

GW-180

**General
Correspondence**

YEAR(S): 2009 - 2014



New Mexico Energy, Minerals and Natural Resources Department

Bill Richardson

Governor

Jon Goldstein

Cabinet Secretary

Jim Noel

Deputy Cabinet Secretary

Mark Fesmire

Division Director

Oil Conservation Division



APRIL 23, 2010

**CERTIFIED MAIL
RETURN RECEIPT NO: 3341 0314**

Mr. Aaron Dailey
Environmental Specialist
Williams Four Corners, LLC
188 County Road 4900
Bloomfield, NM 87413

**RE: REVISED DRAFT DISCHARGE PERMITS FOR THE
HONOLULU COMPRESSOR STATION (GW-315)
OJITO COMPRESSOR STATION (GW-400)
TRUNK L COMPRESSOR STATION (GW-181)
TRUNK M COMPRESSOR STATION (GW-180)**

Mr. Dailey:

Pursuant to Water Quality Control Commission (WQCC) Regulations 20.6.2.3108K NMAC, the Oil Conservation Division (OCD) has considered all comments made by Williams Four Corners (Williams) on the draft discharge permit listed above in its comment letter of December 2, 2009. OCD also considered other recent comments made by other Owner/Operators on similar discharge permits. OCD provided Williams with a written Response to Comments on April 22, 2010. OCD has made all appropriate revisions to the discharge permits (see attachments). OCD will allow Williams 30 calendar days from the date that its receives its revised draft discharge permit to make additional comments or to request a hearing on the revised draft discharge permits.

Oil Conservation Division * 1220 South St. Francis Drive

* Santa Fe, New Mexico 87505

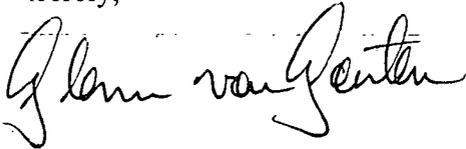
* Phone: (505) 476-3440 * Fax (505) 476-3462* <http://www.emnrd.state.nm.us>



Ruth Lang
April 23, 2009
Page 2

If you have any questions, please contact me at 505-476-3488 or by E-mail (glenn.vongonten@state.nm.us). On behalf of the staff of the OCD, I wish to thank you and your staff for your cooperation and patience during this discharge permit review.

Sincerely,

A handwritten signature in black ink that reads "Glenn von Gonten". The signature is written in a cursive style with a large initial 'G'.

Glenn von Gonten
Acting Environmental Bureau Chief

Attachments (4)

Copy: Daniel Sanchez, Compliance and Enforcement Manager
Gail MacQuesten, Assistant General Counsel
Leonard Lowe, Environmental Engineer, Senior

DISCHARGE PERMIT GW-180

I. GENERAL PROVISIONS.

A. PERMITTEE AND PERMITTED FACILITY: The Oil Conservation Division (Division) of the Energy, Minerals and Natural Resources Department issues discharge permit GW-180 (Discharge Permit) to Williams Four Corners (Owner/Operator), located at 188 CR 4900, Bloomfield, New Mexico 87413, to operate the Trunk L Gas Compressor Station located in the SE/4 SE/4 of Section 21, SW/4 SW/4 of Section 22, Township 28 North, Range 5 West, NMPM, Rio Arriba County (Facility).

The Facility provides metering and compression to various producers for the gathering of natural gas. The facility operates at total horsepower of 15,834 horsepower. Approximately 600 - 8000 barrels per year of produced water, 500 - 8000 barrels per year of condensate and 500 - 2000 gallons per year per engine of used oil are generated and stored onsite. Ground water that may be by a spill, leak or accidental discharge occurs at a depth of approximately 40 feet, with a total dissolved solids concentration of approximately 1000 - 2000 mg/L.

B. SCOPE OF PERMIT: The Division regulates the disposition of nondomestic wastes resulting from the oil field service industry, the transportation of crude oil or natural gas, the treatment of natural gas or the refinement of crude oil to protect public health and the environment pursuant to authority granted in the Oil and Gas Act (Chapter 70, Article 2 NMSA 1978) at Section 70-2-12(B)(22) NMSA 1978. Transportation and treatment of natural gas occurs at compressor stations. The Division has been granted authority to administer the Water Quality Act (Chapter 74, Article 6 NMSA 1978) as it applies to gas compressor stations by statute, Section 70-2-12(B)(22) NMSA 1978, and by delegation from the Water Quality Control Commission pursuant to Section 74-6-4(E) NMSA 1978.

In 2006, the New Mexico Court of Appeals held that the plain language of Section 74-6-5(D) NMSA 1978 allows an agency to grant a permit "subject to conditions." (see *Phelps Dodge Tyrone, Inc. v. New Mexico Water Quality Control Commission, et al.*, 2006 -NMCA-115, 140 N.M. 464, *cert. denied*, 2006-NMCERT-9, 140 N.M. 542, *cert. denied*, 2006 -NMCERT-9). The court's decision clearly confirms that the Division has the authority to impose reasonable permit conditions and to impose permit conditions that specify the means of compliance. In setting those conditions the Division is not required to mirror federal law and may impose stricter requirements. The Division need only show that each condition is reasonable and necessary to ensure compliance with the Water Quality Act, the Oil and Gas Act, and applicable regulations.

The Water Quality Act and the rules issued under that Act protect ground water and surface water of the State of New Mexico by providing that, unless otherwise allowed by rule, no person shall cause or allow effluent or leachate to discharge so that it may move directly or indirectly into ground water unless such discharge is pursuant to an approved discharge plan. See 20.6.2.3104 NMAC and 20.6.2.3106 NMAC. A facility having no intentional liquid discharges

is required to operate under a discharge plan because inadvertent discharges of liquids (e.g., leaks and spills, or any type of accidental discharge of contaminants) or improper disposal of waste solids have the potential to cause ground water contamination or threaten public health and the environment.

The Owner/Operator did not identify any intentional discharges that will occur at its Facility; therefore, this Discharge Permit does not authorize any intentional discharge. This Discharge Permit addresses the protection of public health and the environment, and the prevention of water pollution, by preventing and mitigating unintentional discharges.

