

GW - 319

**GENERAL
CORRESPONDENCE**

YEAR(S):



NEW MEXICO ENERGY, MINERALS and NATURAL RESOURCES DEPARTMENT

BILL RICHARDSON

Governor

Joanna Prukop

Cabinet Secretary

Mark E. Fesmire, P.E.

Director

Oil Conservation Division

August 09, 2007

**Bob Strasner, President
R&R Service Co. Inc (R&R)
P.O. Box 1409
Hobbs, New Mexico 88241**

**Subject: NOTICE OF VIOLATION
Discharge Permit GW-319**

Reference: Permit Expired 10/24/2005

Dear Mr. Strasner:

Oil Conservation Division records indicate that the R&R Service Co. Inc discharge permit for the Hobbs Service Company yard, located at 1500 West Broadway Place in NE/4 SW/4 of Section 33, Township 18 South, Range 38 East, NMPM, Lea County, New Mexico expired on October 24, 2005.

R&R is in violation of the New Mexico Water Quality Control Regulations 20.6.2 NMAC operating without an approved permit as required by 20.6.2.3104 NMAC.

If R&R wishes to continue operations it is required to submit a discharge permit renewal application with the required \$100 filing fee and flat fee of \$1700.00 made out to the New Mexico Water Quality Management Fund within 30 days of receipt of this letter.

If you have any questions please do not hesitate to call me at 505-476-3490 or E-mail wayne.price@state.nm.us.

Sincerely,

A handwritten signature in black ink, appearing to read "Wayne Price".

Wayne Price-Environmental Bureau Chief

**Cc: Daniel Sanchez- Enforcement
OCD-Hobbs District office**

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

Martigne

REQUEST FOR APPROVAL TO ACCEPT

Wed COG

1. RCRA Exempt: Non-Exempt:
 Verbal Approval Received: Yes No

2. Management Facility Destination: Controlled Recovery Inc.

3. Address of Facility Operator: P.O. Box 388, Hobbs

8. State: New Mexico

7. Location of Material (Street Address or ULSTR): 1214 W Broadway, Hobbs NM

9. Circle One:

- A. All requests for approval to accept oilfield exempt wastes will be accompanied by a certification of waste from the Generator; one certificate per job.
- B. All requests for approval to accept non-exempt wastes must be accompanied by necessary chemical analysis to PROVE the material is not-hazardous and the Generator's certification of origin. No waste classified hazardous by listing or testing will be approved.

All transporters must certify the wastes delivered are only those consigned for transport.

BRIEF DESCRIPTION OF MATERIAL:

RE: 04.04.03

Abandoned Waste Pit.

Approved by Bob Allen and Wayne Price

Estimated Volume 2 bbl Known Volume (to be entered by the operator at the end of the haul) _____ cy

SIGNATURE *David Parsons* TITLE: VP DATE: 04-21-03
Waste Management Facility Authorized Agent

TYPE OR PRINT NAME: David Parsons TELEPHONE NO: (505) 393-1079

(This space for State Use)
APPROVED BY: *David Parsons* TITLE: Environmental Engr DATE: 4-25-03
APPROVED BY: _____ TITLE: _____ DATE: _____

Denied by Wayne Price for the following reasons: The waste contains listed RCRA Hazardous waste constituents; Acetone, 1,1,2-Trichloroethane, Naphthalene, and xylene. Please have the NMED-Haz waste div. Concur that this waste would not be classified as Hazardous waste.

DENIED

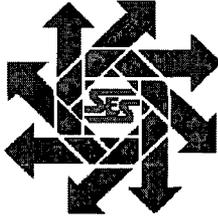
DENIED

DENIED



DENIED
5/16/03

DID NOT APPROVE THAT MY NAME BE USED!



P.O. Box 1613
703 E. Clinton Suite 102
Hobbs, New Mexico 88240
505/397-0510
Fax 505/393-4388
www.sesi-nm.com

Safety & Environmental Solutions, Inc.

August 1, 2002

Mr. Wayne Price
Environmental Bureau
Oil Conservation Division
P.O. Box 6429
Santa Fe, NM 87504

**RE: R&R Service Company, Inc.
Discharge Plan GW-319**

Dear Mr. Price:

I am writing to follow up on our meeting of April 19, 2002 at your office, my letter to you of May 30, 2002 transmitting a proposed Work Plan under Discharge Plan GW-319 and subsequent discussions between you and Ned Kendrick of Montgomery & Andrews, P.A., counsel for R&R Services Company, Inc. ("R&R" or the "Company"). As you recall, our May 30, 2002 Work Plan contained the following four tasks: (1) sample materials in storage tanks; (2) contain future sandblast waste; (3) develop and implement a Waste Analysis Plan to characterize and properly dispose of all waste streams on an ongoing basis; and (4) properly dispose of all current sandblast waste.

We understand from subsequent conversations that the Oil Conservation Division ("OCD") is not willing to approve R&R's May 30, 2002 Work Plan addressing contamination at the property located at 1500 W. Broadway Place, Hobbs, New Mexico (the "Site"). We understand that OCD requires R&R to remove contamination in the two tanks and in the pit at the north end of the Site. As a result,

we have revised the Work Plan extensively to address OCD's concerns and enclose the new Work Plan with this letter.

To provide a context for R&R's proposed Work Plan, I refer you to the second and third paragraphs of my May 30, 2002 letter, which I now incorporate by reference. In summary, R&R and OCD have disagreed and continue to disagree on some basic factual and legal points. Factually, R&R believes that none of the waste now located in the two tanks or in the pit was placed there by the Company. Legally, R&R believes the Company is not responsible for waste placed on the Site prior to the beginning of R&R's lease of the Site. We understand that OCD disagrees with both of these positions. However, the parties have agreed to put these differences aside and attempt to define actions to be taken at the Site under Discharge Plan GW-319. OCD has agreed that it would withdraw its February 18, 2002 requirement for submission of an Abatement Plan, which is currently under appeal by R&R, if R&R proposes an adequate plan to clean up materials from R&R operations and from prior operations on the Site and proposes future operating methods to prevent environmental problems.

We request that OCD approve R&R's enclosed revised Work Plan as a revision to Discharge Plan GW-319 and withdraw the February 18, 2002 requirement for an Abatement Plan. We would appreciate receiving confirmation of such withdrawal by the close of business on August 1, 2002 so that we may withdraw our informal

appeal to the Water Quality Control Commission ("WQCC"). The formal appeal would be due to the WQCC on August 2, 2002.

As we discussed at our meeting, by taking this cooperative approach, neither party is making an admission or concession as to its factual or legal position. Neither party may use this cooperative approach as evidence to support its position or oppose the other party's position in any way in any future dispute that may occur between the parties concerning this Site.

Please contact me as soon as possible if any further information would be needed prior to OCD's approval of the enclosed Work Plan.

