

HBP - 1

**PERMITS,
RENEWALS, &
MODS**



New Mexico Energy, Minerals and Natural Resources Department

Bill Richardson
Governor

Joanna Prukop
Cabinet Secretary

Mark Fesmire
Division Director
Oil Conservation Division



November 19, 2009

Ms. Buffy Thomason
Environmental Project Manager
Transwestern Pipeline Company, LLC
711 Louisiana Street
Houston, Texas 77002

**Re: Annual Temporary Permission To Discharge Hydrostatic Test Water
Permit HBP – 001
Transwestern Pipeline Company, LLC**

Dear Ms. Thomason:

The Oil Conservation Division (OCD) has received Transwestern Pipeline Company, LLC's (Transwestern) request, dated November 18, 2009, for an annual temporary permission to discharge small quantities of hydrostatic test wastewater generated from the testing of new natural gas pipelines throughout the State of New Mexico.

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

1. the volume does not exceed 25,000 gallons per hydrostatic test;
2. water from a public/municipal water supply or other OCD approved sources is used for each test;
3. oral or written notification must be provided to the OCD 72 hours prior to each hydrostatic discharge event;
4. the discharge does not 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, lakebed, sinkhole or playa lake;
 - c. within an existing wellhead protection area;
 - d. within, or within 500 feet of a wetland; or
 - e. within 500 feet from the nearest permanent residence, school, hospital, institution or church;



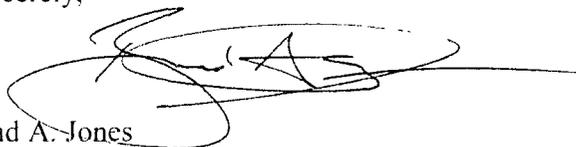
6. best management practices must be implemented to contain the discharge onsite, does not impact adjacent property, and to control erosion;
7. the discharge does not cause any fresh water supplies to be degraded or to exceed standards as set forth in Subsections A, B, and C of the 20.6.2.3103 NMAC (the New Mexico Water Quality Control Commission Regulations);
8. 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;
9. Transwestern shall report all unauthorized discharges, spills, leaks and releases of hydrostatic test water and conduct corrective action pursuant to WQCC Regulation 20.6.2.1203 NMAC and OCD Rule 29 (19.15.29 NMAC); and
10. an annual report, summarizing all tests of new pipeline with less than 25,000 gallons per hydrostatic test event, will be submitted to the OCD within 45 days after the temporary permission expiration date and shall contain the following information:
 - a. the location of hydrostatic test (Section/Township/Range or GPS coordinates);
 - b. the date of each test;
 - c. the volume of each discharge; and
 - d. the source and quality of test water (laboratory analysis, if necessary).

Annual temporary permissions shall expire one (1) year after issuance. **This temporary permission will expire November 18, 2010.** Renewal requests for annual temporary permission to discharge shall be submitted forty-five (45) days prior to the expiration date. An annual temporary permission may be revoked or suspended for violation of any applicable provisions and/or conditions of the permit.

Please be advised that approval of this approval does not relieve Transwestern of liability should its operation result in pollution of surface water, ground water, or the environment. Nor does approval relieve Transwestern of its responsibility to comply with any other applicable governmental authority's rules and regulations.

If there are any questions regarding this matter, please do not hesitate to contact me at (505) 476-3487 or brad.a.jones@state.nm.us.

Sincerely,



Brad A. Jones
Environmental Engineer

BAJ/baj

cc: OCD District Offices

Mr. Martin Heaney, BIO-WEST, Inc., 1018 Frost Street, Rosenberg, Texas 77471



NEW MEXICO ENERGY, MINERALS and NATURAL RESOURCES DEPARTMENT

BILL RICHARDSON

Governor

Joanna Prukop

Cabinet Secretary

January 7, 2005

Mark E. Fesmire, P.E.

Director

Oil Conservation Division

Mr. Larry Campbell
Transwestern Pipeline Co.
6381 North Main St.
Roswell, NM 88201

Re: Renewable Hydrostatic Test Water Discharge Permit (HBP-NM-001)

Dear Larry:

The New Mexico Oil Conservation Division (NMOCD) has received Transwestern Pipeline Co.'s (Transwestern) request, dated November 20, 2004, to renew permit HBP-NM-001.