Except as specifically provided by a permit condition, this Discharge Permit does not authorize any other treatment of, or on-site disposal of, any materials, product, by-product, or oil field waste, including, but not limited to the on-site disposal of lube oil, glycol, antifreeze, filters, elemental sulfur, washdown water, contaminated soil, and cooling tower blowdown water.

This Discharge Permit does not convey any property rights of any sort nor any exclusive privilege, and does not authorize any injury to persons or property, any invasion of other private rights, or any infringement of state, federal or local laws, rules or regulations.

C. DISCHARGE PERMIT CONDITIONS: By signing this Discharge Permit, the Owner/Operator agrees to the specific provisions set out in this document, and the commitments made in the approved Discharge Plan Application and the attachments to that application, which are incorporated into the Discharge Permit by reference.

If this Discharge Permit is a permit renewal, it replaces the permit being renewed. Replacement of a prior permit does not relieve the Owner/Operator of its responsibility to comply with the terms of that prior permit while that permit was in effect.

D. DEFINITIONS: Terms not specifically defined in this Discharge Permit shall have the same meanings as those in the Water Quality Act, the Oil and Gas Act, or the rules adopted pursuant to those Acts, as the context requires.

E. GENERAL PERFORMANCE STANDARDS: The Owner/Operator shall operate in accordance with the Discharge Permit conditions to comply with the Water Quality Act, the Oil and Gas Act, and the rules issued pursuant to those Acts, so that neither a hazard to public health nor undue risk to property will result (see 20.6.2.3109C NMAC); so that no discharge will cause or may cause any stream standard to be violated (see 20.6.2.3109H(2) NMAC); so that no discharge of any water contaminant will result in a hazard to public health, (see 20.6.2.3109H(3) NMAC); so that the numerical standards specified of 20.6.2.3103 NMAC are not exceeded; to protect public health and the environment (see Section 70-2-12(B)(22) NMSA 1978); and to prevent the waste of oil and gas, prevent the contamination of fresh waters, and so that oil and gas are not used wastefully, nor allowed to leak or escape from a natural reservoir or from wells, tanks, containers, pipe or other storage conduit or operating equipment. See 19.15.2.8 NMAC.

The Owner/Operator shall not allow or cause water pollution, discharge or release of any water contaminant that exceeds the WQCC standards specified at 20.6.2.3101 NMAC and 20.6.2.3103 NMAC or 20.6.4 NMAC (Water Quality Standards for Interstate and Intrastate Streams).

F. FILING FEES AND PERMIT FEES: Pursuant to 20.6.2.3114 NMAC, every facility that submits a discharge permit application for initial approval or renewal shall pay the permit fees specified in Table 1 and the filing fee specified in Table 2 of 20.6.2.3114 NMAC. The Division has already received the required \$100.00 filing fee for this application. The flat fee for a gas compressor station of greater than 1001 horsepower is \$1,700.00. The Owner/Operator shall submit this amount along with the signed Discharge Permit. Checks should be payable to the **"New Mexico Water Quality Management Fund,"** not the Oil Conservation Division.

G. EFFECTIVE DATE, EXPIRATION, RENEWAL CONDITIONS, AND PENALTIES FOR OPERATING WITHOUT A DISCHARGE PERMIT: This Discharge Permit is effective when the Division's Environmental Bureau receives the signed Discharge Permit from the Owner/Operator and the \$1,700.00 fee. This Discharge Permit will expire on **February 21, 2015**. The Owner/Operator shall submit an application for renewal no later than 120 calendar days before that expiration date, pursuant to 20.6.2.3106F NMAC. If an Owner/Operator submits a renewal application at least 120 calendar days before the Discharge Permit expires and is in compliance with the approved Discharge Permit, then the existing Discharge Permit will not expire until the Division's Environmental Bureau has either approved or disapproved the permit renewal application. Operating with an expired Discharge Permit may subject the Owner/Operator to civil and/or criminal penalties. See Section 74-6-10.1 NMSA 1978 and Section 74-6-10.2 NMSA 1978.

H. MODIFICATIONS: The Owner/Operator shall notify the Division's Environmental Bureau of any facility expansion, production increase, or process modification that would result in any significant modification in the discharge of water contaminants. See 20.6.2.3107C NMAC. The Division's Environmental Bureau may require the Owner/Operator to submit a permit modification pursuant to 20.6.2.3109E NMAC and may modify or terminate a permit pursuant to Section 74-6-5(M) through (N) NMSA 1978.

I. TRANSFER OF DISCHARGE PERMIT: Prior to any transfer of ownership, control, or possession (whether by lease, conveyance or otherwise) of the Facility, the transferor shall notify the transferee in writing of the existence of the Discharge Permit, and shall deliver or send by certified mail to the Division's Environmental Bureau a copy of such written notification, together with a certification or other proof that such notification has been received by the transferee pursuant to 20.6.2.3111 NMAC. Upon receipt of such notification, the transferee shall inquire into all of the provisions and requirements contained in the Discharge Permit, and the transferee shall be charged with notice of all such provisions and requirements as they appear of record in the Division's file or files concerning the Discharge Permit. Upon assuming either ownership or possession of the Facility the transferee shall have the same rights and responsibilities under the Discharge Permit as were applicable to the transferor. See 20.6.2.3111 NMAC.

Transfer of the ownership, control, or possession of the Facility does not relieve the transferor of responsibility or liability for any act or omission which occurred while the transferor owned, controlled or was in possession of the Facility. See 20.6.2.3111E NMAC.

J. CLOSURE PLAN AND FINANCIAL ASSURANCE: The Owner/Operator shall notify the Division's Environmental Bureau in writing when any operations of its Facility are to be discontinued for a period in excess of six months. Prior to closure, or as a condition of this Discharge Permit, or upon request from the Division, the Owner/Operator shall submit a closure plan, modified closure plan, and/or provide adequate financial assurance. See 20.6.2.3107 NMAC.