Sincerely,

Bob Allen CHMM, REM, CET, CES
President

BA/jra

July 31, 2002

**PROPOSED WORK PLAN FOR THE R & R SITE
UNDER DISCHARGE PLAN GW-319**

Task 1: Removal and Stabilization of Pit Contents

The pit at the north end of R&R's leased property located at 1500 W. Broadway Place, Hobbs, New Mexico (the "Site") contains trash and oilfield waste liquids and sludge deposited by prior Site owners and operators in the oil and gas industry. R&R understands that these prior owners and operators were involved in oil and gas production, tank bottom cleaning and oil trucking. R&R will remove all trash from the pit and dispose of it properly at the local landfill within 90 days of the approval of this work plan. R&R will then remove all liquids from the pit and dispose of them properly at an OCD approved disposal facility within the same time period. Upon removal of the liquids, R&R will remove the highly saturated soils and spread the excavated soils into lifts on-site for drying and stabilization. Once the soils have dried and been stabilized, the soils will be placed back into the excavation and a liner will be placed on top of the soil to prevent surface waters and precipitation from migrating through the stabilized soils. The pit will then be backfilled with clean soil.

Task 2: Removal of Tank Contents

Two tanks, referred to as the East Tank and the West Tank located on the northern portion of the Site, contain material deposited by prior Site owners and operators in the oil and gas industry. R&R understands that the material is composed of tank bottoms from crude oil storage. Some of the material has flowed out of the tanks onto the ground outside the tanks prior to the beginning of R&R's lease. Upon

completion of the pit work outlined above, R&R will remove and transport the contents of the tanks to an OCD approved facility for disposal. The tanks will be cut up and scrapped after the contents are removed.

Tasks 1 and 2 will be performed in small phases to minimize cost outlays and the projects may take as long as two years depending upon the total cost of the projects.

Task 3: Containment of Future Sandblast Waste

R&R proposes to erect a structure that will provide containment of waste from sandblasting operations. The containment will allow R&R to dispose of the waste properly. R&R will probably propose a three-sided structure to prevent sandblast waste from blowing across the yard. R&R will propose a design to OCD within 90 days of approval of this work plan and will complete construction of the structure within 60 days of OCD's approval of the design.

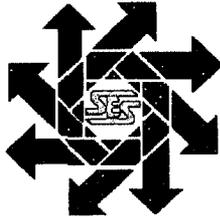
Task 4: Removal of Sandblast Waste Currently in the Yard

Upon completion of Tasks 1, 2 and 3, R&R will recover as much sandblast waste as reasonably possible and remove it to the local landfill. This will be completed within one year of the completion of Tasks 1, 2, and 3.

Task 5: Waste Analysis Plan (WAP).

R&R has previously identified each waste stream generated by R&R's operations

at the Site. Within 60 days of the approval of this work plan, R&R will complete the characterization of all waste streams using the appropriate EPA method (TCLP, Reactivity, Corrosivity, Ignitability, listing or knowledge of process). Any analysis to be performed will be done by Cardinal Laboratories located in Hobbs, New Mexico. After completion of the WAP, policies and procedures will be instituted that will insure that all waste is handled according to the plan. R&R will submit to OCD within 90 days of the approval of this work plan, any test results and planned disposal methods for each waste stream as well as a copy of the entire WAP.



P.O. Box 1613
703 E. Clinton Suite 102
Hobbs, New Mexico 88240
505/397-0510
Fax 505/393-4388
www.sesi-nm.com

Safety & Environmental Solutions, Inc.

May 30, 2002

Mr. Wayne Price
Environmental Bureau
Oil Conservation Division
P.O. Box 6429
Santa Fe, NM 87504

RECEIVED
JUN 04 2002
Environmental Bureau
Oil Conservation Division

**RE: R&R Service Company, Inc.
Discharge Plan GW-319**

Dear Mr. Price:

I am writing to follow up on our meeting of April 19, 2002 at your office. As you recall, Ned Kendrick with Montgomery & Andrews, P.A. and I attended on behalf of R&R Service Company, Inc. ("R&R"). In addition to yourself, Roger Anderson, Randy Bayliss and David Brooks attended on behalf of the Oil Conservation Division ("OCD"). The purpose of the meeting was to discuss OCD's February 18, 2002 letter to R&R requiring submission of an Abatement Plan pursuant to Water Quality Control Commission ("WQCC") regulations as well as R&R's subsequent March 20, 2002 appeal of that requirement to the WQCC.

As discussed at the meeting, R&R and OCD disagree on some basic factual and legal points. Factually, R&R believes that the company has not placed any waste in the two tanks or the oily pit at the north end of the property located at 1500 W. Broadway Place, Hobbs, New Mexico (the "Site"). (The only exception is some dried coating material that R&R deposited in and later removed from one of the tanks.) We understand that OCD disagrees with R&R's position based on analyses of samples taken from the two tanks and the pit on May 3, 2001. Legally, R&R believes the company is not responsible under the New Mexico Water Quality Act for waste placed on the Site prior to the time the company began operating on the Site under a June 10, 1991 lease. We understand that OCD disagrees with R&R and maintains that a present operator is responsible for all contamination on a site, including contamination generated by prior owners and operators.

The parties decided that the most productive approach would be to "agree to disagree" on these points and to move forward with actions that would improve the condition of the Site. The parties agreed that it would be appropriate for further actions to be conducted under the existing Discharge Plan GW-319 for the Site rather than under an Abatement Plan. OCD agreed that it would withdraw its

February 18, 2002 requirement of an Abatement Plan, which is currently under appeal, if R&R proposes an adequate plan to investigate the site, clean up materials from R&R's operations and propose future operating methods to prevent environmental problems. With this purpose in mind, we hereby propose the enclosed Work Plan for the Site.

We request that OCD approve the Work Plan and withdraw the February 18, 2002 requirement for an Abatement Plan. We would appreciate receiving confirmation of such withdrawal by June 10, 2002 so that we may withdraw our informal appeal to the WQCC well before a formal appeal would be due on June 18, 2002.

As we discussed at our meeting, by taking this cooperative approach, neither party is making an admission or concession as to its factual or legal position. Neither party may use this cooperative approach as evidence to support its position or oppose the other party's position in any way in any future dispute that may occur between the parties concerning this Site.

Please contact me as soon as possible if any further information would be needed prior to OCD's approval of the enclosed Work Plan.

Sincerely,



Bob Allen CHMM, REM, CET, CES
President

BA:jra

**PROPOSED WORK PLAN FOR THE R & R SITE
UNDER DISCHARGE PLAN GW-319**

Task 1: Sampling of Materials in Storage Tanks

OCD has expressed concern about high levels of acetone and toluene in samples of tank bottoms taken from the East Tank and the West Tank on May 3, 2001. R&R proposes to collect and analyze samples of these materials to confirm the existence of these constituents. Specifically, R&R intends to take a surface sample of the material and a sample from six inches beneath the surface in each tank. Thus a total of four samples will be collected and analyzed for concentrations of acetone and toluene (EPA Method 8260). R&R intends to collect these samples no later than June 30, 2002. OCD is welcome to accompany R&R and, if desired, collect split samples for independent analysis. Upon receipt and evaluation of the results of the analyses, an appropriate course of action will be determined to address the contents of the tanks.

Task 2: Containment of Future Sandblast Waste.

R&R proposes to erect a structure that will provide containment of the waste from sandblasting operations. The containment will allow R&R to evaluate the waste and dispose of it properly. Containing the source will also prevent future accumulations of the waste. R&R will probably propose a three-sided structure to prevent sandblast waste from blowing across the yard. R&R will propose a design to OCD by June 15, 2002 and will complete construction of the structure within 60 days of OCD's approval of the design.