Based on the information provided, this request is hereby approved with the following conditions:

1. The permit is for testing new pipe only. All testing of used pipe must receive individual discharge approval from the NMOCD prior to testing. Used pipe is defined as any pipe that has had any hydrocarbons in contact with its walls.
2. Only fresh water (less than 2,000 mg/L TDS) may be used in hydrostatic testing.
3. The volume of test water discharged cannot exceed 100,000 gallons. Tests involving discharges in excess of 100,000 gallons must receive individual authorization from the NMOCD prior to testing.
4. No test waters will be discharged to any lakes, perennial streams, rivers, or any surface bodies of water or their respective tributaries that may be seasonal.
5. Depth to groundwater, at the point of discharge, must be greater than 10 feet below ground surface.
6. The discharge does not impact adjacent property.
7. The discharge does not cause any fresh water supplies to be degraded or to exceed standards set forth in Section 3103-A, 3103-B and 3103-C of the New Mexico Water Quality Control Commission regulations.
8. Annual reports must be filed, with the Santa Fe office of the NMOCD, summarizing all tests of new pipe under this permit. The reports must contain the following information:
 - A. Location of test (section, township, range)
 - B. Date of test
 - C. Volume of discharge
 - D. Source of test water



NEW MEXICO ENERGY, MINERALS
& NATURAL RESOURCES DEPARTMENT

OIL CONSERVATION DIVISION
2040 South Pacheco Street
Santa Fe, New Mexico 87505
(505) 827-7131

December 24, 1999

CERTIFIED MAIL
RETURN RECEIPT NO. P-559-573-250

Mr. Larry Campbell
Transwestern Pipeline Co.
6381 North Main St
Roswell, NM 88201

Re: Renewable Hydrostatic Test Waters Discharge Permit (HBP-NM-001)

Dear Mr. Campbell:

The New Mexico Oil Conservation Division (OCD) has received Transwestern Pipeline Co.'s request dated November 4, 1999 to renew Permit HBP-NM-001, a renewable five (5) year authorization to discharge hydrostatic test waters.

Based on the information provided, authorization is hereby **approved** with the following conditions:

1. This permit is for testing new pipe only. All used pipe tests must receive specific discharge approval from the OCD prior to testing. Used pipe is defined as any pipe or section of pipe that has had any hydrocarbons in contact with its walls.
2. Only fresh water (preferably less than 2,000 mg/l total dissolved solids) from a water supply system or other potable source shall be used in hydrostatic testing.
3. The volume of test water cannot exceed 100,000 gallons. All tests involving more than 100,000 gallons must receive specific authorization from the OCD prior to testing.
4. No test waters will be discharged to any lakes, perennial streams, rivers, or any surface bodies of water or their respective tributaries that may be seasonal.
5. Ground water is not less than 10 feet from the surface at the point of discharge.
6. The Discharge does not impact adjacent property.

7. The discharge does not cause any freshwater supplies to be degraded or to exceed standards as set forth in Section 3103A, B and C of the New Mexico Water Quality Control Commission Regulations.
8. A report must be filed every twelve months summarizing all tests of new pipe with less than 100,000 gallons each. The report will be submitted to the OCD Santa Fe office and shall contain the following information:
 - A. Location of test - Section, Township and Range,
 - B. Date of test,
 - C. Volume of discharge, and
 - D. Source of test water.

The request for discharge authorization was submitted pursuant to New Mexico Water Quality Control Commission Regulations and is approved pursuant to that regulation.

This authorization is approved for a period of five (5) years. The authorization will **expire December 8, 2004.**

Please be advised that this approval does not relieve Transwestern Pipeline Co. of liability should their operation result in pollution of surface water, ground water, or the environment. In addition, OCD approval does not relieve Transwestern Pipeline Co. of liability for compliance with other laws and/or regulation.

If there are any questions, please call Martyne Kieling at (505) 827-7153.

Sincerely,



Roger C. Anderson
Environmental Bureau Chief

RCA/mjk

xc: OCD Hobbs Office
 OCD Artesia Office
 OCD Aztec Office

State of New Mexico
ENERGY, MINERALS and NATURAL RESOURCES DEPARTMENT
Santa Fe, New Mexico 87505



February 6, 1995

CERTIFIED MAIL
RETURN RECEIPT NO. P-176-012-104

Mr. Larry Campbell
Transwestern Pipeline Company
P.O. Box 1717
Roswell, New Mexico 88202-1717

Re: **Discharge of Hydrostatic Test Waters (HBP-NM-001)**

Dear Mr. Campbell:

The Oil Conservation Division (OCD) has received your request dated, December 28, 1994, for a renewable five year authorization to discharge hydrostatic test waters.