K. COMPLIANCE AND ENFORCEMENT: If the Owner/Operator violates or is violating a condition of this Discharge Permit, the Division's Environmental Bureau may issue a compliance order requiring compliance immediately or within a specified time period, suspending or terminating this Discharge Permit, and/or assessing a civil penalty. See Section 74-6-10 NMSA 1978. The Division's Environmental Bureau may also commence a civil action in district court for appropriate relief, including injunctive relief. See Section 74-6-10(A)(2) NMSA 1978 and Section 74-6-11 NMSA 1978. The Owner/Operator may be subject to criminal penalties for discharging a water contaminant without a discharge permit or in violation of a condition of a discharge permit; making any false material statement, representation, certification or omission of material fact in an application, record, report, plan or other document filed, submitted or required to be maintained under the Water Quality Act; falsifying, tampering with or rendering inaccurate any monitoring device, method or record required to be maintained under the Water Quality Act; or failing to monitor, sample or report as required by a permit issued pursuant to a state or federal law or regulation. See Section 74-6-10.2 NMSA 1978.

2. GENERAL FACILITY OPERATIONS

A. LABELING: The Owner/Operator shall clearly label all tanks, drums, and containers to identify the contents and provide other emergency notification information.

B. INSPECTIONS AND MAINTENANCE OF SECONDARY CONTAINMENT SYSTEMS: The Owner/Operator shall inspect all secondary containment systems and sumps designed for spill collection/prevention and leak detection at least weekly to ensure proper operation and to prevent over topping or a system failure. The Owner/Operator shall maintain a written record of the results of its inspection.

The Owner/Operator shall empty all spill collection and/or secondary containment devices of fluids within 72 hours of discovery. The Owner/Operator shall report any leak or failure of a secondary containment system to the Division's Environmental Bureau as a release, in accordance with Permit Condition 2.E. The Owner/Operator shall repair any leak or failure of a secondary containment system as provided in its approved Contingency Plan or as required by the Division.

C. RECORD KEEPING: The Owner/Operator shall maintain records of all inspections required by this Discharge Permit at its offices located at 188 County Road 4900, Bloomfield, New Mexico 87413, for a minimum of five years and shall make those records available for inspection by the Division's Environmental Bureau .

D. TESTING: The Owner/Operator shall provide the Division's Environmental Bureau with notice at least one week prior to conducting any test required under this Discharge Permit, so that the Division may witness the test. The Owner/Operator shall maintain the results of all tests conducted pursuant to this Discharge Permit at its offices located at 188 County Road 4900, Bloomfield, New Mexico 87413, and make those records available for inspection by the Division's Environmental Bureau. The Owner/Operator shall give verbal notice of a test failure to the Division's Environmental Bureau within 24 hours and file a written report of the failure with the Division's Environmental Bureau within 15 days. The Owner/Operator shall complete repairs to correct the failure as provided in its approved Contingency Plan or as required by the Division's Environmental Bureau.

E. RELEASE REPORTING: The Owner/Operator shall report unauthorized releases of water contaminants, oil, gases, produced water, condensate, or oil field waste including regulated NORM, or other oil field related chemicals, contaminants or mixtures of those chemicals or contaminants, pursuant to 19.15.29 NMAC and in accordance with any additional commitments made in its approved Contingency Plan. For the purposes of this Discharge Permit, "releases" includes fires, breaks, leaks, spills, failures of a primary or secondary containment system, and the movement of storm water from a "contact area" to a "non-contact area." At a minimum, the Owner/Operator shall file a written report of the release with both the Division's Environmental Bureau and the appropriate Division's District Office within 15 days for both "major releases" and "minor releases" as defined in 19.15.29.7 NMAC and give verbal notice to both the Division's Environmental Bureau and the appropriate Division District Office within 24 hours of discovering a "major release."

F. CORRECTIVE ACTION FOR RELEASES: The Owner/Operator shall take appropriate corrective action as specified in its approved Contingency Plan for all releases of contaminants whether or not the release qualifies as a "major" or "minor" release as defined in 19.15.29.7 NMAC.

The Owner/Operator shall address any contamination through the discharge permit process or pursuant to 20.6.2.4000 NMAC through 20.6.2.4116 NMAC (Prevention and Abatement of Water Pollution). The Division's Environmental Bureau may require the Owner/Operator to modify its Discharge Permit to provide for investigation, remediation, abatement, and monitoring for any vadose zone or water pollution.

G. DETERMINATION OF HYDROGEN SULFIDE CONCENTRATION: The Owner/Operator shall determine the hydrogen sulfide concentration at its Facility within 90 days of the issuance of this Discharge Permit pursuant to 19.15.11.8A NMAC and at least annually thereafter. The Owner/Operator shall submit the results of its determination of the hydrogen sulfide concentration at its Facility to the Division's Environmental Bureau within 30 days of its

determination. If the Owner/Operator determines that the hydrogen sulfide concentration at its Facility exceeds the regulatory threshold specified at 19.15.11.8A NMAC, then it shall comply with 19.15.11.8C NMAC and shall submit a hydrogen sulfide contingency plan to the Division's Environmental Bureau, pursuant to 19.15.11.9 NMAC. The Owner/Operator shall include the results of its determinations with its Annual Report.

The Owner/Operator shall chain each stair or ladder leading to the top of a tank or vessel containing 300 ppm or more of hydrogen sulfide in the gaseous mixture or mark it to restrict entry, pursuant to 19.15.11.12E NMAC.

H. ANNUAL REPORT: The Owner/Operator shall submit its annual report to the Division's Environmental Bureau by March 15th of each year. The annual report shall include the following:

1. For each waste stream, the amount of liquid and waste solids generated and stored in the prior calendar year;
2. The amount of and final disposition of each waste stream;
3. A copy of all inspections conducted for secondary containment systems;
4. The nature and amount of any releases, with a description of the disposition of any contaminated soil or liquids;
5. The nature and amount of liquid and waste solids generated and stored in the prior calendar year that were disposed pursuant to the "simplified procedure for holders of discharge plans" specified at 19.15.35.8C(2) and (3) NMAC; and,
6. The results of the Owner/Operator's annual determination of the hydrogen sulfide concentration at its Facility in accordance with Permit Condition 9.C.

3. STORAGE.

A. DRUM AND CONTAINER STORAGE: The Owner/Operator shall store all drums and other containers, including empty drums and containers, on a curbed, impermeable pad when not in use. "Containers" include tote tanks, sacks, and buckets. The Owner/Operator shall store empty drums on their sides with the bungs in place and lined up on a horizontal plane. The Owner/Operator may store fresh water in containers that are clearly so labeled and that are located outside the drum and container, process, maintenance, material, and waste storage areas without having a curbed, impermeable pad, liner, pavement, or curbing.