Task 3: Waste Analysis Plan (WAP).

R&R has previously identified each waste stream generated by R&R's operations at the Site. By June 30, 2002, R&R will complete the characterization of all waste streams using the appropriate EPA test method (TCLP, Reactivity, Corrosivity, Ignitability, listing or knowledge of process). Any analysis to be performed will be done by Cardinal Laboratories located in Hobbs, New Mexico. After completion of the WAP, policies and procedures will be instituted that will insure that all waste is handled according to the plan. By July 31, 2002, R&R will submit to OCD any test results and planned disposal methods for each waste stream as well as a copy of the entire WAP.

Task 4: Disposal of Sandblast Waste Currently in the Yard.

Upon completion of Tasks 1, 2 and 3, but no later than July 31, 2002, R&R will collect a representative number of samples of sandblast waste scattered in the yard. The samples will be analyzed by Cardinal Laboratories in Hobbs, New Mexico for TCLP metals (EPA Method 1311 and 600/91). All wastes confirmed to be non-hazardous will be disposed of at the local landfill by September 30, 2002. Any of the waste that is determined to be hazardous will be disposed of at Waste Control Specialists in Eunice, New Mexico by December 31, 2002.

May 17, 2002

RECEIVED
MAY 20 2002
Environmental Bureau
Oil Conservation Division

New Mexico Energy, Minerals and
Natural Resources Department
Oil Conservation Division
Attn: Roger C. Anderson
1220 South St. Francis Drive
Santa Fe, New Mexico 87505

Re: 1500 Broadway Place
Lea County, New Mexico

Dear Mr. Anderson:

I spoke with Mr. Bob Strasner, owner of R&R Service Company, Inc. on Wednesday, May 15 and was told of the NMOCD contamination claims at my 1500 Broadway Place property and the resulting litigation.

Skelton Oil Company purchased this property from General Petroleum Corp. in 1961. The two tanks at the back of the yard were on site and full of BS&W at that time and have remained unchanged. Other than the 2" - 3" dried coating discarded in the west tank by R&R (since removed), nothing has been placed in or removed from the tanks.

With regard to the open sludge pit, I assume complete responsibility for the contents. While trying to fill the pit with discarded debris, there may have been a slight chance of chemical or paint leakage. My attempt to fill the pit was prior to R&R renting 1500 Broadway Place.

Sincerely,



Bobbie Skelton
Skelton Oil Company
P.O. Box 176
Hobbs, New Mexico 88241-0176

Cc: Montgomery & Andrews, P.A.
Safety & Environmental Solutions, Inc.
R&R Service Company, Inc.



NEW MEXICO ENERGY, MINERALS and NATURAL RESOURCES DEPARTMENT

GARY E. JOHNSON
Governor
Jennifer A. Salisbury
Cabinet Secretary

Lori Wrotenbery
Director
Oil Conservation Division

Memorandum of Meeting or Conversation

Telephone _____
Personal X
E-Mail _____

Time: 9 am
Date: 4-19-02

Originating Party: R&R Service Co. GW-319 Bob Allen SE&S, Ned Kendrick-Attorney for R&R

OCD Parties: W Price, R. Bayless, RC Anderson

Subject: R&R Service Co. GW-319

Discussion: OCD abatement plan requirement and R&R Informal Appeal Petition.

Conclusions or Agreements:

Both parties discussed opportunities for resolution of this matter.

Signed: _____

CC: RCAnderson
 D Brooks



NEW MEXICO ENERGY, MINERALS and NATURAL RESOURCES DEPARTMENT

GARY E. JOHNSON
Governor
Jennifer A. Salisbury
Cabinet Secretary

Lori Wrotenbery
Director
Oil Conservation Division

Memorandum of Meeting or Conversation

Telephone _____
Personal _____
E-Mail _____

Time: 2:30 PM
Date: 3/14/02

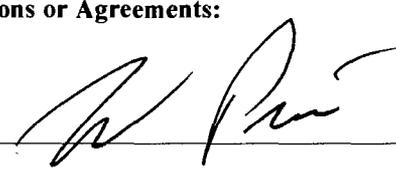
Originating Party: Ned Kendrick-Attorney at Law – Representing R&R Service Co.
OCD Discharge Plan #GW-0319

Other Parties: Roger Anderson, David Brooks, Wayne Price-OCD

Subject: Abatement Plan Requirement

Discussion: Discussed the Abatement plan requirement and WQCC appeal process.

Conclusions or Agreements:

Signed: _____


CC:

Price, Wayne

From: Price, Wayne
Sent: Thursday, March 14, 2002 8:53 AM
To: 'Jerri Lee'; Price, Wayne
Subject: RE:

Approved! >

-----Original Message-----

From: Jerri Lee [mailto:office@sesi-nm.com]
Sent: Thursday, March 14, 2002 7:08 AM
To: Wayne Price
Subject: FW:

-----Original Message-----

From: ballen [mailto:ballen@mail.SESI-NM.COM]
Sent: Wednesday, March 13, 2002 9:57 PM
To: office@sesi-nm.com
Subject:

Jerrie.....please forward this email to Wayne Price at the OCD in Santa Fe...it must get there today....bob

----- Original Message -----

From: "ballen" <ballen@mail.SESI-NM.COM>
Reply-To: <ballen@mail.SESI-NM.COM>
Date: Wed, 13 Mar 2002 18:24:41 -0500

Wayne..per our telephone conversation today, please extend your submission deadline for R & R Service Company from March 15, 2002 to April 16, 2002. Thank you for your consideration...bob

--

Bob Allen
Safety & Environmental Solutions, Inc.
703 E. Clinton Suite 103
Hobbs, New Mexico 88240
(505)397-0510

Visit our web site: www.sesi-nm.com

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Bob Allen
Safety & Environmental Solutions, Inc.
703 E. Clinton Suite 103
Hobbs, New Mexico 88240
(505)397-0510

Visit our web site: www.sesi-nm.com

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Price, Wayne

From: Price, Wayne
Sent: Tuesday, February 26, 2002 2:40 PM
To: 'ballen@sesi-nm.com'
Subject: R&R Service Co.

Contacts: Bob Allen

Per your request please find attached a copy of the Trace Analysis Analytical and Quality Control Report cover sheet marked to ID sample locations to lab sample numbers. Also enclosed is a copy of photos. Please note your people were on site during sampling. The samples taken from the tanks were grab samples taken near the manway openings.



COC00000.BMP



030501.DOC

Price, Wayne

From: randrserviceco@webtv.net
Sent: Saturday, February 23, 2002 8:43 AM
To: WPRICE@state.nm.us
Subject: Discharge Plan GW-319

Mr. Price,

I've responded to Mr. Anderson's 2/18/02 notice as follows:

Today we are in receipt of your 2/18/02 correspondence regarding the analytical results of the OCD Site Inspection of 1500 W. Broadway Place, Hobbs, NM and requirement to submit an Abatement Plan.

In order that we may comply with the March 15, 2002 deadline, I have retained Mr. Bob Allen of Safety & Environmental Solutions Inc. to act on our behalf concerning this matter. He will also be in contact with Ms. Debby Brinkerhoff of the NMED concerning hazardous waste issues.