Based on the information and commitments, authorization is hereby approved with the following conditions:

1. This permit is for testing new pipe only. All used pipe tests must receive specific discharge approval from the OCD prior to testing. Used pipe is defined as any pipe or section of pipe that has had any hydrocarbons in contact with its walls.
2. Only fresh water (preferably less than 2,000 mg/l total dissolved solids) shall be used in hydrostatic testing.
3. The volume of test water cannot exceed 100,000 gallons. All tests involving more than 100,000 gallons must receive authorization from the OCD on a case by case basis.
4. No test waters will be discharged to any lakes, perennial streams, rivers, or any surface bodies of water upon completion of a test.

VILLAGRA BUILDING - 408 Gallateo

Forestry and Resources Conservation Division
P.O. Box 1948 87504-1948
827-5830

Park and Recreation Division
P.O. Box 1147 87504-1147
827-7465

2040 South Pacheco

Office of the Secretary
827-5950

Administrative Services
827-5925

Energy Conservation & Management
827-5900

Mining and Minerals
827-5970

Oil Conservation
827-7131

Mr. Larry Campbell
February 6, 1995
Pg. 2

5. A report must be filed every twelve months summarizing the activities and shall contain the following information:
- A. Location of test - Section, Township and Range
 - B. Date of test.
 - C. Volume of discharge.
 - D. Source of test water.

The approved discharge authorization consists of the original permits dated May 16, 1980 and November 28, 1988 and the renewal request dated December 28, 1994.

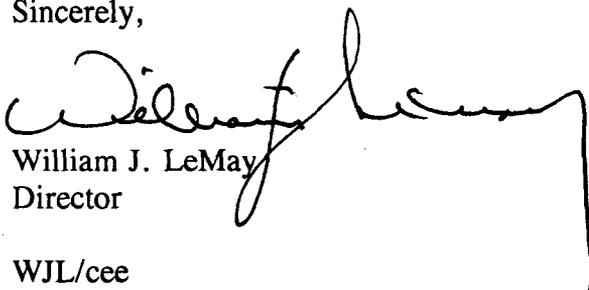
The request for discharge authorization was submitted pursuant to New Mexico Water Quality Control Commission Regulations and is approved pursuant to that regulation.

This authorization is approved for a period of five (5) years. The authorization will expire December 8, 1999.

Please be advised that this approval does not relieve you of liability should your operation result in actual pollution of surface water, ground water, or the environment actionable under other laws and/or regulations. In addition, the OCD approval does not relieve you of liability for compliance with other laws and/or regulation.

If there are any questions, please call Chris Eustice at (505) 827-7153.

Sincerely,



William J. LeMay
Director

WJL/cee
xc: OCD Aztec Office
OCD Hobbs Office
OCD Artesia Office



STATE OF NEW MEXICO

ENERGY, MINERALS AND NATURAL RESOURCES DEPARTMENT

OIL CONSERVATION DIVISION

GARREY CARRUTHERS
GOVERNOR

POST OFFICE BOX 2088
STATE LAND OFFICE BUILDING
SANTA FE, NEW MEXICO 87504
(505) 827-5800

January 27, 1989

CERTIFIED MAIL
RETURN RECEIPT NO. P-106 675 554

Mr. David Bays
Environmental Affairs
Transwestern Pipeline Company
P. O. Box 1188
Houston, Texas 77251-1188

RE: Discharge Permit
Hydrostatic Test Waters

Dear Mr. Bays:

The renewal request to discharge hydrostatic test waters for newly constructed pipelines for Transwestern Pipeline Company is hereby approved with the following conditions:

1. Volume per test shall not exceed 100,000 gallons.
2. Only fresh water of less than 10,000 ppm Total Dissolved Solids (preferably 2,000 ppm Total Dissolved Solids or better) shall be utilized in hydrostatic testing.
3. No discharges will be made into any lake, perennial stream, river or their respective tributaries that may be seasonal, or any wash, arroyo, channel or other watercourse.
4. A monthly report, summarizing activity, will be filed within 30 days and shall contain the following information:
 - A. Location of test - Section, Township and Range.
 - B. Date of test.
 - C. Volume of discharge.
 - d. Source of test water - Owner's name and location of water source - Section, Township and Range.