B. PROCESS, MAINTENANCE, MATERIAL, AND WASTE STORAGE AREAS: Within one year from the issuance of this Discharge Permit, the Owner/Operator shall install and maintain appropriate secondary containment systems, including, but not limited to, pavement, liners, curbs, sumps, *etc.* at all process, maintenance, material and waste storage areas at its facility that lack secondary containment systems. (See 20.6.2.1203C(2) NMAC).

Process areas at compressor station include, but are not limited to, the following areas:

pigging chambers; slug catchers; natural gas liquid separators/natural gas liquid fractionation; oil and condensate separators; storage of natural gas liquids, oil, and condensate; station yard pipes and valves; scrubbers; heat exchangers/coolers; cooling tower blowdown; dehydrators; sulfur and carbon dioxide removal/gas sweetening; drip traps; compressors; engines; and, valves on main transmission pipelines inside the fenced compressor station.

Process areas do not include the area beneath the main transmission pipeline, except for areas beneath valves.

4. WASTE MANAGEMENT.

A. WASTE STREAMS: This Discharge Permit authorizes the Owner/Operator to handle the waste streams identified in its approved Discharge Plan Application. **The Owner/Operator shall obtain approval from the Division's Environmental Bureau for disposal of any waste stream not identified in its approved Discharge Plan Application.**

B. WASTE STORAGE: The Owner/Operator shall store waste at its Facility only in clearly marked waste storage areas that have been identified in its approved Discharge Plan Application, except that waste generated during emergency response operations may be stored elsewhere for no more than 72 hours. The Division's Environmental Bureau may approve additional waste storage areas on a case-by-case basis. The Owner/Operator shall not store oil field waste (see 19.15.2 NMAC) on-site for more than 180 calendar days from the date that the container is filled without approval from the Division's Environmental Bureau.

C. WASTE DISPOSAL: This Discharge Permit does not authorize on-site disposal of nondomestic wastes. The Owner/Operator shall dispose of the waste streams identified in its approved Discharge Plan Application at Division-permitted or approved facilities in accordance with the applicable rules for disposal at those facilities. The Owner/Operator is approved for the simplified procedure set out in 19.15.35.8B(4) NMAC for disposal of wastes specified in 19.15.35.8C(2) and (3) NMAC at solid waste facilities without prior written authorization from the Division's Environmental Bureau if that the waste stream has been identified in the approved Discharge Plan Application and existing process knowledge of the waste stream does not change.

D. CLASS V WELLS: Pursuant to 20.6.2.5002B NMAC, leach fields and other wastewater disposal systems at Division-regulated facilities that inject non-hazardous fluid into or above an underground source of drinking water are UIC Class V injection wells. This Discharge Permit does not authorize the use of a Class V injection well for the disposal of industrial waste at the Facility. Pursuant to 20.6.2.5005 NMAC, the Owner/Operator shall close any Class V industrial waste injection wells at its Facility that inject non-hazardous industrial wastes or a mixture of industrial wastes and domestic wastes (e.g., septic systems, leach fields, dry wells, etc.) within 90 calendar days of the issuance of this Discharge Permit. The Owner/Operator shall document the closure of any Class V wells used for the disposal of non-

hazardous industrial wastes or a mixture of industrial wastes and domestic wastes in its Annual Report.

Other Class V wells, including wells used only for the injection of domestic wastes, must be permitted by the New Mexico Environment Department.

5. TANKS, PITS, PONDS, SUMPS, FENCING, SCREENING, AND NETTING.

A. EXISTING BELOW-GRADE TANKS, PITS, AND PONDS: The Owner/Operator shall ensure that all below-grade tanks, pits, and ponds have secondary containment systems with leak detection. The Owner/Operator shall retrofit existing below-grade tanks, pits, and ponds that lack secondary containment and leak detection systems to meet the design and construction specifications of 19.15.17.11 NMAC.

The Owner/Operator shall submit a retrofit plan to the Division's Environmental Bureau no later than the date for submitting an application for renewal of this Discharge Permit. The retrofit plan shall specify how the Owner/Operator shall address any releases discovered during the retrofit operation. The Division's Environmental Bureau shall review and approve, approve with conditions, or deny the Owner/Operator's retrofit plan. The approved plan for retrofitting existing below-grade tanks, pits and ponds shall be incorporated into any permit renewal.

The Owner/Operator shall test existing below-grade tanks, pits, and ponds that lack secondary containment and leak detection at least annually by pressure testing to 3 pounds per square inch greater than normal operating pressure and/or visual inspection or other methods approved by the Division's Environmental Bureau. The Owner/Operator shall maintain the test results for at least 5 years for inspection by the Division.

B. EXISTING SUMPS: A sump is any impermeable vessel or collection device incorporated within a secondary containment system, with a capacity less than 500 gallons, which remains predominantly empty, serves as a drain or receptacle for *de minimis* releases on an intermittent basis and is not used to store, treat, dispose of or evaporate products or wastes. See 19.15.17.7H NMAC. The Owner/Operator inspect all sumps at least weekly and shall remove all materials that it discovers and shall document this activity in its inspection log.

C. NEW BELOW-GRADE TANKS, PITS, PONDS AND SUMPS: The Owner/Operator shall obtain approval from the Division's Environmental Bureau before installing a new below-grade tank, pit, pond, or sump. The Owner/Operator shall submit its proposed design plan to the Division's Environmental Bureau to install a new below-grade tank, pit, pond, or sump at least 90 calendar days before it intends to install the new unit. The design plans for below-grade tanks, pits, and ponds shall incorporate secondary containment and leak detection. The design plan shall address the siting and design and construction standards for below-grade tanks, pits, and ponds specified at 19.15.17.10 NMAC and 19.15.17.11 NMAC. The Division's Environmental Bureau will review and approve, approve with conditions, or deny the Owner/Operator's proposed design for a new below-grade tank, pit, pond or sump.

