

**GW - 224**

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**PERMITS,  
RENEWALS,  
& MODS  
Application**

State of New Mexico  
Energy, Minerals and Natural Resources Department

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**Susana Martinez**  
Governor

**John Bemis**  
Cabinet Secretary

**Brett F. Woods, Ph.D.**  
Deputy Cabinet Secretary

**Jami Bailey**  
Division Director  
Oil Conservation Division



**AUGUST 28, 2012**

Mr. Bill Von Drehle  
Occidental Energy Transportation  
P.O. Box 50250  
Midland, TX 79705

Dear Mr. Von Drehle:

Based on your responses given in the "Oil & Gas Facilities Questionnaire for Determination of a WQCC Discharge Permit" and a file review, the Oil Conservation Division (OCD) has determined that one of your facilities with an expired or soon to be expired permit does not require a Water Quality Control Commission (WQCC) Discharge Permit. This means that the WQCC Discharge Permit **GW - 224** (Oxy Denton Truck Station) is hereby rescinded and you are not required to proceed with the renewal of this expired or soon to expire WQCC Discharge Permit. OCD will close this permit in its database.

Because this WQCC Discharge Permit is no longer valid, you may be required to obtain a separate permit(s) for other processes at your facility, such as: pits, ponds, impoundments, below-grade tanks; waste treatment, storage and disposal operations; and landfarms and landfills. OCD will make an inspection of your facility to determine if any of these existing processes may require a separate permit under OCD's Oil, Gas, and Geothermal regulations. If OCD determines that a separate permit(s) is required, then a letter will be sent to you indicating what type of permit is required.

Please keep in mind, if your facility has any discharges that would require a WQCC Discharge Permit now or in the future, then you will be required to renew or obtain a WQCC Discharge Permit. If you have any questions regarding this matter, please contact Glenn von Gonten at 505-476-3488.

Thank you for your cooperation.

A handwritten signature in black ink, appearing to read "Jami Bailey", is written over a horizontal line.

**Jami Bailey**  
Director

JB/gvg

ACKNOWLEDGEMENT OF RECEIPT  
OF CHECK/CASH

I hereby acknowledge receipt of check No \_\_\_\_\_ dated 5/8/09

or cash received on 6/4/09 in the amount of \$ 1200.00

from Colleen Custer

for GW-224

Submitted by: Kimberly Romero Date: 6/5/09

Submitted to ASD by: Kimberly Romero Date: 6/5/09

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

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

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

Organization Code 521.07 Applicable FY 2004

To be deposited in the Water Quality Management Fund.

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



**ConocoPhillips  
Pipe Line Company**

RECEIVED

2009 JUN 2 AM 10:01

**Thomas Lacki, CHMM**  
Environmental Coordinator  
**ConocoPhillips Company**  
4001 E. 42<sup>nd</sup> Street, Suite 105  
Odessa, TX 79762  
Phone 432.368.1315  
thomas.lacki@conocophillips.com

May 22, 2009

Certified Mail: 7008 2810 0001 8706 5506  
Return Receipt Requested

State of New Mexico  
Oil Conservation Division  
1220 South St. Francis Dr.  
Santa Fe, NM 87505

**RE: Discharge Permit Renewal – GW-224  
Buckeye Pump Station  
ConocoPhillips Pipe Line Company**

Dear Sir or Madam:

Please find the attached signed Conditions of Approval for the above referenced discharge permit. Additionally, please find the attached check, number 2141, in the amount of \$1,200.

Thank you for your assistance with this matter and please contact me at (432) 368-1315 or thomas.lacki@conocophillips.com with any questions or if you require any additional information

Best regards,

Thomas Lacki, CHMM  
Environmental Coordinator

Att (2)

RC w/att. Facility Files; ConocoPhillips Pipe Line Company

ATTACHMENT  
**DISCHARGE PERMIT**  
APPROVAL CONDITIONS

- 1. Payment of Discharge Plan Fees:** All discharge permits are subject to WQCC Regulations. Every billable facility that submits a discharge permit application will be assessed a filing fee of \$100.00, plus a flat fee (*see* WQCC Regulation 20.6.2.3114 NMAC). The Oil Conservation Division (“OCD”) has received the required \$100.00 filing fee. The flat fee for a crude pump station is \$1200.00. Please submit this amount along with the signed permit conditions. Checks should be made out to the New Mexico Water Quality Management Fund.
- 2. Permit Expiration, Renewal Conditions and Penalties:** Pursuant to WQCC Regulation 20.6.2.3109.H.4 NMAC, this permit is valid for a period of five years. **The permit will expire on October 30, 2010** and an application for renewal should be submitted no later than 120 days before that expiration date. Pursuant to WQCC Regulation 20.6.2.3106.F NMAC, if a discharger submits a discharge permit renewal application at least 120 days before the discharge permit expires and is in compliance with the approved permit, then the existing discharge permit will not expire until the application for renewal has been approved or disapproved. *Expired permits are a violation of the Water Quality Act {Chapter 74, Article 6, NMSA 1978} and civil penalties may be assessed accordingly. This permit has been expired more than ONE year. If the permit is not renewed within the given timeframe stated within this permit the civil penalties shall be assessed.*
- 3. Permit Terms and Conditions:** Pursuant to WQCC Regulation 20.6.2.3104 NMAC, when a permit has been issued, the owner/operator must ensure that all discharges shall be consistent with the terms and conditions of the permit. In addition, all facilities shall abide by the applicable rules and regulations administered by the OCD pursuant to the Oil and Gas Act, NMSA 1978, Sections 70-2-1 through 70-2-38.
- 4. Owner/Operator Commitments:** The owner/operator shall abide by all commitments submitted in its February 27, 2008 discharge plan application, including attachments and subsequent amendments and these conditions for approval. Permit applications that reference previously approved plans on file with the division shall be incorporated in this permit and the owner/operator shall abide by all previous commitments of such plans and these conditions for approval.
- 5. Modifications:** WQCC Regulation 20.6.2.3107.C and 20.6.2.3109 NMAC addresses possible future modifications of a permit. The owner/operator (discharger) shall notify the OCD of any facility expansion, production increase or process modification that would result in any significant modification in the discharge of water contaminants. The Division Director may require a permit modification if any water quality standard specified at 20.6.2.3103 NMAC is being or will be exceeded, or if a toxic pollutant as defined in WQCC Regulation 20.6.2.7 NMAC is present in ground water at any place of withdrawal for present or reasonably foreseeable future use, or that the Water Quality Standards for Interstate and Intrastate streams as specified in 20.6.4 NMAC are being or may be violated in surface water in New Mexico.

**6. Waste Disposal and Storage:** The owner/operator shall dispose of all wastes at an OCD-approved facility. Only oil field RCRA-exempt wastes may be disposed of by injection in a Class II well. RCRA non-hazardous, non-exempt oil field wastes may be disposed of at an OCD-approved facility upon proper waste determination pursuant to 40 CFR Part 261. Any waste stream that is not listed in the discharge permit application must be approved by the OCD on a case-by-case basis.

**A. OCD Rule 712 Waste:** Pursuant to OCD Rule 712 (19.15.9.712 NMAC) disposal of certain non-domestic waste without notification to the OCD is allowed at NMED permitted solid waste facilities if the waste stream has been identified in the discharge permit and existing process knowledge of the waste stream does not change.

**B. Waste Storage:** The owner/operator shall store all waste in an impermeable bermed area, except waste generated during emergency response operations for up to 72 hours. All waste storage areas shall be identified in the discharge permit application. Any waste storage area not identified in the permit shall be approved on a case-by-case basis only. The owner/operator shall not store oil field waste on-site for more than 180 days unless approved by the OCD.

**7. Drum Storage:** The owner/operator must store all drums, including empty drums, containing materials other than fresh water on an impermeable pad with curbing. The owner/operator must store empty drums on their sides with the bungs in place and lined up on a horizontal plane. The owner/operator must store chemicals in other containers, such as tote tanks, sacks, or buckets on an impermeable pad with curbing.

**8. Process, Maintenance and Yard Areas:** The owner/operator shall either pave and curb or have some type of spill collection device incorporated into the design at all process, maintenance, and yard areas which show evidence that water contaminants from releases, leaks and spills have reached the ground surface.

**9. Above Ground Tanks:** The owner/operator shall ensure that all aboveground tanks have impermeable secondary containment (e.g., liners and berms), which will contain a volume of at least one-third greater than the total volume of the largest tank or all interconnected tanks. The owner/operator shall retrofit all existing tanks before discharge permit renewal. Tanks that contain fresh water or fluids that are gases at atmospheric temperature and pressure are exempt from this condition.

**10. Labeling:** The owner/operator shall clearly label all tanks, drums, and containers to identify their contents and other emergency notification information. The owner/operator may use a tank code numbering system, which is incorporated into their emergency response plans.

**11. Below-Grade Tanks/Sumps and Pits/Ponds.**

**A.** All below-grade tanks and sumps must be approved by the OCD prior to installation and must incorporate secondary containment with leak detection into the design. The owner/operator shall retrofit all existing systems without secondary containment and leak detection before discharge permit renewal. All existing below-grade tanks and sumps without secondary containment and leak detection must be tested annually or as specified herein. Systems that have secondary containment with leak detection shall have a monthly inspection of the leak detection

system to determine if the primary containment is leaking. Small sumps or depressions in secondary containment systems used to facilitate fluid removal are exempt from these requirements if fluids are removed within 72 hours.