Sincerely -

Wayne,

Bob or I will keep you posted of any developments.

Thanks,
Bob Strasner

<http://community.webtv.net/randrserviceco/RRServiceCompanyInc>

COPY

STATE OF NEW MEXICO
WATER QUALITY CONTROL COMMISSION



IN THE MATTER OF THE INFORMAL
APPEAL PETITION FOR REVIEW
OF ABATEMENT ACTION DATED
FEBRUARY 18, 2002,

R&R Service Company, Inc.,
Petitioner

RECEIVED
AUG 26 2002
Environmental Bureau
Oil Conservation Division

NOTICE OF WITHDRAWAL OF INFORMAL APPEAL PETITION

Petitioner, R&R Service Company, Inc. ("R&R Service"), hereby withdraws its informal Appeal Petition pursuant to 20 NMAC 1.3.702. As reasons therefor, R&R states that the Oil Conservation Division has withdrawn the permitting action subject to the appeal, and the parties have otherwise resolved all matters raised in the informal Appeal Petition.

Respectfully submitted,

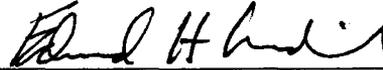
MONTGOMERY & ANDREWS, P.A.

By Edmund H. Kendrick
Edmund H. Kendrick
P.O. Box 2307
Santa Fe, NM 87504-2307
(505) 982-3873

Attorneys for Petitioner R&R Service
Company, Inc.

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing **NOTICE OF WITHDRAWAL OF INFORMAL APPEAL PETITION** was hand-delivered to the Director of the New Mexico Oil Conservation Division on August 20, 2002.



Edmund H. Kendrick



NEW MEXICO ENERGY, MINERALS and NATURAL RESOURCES DEPARTMENT

GARY E. JOHNSON
Governor
Betty Rivera
Acting Cabinet Secretary

February 18, 2002

Lori Wrotenbery
Director
Oil Conservation Division

CERTIFIED MAIL
RETURN RECEIPT NO. 5357 7195

Mr. Bob Strasner
R&R Service Co.
1500 W. Broadway Place
Hobbs, New Mexico 88240

RE: Discharge Plan GW-319
Hobbs, New Mexico Facility
Lea County, New Mexico

Dear Mr. Strasner:

New Mexico Oil Conservation Division (NMOCD) inspectors Wayne Price and Paul Sheeley conducted a Discharge Plan inspection on May 03, 2001 at the R&R Service Co. facility located at 1500 W. Broadway Place, Hobbs New Mexico. The inspection consisted of soil and sludge sampling conducted by Wayne Price and Paul Sheeley. Enclosed is a copy of the inspection report along with the analytical results of the sampling.

Analytical results from soil and sludge samples collected at the site revealed EPA RCRA hazardous constituents and contaminants that exceeded the Standards for Ground Water listed in WQCC Regulation 3103 (20 NMAC 6.2.3103), and the presence of Toxic Pollutants as defined in WQCC Regulation 1101.TT (20 NMAC 6.2 1101.TT).

Since hazardous constituents were found in the some of the samples collected OCD has referred this case to the New Mexico Environment Department. Please contact Ms. Debby Brinkerhoff at 505-428-2528 concerning hazardous waste issues.

OCD hereby requires R&R Service Co. to submit an Abatement Plan pursuant to Section 74-6-10.1 of the New Mexico Statutes and WQCC Regulation 4104 (20 NMAC 6.2.4104) by March 15, 2002.

Mr. Bob Strasner
February 18, 2002
Page 2

Failure to respond to this requirement may result in a compliance order being issued pursuant to Section 74-6-10, NMSA 1978, against R&R Service Co. requiring R&R Service Co. to comply with the requested actions and may include civil penalties.

If you have any questions, please contact Wayne Price of my staff at (505-476-3487) or E-mail WPRICE@state.nm.us.

Sincerely,

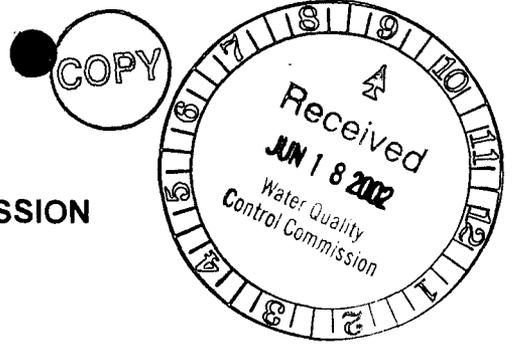


Roger C. Anderson
Environmental Bureau Chief

RCA/lwp
Attachment-2

xc: OCD Hobbs Office
D. Brinkerhoff-NMED

STATE OF NEW MEXICO
WATER QUALITY CONTROL COMMISSION



IN THE MATTER OF THE INFORMAL
APPEAL PETITION FOR REVIEW
OF ABATEMENT ACTION DATED
FEBRUARY 18, 2002,

R&R Service Company, Inc.,
Petitioner

**UNOPPOSED MOTION FOR EXTENSION OF TIME
FOR RESOLUTION OF INFORMAL APPEAL**

Petitioner, R&R Service Company, Inc. ("R&R Service"), hereby files its motion pursuant to 20 NMAC 1.3.200.C.3 for an order extending the time period for resolution of matters raised in R&R Service's informal Appeal Petition for 45 days. The requested extension of time would allow R&R Service to continue negotiations with the New Mexico Oil Conservation Division ("OCD") until August 2, 2002 prior to filing a formal Appeal Petition herein.

As reasons therefor, R&R Service asserts that negotiations with OCD have been ongoing and that R&R Service believes chances are favorable that the parties will be able to resolve all matters raised in the informal Appeal Petition by August 2, 2002. Although R&R Service has been unsuccessful in attempting to contact OCD to obtain the agency's concurrence, R&R Service has every reason to believe that OCD does in fact concur with the granting of this motion.

Respectfully submitted,

MONTGOMERY & ANDREWS, P.A.

By Edmund H. Kendrick
Edmund H. Kendrick
P.O. Box 2307
Santa Fe, NM 87504-2307
(505) 982-3873

Attorneys for Petitioner R&R Service
Company, Inc.

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing Unopposed Motion for Extension of Time for Resolution of Informal Appeal was hand-delivered to the Director of the New Mexico Oil Conservation Division on June 18, 2002.

Edmund H. Kendrick
Edmund H. Kendrick

M:\Attorneys\EHK\IR & R\UNOPPOSED MOTION 061802.wpd

5/3/81

R+R SERVICE CO- HOBBS
0105030830 E SAND PILE
HYDROCARBON WASTE ON TOP of
PILE (BTBT, TPH)

WEST TK
0105030845

EAST TK
0105030850

0105030900 E SAND PILE
1.5-2.5' deep

0105030905 fuel tank dig

0105030935 N PIT

(3)

K-1 KEROSENE
BUCKET

FOUND IN N PIT

OCD Site Inspection of R&R Service Co.

1500 W Brdy Pl., Hobbs, NM

Samples were collected on May 03, 2001. Pictures taken on May 07, 2001

OCD Inspectors: W Price, P Sheeley.



Pic #1 Looking east at East sandblast waste pile. Samples 0105030830, 0900 and 0905 were collected in this area.