D. ABOVE GROUND TANKS: The Owner/Operator shall place new above ground tanks on impermeable pads and surround the tanks with lined berms or other impermeable secondary containment system having a capacity at least equal to one and one-third times the capacity of the largest tank, or, if the tanks are interconnected, of all interconnected tanks. The Owner/Operator is not required to provide secondary containment for tanks that contain fresh water and that are clearly so labeled and that are located outside the drum and container, process, maintenance, material, and waste storage areas.

The Owner/Operator shall retrofit existing above ground tanks that do not meet the requirements described above. The Owner/Operator shall submit a plan for the retrofitting to the Division's Environmental Bureau no later than the date for submitting its application for renewal of this Permit. The Division's Environmental Bureau will review and approve, approve with conditions, or deny the Owner/Operator's plan. The approved plan for retrofitting existing above ground tanks shall be incorporated into any permit renewal.

E. FENCING: The Owner/Operator shall fence all below-grade tanks, pits, and ponds pursuant to 19.15.17.11D NMAC.

F. SCREENING AND NETTING: The Owner/Operator shall screen or net all open top tanks and all pits (including lined pits) and ponds, or otherwise render the tanks and pits non-hazardous to wildlife, including migratory birds, pursuant to 19.15.17.11E NMAC.

6. UNDERGROUND PROCESS AND WASTEWATER PIPELINES.

A. TESTING: The Owner/Operator shall test all underground process/wastewater pipelines at least once every five (5) years to demonstrate mechanical integrity except pipelines containing fresh water. The Owner/Operator shall test all pressure-rated pipelines to 150% of the normal operating pressure, if possible, or for atmospheric drain systems, to 3 pounds per square inch greater than normal operating pressure, held for a minimum of 30 minutes with no more than a 1% loss/gain in pressure. The Owner/Operator may propose other test methods for the Division's review and approval. The Owner/Operator shall maintain the test results for at least 5 years for inspection by the Division.

B. SCHEMATIC DIAGRAMS OR PLANS: The Owner/Operator shall maintain all underground process and wastewater pipeline schematic diagrams or plans showing all drains, vents, risers, valves, underground pipelines, pipe type, rating, size, and approximate location at its offices located at 188 County Road 4900, Bloomfield, New Mexico 87413.

C. NEW UNDERGROUND PIPELINES: The Owner/Operator shall notify the Division's Environmental Bureau prior to installing any new underground pipelines. The Owner/Operator shall submit a design plan with the information specified in Permit Condition 6.B to the Division's Environmental Bureau for new underground pipelines at least 90 calendar days before it intends to begin construction. The Division's Environmental Bureau shall

determine whether any modifications to this Discharge Permit are necessary and appropriate based on the new underground pipelines.

7. **STORM WATER:** The Owner/Operator shall implement and maintain storm water run-on and run-off plans and controls to separate chemical process areas and flow lines (contact areas) from storm water areas (non-contact areas) and shall comply with any additional commitments made in its approved Contingency Plan.

The movement of storm water from a contact area to a non-contact area is a release and the Owner/Operator shall report that release in accordance with Permit Condition 2.E and take corrective action as directed by the Division.

8. **ADDITIONAL SITE SPECIFIC CONDITIONS:** N/A

9. **SCHEDULE OF COMPLIANCE:**

A. **PERMIT CERTIFICATION:** The Owner/Operator shall sign and return this Permit to the Division's Environmental Bureau within 30 days of its receipt of this Permit.

B. **SUBMISSION OF THE PERMIT FEES:** As specified in Permit Condition 1.F, the Owner/Operator shall submit the permit fee of \$1,700.00 along with the signed Discharge Permit. Checks should be payable to the "New Mexico Water Quality Management Fund," not the Oil Conservation Division, within 30 days of the receipt of the Discharge Permit.

C. **DETERMINATION OF HYDROGEN SULFIDE CONCENTRATION:** As specified in Permit Condition 2.G, the Owner/Operator shall submit the results of its determination of the hydrogen sulfide concentration at its Facility to the Division's Environmental Bureau within 30 days of its determination.

The Owner/Operator shall include the results of its annual determination of the hydrogen sulfide concentration at its Facility in accordance with Permit Condition 2.G with its Annual Report.

D. **PLAN FOR RETROFITTING BELOW-GRADE TANKS AND SUMPS:** As specified in Permit Condition 5.A, the Owner/Operator shall submit its plan for the retrofitting of below-grade tanks and sumps to the Division's Environmental Bureau no later than the date for submitting an application for renewal of this Discharge Permit.

E. **ANNUAL REPORT:** As specified in Permit Condition 2.H, the Owner/Operator shall submit its annual report to the Division's Environmental Bureau by March 15th of each year.

10. **CERTIFICATION: (OWNER/OPERATOR)** by the officer whose signature appears below, acknowledges receipt of this Discharge Permit, and has reviewed its terms and conditions.

Company Name - print name above

Company Representative - print name

Company Representative - Signature

Title

Date:

DRAFT

AFFIDAVIT OF PUBLICATION

Ad No. 292144 / Trunk L

COPY OF PUBLICATION

**STATE OF NEW MEXICO
County of San Juan:**

CONNIE PRUITT, being duly sworn says:
That she is the ADVERTISING DIRECTOR of
THE DAILY TIMES, a daily newspaper of
general circulation published in English at
Farmington, said county and state, and that
the hereto attached Legal Notice was
published in a regular and entire issue of the
said DAILY TIMES, a daily newspaper duly
qualified for the purpose within the meaning of
Chapter 167 of the 1937 Session Laws of the
State of New Mexico for publication and
appeared in The Daily Times on the following

Date: Dec. 14, 2009

And the cost of the publication is \$ 456.89

Connie Pruitt

ON 12/17/09 **CONNIE PRUITT**

appeared before me, whom I know personally
to be the person who signed the above
document.

Christine Sillis

My Commission Expires 11/05/11

PUBLIC NOTICE

**AIN
CREDI**

Williams Four Corners, LLC, 188 County Rd
Bloomfield, New Mexico 87413, submitted a
petition in October 2009 to the New Mexico
and Natural Resources Department, Oil Con-
sion for the previously approved discharge of
their Trunk L Compressor Station located in
Section 22, Township 37N, Range 5W, Section 22, T-
North, Range 5 West in Rio Arriba County, N
The facility, located approximately 4 miles so-
of Gobernador, provides natural gas compre-
ditioning services.