**B.** All pits and ponds, including modifications and retrofits, shall be designed by a certified registered professional engineer and approved by the OCD prior to installation. In general, all pits or ponds shall have approved hydrologic and geologic reports, location, foundation, liners, and secondary containment with leak detection, monitoring and closure plans. All pits or ponds shall be designed, constructed and operated so as to contain liquids and solids in a manner that will protect fresh water, public health, safety and the environment for the foreseeable future. The owner/operator shall retrofit all existing systems without secondary containment and leak detection before discharge permit renewal.

**C.** The owner/operator shall ensure that all exposed pits, including lined pits and open top tanks (8 feet in diameter or larger) shall be fenced, screened, netted, or otherwise rendered non-hazardous to wildlife, including migratory birds.

**D.** The owner/operator shall maintain the results of tests and inspections at the facility covered by this discharge permit and available for OCD inspection. The owner/operator shall report the discovery of any system which is found to be leaking or has lost integrity to the OCD within 15 days. The owner/operator may propose various methods for testing such as pressure testing to 3 pounds per square inch greater than normal operating pressure and/or visual inspection of cleaned tanks and/or sumps, or other OCD-approved methods. The owner/operator shall notify the OCD at least 72 hours prior to all testing.

## **12. Underground Process/Wastewater Lines:**

**A.** The owner/operator shall test all underground process/wastewater pipelines at least once every five (5) years to demonstrate their mechanical integrity, except lines containing fresh water or fluids that are gases at atmospheric temperature and pressure. Pressure rated pipe shall be tested by pressuring up to one and one-half times the normal operating pressure, if possible, or for atmospheric drain systems, to 3 pounds per square inch greater than normal operating pressure, and pressure held for a minimum of 30 minutes with no more than a 1% loss/gain in pressure. The owner/operator may use other methods for testing if approved by the OCD.

**B.** The owner/operator shall maintain underground process and wastewater pipeline schematic diagrams or plans showing all drains, vents, risers, valves, underground piping, pipe type, rating, size, and approximate location. All new underground piping must be approved by the OCD prior to installation. The owner/operator shall report any leaks or loss of integrity to the OCD within 15 days of discovery. The owner/operator shall maintain the results of all tests at the facility covered by this discharge permit and they shall be available for OCD inspection. The owner/operator shall notify the OCD at least 72 hours prior to all testing.

**13. Class V Wells:** The owner/operator shall close all Class V wells (e.g., septic systems, leach fields, dry wells, etc.) that inject non-hazardous industrial wastes or a mixture of industrial wastes and domestic wastes unless it can be demonstrated that ground water will not be impacted in the reasonably foreseeable future. Leach fields and other wastewater disposal systems at OCD-regulated facilities that inject non-hazardous fluid into or above an underground source of drinking water are considered Class V injection wells under the EPA UIC program. Class V wells that

inject domestic waste only, must be permitted by the New Mexico Environment Department (NMED).

**14. Housekeeping:** The owner/operator shall inspect all systems designed for spill collection/prevention and leak detection at least monthly to ensure proper operation and to prevent over topping or system failure. All spill collection and/or secondary containment devices shall be emptied of fluids within 72 hours of discovery. The owner/operator shall maintain all records at the facility and available for OCD inspection.

**15. Spill Reporting:** The owner/operator shall report all unauthorized discharges, spills, leaks and releases and conduct corrective action pursuant to WQCC Regulation 20.6.2.1203 NMAC and OCD Part 29 (19.15.29 NMAC). The owner/operator shall notify both the OCD District Office and the Santa Fe Office within 24 hours and file a written report within 15 days.

**16. OCD Inspections:** The OCD performed an inspection of this facility on Tuesday, April 21, 2001. Mr. Thomas Lacki and Mr. Marcos Aranda were in attendance. Attached is the inspection photo sheet. The OCD has concluded that the overall facility is in good condition.

\*\* This permit had exceeded its expiration date. This is a violation of the discharge permit. Please submit your renewal application within the required amount of time. \*\*

**17. Storm Water:** The owner/operator shall implement and maintain run-on and runoff plans and controls. The owner/operator shall not discharge any water contaminant that exceeds the WQCC standards specified in 20.6.2.3101 NMAC or 20.6.4 NMAC (Water Quality Standards for Interstate and Intrastate Streams) including any oil sheen in any stormwater run-off. The owner/operator shall notify the OCD within 24 hours of discovery of any releases and shall take immediate corrective action(s) to stop the discharge.

**18. Unauthorized Discharges:** The owner/operator shall not allow or cause water pollution, discharge or release of any water contaminant that exceeds the WQCC standards listed in 20.6.2.3101 NMAC or 20.6.4 NMAC (Water Quality Standards for Interstate and Intrastate Streams) unless specifically listed in the permit application and approved herein. An unauthorized discharge is a violation of this permit.

**19. Vadose Zone and Water Pollution:** The owner/operator shall address any contamination through the discharge permit process or pursuant to WQCC 20.6.2.4000-.4116 NMAC (Prevention and Abatement of Water Pollution). The OCD may require the owner/operator to modify its permit for investigation, remediation, abatement, and monitoring requirements for any vadose zone or water pollution. Failure to perform any required investigation, remediation, abatement and submit subsequent reports will be a violation of the permit.

**20. Additional Site Specific Conditions:** If there is a release at the site, then ConocoPhillips shall excavate and remove for proper disposal all waste caused by the release. Also, if groundwater is contaminated caused by a release at the site, then ConocoPhillips shall install an OCD-approved liner in the bermed containment area surrounding the tanks at the site.  
**Ensure that the renewal process is completed prior to the expiration of the permit. Not doing so is a violation of the permit.**

**21. Transfer of Discharge Permit:** Pursuant to 20.6.2.3111 NMAC, prior to any transfer of ownership, control, or possession (whether by lease, conveyance or otherwise) of a facility with a discharge permit, 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 department a copy of such written notification, together with a certification or other proof that such notification has in fact been received by the transferee.

Upon receipt of such notification, the transferee shall have the duty to inquire into all of the provisions and requirements contained in such discharge permit, and the transferee shall be charged with notice of all such provisions and requirements as they appear of record in the department's file or files concerning such discharge permit. The transferee (new owner/operator) shall sign and return an original copy of these permit conditions and provide a written commitment to comply with the terms and conditions of the previously approved discharge permit.

**22. Closure Plan and Financial Assurance:** Pursuant to 20.6.2.3107 NMAC an owner/operator shall notify the OCD when any operations of the facility are to be discontinued for a period in excess of six months. Prior to closure, or as a condition of this permit, or request from the OCD, the operator will submit an approved closure plan, modified plan, and/or provide adequate financial assurance.

**23. Certification: (Owner/Operator),** by the officer whose signature appears below, accepts this permit and agrees to comply with all submitted commitments, including these terms and conditions contained here. **Owner/Operator** further acknowledges that the OCD may, for good cause shown, as necessary to protect fresh water, public health, safety, and the environment, change the conditions and requirements of this permit administratively

Conditions accepted by: "I certify under penalty of law that I have personally examined and am familiar with the information submitted in this document and all attachments and that, based on my inquiry of those individuals immediately responsible for obtaining the information, I believe that the information is true, accurate, and complete. I am aware that there are significant penalties for submitting false information including the possibility of fine and imprisonment."

ConocoPhillips Pipeline Co.

Company Name-print name above

Phillip Elliott

Company Representative- print name

Phillip Elliott

Company Representative- Signature

Title Area Supervisor

Date: 5-22-09

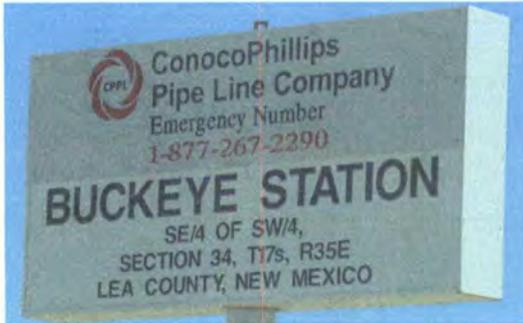


Photo 1: Sign located at facility.



Photo 2: Tank battery.



Photo 3: Lact unit.



Photo 4: Cathodic protection.



Photo 5: Drain line from berm AST area.

OCD Inspection: Zia Transportation GW - 253

Inspector(s): Leonard Lowe

Company Rep: Mr. Thomas Lacki and Mr. Marcos Aranda

Date: 04.21.09

Time: 15:10 – 16:10

Page 2



Photo 6: Catch tank on AST.



Photo 7: Above ground conduits.



Photo 8: Lact unit and an AST.