Mr. David Bays
January 27, 1989
Page -2-

These conditions remain essentially unchanged from the renewal permit dated August 6, 1985 and outlined in your letter of August 1, 1987. The one conditional change is in the process for testing used pipe. Used pipe is defined as any pipe or section of pipe that has had any hydrocarbon in contact with its walls. All used pipe tests must have received individual discharge approval from the OCD prior to testing.

The approved discharge request consists of the original approval dated May 16, 1980 and the renewal application dated November 28, 1988.

The request for discharge was submitted pursuant to Section 1-201 of the New Mexico Water Quality Control Commission Regulations and is approved pursuant to that regulation.

Please be advised that this approval does not relieve you of liability should your operation result in actual pollution of surface or ground waters which may be actionable under other laws and/or regulations.

This request is approved is for a period of five (5) years. The authorization will expire December 8, 1984 and you should submit an application for renewal in ample time before that date.

Sincerely,



for William J. LeMay
Director

WJL/RCS/sl

50 YEARS



STATE OF NEW MEXICO
ENERGY AND MINERALS DEPARTMENT
OIL CONSERVATION DIVISION



1935 - 1985

TONY ANAYA
GOVERNOR

August 6, 1985

POST OFFICE BOX 2088
STATE LAND OFFICE BUILDING
SANTA FE, NEW MEXICO 87501
(505) 827-5800

Mr. David Bays, Manager
Codes, Standards and Environment
Transwestern Pipeline Company
P. O. Box 1188
Houston, Texas 77001

Dear Mr. Bays:

Transwestern Pipeline Company is hereby authorized a one-year renewal of its permit to discharge hydrostatic test water.

The terms and conditions of this permit shall continue as outlined in your letter of August 1, 1985. Depending on the information provided pursuant to item (4) of your letter (testing of old pipe), additional information may be required and/or discharge restrictions imposed. Within the next year our Environmental Bureau expects to begin a study of such discharges. They will be contacting you on this matter at that time.

Sincerely,

A handwritten signature in cursive script, appearing to read "R. L. Stamets".

R. L. STAMETS
Director

RLS/fd



STATE OF NEW MEXICO
ENERGY AND MINERALS DEPARTMENT
OIL CONSERVATION DIVISION

TONEY ANAYA
GOVERNOR

September 21, 1984

POST OFFICE BOX 2088
STATE LAND OFFICE BUILDING
SANTA FE, NEW MEXICO 87501
(505) 827-5800

Mr. J. Richard Stoker, Manager
Environmental Protection Department
Technical Services
Engineering Division
Transwestern Pipeline Company
P. O. Box 2521
Houston, Texas 77252

Dear Mr. Stoker:

Transwestern Pipeline Company is hereby authorized a six month extension of its permit to discharge hydrostatic test water.

The terms and conditions of this permit shall continue as outlined in your letter of August 24, 1984. Beginning in November, 1984, our Environmental Bureau will begin a study of such discharges. They will be contacting you on this matter at that time.

Sincerely,

R. L. STAMETS
Acting Director

RLS/fd

cc: Paul Biderman



STATE OF NEW MEXICO
ENERGY AND MINERALS DEPARTMENT
OIL CONSERVATION DIVISION

TONY ANAYA
GOVERNOR

April 21, 1983

POST OFFICE BOX 2088
STATE LAND OFFICE BUILDING
SANTA FE, NEW MEXICO 87501
(505) 827-5800

Mr. J. Richard Stoker
Transwestern Pipeline Company
Box 2521
Houston, Texas 77252

Dear Mr. Stoker:

Thank you for your comments in your letter of March 28, 1983, concerning the "Guidelines for Hydrostatic Test Dewatering." I agree with your conclusions that significant pollution from discharges utilizing new pipe and drinking water would be unusual.

You are authorized to proceed with the test you previously outlined. We do want to receive notice of proposed discharges exceeding 100,000 gallons so that we can have someone approve the test procedure and witness the actual test.