The discharge plan addresses how spills, leaks,
accidental discharges to the surface will be man-
cal materials generated or used at the facility,
ral gas condensate/produced water, new and
oil waste water from equipment wash down.
The quantity of wastewater generated is 100-
per year per engine. The facility does not disc-
face or subsurface waters. All wastes generat-
temporarily stored in tanks or containers with
ondary containment. Waste shipped offsite
or recycled at a facility permitted by state,
agency to receive such waste. The estimated
depth at the site is expected to be greater than
total dissolved solids concentration of water is
expected to be in the range of 200-2,000 parts

Any interested person or persons may obtain in-
submit comments or request to be placed on a
cific mailing list for future notices by contacting
Lowe at the New Mexico OCD at 1220 South St
Drive, Santa Fe, New Mexico 87505, Telephone
3492. The OCD will accept comments and

**Sp
New
In E**

some county jurisdiction
for public use
essential for
in the future
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NEW MEXICAN
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NM EMNRD OIL CONSERV
1220 S ST FRANCIS DR
SANTA FE NM 87505

ALTERNATE ACCOUNT: 56689
AD NUMBER: 00305457 ACCOUNT: 00002212
LEGAL NO: 88447 P.O. #: 52100-00000206
292 LINES 1 TIME(S) 292.39
AFFIDAVIT: 0.00
TAX: 23.57
TOTAL: 315.96

AFFIDAVIT OF PUBLICATION

STATE OF NEW MEXICO
COUNTY OF SANTA FE

I, V. Wright, being first duly sworn declare and say that I am Legal Advertising Representative of THE SANTA FE NEW MEXICAN, a daily newspaper published in the English language, and having a general circulation in the Counties of Santa Fe and Los Alamos, State of New Mexico and being a newspaper duly qualified to publish legal notices and advertisements under the provisions of Chapter 167 on Session Laws of 1937; that the publication # 88447 a copy of which is hereto attached was published in said newspaper 1 day(s) between 12/18/2009 and 12/18/2009 and that the notice was published in the newspaper proper and not in any supplement; the first date of publication being on the 18th day of December, 2009 and that the undersigned has personal knowledge of the matter and things set forth in this affidavit.

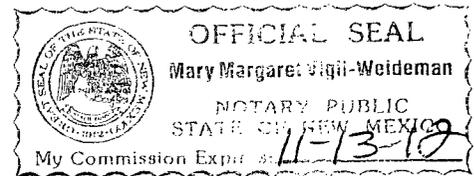
VS *V. Wright*

LEGAL ADVERTISEMENT REPRESENTATIVE

Subscribed and sworn to before me on this 18th day of December, 2009

Notary *Mary Margaret Vigil-Weideman*

Commission Expires: *11-13-2012*



NOTICE OF PUBLICATION

STATE OF NEW MEXICO ENERGY, MINERALS AND NATURAL RESOURCES DEPARTMENT OIL CONSERVATION DIVISION

Notice is hereby given that pursuant to New Mexico Water Quality Control Commission Regulations (20.6.2.3106 NMAC), the following discharge permit application(s) has been submitted to the Director of the New Mexico Oil Conservation Division ("NMOCD"), 1220 S. Saint Francis Drive, Santa Fe, New Mexico 87505; Telephone (505) 476-3440:

Williams Four Corners, 188 CR, 4900, Bloomfield, NM, has submitted a renewal application for the previously approved discharge plan for their:

(GW-180) Trunk L compressor station, located in the SE/4 SE/4 of Section 21, SW/4 SW/4 of Section 22, Township 28 North, Range 5 West, NMPM, Rio Arriba County. The facility provides metering and compression to various producers for the gathering of natural gas. The facility operates at total horsepower of 15,834 HP. Approximately 600-8000 bbl/yr of produced water, 500-8000 gal/year/engine of condensate and 500 - 2000 gal/year/engine of used oil are generated and stored in on-site. Groundwater most likely to be affected by a spill, leak or accidental discharge is at a depth of approximately 40 feet, with a total dissolved solids concentration of approximately 1000 - 2000 mg/L.

(GW-181) Trunk M compressor station, located in the NE/4 NE/4 of Section 29, Township 30 North, Range 6 West, NMPM, Rio Arriba County. The facility provides metering and compression to various producers for the gathering of natural gas. The facility operates at total horsepower of 2756 HP. Approximately 600-8000 bbl/yr of produced water, 500-8000 bbl/year of condensate and 500 - 2000 gal/year/engine of used oil are generated and stored in on-site. Groundwater most likely to be affected by a spill, leak or accidental discharge is at a depth of approximately 20 feet, with a total dis-

solved solids concentration of approximately 1000 - 2000 mg/L.

(GW-315) Honolulu compressor station, located in the NW/4 of Section 12, Township 26 North, Range 5 West, NMPM, Rio Arriba County. The facility provides metering and compression to various producers for the gathering of natural gas. The facility operates at 775 horsepower. Approximately 600-8000 bbl/yr of condensate, 100-5000 gal/year/engine of waste water and 500 - 20000 gal/year/engine of used oil are generated and stored in on-site. Groundwater most likely to be affected by a spill, leak or accidental discharge is at a depth of approximately 385 feet, with a total dissolved solids concentration of approximately 200 - 2000 mg/L.

(GW-400) Ojito compressor station, located in the SW/4 SW/4 of Section 6, NW/4 NW/4 of Section 7, Township 26 North, Range 3 West, NMPM, Rio Arriba County. The facility provides metering and compression to various producers for the gathering of natural gas. The facility operates at total horsepower of 2400 HP. Approximately 600-8000 bbl/yr of produced water, 500-8000 bbl/year of condensate and 500 - 2000 gal/year/engine of used oil are generated and stored in on-site. Groundwater most likely to be affected by a spill, leak or accidental discharge is at a depth of approximately 25 feet, with a total dissolved solids concentration of approximately 200 - 2000 mg/L. The discharge plan addresses how oilfield products and waste will be properly handled, stored, and disposed of, including how spills, leaks, and other accidental discharges to the surface will be managed in order to protect fresh water.