# New Mexico Energy, Minerals and Natural Resources Department

**Bill Richardson**

Governor  
Joanna Prukop  
Cabinet Secretary  
Reese Fullerton  
Deputy Cabinet Secretary

Mark Fesmire  
Division Director  
Oil Conservation Division



May 4, 2009

Thomas Lacki  
ConocoPhillips Pipe Line Company  
4001 E. 42<sup>nd</sup> Street, Suite 105  
Odessa, TX 79762

Re: Discharge Permit Renewal (GW-224)  
Buckeye Pump Station, ConocoPhillips Pipe Line Company  
SE/4 of the SW/4 of Section 34, Township 17 South, Range 35 East, NMPM,  
Lea County, New Mexico

Dear Mr. Lacki:

Pursuant to Water Quality Control Commission (WQCC) Regulations 20.6.2.3104 - 20.6.2.3114 NMAC, the Oil Conservation Division (OCD) hereby approves the discharge permit for the **ConocoPhillips Pipe Line Company**, (owner/operator) for the above referenced site contingent upon the conditions specified in the enclosed **Attachment to the Discharge Permit**. Enclosed are two copies of the conditions of approval. **Please sign and return one copy to the New Mexico Oil Conservation Division (OCD) Santa Fe Office within 30 days of receipt of this letter including permit fees.**

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

If you have any questions, please contact Leonard Lowe of my staff at (505-476-3492) or email: leonard.lowe@state.nm.us. On behalf of the staff of the OCD, I wish to thank you and your staff for your cooperation during this discharge permit review.

Sincerely,

A handwritten signature in black ink that reads "Glenn von Gonten".

Glenn von Gonten  
Acting Environmental Bureau Chief

Attachments-1  
xc: OCD District Office



ATTACHMENT  
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**18. Unauthorized Discharges:** The owner/operator shall not allow or cause water pollution, discharge or release of any water contaminant that exceeds the WQCC standards listed in 20.6.2.3101 NMAC or 20.6.4 NMAC (Water Quality Standards for Interstate and Intrastate Streams) unless specifically listed in the permit application and approved herein. **An unauthorized discharge is a violation of this permit.**

**19. Vadose Zone and Water Pollution:** The owner/operator shall address any contamination through the discharge permit process or pursuant to WQCC 20.6.2.4000-.4116 NMAC (Prevention and Abatement of Water Pollution). The OCD may require the owner/operator to modify its permit for investigation, remediation, abatement, and monitoring requirements for any vadose zone or water pollution. Failure to perform any required investigation, remediation, abatement and submit subsequent reports will be a violation of the permit.

**20. Additional Site Specific Conditions:** If there is a release at the site, then ConocoPhillips shall excavate and remove for proper disposal all waste caused by the release. Also, if groundwater is contaminated caused by a release at the site, then ConocoPhillips shall install an OCD-approved liner in the bermed containment area surrounding the tanks at the site. **Ensure that the renewal process is completed prior to the expiration of the permit. Not doing so is a violation of the permit.**

**21. Transfer of Discharge Permit:** Pursuant to 20.6.2.3111 NMAC, prior to any transfer of ownership, control, or possession (whether by lease, conveyance or otherwise) of a facility with a discharge permit, 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 department a copy of such written notification, together with a certification or other proof that such notification has in fact been received by the transferee.

Upon receipt of such notification, the transferee shall have the duty to inquire into all of the provisions and requirements contained in such discharge permit, and the transferee shall be charged with notice of all such provisions and requirements as they appear of record in the department's file or files concerning such discharge permit. The transferee (new owner/operator) shall sign and return an original copy of these permit conditions and provide a written commitment to comply with the terms and conditions of the previously approved discharge permit.

**22. Closure Plan and Financial Assurance:** Pursuant to 20.6.2.3107 NMAC an owner/operator shall notify the OCD when any operations of the facility are to be discontinued for a period in excess of six months. Prior to closure, or as a condition of this permit, or request from the OCD, the operator will submit an approved closure plan, modified plan, and/or provide adequate financial assurance.

**23. Certification: (Owner/Operator),** by the officer whose signature appears below, accepts this permit and agrees to comply with all submitted commitments, including these terms and conditions contained here. **Owner/Operator** further acknowledges that the OCD may, for good cause shown, as necessary to protect fresh water, public health, safety, and the environment, change the conditions and requirements of this permit administratively

Conditions accepted by: "I certify under penalty of law that I have personally examined and am familiar with the information submitted in this document and all attachments and that, based on my inquiry of those individuals immediately responsible for obtaining the information, I believe that the information is true, accurate, and complete. I am aware that there are significant penalties for submitting false information including the possibility of fine and imprisonment."

\_\_\_\_\_  
Company Name-print name above

\_\_\_\_\_  
Company Representative- print name

\_\_\_\_\_  
Company Representative- Signature

Title \_\_\_\_\_

Date: \_\_\_\_\_

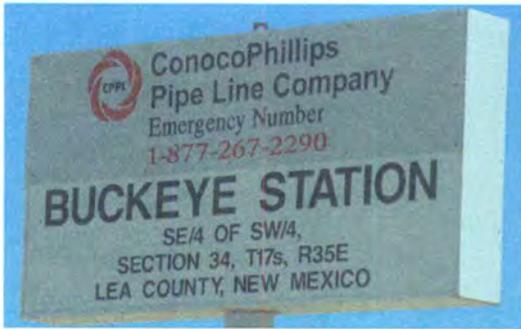


Photo 1: Sign located at facility.



Photo 2: Tank battery.



Photo 3: Lact unit.



Photo 4: Cathodic protection.



Photo 5: Drain line from berm AST area.

OCD Inspection: Zia Transportation GW - 253

Inspector(s): Leonard Lowe

Company Rep: Mr. Thomas Lacki and Mr. Marcos Aranda

Date: 04.21.09

Time: 15:10 – 16:10

Page 2



Photo 6: Catch tank on AST.



Photo 7: Above ground conduits.



Photo 8: Lact unit and an AST.

## **Lowe, Leonard, EMNRD**

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**From:** Lowe, Leonard, EMNRD  
**Sent:** Thursday, February 12, 2009 10:24 AM  
**To:** 'Lacki, Thomas R'  
**Subject:** GW-224, Buckeye Pump Station  
**Attachments:** GW-224, AdminCompLetter.pdf; GW-224 DRAFT PERMIT.pdf; GW-224, OCD PN.pdf

Mr. Thomas Lacki,

The OCD has determined your application to be administratively complete.

Your submitted public notice has been approved for publishing.

Please,

- (1) providing notice by certified mail to the owner of the discharge site if the applicant is not the owner; and (If the landowner is not ConocoPhillips)
- (2) publishing a synopsis of the notice, in English and in Spanish, in a display ad at least two inches by three inches, not in the classified or legal advertisements section, in a newspaper of general circulation in the location of the discharge.

llowe

### **Leonard Lowe**

Environmental Engineer  
Oil Conservation Division/EMNRD  
1220 S. St. Francis Drive  
Santa Fe, N.M. 87505  
Office: 505-476-3492  
Fax: 505-476-3462  
E-mail: [leonard.lowe@state.nm.us](mailto:leonard.lowe@state.nm.us)  
Website: <http://www.emnrd.state.nm.us/o cd/>



New Mexico Energy, Minerals and Natural Resources Department

**Bill Richardson**  
Governor

Joanna Prukop  
Cabinet Secretary  
Reese Fullerton  
Deputy Cabinet Secretary

Mark Fesmire  
Division Director  
Oil Conservation Division



February 12, 2009

Thomas Lacki  
ConocoPhillips Pipe Line Company  
4001 E. 42<sup>nd</sup> Street, Suite 105  
Odessa, TX 79762

**RE: Discharge Permit (GW-224) Renewal  
ConocoPhillips Pipe Line Company Buckeye Pump Station  
Lea County, New Mexico  
Determination of Administratively Complete**

Dear Mr. Lacki:

The New Mexico Oil Conservation Division (OCD) has received Conoco Phillips Pipe Line Company's application, dated February 22, 2008, to renew the discharge permit, GW-224, for the Buckeye Pump Station in the SE/4 of the SW/4 of Section 34, Township 17 South, Range 35 East, NMPM, Lea County, New Mexico. The application and filing fee were received on March 3, 2008. The application and a follow-up correspondence, which proposed the newspaper to publish the public notice, provided the required information in order to deem the application "administratively" complete.

The latest submittal of the applicant public notice has been demonstrated and satisfies the New Mexico Water Quality Control Commission regulations (WQCC) public notice requirements of 20.6.2.3108 NMAC. The OCD hereby approves your submitted draft version of the public notice for translation into Spanish and publication in the specified newspaper in both English and Spanish.

If you have any questions regarding this matter, please do not hesitate to contact me at (505) 476-3492 or [leonard.lowe@state.nm.us](mailto:leonard.lowe@state.nm.us). On behalf of the staff of the OCD, I wish to thank you and your staff for your cooperation during this discharge permit renewal review.