Pic #3 - Waste Pit. Samples of oily sludge taken. Sample # 0105030935.



Pic #2 East tank- Sample was collected from inside of tank. Sample # 0105030850.



Pic #4 - West tank- Sample was collected from inside of tank. Sample # 0105030845.

0105030935
NORTH PIT

sandblast sand
waste piles

0105030895
WEST TANK COULTANTS
painting waste
tank

leak & spills
from tank

drums
Paint Shop

solid trash storage

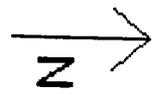
0105030850
EAST TANK COULTANTS
Tank with unknown
contents

Sandblast area

sandblast sand
waste piles

0105030900
1.5-2.5 ft deep
0105030830
SURFACE SAMPLE

0105030905
SURFACE CHIPS



Broadway place st.

R&R Service CO.
1500 W. Broadway pl
Hobbs, NM

SAMPLING EVENT
MAY 03, 2001
SEE ATTACHED C-0-C

6701 Aberdeen Avenue, Ste. 9
 Lubbock, Texas 79424
 Tel (806) 794-1296
 Fax (806) 794-1298
 1 (800) 378-1296

Trace Analysis, Inc.

4725 Ripley Dr., Ste A
 El Paso, Texas 79922-1028
 Tel (915) 585-3443
 Fax (915) 585-4944
 1 (888) 588-3443

CHAIN-OF-CUSTODY AND ANALYSIS REQUEST

LAB Order ID #

ANALYSIS REQUEST

(Circle or Specify Method No.)

<input checked="" type="checkbox"/>	MTBE 8021B/602
<input checked="" type="checkbox"/>	BTEX 8021B/602
<input checked="" type="checkbox"/>	TPH 418.1 TX1005
<input type="checkbox"/>	PAH 8270C
<input type="checkbox"/>	Total Metals Ag As Ba Cd Cr Pb Se Hg 6010B/200.7
<input type="checkbox"/>	TCLP Metals Ag As Ba Cd Cr Pb Se Hg
<input type="checkbox"/>	TCLP Volatiles
<input type="checkbox"/>	TCLP Semi Volatiles
<input type="checkbox"/>	TCLP Pesticides
<input type="checkbox"/>	RCI
<input type="checkbox"/>	GC-MS Vol. 8260B/624
<input type="checkbox"/>	GC/MS Semi. Vol. 8270C/625
<input type="checkbox"/>	PCB's 8082/608
<input type="checkbox"/>	Pesticides 8081A/608
<input type="checkbox"/>	BOD, TSS, pH
<input checked="" type="checkbox"/>	OCG GEN CHEM
<input type="checkbox"/>	Turn Around Time if different from standard
<input type="checkbox"/>	Hold

LAB # (LAB USE ONLY)	FIELD CODE	# CONTAINERS	Volume/Amount	MATRIX						PRESERVATIVE METHOD						SAMPLING		
				WATER	SOIL	AIR	SLUDGE	Misc. Chips	HCL	HNO3	NaHSO4	H2SO4	NaOH	ICE	NONE	DATE	TIME	
	0105030830	1	4oz	<input checked="" type="checkbox"/>	<input type="checkbox"/>	5/30/83	8:30 AM											
	0105030845	1	"	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	"	8:45
	0105030850	1	"	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	"	8:50
	0105030900	1	"	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	"	9:00
	0105030905	1	"	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	"	9:05
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Company Name: Oil Conservation Div Phone #: (505) 393 6161

Address: (Street, City, Zip) 1220 S SAWT FRANK'S DRIVE SAATH Fe NM 87505 Fax #:

Contact Person: Paul Sweeney

Invoice to: (if different from above)

Project #: Project Name: R+R Service Co. - Hobbs

Project Location: R+R Service Co. Sampler Signature: [Signature]

Relinquished by: WAYNE PRICE Date: 5/3/91 Time: 10:15 AM

Received by: Received at Laboratory by: Date: Time:

LAB USE ONLY

Intact Y / N

Headspace Y / N

Temp

Log-in Review

Carrier #

REMARKS:

Price, Wayne

From: Price, Wayne
Sent: Friday, March 30, 2001 10:48 AM
To: 'ballen@mail.SESI-NM.COM'
Subject: RE:

Approved!

From: ballen[SMTP:ballen@mail.SESI-NM.COM]
Reply To: ballen@mail.SESI-NM.COM
Sent: Thursday, March 29, 2001 4:11 PM
To: wprice@state.nm.us
Cc: wprice@state.nm.us

<<File: OCD Extension Letter.doc>>

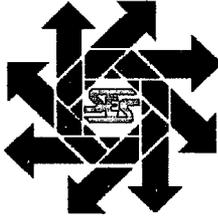
Wayne....extension letter for R&R for your approval...bob

--

Bob Allen
Safety & Environmental Solutions, Inc.
703 E. Clinton Suite 103
Hobbs, New Mexico 88240
(505)397-0510

Visit our web site: www.sesi-nm.com

--



P.O. Box 1613
703 E. Clinton Suite 102
Hobbs, New Mexico 88240
505/397-0510
Fax 505/393-4388
www.sesi-nm.com

Safety & Environmental Solutions, Inc.

April 12, 2001

Mr. Wayne Price
New Mexico Oil Conservation Division
1220 S. St. Francis Drive
Santa Fe, New Mexico 87505

Dear Wayne:

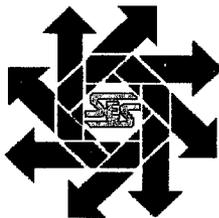
In light of your visit to Hobbs on May 1, 2001, we request an additional extension until May 30, 2001 to complete the sampling and delineation of R & R Service's yard on Broadway Place in Hobbs, New Mexico.

Thank you for your consideration in this matter. I look forward to visiting with you on during your proposed visit to Hobbs. If I may answer any questions or be of further service, please call me.

Sincerely,

Bob Allen CHMM, REM, CET, CES
President

01 APR 16 PM 2:54
OIL CONSERVATION DIV

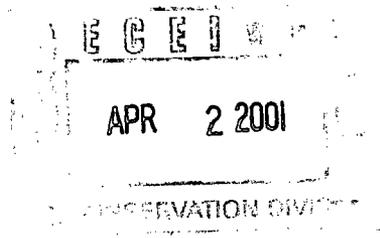


P.O. Box 1613
703 E. Clinton Suite 102
Hobbs, New Mexico 88240
505/397-0510
Fax 505/393-4388
www.sesi-nm.com

Safety & Environmental Solutions, Inc.

March 29, 2001

Mr. Wayne Price
New Mexico Oil Conservation Division
1220 S. St. Francis Drive
Santa Fe, New Mexico 87505



Dear Wayne:

This letter is to inform you that R&R Service Company has retained the services of Safety & Environmental Solutions, Inc. for the purpose of sampling and delineation of there yard located on Broadway Place in Hobbs, New Mexico. I have begun to do research for this project this week and will be unable to complete the work plan required by your letter of February 27, 2001 by March 30, 2001.

Please grant an extension to this deadline until April 30, 2001. Thank you for your consideration in this matter. If I may answer any questions or be of further service, please call me.