Yours very truly,

JOE D. RAMEY
Director

JDR/fd

cc: ✓ Oscar Simpson



STATE OF NEW MEXICO
ENERGY AND MINERALS DEPARTMENT
OIL CONSERVATION DIVISION

TONY ANAYA
GOVERNOR

March 9, 1983

POST OFFICE BOX 2088
STATE LAND OFFICE BUILDING
SANTA FE, NEW MEXICO 87501
(505) 827-5800

Transwestern Pipeline Co.
P. O. Box 2521
Houston, Texas 77252

Attention: J. Richard Stoker
David Fast

Re: Hydrostatic Test
Discharge Near Thoreau,
McKinley County, NM.

Gentlemen:

Pursuant to your letter of February 4, 1983, requesting permission to discharge approximately 112,000 gallons of hydrostatic test water from a newly constructed pipeline in McKinley County, New Mexico; the Oil Conservation Division will grant your request if the following conditions are met:

- 1) That the information requested in the attached OCD Guidelines for Hydrostatic Test Dewatering be followed and the data and information should be tabulated and presented to the OCD in report form after the test.
- 2) In Part 3 of the OCD Guidelines, a sample will be caught after the first 20,000 gallons of discharge and a sample of the last 5 minutes of dewater.
- 3) Give the OCD 3 days prior notice of the discharge so that OCD personnel can witness the discharge.

If you have any questions concerning this matter, please contact Oscar Simpson at (505) 827-5822.

Sincerely,

JOE D. RAMEY
Division Director

JDR/OS/dp



BRUCE KING
GOVERNOR

STATE OF NEW MEXICO
ENERGY AND MINERALS DEPARTMENT
OIL CONSERVATION DIVISION

September 9, 1982

POST OFFICE BOX 2088
STATE LAND OFFICE BUILDING
SANTA FE, NEW MEXICO 87501
(505) 827-2434

Transwestern Pipeline Company
P. O. Box 2521
Houston, Texas 77001

Attention: Willard T. Young

Re: Renewal of Permit to
Discharge Hydrostatic
Test Water from Pipelines

Dear Sir:

Pursuant to Transwestern Pipeline Company's letter of August 23, 1982, requesting permission for renewal of its permit to discharge hydrostatic test water from pipelines, the Oil Conservation Division hereby grants Transwestern a one year (1) renewal of its permit to discharge hydrostatic test water from newly constructed pipelines. Renewal of this permit shall be extended from September 1, 1982 to September 1, 1983.

Renewal of this permit shall be continued provided that the following conditions are met:

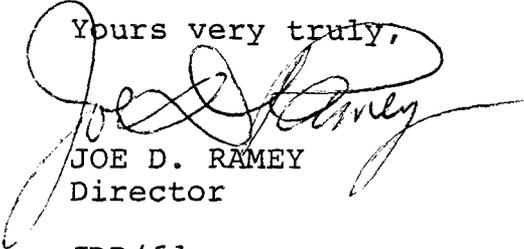
1. Summaries of hydrostatic test water discharges shall be continued for each month and in the same manner and content as previously submitted.
2. No discharges of hydrostatic test water will be made into any lake, perennial stream, or river or their respective immediate tributaries that may be seasonal.
3. Discharges of hydrostatic test water shall be from only newly constructed pipelines.
4. Only fresh water (10,000 ppm Total Dissolved Solids or better) shall be used for hydrostatic test water.

Page 2
Letter to Transwestern
September 9, 1982

5. The Oil Conservation Division shall be notified 45 days in advance of any proposed hydrostatic test water discharges over 100,000 gallons.

If you have any questions concerning this matter call me or Oscar Simpson III at (505) 827-2534. Oscar Simpson has been given responsibility for monitoring hydrostatic test discharges.

Yours very truly,



JOE D. RAMEY
Director

JDR/fd



STATE OF NEW MEXICO
ENERGY AND MINERALS DEPARTMENT
OIL CONSERVATION DIVISION

BRUCE KING
GOVERNOR

LARRY KEHOE
SECRETARY

January 20, 1982

POST OFFICE BOX 2088
STATE LAND OFFICE BUILDING
SANTA FE, NEW MEXICO 87501
(505) 827-2434

Mr. Billy Scherer
Texas Eastern Transmission Corporation
1221 McKinney St. Room 3062
Houston, Texas 77002

Dear Mr. Scherer:

Transwestern Pipeline Company is hereby granted an extension of its permit to discharge hydrostatic test water from pipelines until September 1, 1982.

Yours very truly,

JOE D. RAMEY
Director

JDR/fd