Sincerely,



Thomas Lacki  
ConocoPhillips Pipe Line Company  
GW-224, Buckeye Pump Station  
February 12, 2009  
Page 2

Leonard Lowe  
Environmental Engineer  
Environmental Bureau

LL:ll



New Mexico Energy, Minerals and Natural Resources Department

**Bill Richardson**

Governor  
Joanna Prukop  
Cabinet Secretary  
Reese Fullerton  
Deputy Cabinet Secretary

Mark Fesmire  
Division Director  
Oil Conservation Division



February 12, 2009

Thomas Lacki  
ConocoPhillips Pipe Line Company  
4001 E. 42<sup>nd</sup> Street, Suite 105  
Odessa, TX 79762

Re: **DRAFT** Discharge Permit Renewal (GW-224)  
ConocoPhillips Pipe Line Company Buckeye Pump Station  
SE/4 of the SW/4 of Section 34, Township 17 South, Range 35 East, NMPM,  
Lea County, New Mexico

Dear Mr. Lacki:

Pursuant to Water Quality Control Commission (WQCC) Regulations 20.6.2.3104 - 20.6.2.3114 NMAC, the Oil Conservation Division (OCD) hereby approves the discharge permit for the **ConocoPhillips Pipe Line Company**, (owner/operator) for the above referenced site contingent upon the conditions specified in the enclosed **Attachment to the Discharge Permit**. Enclosed are two copies of the conditions of approval. **Please sign and return one copy to the New Mexico Oil Conservation Division (OCD) Santa Fe Office within 30 days of receipt of this letter including permit fees.**

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

*The final permit should be issued in approximately 45 days.* If you have any questions, please contact Leonard Lowe of my staff at (505-476-3492) or email: [leonard.lowe@state.nm.us](mailto:leonard.lowe@state.nm.us). On behalf of the staff of the OCD, I wish to thank you and your staff for your cooperation during this discharge permit review.

Sincerely,

Wayne Price  
Environmental Bureau Chief

Attachments-1  
xc: OCD District Office



## ATTACHMENT- DISCHARGE PERMIT APPROVAL CONDITIONS

- 1. Payment of Discharge Plan Fees:** All discharge permits are subject to WQCC Regulations. Every billable facility that submits a discharge permit application will be assessed a filing fee of \$100.00, plus a flat fee (*see* WQCC Regulation 20.6.2.3114 NMAC). The Oil Conservation Division (“OCD”) has received the required \$100.00 filing fee. The flat fee for a crude pump station is \$1200.00. Please submit this amount along with the signed permit conditions. Checks should be made out to the New Mexico Water Quality Management Fund.
- 2. Permit Expiration, Renewal Conditions and Penalties:** Pursuant to WQCC Regulation 20.6.2.3109.H.4 NMAC, this permit is valid for a period of five years. **The permit will expire on October 30, 2010** and an application for renewal should be submitted no later than 120 days before that expiration date. Pursuant to WQCC Regulation 20.6.2.3106.F NMAC, if a discharger submits a discharge permit renewal application at least 120 days before the discharge permit expires and is in compliance with the approved permit, then the existing discharge permit will not expire until the application for renewal has been approved or disapproved. *Expired permits are a violation of the Water Quality Act {Chapter 74, Article 6, NMSA 1978} and civil penalties may be assessed accordingly.*
- 3. Permit Terms and Conditions:** Pursuant to WQCC Regulation 20.6.2.3104 NMAC, when a permit has been issued, the owner/operator must ensure that all discharges shall be consistent with the terms and conditions of the permit. In addition, all facilities shall abide by the applicable rules and regulations administered by the OCD pursuant to the Oil and Gas Act, NMSA 1978, Sections 70-2-1 through 70-2-38.
- 4. Owner/Operator Commitments:** The owner/operator shall abide by all commitments submitted in its February 27, 2008 discharge plan application, including attachments and subsequent amendments and these conditions for approval. Permit applications that reference previously approved plans on file with the division shall be incorporated in this permit and the owner/operator shall abide by all previous commitments of such plans and these conditions for approval.
- 5. Modifications:** WQCC Regulation 20.6.2.3107.C and 20.6.2.3109 NMAC addresses possible future modifications of a permit. The owner/operator (discharger) shall notify the OCD of any facility expansion, production increase or process modification that would result in any significant modification in the discharge of water contaminants. The Division Director may require a permit modification if any water quality standard specified at 20.6.2.3103 NMAC is being or will be exceeded, or if a toxic pollutant as defined in WQCC Regulation 20.6.2.7 NMAC is present in ground water at any place of withdrawal for present or reasonably foreseeable future use, or that the Water Quality Standards for Interstate and Intrastate streams as specified in 20.6.4 NMAC are being or may be violated in surface water in New Mexico.
- 6. Waste Disposal and Storage:** The owner/operator shall dispose of all wastes at an OCD-approved facility. Only oil field RCRA-exempt wastes may be disposed of by injection in a Class II well. RCRA non-hazardous, non-exempt oil field wastes may be disposed of at an OCD-approved facility upon proper waste determination pursuant to 40 CFR Part 261. Any waste

stream that is not listed in the discharge permit application must be approved by the OCD on a case-by-case basis.

**A. OCD Rule 712 Waste:** Pursuant to OCD Rule 712 (19.15.9.712 NMAC) disposal of certain non-domestic waste without notification to the OCD is allowed at NMED permitted solid waste facilities if the waste stream has been identified in the discharge permit and existing process knowledge of the waste stream does not change.

**B. Waste Storage:** The owner/operator shall store all waste in an impermeable bermed area, except waste generated during emergency response operations for up to 72 hours. All waste storage areas shall be identified in the discharge permit application. Any waste storage area not identified in the permit shall be approved on a case-by-case basis only. The owner/operator shall not store oil field waste on-site for more than 180 days unless approved by the OCD.

**7. Drum Storage:** The owner/operator must store all drums, including empty drums, containing materials other than fresh water on an impermeable pad with curbing. The owner/operator must store empty drums on their sides with the bungs in place and lined up on a horizontal plane. The owner/operator must store chemicals in other containers, such as tote tanks, sacks, or buckets on an impermeable pad with curbing.

**8. Process, Maintenance and Yard Areas:** The owner/operator shall either pave and curb or have some type of spill collection device incorporated into the design at all process, maintenance, and yard areas which show evidence that water contaminants from releases, leaks and spills have reached the ground surface.

**9. Above Ground Tanks:** The owner/operator shall ensure that all aboveground tanks have impermeable secondary containment (e.g., liners and berms), which will contain a volume of at least one-third greater than the total volume of the largest tank or all interconnected tanks. The owner/operator shall retrofit all existing tanks before discharge permit renewal. Tanks that contain fresh water or fluids that are gases at atmospheric temperature and pressure are exempt from this condition.

**10. Labeling:** The owner/operator shall clearly label all tanks, drums, and containers to identify their contents and other emergency notification information. The owner/operator may use a tank code numbering system, which is incorporated into their emergency response plans.

**11. Below-Grade Tanks/Sumps and Pits/Ponds.**

**A.** All below-grade tanks and sumps must be approved by the OCD prior to installation and must incorporate secondary containment with leak detection into the design. The owner/operator shall retrofit all existing systems without secondary containment and leak detection before discharge permit renewal. All existing below-grade tanks and sumps without secondary containment and leak detection must be tested annually or as specified herein. Systems that have secondary containment with leak detection shall have a monthly inspection of the leak detection system to determine if the primary containment is leaking. Small sumps or depressions in secondary containment systems used to facilitate fluid removal are exempt from these requirements if fluids are removed within 72 hours.

**B.** All pits and ponds, including modifications and retrofits, shall be designed by a certified registered professional engineer and approved by the OCD prior to installation. In general, all pits or ponds shall have approved hydrologic and geologic reports, location, foundation, liners, and secondary containment with leak detection, monitoring and closure plans. All pits or ponds shall be designed, constructed and operated so as to contain liquids and solids in a manner that will protect fresh water, public health, safety and the environment for the foreseeable future. The owner/operator shall retrofit all existing systems without secondary containment and leak detection before discharge permit renewal.

**C.** The owner/operator shall ensure that all exposed pits, including lined pits and open top tanks (8 feet in diameter or larger) shall be fenced, screened, netted, or otherwise rendered non-hazardous to wildlife, including migratory birds.

**D.** The owner/operator shall maintain the results of tests and inspections at the facility covered by this discharge permit and available for OCD inspection. The owner/operator shall report the discovery of any system which is found to be leaking or has lost integrity to the OCD within 15 days. The owner/operator may propose various methods for testing such as pressure testing to 3 pounds per square inch greater than normal operating pressure and/or visual inspection of cleaned tanks and/or sumps, or other OCD-approved methods. The owner/operator shall notify the OCD at least 72 hours prior to all testing.

## **12. Underground Process/Wastewater Lines:**

**A.** The owner/operator shall test all underground process/wastewater pipelines at least once every five (5) years to demonstrate their mechanical integrity, except lines containing fresh water or fluids that are gases at atmospheric temperature and pressure. Pressure rated pipe shall be tested by pressuring up to one and one-half times the normal operating pressure, if possible, or for atmospheric drain systems, to 3 pounds per square inch greater than normal operating pressure, and pressure held for a minimum of 30 minutes with no more than a 1% loss/gain in pressure. The owner/operator may use other methods for testing if approved by the OCD.

**B.** The owner/operator shall maintain underground process and wastewater pipeline schematic diagrams or plans showing all drains, vents, risers, valves, underground piping, pipe type, rating, size, and approximate location. All new underground piping must be approved by the OCD prior to installation. The owner/operator shall report any leaks or loss of integrity to the OCD within 15 days of discovery. The owner/operator shall maintain the results of all tests at the facility covered by this discharge permit and they shall be available for OCD inspection. The owner/operator shall notify the OCD at least 72 hours prior to all testing.