Sincerely,

Bob Allen CHMM, REM, CET, CES
President

Fax: (505) 393-2761

1214 W. BROADWAY

SAND BLASTING/TANK COATINGS
FLAKELINE/EPOXY
TANK BATTERY PAINTING

R & R SERVICE CO., INC.

P. O. BOX 1409
HOBBS, NEW MEXICO 88241-1409

PHONE (505) 393-5661

~~FAX (505) 393-2761~~

FIBER GLASS LININGS

TO: NEW MEXICO ENERGY, MINERAL AND NATURAL RESOURCES DEPT.
1220 SOUTH ST. FRANCIS DRIVE
SANTA FE, NM 87505

DEPARTMENT: OIL CONSERVATION DIVISION

ATTENTION: MR. WAYNE PRICE, PET. ENGR. SPEC.

DATE: MARCH 19, 2001.

TOTAL NUMBER OF PAGES, INCLUDING THIS PAGE: 02

COMMENTS: PLAN UPDATE

IF YOU DO NOT RECEIVE THE NUMBER OF PAGES NOTED ABOVE, PLEASE CALL
(505) 393-5661

1214 W. BROADWAY

SAND BLASTING/TANK COATINGS
FLAKELINE/EPOXY
TANK BATTERY PAINTING**R & R SERVICE CO., INC.**P.O. BOX 1409
HOBBS, NEW MEXICO 88241-1409

PHONE (505) 393-5661

FIBER GLASS LININGS

March 19, 2001.

New Mexico Energy, Mineral and Natural Resources Dept.
Oil Conservation Division
1220 South St. Francis Drive
Santa Fe, NM 87505RE: Discharge Plan GW-319
Hobbs, New Mexico Facility
Lea County, New Mexico

Dear Mr. Wayne Price - Pet. Engr. Spec.

I thought I'd give up a quick update on our clean-up plan with the final schedule in your office by March 30, 2001 as requested.

We've been doing some housekeeping: throwing away old sand sacks, empty 5 gal. plastic buckets and trash that we had accumulated. The 55 gal. dried coating drums have been given to Mexican scrap dealers who expect to recycle them in some manner. A number of them have been dried, crushed, cut in quarters and sold as scrap. And as I spoke with you earlier, the solid waste trash storage contents have been disposed in compliance with the Waste Management guidelines.

The low bolted 500 bbl. tank contains an estimated $\frac{1}{2}$ " of dried coating and approx. (10) 5 gal. plastic buckets on top of BS&W that was in the tank prior to R&R renting the property. We will put plates on that tank and the 250 next to it if advised by you and approved by Ms. Skelton, the owner of the property. The oil leaks and spills from both tanks were also not incurred by R&R. The tanks do not appear to have been leaking for a long time.

I've contacted Safety & Environmental Solutions, Inc. to conduct the soil sampling. I was under the impression that D. Williams had earlier tested the blasting sand and soil for contaminants, but Gary Wink was unable to find any documentation.

I will notify you again in the week on further progress.

Sincerely,



Bob Strasner



NEW MEXICO ENERGY, MINERALS and NATURAL RESOURCES DEPARTMENT

GARY E. JOHNSON
Governor
Jennifer A. Salisbury
Cabinet Secretary

February 27, 2001

Lori Wrotenbery
Director
Oil Conservation Division

CERTIFIED MAIL
RETURN RECEIPT NO. 3771 6944

Mr. Bob Strasner
R&R Service Co.
1500 W. Broadway Place
Hobbs, New Mexico 88240

RE: Discharge Plan GW-319
Hobbs, New Mexico Facility
Lea County, New Mexico

Dear Mr. Strasner:

The New Mexico Oil Conservation Division (OCD) is in receipt of your letter dated December 12, 2000. Item 14 of the Discharge Plan Approval conditions required you to submit a clean-up plan. Your letter included a generic plan to address this issue. The submitted plan does not provide enough detail for OCD to make a proper evaluation nor did it provide a schedule of activities. Therefore, OCD is requiring you to submit a more detail plan.

The plan should include a schedule of activities, waste determinations, clean up and disposal plans, and sampling of soils to verify that any remaining contaminants will not adversely impact public health, fresh water and the environment. Enclosed is a copy of a site plan of your facility which was made by OCD to document various waste found on-site at the time of OCD's inspection June 18, 1999.

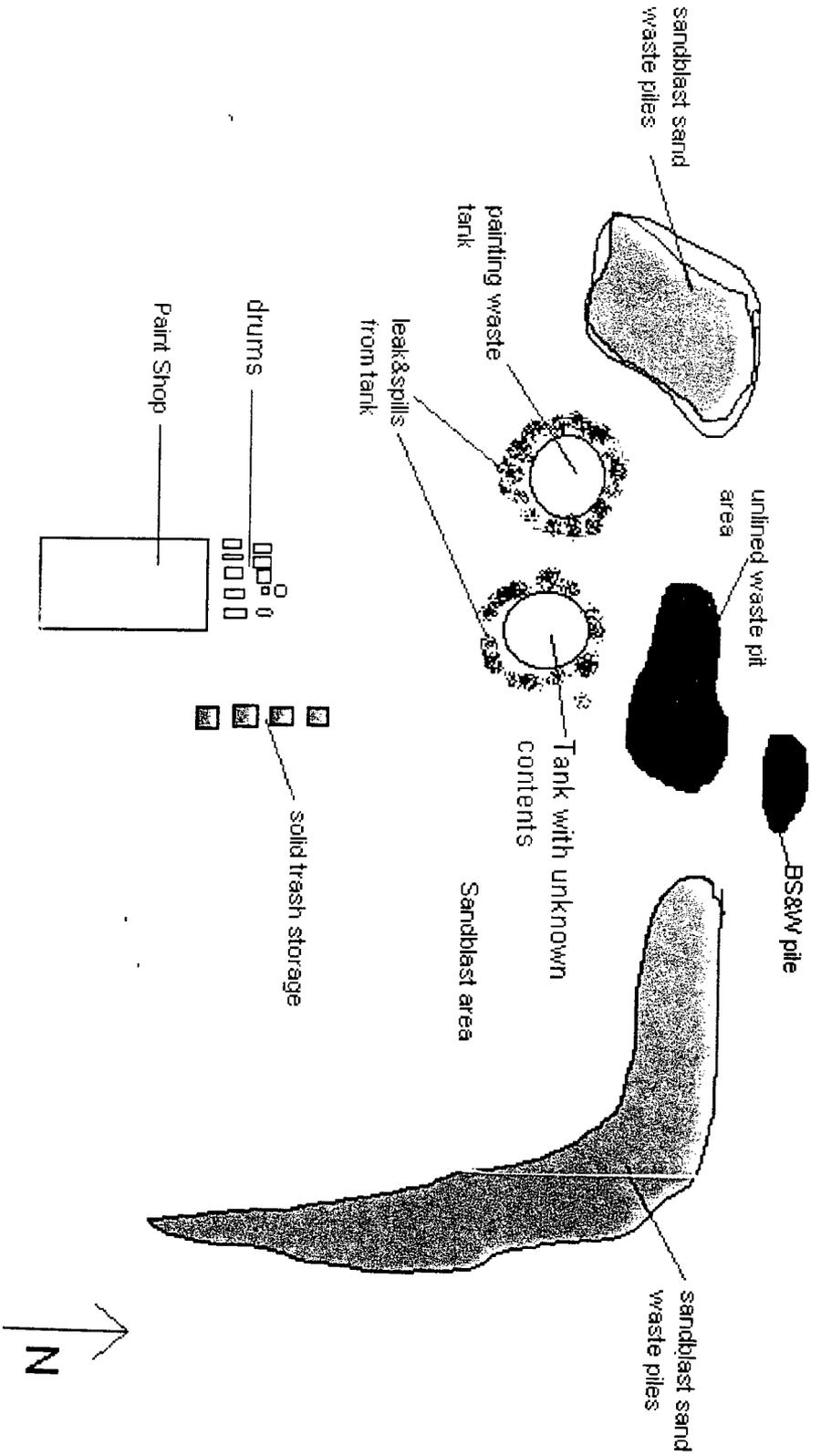
Please submit a detail clean-up plan for OCD approval which addressees each area shown on the plot plan. Please submit this plan by March 30, 2001.