The NMOCD has determined that the application is administratively complete and has prepared a draft permit. The NMOCD will accept comments and statements of interest regarding this application and will create a facility-specific mailing list for persons who wish to receive future notices. Persons interested in obtaining further information, submitting comments or requesting to be on a

facility-specific mailing list for future notices may contact the Environmental Bureau Chief of the Oil Conservation Division at the address given above. The administrative completeness determination and draft permit may be viewed at the above address between 8:00 a.m. and 4:00 p.m., Monday through Friday, or may also be viewed at the NMOCD web site <http://www.emnrd.state.nm.us/ocd/>. Persons interested in obtaining a copy of the application and draft permit may contact the NMOCD at the address given above. Prior to ruling on any proposed discharge permit or major modification, the Director shall allow a period of at least thirty (30) days after the date of publication of this notice, during which interested persons may submit comments or request that NMOCD hold a public hearing. Requests for a public hearing shall set forth the reasons why a hearing should be held. A hearing will be held if the Director determines that there is significant public interest.

If no public hearing is held, the Director will approve or disapprove the proposed permit based on information available, including all comments received. If a public hearing is held, the director will approve or disapprove the proposed permit based on information in the permit application and information submitted at the hearing.

Para obtener más información sobre esta solicitud en español, sírvase comunicarse por favor: New Mexico Energy, Minerals and Natural Resources Department (Depto. Del. Energía, Minerías y Recursos Naturales de Nuevo México), Oil Conservation Division (Depto. Conservación Del. Petróleo), 1220 South St. Francis Drive, Santa Fe, New Mexico (Contacto: Dorothy Phillips, 505-476-3461).

GIVEN under the Seal of New Mexico Oil Conservation Commission at Santa Fe, New Mexico, on this 30th day of November 2009.

STATE OF NEW MEXICO
OIL CONSERVATION DIVISION

Mark Fesmire,
Director
Legal #88447
Pub. Dec. 18, 2009



Four Corners Area
Environmental Department
#188 County Road 4900
Bloomfield, N.M. 87413
Phone: (505) 632-4625
Fax: (505) 632-4781

October 30, 2009

CERTIFIED MAIL – RETURN RECEIPT REQUESTED

Bureau of Land Management
1235 N. La Plata Highway
Farmington, NM 87401

Dear Madam/Sir:

This letter is to advise you that Williams Four Corners, LLC submitted a Discharge Plan Renewal application to the Oil Conservation Division for the permitted Trunk L Compressor Station (GW-180) in October 2009. This notice is a requirement pursuant to New Mexico Water Quality Control Commission Regulations.

The facility, located in the SE/4, SE/4 Section 21, and SW/4, SW/4 Section 22, Township 28 North, Range 5 West, Rio Arriba County, New Mexico (BLM Grant NM93664 and NM93664#1), approximately 4 miles south-southeast of Gobernador, provides natural gas compression and conditioning services.

The discharge plan addresses how spills, leaks, and other accidental discharges to the surface will be managed. Typical materials generated or used at the facility include natural gas condensate/produced water, new and used lube oil, oily waste water from equipment wash down, and glycol. The quantity of wastewater generated is 100–5000 gallons per year per engine. The facility does not discharge to surface or subsurface waters, and therefore the quantity and quality of the discharges is not applicable. All wastes generated will be temporarily stored in tanks or containers equipped with secondary containment. Waste shipped offsite will be disposed or recycled at a facility permitted by state, federal, or tribal agency to receive such waste. The estimated ground water depth at the site is expected to be greater than 40 feet. The total dissolved solids concentration of area ground water is expected to be in the range of 200-2,000 parts per million.

Comments or inquiries regarding this permit or the permitting process may be directed to:

Leonard Lowe
New Mexico Oil Conservation Division
1220 South Saint Francis Dr.
Santa Fe NM 87505
505-476-3492

Respectfully submitted,


Carol Harkins
Environmental Specialist

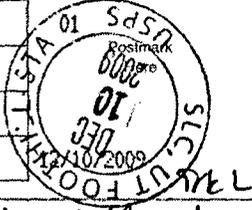
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FARMINGTON NM 87401

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Certified Fee		\$2.80
Return Receipt Fee (Endorsement Required)		\$1.10
Restricted Delivery Fee (Endorsement Required)		\$0.00
Total Postage & Fees	\$	\$4.34

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Sent To

Street, Apt. No.,
or PO Box No.

City, State, ZIP+4

Bureau of Land Mgmt
 1235 N. Le Plata Hwy
 Farmington NM 87401

PS Form 3800, August 2006

See Reverse for Instructions

7006 3230 0002 8753 8943

AFFIDAVIT OF PUBLICATION

RECEIVED

Ad No. 63847

2009 DEC 10 PM 2 54

STATE OF NEW MEXICO
County of San Juan:

TIA AVILES, being duly sworn says: That she is the CLASSIFIED MANAGER of THE DAILY TIMES, a daily newspaper of general circulation published in English at Farmington, said county and state, and that the hereto attached Legal Notice was published in a regular and entire issue of the said DAILY TIMES, a daily newspaper duly qualified for the purpose within the meaning of Chapter 167 of the 1937 Session Laws of the State of New Mexico for publication and appeared in the Internet at The Daily Times web site on the following day(s):

Thursday, December 3rd, 2009

And the cost of the publication is \$226.24

Tia Aviles

ON 12/08/09 TIA AVILES appeared before me, whom I know personally to be the person who signed the above document.

Christine Sellers
My Commission Expires - 11/05/11

COPY OF PUBLICATION

NOTICE OF PUBLICATION

STATE OF NEW MEXICO
ENERGY, MINERALS AND NATURAL RESOURCES DEPARTMENT
OIL CONSERVATION DIVISION

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GIVEN under the Seal of New Mexico Oil Conservation Commission at Santa Fe, New Mexico, on this 30th day of November 2009.

STATE OF NEW MEXICO
OIL CONSERVATION DIVISION

SEAL Mark Fesmire, Director

Legal No. 63847 published in The Daily Times on December 3rd, 2009.