**13. Class V Wells:** The owner/operator shall close all Class V wells (e.g., septic systems, leach fields, dry wells, etc.) that inject non-hazardous industrial wastes or a mixture of industrial wastes and domestic wastes unless it can be demonstrated that ground water will not be impacted in the reasonably foreseeable future. Leach fields and other wastewater disposal systems at OCD-regulated facilities that inject non-hazardous fluid into or above an underground source of drinking water are considered Class V injection wells under the EPA UIC program. Class V wells that inject domestic waste only, must be permitted by the New Mexico Environment Department (NMED).

**14. Housekeeping:** The owner/operator shall inspect all systems designed for spill collection/prevention and leak detection at least monthly to ensure proper operation and to prevent over topping or system failure. All spill collection and/or secondary containment devices shall be emptied of fluids within 72 hours of discovery. The owner/operator shall maintain all records at the facility and available for OCD inspection.

**15. Spill Reporting:** The owner/operator shall report all unauthorized discharges, spills, leaks and releases and conduct corrective action pursuant to WQCC Regulation 20.6.2.1203 NMAC and OCD Part 29 (19.15.29 NMAC). The owner/operator shall notify both the OCD District Office and the Santa Fe Office within 24 hours and file a written report within 15 days.

**16. OCD Inspections:** The OCD may place additional requirements on the facility and modify the permit conditions based on OCD inspections. The OCD will set up an inspection date for this facility.

**17. Storm Water:** The owner/operator shall implement and maintain run-on and runoff plans and controls. The owner/operator shall not discharge any water contaminant that exceeds the WQCC standards specified in 20.6.2.3101 NMAC or 20.6.4 NMAC (Water Quality Standards for Interstate and Intrastate Streams) including any oil sheen in any stormwater run-off. The owner/operator shall notify the OCD within 24 hours of discovery of any releases and shall take immediate corrective action(s) to stop the discharge.

**18. Unauthorized Discharges:** The owner/operator shall not allow or cause water pollution, discharge or release of any water contaminant that exceeds the WQCC standards listed in 20.6.2.3101 NMAC or 20.6.4 NMAC (Water Quality Standards for Interstate and Intrastate Streams) unless specifically listed in the permit application and approved herein. An unauthorized discharge is a violation of this permit.

**19. Vadose Zone and Water Pollution:** The owner/operator shall address any contamination through the discharge permit process or pursuant to WQCC 20.6.2.4000-.4116 NMAC (Prevention and Abatement of Water Pollution). The OCD may require the owner/operator to modify its permit for investigation, remediation, abatement, and monitoring requirements for any vadose zone or water pollution. Failure to perform any required investigation, remediation, abatement and submit subsequent reports will be a violation of the permit.

**20. Additional Site Specific Conditions:** If there is a release at the site, then ConocoPhillips shall excavate and remove for proper disposal all waste caused by the release. Also, if groundwater is contaminated caused by a release at the site, then ConocoPhillips shall install an OCD-approved liner in the bermed containment area surrounding the tanks at the site. **Ensure that the renewal process is completed prior to the expiration of the permit. Not doing so is a violation of the permit.**

**21. Transfer of Discharge Permit:** Pursuant to 20.6.2.3111 NMAC, prior to any transfer of ownership, control, or possession (whether by lease, conveyance or otherwise) of a facility with a discharge permit, 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 department a copy of such

written notification, together with a certification or other proof that such notification has in fact been received by the transferee.

Upon receipt of such notification, the transferee shall have the duty to inquire into all of the provisions and requirements contained in such discharge permit, and the transferee shall be charged with notice of all such provisions and requirements as they appear of record in the department's file or files concerning such discharge permit. The transferee (new owner/operator) shall sign and return an original copy of these permit conditions and provide a written commitment to comply with the terms and conditions of the previously approved discharge permit.

**22. Closure Plan and Financial Assurance:** Pursuant to 20.62.3107 NMAC an owner/operator shall notify the OCD when any operations of the facility are to be discontinued for a period in excess of six months. Prior to closure, or as a condition of this permit, or request from the OCD, the operator will submit an approved closure plan, modified plan, and/or provide adequate financial assurance.

**23. Certification: (Owner/Operator),** by the officer whose signature appears below, accepts this permit and agrees to comply with all submitted commitments, including these terms and conditions contained here. **Owner/Operator** further acknowledges that the OCD may, for good cause shown, as necessary to protect fresh water, public health, safety, and the environment, change the conditions and requirements of this permit administratively.

Conditions accepted by: "I certify under penalty of law that I have personally examined and am familiar with the information submitted in this document and all attachments and that, based on my inquiry of those individuals immediately responsible for obtaining the information, I believe that the information is true, accurate, and complete. I am aware that there are significant penalties for submitting false information including the possibility of fine and imprisonment."

\_\_\_\_\_  
Company Name- print name above

\_\_\_\_\_  
Company Representative- print name

\_\_\_\_\_  
Company Representative- Signature

\_\_\_\_\_  
Title

\_\_\_\_\_  
Date:

## 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:

**(GW-224) Conoco Phillips Pipe Line Company, Thomas Lacki, Environmental Coordinator, 4001 E. 42<sup>nd</sup> Street, Suite 105, Odessa TX 79762, has submitted a renewal application for the previously approved discharge plan (GW-224) for their Buckeye pump station, located in the SE/4 SW/4 of section 34, Township 17 South, Range 35 East, NMPM, Lea County, New Mexico, one mile south of CR 50, approximately 20 miles northwest of Hobbs in Lea County New Mexico. The pump station has two 10,000 bbl crude oil storage tanks and all storage tanks are within properly engineered secondary containments. Small amounts of miscellaneous plant trash; crude oil, paraffin, and sand blast aggregate from maintenance and repairs; basic sediment and water (tank bottoms) from tank cleanouts; and tank seals are generated on a periodic basis. Maintenance produces approximately 2-bbbls of paraffin per year, which is stored on site in approved 55-gallon barrels until it is recycled back into the system or sent off site for reclamation. Groundwater most likely to be affected by a spill, leak or accidental discharge is at a depth of approximately 61 feet, with a total dissolved solids concentration of approximately 700 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 Energia, Minerals y Recursos Naturales de Nuevo México), Oil Conservation Division (Depto. Conservación Del Petróleo), 1220 South St. Francis Drive, Santa Fe, New México (Contacto: Dorothy Phillips, 505-476-3461)

GIVEN under the Seal of New Mexico Oil Conservation Commission at Santa Fe, New Mexico, on this 12<sup>th</sup> day of February 2009.

STATE OF NEW MEXICO  
OIL CONSERVATION DIVISION

SEAL

Mark Fesmire, Director





**ConocoPhillips  
Pipe Line Company**

**Thomas Lacki, CHMM**  
Environmental Coordinator  
Western Operations – Transportation  
Texas Panhandle and West Texas Districts  
**ConocoPhillips Pipe Line Company**  
4001 E. 42<sup>nd</sup> Street, Suite 105  
Odessa, TX 79762  
Phone 432.368.1315  
thomas.lacki@conocophillips.com

February 28, 2008

Certified Mail: 7006 0810 0004 9498 4772  
Return Receipt Requested

Mr. Wayne Price  
State of New Mexico  
Oil Conservation Division  
1220 South St. Francis Dr.  
Santa Fe, NM 87505

**RE: Discharge Plan Renewal – GW-2<sup>2</sup>44  
Buckeye Pump Station  
ConocoPhillips Pipe Line Company**

RECEIVED  
2008 FEB 32 PM 1:11  
2008 MAR 3 PM 1:16

Dear Mr. Price:

Please find the enclosed packet containing the Discharge Plan Application Renewal for the above referenced ConocoPhillips Pipe Line Company facility. Included in the packet is the renewal application with drawings and check #1964 for \$100.

Please note there have been no major changes at the facility since the previous application. We anticipate using the Hobbs Sun News for our Public Notice.

I appreciate your assistance with this matter and ask that you please contact me at (432) 368-1315 or thomas.lacki@conocophillips.com with any questions or if you require any additional information

Best regards,

Thomas Lacki, CHMM  
Environmental Coordinator

Enc.

Cc w/enc. State of New Mexico OCD; District 1  
RC w/enc. Kirby Shipp; ConocoPhillips Pipe Line Company

District I  
1625 N. French Dr., Hobbs, NM 88240  
District II  
1301 W. Grand Avenue, Artesia, NM 88210  
District III  
1000 Rio Brazos Road, Aztec, NM 87410  
District IV  
1220 S. St. Francis Dr., Santa Fe, NM 87505

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

Revised June 10, 2003

Submit Original  
Plus 1 Copy  
to Santa Fe  
1 Copy to Appropriate  
District Office

**DISCHARGE PLAN APPLICATION FOR SERVICE COMPANIES, GAS PLANTS,  
REFINERIES, COMPRESSOR, GEOTHERMAL FACILITIES  
AND CRUDE OIL PUMP STATIONS**

(Refer to the OCD Guidelines for assistance in completing the application)

New     Renewal     Modification    GW# 244

1. Type: See attached
2. Operator: ConocoPhillips Pipe Line Company  
Address: 4001 East 42<sup>nd</sup> St., Odessa, Texas  
Contact Person: Kirby Shipp Phone: 505.391.8262
3. Location: SE/4 SW/4 Section 34 Township 17 Range 35E  
Submit large scale topographic map showing exact location. (Attachment 1)
4. Attach the name, telephone number and address of the landowner of the facility site.
5. Attach the description of the facility with a diagram indicating location of fences, pits, dikes and tanks on the facility.
6. Attach a description of all materials stored or used at the facility.
7. Attach a description of present sources of effluent and waste solids. Average quality and daily volume of waste water must be included.
8. Attach a description of current liquid and solid waste collection/treatment/disposal procedures.
9. Attach a description of proposed modifications to existing collection/treatment/disposal systems.
10. Attach a routine inspection and maintenance plan to ensure permit compliance.
11. Attach a contingency plan for reporting and clean-up of spills or releases.
12. Attach geological/hydrological information for the facility. Depth to and quality of ground water must be included.
13. Attach a facility closure plan, and other information as is necessary to demonstrate compliance with any other OCD rules, regulations and/or orders.