Sincerely;

Wayne Price-Pet. Engr. Spec.

Cc: OCD Hobbs District

Attachment-1



Broadway place st.

R&R Service CO. 1500 w. Broadway pl Hobbs, NM	Site Inspection 6/18/99 DRWG. BY W/price
--	--

1214 W. BROADWAY

SAND BLASTING/TANK COATINGS
FLAKELINE/EPOXY
TANK BATTERY PAINTING

R & R SERVICE CO., INC.

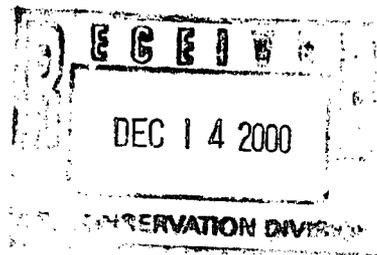
P.O. BOX 1409
HOBBS, NEW MEXICO 88241-1409

PHONE (505) 393-5661

FAX 1-800-322-0135

FIBER GLASS LININGS
~~VACUUM TRUCK~~
HOT OIL UNIT

DECEMBER 12, 2000.



NMED
OIL CONSERVATION DIVISION
2040 S. PACHECO STREET
SANTA FE, NM 87505

**RE: DISCHARGE PLAN GW-319
HOBBS, NEW MEXICO FACILITY
LEA COUNTY, NEW MEXICO**

DISCHARGE PLAN APPROVAL CONDITIONS

DEAR MR. WAYNE PRICE:

IN AN EFFORT TO COMPLY WITH THE GROUNDWATER DISCHARGE PLAN GW-319 INCLUDING ATTACHMENT, WE OFFER THE FOLLOWING EXPLANATION AND PLAN:

14. OCD INSPECTIONS: DISPOSAL OF ALL WASTE MATERIALS AT OUR FACILITY ARE IN COMPLIANCE AND ACCEPTABLE PRACTICES OF WASTE MANAGEMENT. TO SPECIFICALLY ADDRESS THE OCD'S 6/18/99 INSPECTION OF OUR SITE, WE ARE CLOSELY MONITORING AND IMPLEMENTING A SITE CLEAN-UP PLAN REGARDING THE DISCARDING OF MATERIALS TO PREVENT ADDITIONAL ACCUMULATIONS, WHILE ALSO DISPOSING OF THE WASTE THAT HAD PREVIOUSLY BEEN COLLECTED IN ENCLOSED WIRE TRASH CONTAINERS; THE CONTENTS BEING PRIMARILY EMPTY PAPER SAND SACKS, MASKING TAPE AND USED PAINTING PAPER. ALL PAINT CANS ARE DRIED, CRUSHED AND COLLECTED BY WASTE MANAGEMENT. THERE CONTINUES TO BE NO ACCUMULATION OF HAZARDOUS OR CONTAMINATED MATERIALS.

15. STORM WATER PLAN: THIS IS NOT APPLICABLE TO OUR FACILITY IN THAT ALL MATERIALS, I.E. PAINT AND SOLVENTS, ARE CONTAINED IN SEALED BUCKETS OR BARRELS WITHIN OUR ENCLOSED PAINTING BUILDING.

I HOPE THESE PLANS MEET WITH YOUR APPROVAL, AND IF ADDITIONAL INFORMATION OR EXPLANATION IS NECESSARY, PLEASE DO NOT HESITATE TO CONTACT ME.

SINCERELY,

BOB STRASNER,
PRESIDENT



NEW MEXICO ENERGY, MINERALS and NATURAL RESOURCES DEPARTMENT

GARY E. JOHNSON
Governor
Jennifer A. Salisbury
Cabinet Secretary

October 24, 2000

Lori Wrotenbery
Director
Oil Conservation Division

CERTIFIED MAIL
RETURN RECEIPT NO. 5051 5147

Mr. Bob Strasner
R&R Service Co.
1500 W. Broadway Place
Hobbs, New Mexico 88240

**RE: Discharge Plan GW-319
Hobbs, New Mexico Facility
Lea County, New Mexico**

Dear Mr. Strasner:

The groundwater discharge plan application GW-319 for the R&R Service Co. Hobbs Mr. Bob Strasner R&R Service Co. 1500 W. Broadway Place Hobbs, New Mexico 88240 Service Yard located at 1500 West Broadway Place in the NE/4 SW/4 of Section 33, Township 18 South, Range 38 East, NMPM, Lea County, New Mexico, **is hereby approved** under the conditions contained in the enclosed attachment. 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 10 working days of receipt of this letter.**

The discharge plan application dated April 27, 2000 including attachments, submitted pursuant to Section 3106 of the New Mexico Water Quality Control Commission (WQCC) Regulations also includes all earlier applications and all conditions later placed on those approvals.

The discharge plan is submitted pursuant to Section 3109.C. Please note Section 3109.G., which provides for possible future amendment of the plan. Please be advised that approval of this plan does not relieve R&R Service Co. of liability should operations result in pollution of surface or ground waters, or the environment. Please be advised that all exposed pits, including lined pits and open top tanks (exceeding 16 feet in diameter) shall be screened, netted, or otherwise rendered nonhazardous to wildlife including migratory birds.

Please note that Section 3104. of the regulations requires that "when a plan has been approved, discharges must be consistent with the terms and conditions of the plan." Pursuant to Section 3107.C., R&R Service Co. 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.

Pursuant to Section 3109.H.4., this approval is for a period of five years. **This approval will expire October 24, 2005** and an application for renewal should be submitted in ample time before that date. Pursuant to Section 3106.F. of the regulations, if a discharger submits a discharge plan renewal application at least 120 days before the discharge plan expires and is in compliance with the approved plan, then the existing discharge plan will not expire until the application for renewal has been approved or disapproved. It should be noted that all discharge plan facilities will be required to submit plans for, or the results of, an underground drainage testing program as a requirement for discharge plan renewal.

The discharge plan application for the R&R Service Co., Hobbs Service Yard is subject to the WQCC Regulation 3114. Every billable facility submitting a discharge plan will be assessed a fee equal to the filing fee of \$50 plus a flat fee of \$1380.00 for Oilfield Service Company facilities. The OCD has received the \$50.00 filing and \$1380.00 flat fee.

