jones, Brad A., EMNRD
Subject: C-133 form
Attachments: C-133 FORM AND WARRENT.pdf

Mr. Jones

Here is paper work needed to get C-133. If you need anything else please feel free to contact my manager Oscar Maldonado 602-359-2231.

Thank you
Christina Maldonado

Submit a single copy to
Santa Fe Office

State of New Mexico
Energy Minerals and Natural Resources

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: TWO BROTHERS SERVICES LLC

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Contact Mailing Address (If different):

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CARLSBAD NM 88220

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Contact Phone: 602-359-2231

Business Fax: _____

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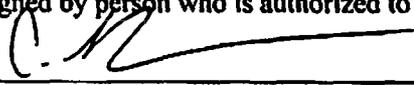
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"I hereby certify that the information above is true and complete to the best of my knowledge and belief." (Application must be signed by person who is authorized to obligate the company applying for the permit)

Signature: 

Date: 8-30-17

Printed Name: Cristina Maldonado

Title: Owner

E-mail Address: twobrothersservicesllc@gmail.com

(This space for State use)

Approved by: _____

Title: _____

Date: _____

CASE NO. 17-00235-TRM



WARRANT/PRC NO. 57116

NEW MEXICO PUBLIC REGULATION COMMISSION

Commissioners

District 1 Cynthia B. Hall District 2 Patrick H. Lyons District 3 Valerie Espinoza
District 4 Lynda Lovejoy District 5 Sandy Jones

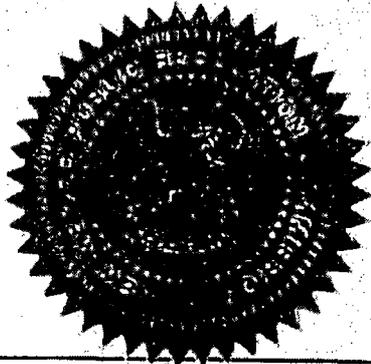
Warrant For Transportation Services

TWO BROTHERS SERVICES, LLC
2920 PIEDRAS RD
CARLSBAD, NEW MEXICO 88220

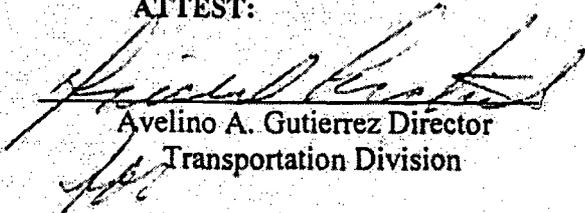
TRANSPORTATION OF GENERAL COMMODITIES EXCLUDING THE
TRANSPORTATION OF HOUSEHOLD GOODS AS THAT TERM IS DEFINED IN 49 USC
SECTION 13102(10), BETWEEN POINTS AND PLACES THROUGHOUT THE STATE OF
NEW MEXICO.

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 26th DAY OF SEPTEMBER, 2017.



ATTEST:


Avelino A. Gutierrez Director
Transportation Division

Form E
UNIFORM MOTOR CARRIER BODILY INJURY AND PROPERTY
DAMAGE LIABILITY CERTIFICATE OF INSURANCE

PERMIT # _____

Filed with New Mexico Public Regulation Commission (Hereinafter called Commission)
(Name of Commission)

This is to certify, that the Hudson Insurance Company (Hereinafter called Company)
(Name of Company)

of 100 William Street, 5th Floor, New York, NY 10038 has issued to
(Home Office Address of Company)

TWO BROTHERS SERVICES LLC 2920 PIEDRAS
(Name of Motor Carrier) of CARLSBAD, NM 88220
(Address of Motor Carrier)

a policy or policies of insurance effective from 08/02/2017 12:01 A.M. standard time at the address of the insured stated in said policy or policies and continuing until canceled as provided herein, which, by attachment of the Uniform Motor Carrier Bodily Injury and Property Damage Liability Insurance Endorsement, has or have been amended to provide automobile bodily injury and property damage liability insurance covering the obligations imposed upon such motor carrier by the provisions of the motor carrier law of the State in which the Commission has jurisdiction or regulations promulgated in accordance therewith.

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Countersigned at II VILLAGE DRIVE, SUITE 300, ABILENE, TEXAS 79606

This August 3, 2017

Insurance Company File No. WHNMB1720048


Authorized Company Representative

IRB

3539B

FILED
SEP 26 2017
By AD
PRC