14. CERTIFICATION I hereby certify that the information submitted with this application is true and correct to the best of my knowledge and belief.

Name: KIRBY SHIPP

Title: NORTH AREA OPERATIONS SUPERVISOR

Signature: Kirby Shipp

Date: 02-27-08

E-mail Address: KIRBY.M.SHIPP@CONOCO-PHILLIPS.COM

**Discharge Plan Application Renewal - 2008**  
**ConocoPhillips Pipe Line Company (formerly Phillips Pipe Line)**  
**Buckeye Pump Station**

**Item 1: Type of Operation**

The facility is a crude oil pump station, SIC Code 4612, located in Lea County, New Mexico. Crude oil is received from area producing wells via pipeline and delivered to either of two on site 10,000 bbl crude oil internal floating roof (IFR) storage tanks. The crude oil is held for refinery feedstock until transported, via pipeline through a lease automated custody transfer (LACT) unit to the refinery.

**Item 2: Operator Information**

**Operator:** ConocoPhillips Pipe Line Company (formerly Phillips Pipe Line)

**Address:** 4001 East 42<sup>nd</sup> Street, STE 105,  
Odessa, Texas 79762

**Contact:** Kirby Shipp

**Phone:** 505.391.8262

**Item 3: Location**

SE/4 of the SW/4 of Section 34; Township 17S; Range 35E. See Attachment 1 for drawing.

**Item 4: Landowner Information**

The site is leased from State of New Mexico, NM Lease #1369.

**Item 5: Facility Description**

The facility is an unmanned operation with on site assets that include two 10,000 bbl IFR storage tanks surrounded by a containment berm, two LACT units, four positive displacement pumps, four charge pumps, two catchment sumps, a storage building, and a control room. The tank dike has the capacity to hold the contents of one tank plus the rainfall generated by a 25-year, 24-hour rainfall (approximately 5 inches). The entire operation is fenced. See Attachment 2 for complete drawing.

**Item 6: Onsite Materials**

Crude oil

**Item 7: Sources of effluent and waste solids, including waste water volumes**

No waste, wastewater, or effluent is produced on a daily basis. Small amounts of miscellaneous plant trash; crude oil, paraffin, and sand blast aggregate from maintenance and repairs; basic sediment and water (tank bottoms) from tank cleanouts; and tank seals are generated on a periodic basis.

**Item 8: Current liquid and solid waste collection/treatment/disposal procedures**

Solid wastes are analyzed, if necessary, and disposed of in appropriate landfills. Excess crude oil from drip pans or sumps is pumped out and transferred back into the pipe line system. Tank bottoms are either reintroduced into the system or trucked offsite by an approved contractor for reclamation as part of the tank cleaning process. The paraffin is either recycled on site or reclaimed.

**Item 9: Proposed modifications to existing collection/treatment/disposal systems**

No changes are proposed.

**Item 10: Routine inspection and maintenance plan**

The facility will be inspected no less than once per month for signs of spills, leaks, or equipment damage and the inspection recorded on company form GPL-199. This inspection includes the tanks, tank dike, and all onsite equipment. Any leak meeting reportable quantities as defined by the NMOCD will be reported in accordance with regulations. Any storm water that collects in the dike is left to evaporate or, if discharge is necessary, visually inspected for signs of contamination before discharge occurs.

Item 11: Contingency plan for reporting and clean-up of spills or releases

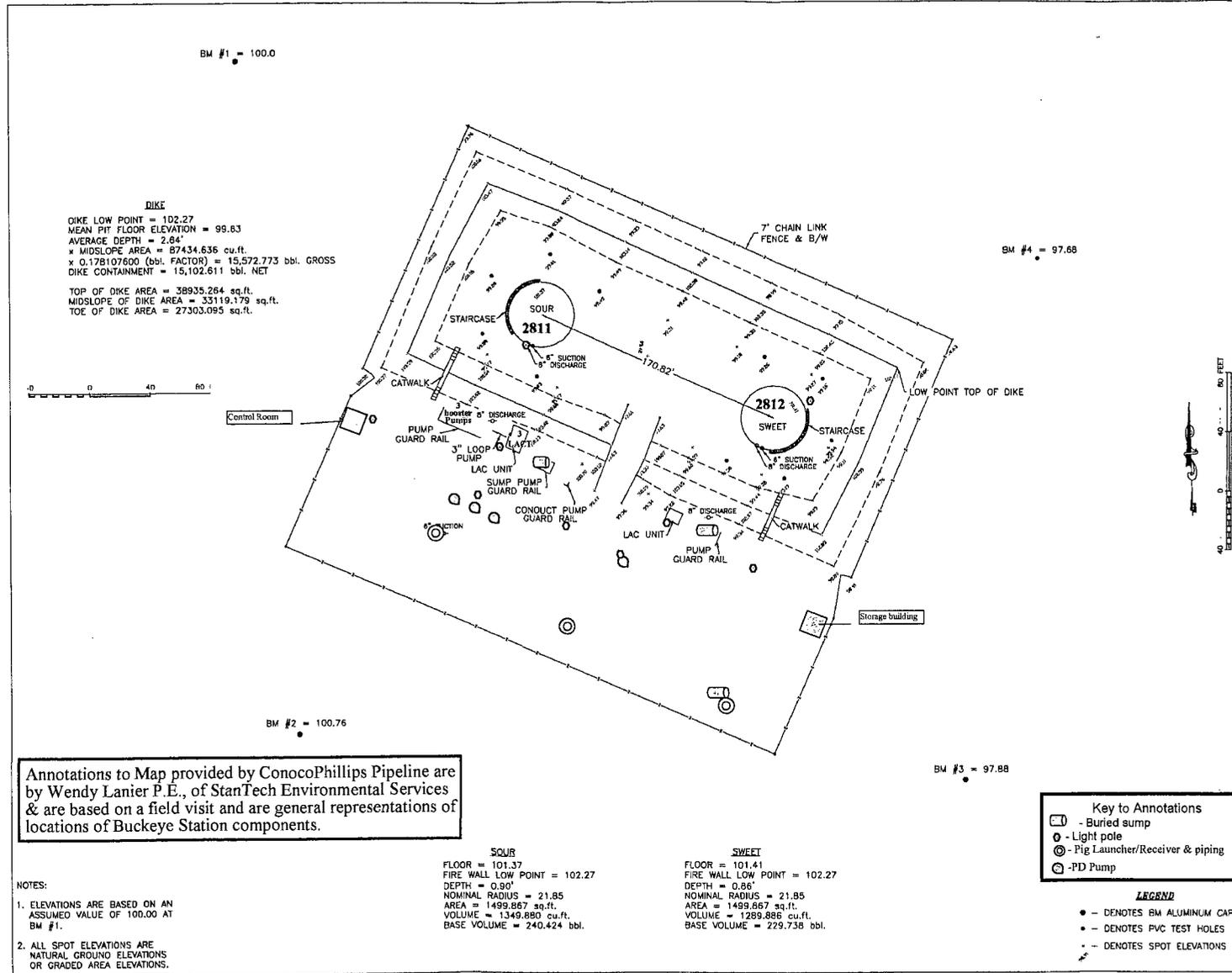
The facility has a Spill Prevention Control and Countermeasures (SPCC) Plan which meets the requirements of 40 CFR 112. Should a spill or leak occur, facility personnel will implement that plan in conjunction with the Area Emergency Response Plan to ensure the appropriate agencies, including the NMOCD, are notified in accordance with regulations. This includes both verbal and written notification, when required. Additionally, all free liquid will be immediately recovered and subsequent cleanup performed in accordance with appropriate regulatory requirements.

Item 12: Geological/hydrological information for the facility

The containment dike has an outfall with a drain valve located northeast of Tank 2811. This drain valve remains closed and is opened only after visual observation of the contained water confirms the water is free of signs of sheen or contamination. Should the water be released, the gradual slope of the terrain would direct the water southeast. There are no surface waters located within one mile southeast of the facility which are expected to be impacted from storm water discharged from the tank dikes. The Ogallala is the closest source of potable groundwater at an estimated depth of 234 ft.

Item 13: Facility closure plan, and other information as is necessary to demonstrate compliance with any other  
OCD rules, regulations and/or orders

There are no plans to close this facility any time in the near future.



Annotations to Map provided by ConocoPhillips Pipeline are by Wendy Lanier P.E., of StanTech Environmental Services & are based on a field visit and are general representations of locations of Buckeye Station components.