Williams
2009 DEC 8 PM 1 42
Williams Four Corners, LLC
188 County Road 4900
Bloomfield, NM 87413
505/632-4708
505/632-4781 Fax

Via Certified Mail 7007 0220 0004 3556 6984

December 2, 2009

Glenn von Gonten
Acting Environmental Bureau Chief
Oil Conservation Division
1220 South St. Francis Drive
Santa Fe, New Mexico 87505

RE: Williams Four Corners Area
Draft Discharge Permit Comments

Dear Mr. von Gonten:

Thank you for providing us the opportunity to discuss and comment on the draft permit conditions proposed on October 28, 2009 for the following facilities:

- Honolulu Compressor Station (GW-315)
- Ojito Compressor Station (GW-400)
- Trunk L Compressor Station (GW-181)
- Trunk M Compressor Station (GW-180)

After reviewing the draft discharge permits and discussing the permit conditions with the Division's Environmental Bureau staff, Williams Four Corners respectfully suggests the following changes and/or clarification:

2.B The permits require weekly inspections of secondary containment systems and sumps designed for spill collection/prevention and leak detection. There is no regulatory requirement for weekly inspections (ref. 20.6.2.3107 NMAC). Additionally, Williams believes that inspection records should be recorded, but those records could be maintained electronically, not solely recorded and maintained in a log book as written in this condition. In our meeting with the Division on November 30, 2009, it was determined that the maintenance of electronic records meets the intent of this permit requirement. Finally, recent permits issued by the Division have included a requirement for monthly inspections of containment systems (e. g. – GW-116, issued to 32-8 #3 CDP on November 26, 2007 and GW-155, issued to Aztec CDP on September 30, 2008). Given the lack of regulatory support for weekly inspections and the existing precedent for monthly inspections, Williams Four Corners believes this requirement is overly burdensome and requests that the inspection frequency be changed to monthly.

2.C These draft permits require that records of all inspections be maintained at the Facility for a minimum of five (5) years, available for OCD inspection. Williams believes that records could be maintained at the Four Corners Area office for a minimum of five years, available for OCD inspection at this local area office. Williams respectfully requests that the permit language be changed to this effect. In our meeting with the Division on November 30, 2009, it was determined that the maintenance of records at the local area office meets the intent of this permit requirement.

2.D The draft permits require notification one week prior to conducting any required test under these permits, but it is not clear to whom Williams will notify, whether this is the District office in Aztec or Santa Fe office. Williams believes that notice to the Aztec District office is appropriate and requests that these notification requirements designate that office as the point of contact. This condition also states that records of all tests be maintained at the facility, available for OCD inspection. Since unmanned facilities do not have adequate file space to safely store records, Williams requests that the Division amend the permits to reflect that records be maintained at the local area office.

2.G The draft permits include language for the submission of an annual report to the OCD by March 15 of each year. Please clarify whether March 15 will be the deadline date for all newly issued permits. Additionally, this condition does not reference any regulation. Williams believes the recordkeeping and reporting requirements found at NMAC 2.6.2.3107 are intended to apply to those facilities which actually discharge onto the surface or into the vadose zone. Such recordkeeping and reporting is not necessary for those facilities which have only a potential for discharge due to incidental leaks or spillage. 2.6.2.3107.A. clearly states that even for actual discharge, such records are discretionary, "Each discharge plan shall provide for the following as the secretary *may* require: (emphasis added)." If WQCC rule 1307 is not the regulatory justification for this permit condition, then Williams requests the Divisions to provide the correct citation.

2.G.1-4 These conditions require certain items to be included in the annual report. Williams respectfully requests that the Division provide Williams an example report, so that it is known what the Division's expectations are for submittal.

3.B The newly drafted permits require that Williams pave and curb all process, maintenance, material and waste storage areas at the facility or install another spill collection device for the areas, citing 20.6.2.1203C(2) NMAC. Williams does not believe that 20.6.2.1203.C(2) provides a regulatory basis for the curbing and paving requirement.

4.B The draft permits state that oilfield waste should not be stored no longer than 180 days. During our recent meeting, the Division stated it was not their intent to require recordkeeping of storage dates. The example used for discussion mentioned that once a commercial waste dumpster is full, it should be emptied within 180 days, not 180 days from the date the first waste is placed in the dumpster. Williams believes that since this permit condition is vague in its meaning and intent, Condition 4.B should be removed from the permits.

5.C The draft permits require the Owner/Operator to submit a design plan to the Division at least 90 days prior to installing a new below grade tank, pit or pond. Williams respectfully requests that the 90 day requirement be removed and that language is inserted that allows for more flexibility with respect to time.

6.A The draft permits require testing of all pressure-rated pipes to 150% of the normal operating pressure, if possible. Williams believes that regulation of pressurized process piping is under the sole

jurisdiction of the New Mexico Department of Transportation. Therefore, Williams requests that all language referring to “process piping” be removed from the permits.

6.C The draft permits require that a design plan for new underground piping be submitted to the Bureau at least 90 calendar days prior to installation. Williams respectfully requests more flexibility be built into this permit language. In addition, the permit should be amended to indicate this condition applies only to waste water and drain piping, not process piping.

7. The draft permits require the Owner/Operator to implement and maintain storm water run-off and run-on plans and controls to separate chemical process areas and flow lines (contact areas) from storm water areas (non-contact areas). This permit condition conflicts with Federal law and does not correlate to State law. In the Federal program, oil and gas activities are exempt from storm water requirements unless a storm water discharge has resulted in a Reportable Quantity (RQ) of a substance for which notification is required or if the facility contributes to a water quality standard violation. Williams does not believe that a State issued permit can impose additional storm water requirements on exempt facilities without an authorized program. The OCD regulations regarding storm water apply solely to surface waste facilities; these facilities listed above are not surface waste facilities. Therefore, Williams respectfully requests that this permit condition be removed.

Again, thank you for taking the time to meet with us earlier this week to discuss these conditions. We really appreciate your hard work and effort in working with Williams to ensure that we are doing our absolute best job with protecting public health and the environment in our daily activities in the Four Corners Area.

If you have any questions about these comments, please feel free to call me at (505) 632-4708 or e-mail me at aaron.dailey@williams.com. You can also call David Bays at (505)632-4951 or e-mail at david.bays@williams.com. Williams Four Corners looks forward to working with you all and completing this permit review process.

Sincerely,



Aaron Dailey
Environmental Specialist

XC: Leonard Lowe, OCD