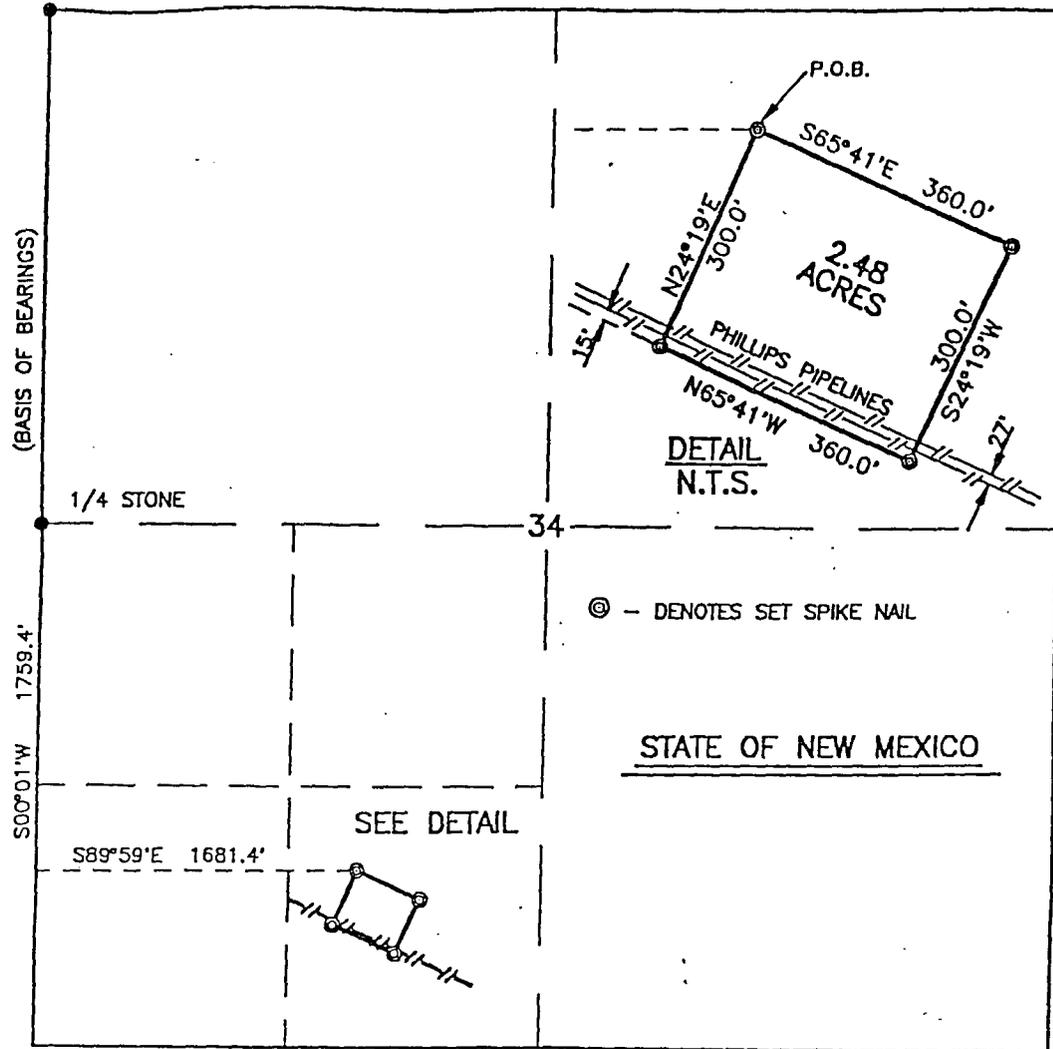
- NOTES:
- ELEVATIONS ARE BASED ON AN ASSUMED VALUE OF 100.00 AT BM #1.
  - ALL SPOT ELEVATIONS ARE NATURAL GROUND ELEVATIONS OR GRADED AREA ELEVATIONS.

PROVIDING SURVEYING SERVICES  
 JOHN WEST SURVEYING COMPANY  
 424 N. DALLAS  
 HOBBS, N.M. 88240  
 (505) 384-3117

BUCKEYE TANK BATTERY  
 TOPOGRAPHIC SURVEY OF  
 THE BUCKEYE TANK BATTERY IN  
 SECTION 34, TOWNSHIP 17 SOUTH, RANGE 35 EAST,  
 N.M.P.M., LEA COUNTY, NEW MEXICO

CONOCO-PHILLIPS PIPELINE COMPANY  
 Drawing Number  
 Sheet 1 of 1 Sheets  
 Survey Date: 06/21/05  
 W.O. Number: 05.11.0957  
 Drawn By: J.R. Scale: 1"=40'  
 Date: 07/27/05  
 DISK: 05110957

SECTION 34, TOWNSHIP 17 SOUTH, RANGE 35 EAST, N.M.P.M.  
LEA COUNTY, NEW MEXICO



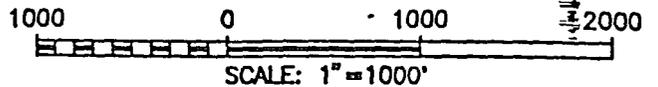
⊙ - DENOTES SET SPIKE NAIL

STATE OF NEW MEXICO

LEGAL DESCRIPTION

A TRACT OF LAND LOCATED IN THE SE/4 OF THE SW/4 OF SECTION 34, TOWNSHIP 17 SOUTH, RANGE 35 EAST, N.M.P.M., LEA COUNTY, NEW MEXICO, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT A SPIKE NAIL SET FOR THE NORTHWEST CORNER OF THIS TRACT WHICH LIES 500°01'W, 1759.4 FEET AND S89°59'E, 1681.4 FEET FROM A STONE FOUND FOR THE WEST QUARTER CORNER OF SAID SECTION 34; THENCE S65°41'E, 360.0 FEET TO A SPIKE NAIL SET FOR THE NORTHEAST CORNER OF THIS TRACT; THENCE S24°19'W, 300.0 FEET TO A SPIKE NAIL SET FOR THE SOUTHEAST CORNER OF THIS TRACT; THENCE N65°41'W, 360.0 FEET TO A SPIKE NAIL SET FOR THE SOUTHWEST CORNER OF THIS TRACT; THENCE N24°19'E, 300.0 FEET TO THE POINT OF BEGINNING CONTAINING 2.48 ACRES MORE OR LESS:



I HEREBY CERTIFY THAT THIS PLAT WAS PREPARED FROM FIELD NOTES OF AN ACTUAL SURVEY AND MEETS OR EXCEEDS ALL REQUIREMENTS FOR LAND SURVEYS AS PRESCRIBED BY THIS STATE.

JOHN W. WEST, N.M.P.E. & P.E. No. 676  
TEXAS P.L.S. No. 1138  
RONALD E. EUBANK, N.M. L.S. No. 3239  
TEXAS P.L.S. No. 1883

JOHN W. WEST ENGINEERING COMPANY  
CONSULTING ENGINEERS & SURVEYORS - HOBBS, NEW MEXICO

PHILLIPS PETROLEUM CO.

A 2.48 ACRE TRACT OF LAND LOCATED IN THE SOUTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 34, TOWNSHIP 17 SOUTH, RANGE 35 EAST, N.M.P.M., LEA COUNTY, NEW MEXICO.

Survey Date: 2/14/95 Sheet 1 of 1 Sheets

W.O. Number: 95-11-0236 Drawn By: James L. Presley

Date: 2/15/95 Disk: 110#100

ATTACHMENT TO THE DISCHARGE PLAN RENEWAL GW-224  
PHILLIPS PIPELINE COMPANY  
BUCKEYE PUMP STATION  
DISCHARGE PLAN APPROVAL CONDITIONS  
(September 18, 2000)

1. Payment of Discharge Plan Fees: The \$50.00 filing fee has been received by the OCD. There is a required flat fee equal to one-half of the original flat fee for crude oil pump stations. The renewal flat fee required for this facility is \$287.50 which can be paid in full at the time the discharge plan is approved or in equal annual installments with the first installment due at the time of approval of the discharge plan.
2. Phillips Pipeline Company Commitments: Phillips Pipeline Company will abide by all commitments submitted in the discharge plan renewal application letter dated June 27, 2000 and these conditions for approval.
3. Waste Disposal: All wastes will be disposed of at an OCD approved facility. Only oilfield exempt wastes shall be disposed of down Class II injection wells. Non-exempt oilfield wastes that are non-hazardous may be disposed of at an OCD approved facility upon proper waste determination per 40 CFR Part 261. Any waste stream that is not listed in the discharge plan will be approved by OCD on a case-by-case basis.
4. Drum Storage: All drums containing materials other than fresh water must be stored on an impermeable pad with curbing. All empty drums will be stored on their sides with the bungs in and lined up on a horizontal plane. Chemicals in other containers such as sacks or buckets will also be stored on an impermeable pad and curb type containment.
5. Process Areas: All process and maintenance areas which show evidence that leaks and spills are reaching the ground surface must be either paved and curbed or have some type of spill collection device incorporated into the design.
6. Above Ground Tanks: All above ground tanks which contain fluids other than fresh water must be bermed to contain a volume of one-third more than the total volume of the largest tank or of all interconnected tanks. All new tanks or existing tanks that undergo a major modification, as determined by the Division, must be placed within an impermeable bermed enclosure.
7. Above Ground Saddle Tanks: Above ground saddle tanks must have impermeable pad and curb type containment unless they contain fresh water or fluids that are gases at atmospheric temperature and pressure.

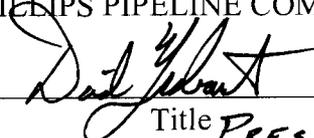
8. Labeling: All tanks, drums and containers will be clearly labeled to identify their contents and other emergency notification information.
9. Below Grade Tanks/Sumps: All below grade tanks, sumps, and pits must be approved by the OCD prior to installation or upon modification and must incorporate secondary containment and leak-detection into the design. All pre-existing sumps and below-grade tanks must demonstrate integrity on an annual basis. Integrity tests include pressure testing to 3 pounds per square inch above normal operating pressure and/or visual inspection of cleaned out tanks and/or sumps, or other OCD approved methods. The OCD will be notified at least 72 hours prior to all testing.
10. Underground Process/Wastewater Lines: All underground process/wastewater pipelines must be tested to demonstrate their mechanical integrity every 5 years. The permittee may propose various methods for testing such as pressure testing to 3 pounds per square inch above normal operating pressure or other means acceptable to the OCD. The OCD will be notified at least 72 hours prior to all testing.
11. Class V Wells: No Class V wells that inject non-hazardous industrial wastes or a mixture of industrial wastes and domestic wastes will be closed unless it can be demonstrated that groundwater will not be impacted in the reasonably foreseeable future. Leach fields and other wastewater disposal systems at OCD regulated facilities which inject non-hazardous fluid into or above an underground source of drinking water are considered Class V injection wells under the EPA UIC program. Class V wells that inject domestic waste only must be permitted by the New Mexico Environment Department.
12. Housekeeping: All systems designed for spill collection/prevention will be inspected weekly and after each storm event to ensure proper operation and to prevent overtopping or system failure. A record of inspections will be retained on site for a period of five years.
13. Spill Reporting: All spills/releases will be reported pursuant to OCD Rule 116 and WQCC 1203 to the OCD Hobbs District Office.
14. Transfer of Discharge Plan: The OCD will be notified prior to any transfer of ownership, control, or possession of a facility with an approved discharge plan. A written commitment to comply with the terms and conditions of the previously approved discharge plan must be submitted by the purchaser and approved by the OCD prior to transfer.
15. Storm Water Plan: The facility will have an approved storm water run-off plan.

16. Closure: The OCD will be notified when operations of the Buckeye Pump Station are discontinued for a period in excess of six months. Prior to closure of the Buckeye Pump Station a closure plan will be submitted for approval by the Director. Closure and waste disposal will be in accordance with the statutes, rules and regulations in effect at the time of closure.
17. Certification: Phillips Pipeline Company, by the officer whose signature appears below, accepts this permit and agrees to comply with all terms and conditions contained herein. Phillips Pipeline Company further acknowledges that these conditions and requirements of this permit may be changed administratively by the Division for good cause shown as necessary to protect fresh water, human health and the environment.

Accepted:

PHILLIPS PIPELINE COMPANY

by

  
\_\_\_\_\_

Title *PRESIDENT.*

*JPS*

ACKNOWLEDGEMENT OF RECEIPT  
OF CHECK/CASH

I hereby acknowledge receipt of check No [redacted] dated 12-15-00

or cash received on \_\_\_\_\_ in the amount of \$ 287.50

from Phillips Pipeline Co.

for Buckeye Pump Station GW-224

Submitted by: [Signature] Date: 12-19-00

Submitted to ASD by: \_\_\_\_\_ Date: \_\_\_\_\_

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

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

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

Organization Code 521.07 Applicable FY 2001

To be deposited in the Water Quality Management Fund.

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

THIS IS WATERMARKED PAPER - DO NOT ACCEPT WITHOUT NOTING WATERMARK - HOLD TO LIGHT TO VERIFY WATERMARK

WESTSTAR BANK

PHILLIPS PIPE LINE COMPANY  
BARTLESVILLE, OK 74004

91931 12/15/2000 [redacted] 287.50

PAY TO THE ORDER OF EXACTLY \*\*\*\*\*287 US DOLLARS AND 50 CENTS

NMED WATER QUALITY MANAGEMENT  
2040 SOUTH PACHECO STREET  
SANTA FE, NM 87505

[Signature]  
Treasurer



DATE	INVOICE NO. (DESCRIPTION)	CO DOCUMENT NO.	GROSS	DISCOUNT	NET
12/14/00	05 1200011506 USD DISCHARGE PLAN FLAT FEE - BUCKEYE STATION		287.50	0.00	287.50

PAYEE NUMBER  
91931

CHECK DATE  
12/15/2000

CHECK NO  
032736

CHECK AMOUNT  
287.50

OIL CONSERVATION DIVISION

2040 S. Pacheco  
Santa Fe, New Mexico 87505

October 31, 1995

CERTIFIED MAIL  
RETURN RECEIPT NO.Z-765-962-582

Mr. Scott Maddox  
WesTex 66 Pipeline Company  
360 Adams Building  
Bartlesville, Oklahoma 74004

**RE: Discharge Plan GW-224  
Buckeye Crude Station  
Lea County, New Mexico**

Dear Mr. Maddox:

The discharge plan GW-224 for WesTex 66 Pipeline Company (WesTex) Buckeye Crude Station located in the SE/4 SW/4 of Section 34, Township 17 South, Range 35 East, NMPM, Lea County, New Mexico, is hereby approved under the conditions contained in the enclosed attachment. The discharge plan consists of the application dated September 1, 1995.

The discharge plan was submitted pursuant to Section 3-106 of the New Mexico Water Quality Control Commission Regulations. It is approved pursuant to Section 3-109.A. Please note Sections 3-109.E and 3-109.F. which provide for possible future amendments or modifications of the plan. Please be advised the approval of this plan does not relieve WesTex of liability should WesTex's operation result in pollution of surface water, ground water, or the environment.

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

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

Mr. Scott Maddox  
October 30, 1995  
Page 3

Pursuant to Section 3-109.G.4., this plan is for a period of five (5) years. This approval will expire on October 30, 2000, and WesTex should submit an application in ample time before this date.

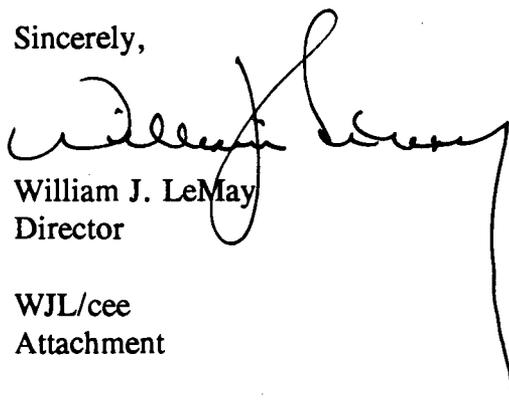
The discharge plan application for the WesTex's Buckeye Crude Station is subject to WQCC Regulation 3-114 discharge plan fee. Every billable facility submitting a discharge plan renewal will be assessed a fee equal to the filing fee of fifty (\$50) dollars plus the flat fee. The flat fee for crude station sites with 0 to 9,999 gallons of discharge per day is five hundred seventy-five dollars (\$575.00).

The \$50.00 filing fee has been received by the OCD. The flat fee for an approved discharge plan may be paid in a single payment due at the time of approval, or in equal annual installments over the duration of the plan with the first payment being due upon receipt of this letter.

Please make all checks payable to the **NMED - Water Quality Management** and send to the OCD Santa Fe Office.

On behalf of the staff of the Oil Conservation Division, I wish to thank WesTex and their staff for cooperating during this discharge plan review.

Sincerely,



William J. LeMay  
Director

WJL/cee  
Attachment

xc: OCD Hobbs Office

ATTACHMENT TO THE DISCHARGE PLAN GW-224 APPROVAL  
WESTEX 66 PIPELINE COMPANY  
BUCKEYE CRUDE STATION  
DISCHARGE PLAN REQUIREMENTS  
(October 31, 1995)

1. Drum Storage: All drums will be stored on pad and curb type containment.
2. Sump Inspection: All pre-existing sumps will be cleaned and visually inspected on an annual basis. Any new sumps or below-grade tanks will approved by the OCD prior to installation and will incorporate leak detection in their designs.
3. Berms: All tanks that contain materials other than freshwater will be bermed to contain one and one-third (1-1/3) the capacity of the largest tank within the berm or one and one-third (1-1/3) the total capacity of all interconnected tanks.
4. Pressure testing: All discharge plan facilities are required to pressure test all underground piping at the time of discharge plan renewal. All new underground piping shall be designed and installed to allow for isolation and pressure testing at 3 psi above normal operating pressure.
5. Spills: All spills and/or leaks will be reported to the OCD Santa Fe and appropriate district office pursuant to WQCC Rule 1-203 and OCD Rule 116.
6. Payment of Discharge Plan Fees: The five hundred seventy-five dollar (\$575.00) flat fee shall be submitted by November 30, 1995. The flat fee may be paid in full or in equal installments over the five year duration of the plan, with the first payment due no later than November 30, 1995.