If you have any questions, please contact Wayne Price of my staff at (505-827-7155). On behalf of the staff of the OCD, I wish to thank you and your staff for your cooperation during this discharge plan review.

Sincerely,



Roger C. Anderson
Environmental Bureau Chief

RCA/lwp
Attachment-1
xc: OCD Hobbs Office

**ATTACHMENT TO THE DISCHARGE PLAN GW-319 APPROVAL
R&R Service Co., Hobbs Service Yard
DISCHARGE PLAN APPROVAL CONDITIONS
October 24, 2000**

1. Payment of Discharge Plan Fees: . The OCD has received the \$50.00 filing and \$1380.00 flat fee.
2. Commitments: R&R Service Co. will abide by all commitments submitted in the discharge plan renewal application dated April 27, 2000 including attachments, and these conditions for approval.
3. Drum Storage: All drums containing materials other than fresh water must be stored on an impermeable pad with curbing. All empty drums should be stored on their sides with the bungs in place and lined up on a horizontal plane. Chemicals in other containers such as sacks or buckets must also be stored on an impermeable pad with curbing.
4. 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.
5. 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 facilities or modifications to existing facilities must place the tank on an impermeable type pad within the berm.
6. 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.
7. Labeling: All tanks, drums, and other containers should be clearly labeled to identify their contents and other emergency information necessary if the tank were to rupture, spill, or ignite.
8. 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 be tested to demonstrate their mechanical integrity no later than December 15, 2000 and every year from tested date, thereafter. Permittees may propose various methods for testing such as 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. The test results will be submitted to OCD by December 31, 2000.

9. Underground Process/Wastewater Lines: All underground process/wastewater pipelines must be tested to demonstrate their mechanical integrity no later than December 15, 2000 and every 5 years, from tested date, thereafter. Permittees 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. The test results will be submitted to OCD by December 31, 2000.
10. Class V Wells: No Class V wells that inject non-hazardous industrial wastes or a mixture of industrial wastes and domestic wastes will be approved for construction and/or operation 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.
11. Housekeeping: All systems designed for spill collection/prevention, and leak detection will be inspected daily to ensure proper operation and to prevent over topping or system failure. All spill collection and/or secondary containment devices will be emptied of fluids within 48 hours of discovery.
12. Spill Reporting: All spills/releases shall be reported pursuant to OCD Rule 116. and WQCC 1203. to the OCD Hobbs District Office.
13. 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.
14. OCD Inspections: Additional requirements may be placed on the facility based upon results from OCD inspections. As a result of an inspection conducted by OCD on 6/18/99 R&R Service Company will submit a site clean-up plan for OCD approval by December 15, 2000.
15. Storm Water Plan: R&R Service Company will submit a storm water run-off plan for OCD approval by December 15, 2000.
16. 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.

17. Closure: The OCD will be notified when operations of the facility are discontinued for a period in excess of six months. Prior to closure of the facility 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.
18. Certification: **R&R Service Co.** by the officer whose signature appears below, accepts this permit and agrees to comply with all terms and conditions contained herein. **R&R Service Co.** 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.

Conditions accepted by: **R&R Service Co.**

Company Representative- print name

Date _____
Company Representative- Sign

Title _____

Affidavit of Publication

STATE OF NEW MEXICO)
) ss.
 COUNTY OF LEA)

Joyce Clemens being first duly sworn on oath deposes and says that she is Advertising Director of **THE LOVINGTON DAILY LEADER**, a daily newspaper of general paid circulation published in the English language at Lovington, Lea County, New Mexico; that said newspaper has been so published in such county continuously and uninterruptedly for a period in excess of Twenty-six (26) consecutive weeks next prior to the first publication of the notice hereto attached as hereinafter shown; and that said newspaper is in all things duly qualified to publish legal notices within the meaning of Chapter 167 of the 1937 Session Laws of the State of New Mexico.

That the notice which is hereto attached, entitled

Legal Notice

was published in a regular and entire issue of **THE LOVINGTON DAILY LEADER** and not in any supplement thereof, for one (1) day, beginning with the issue of August 15, 2000 and ending with the issue of August 15, 2000.

And that the cost of publishing said notice is the sum of \$ 71.28 which sum has been (Paid) as Court Costs.

Joyce Clemens

Subscribed and sworn to before me this 16th day of August 2000

Debbie Schilling

Debbie Schilling
 Notary Public, Lea County, New Mexico
 My Commission Expires June 22, 2002

Notice is hereby given that pursuant to New Mexico Water Quality Control Commission Regulations, the following discharge plan application(s) have been submitted to the Director of the Oil Conservation Division, 2040 South Pacheco, Santa Fe, New Mexico 87505, Telephone (505) 827-7131:

(GW-319)-R&R Service Co. Inc., Bob Strasner, President, P.O. Box 1409, Hobbs, New Mexico 88241, telephone #505-393-5661, has submitted an application for a discharge plan for its Hobbs service company yard, located at 1500 West Broadway Place in NE/4 SW/4 of Section 33, Township 18 South, Range 38 East, NMPM, Lea County, New Mexico. Primary business activity is sandblasting, coating and painting of oilfield equipment. Groundwater most likely to be affected by these operations is at a depth of approximately 40-60 feet with a total dissolved solids concentration of 500 mg/l. The discharge plan addresses how oilfield materials 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.

(GW-200)-Key Energy Services, Inc., Pete Turner, Hobbs Trucking Manager, 418 S. Grimes, Hobbs, New Mexico 88240, telephone #505-207-4994, has submitted

portation of oilfield fluids. Groundwater most likely to be affected by these operations is at a depth of approximately 40-60 feet with a total dissolved solids concentration of 500 mg/l. The discharge plan addresses how oilfield materials 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.

Any interested person may obtain further information from the Oil Conservation Division and may submit written comments to the Director of the Oil Conservation Division at the address given above. The discharge plan application(s) may be viewed at the above address between 8:00 a.m. and 4:00 p.m., Monday through Friday. Prior to ruling on any proposed discharge plan or its modification, the Director of the Oil Conservation Division shall allow at least thirty (30) days after the date of publication of this notice during which comments may be submitted to him and a public hearing may be requested by any interested person. 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 there is significant public interest.

If no public hearing is held, the Director will approve or disapprove the proposed plan(s) based on information available. If a public hearing is held, the Director will approve

Susan Hestor disapprove the proposed plan based on information in the plan and information submitted at the hearing.

Billie Mac F
 Lot
 Annic Taylor

GIVEN under the Seal of New Mexico Oil Conservation Commission at Santa Fe,

New Mexico, on this 8th day of August, 2000.

STATE OF
 NEW MEXICO
 OIL
 CONSERVATION
 DIVISION
 LORI WROTENBERY,
 Director

SEAL
 Published in the
 Lovington Daily Leader
 August 15, 2000.

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THE SANTA FE
NEW MEXICAN
Founded 1849

18

NM OCD
ATTN: DONNA DOMINGUEZ
2040 S. PACHECO ST.
SANTA FE, NM 87505

AD NUMBER: 165359 ACCOUNT: 56689
LEGAL NO: 67908 P.O.#: 00199000278
239 LINES 1 time(s) at \$ 105.36
AFFIDAVITS: 5.25
TAX: 6.91
TOTAL: 117.52

NOTICE OF PUBLICATION

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

most likely to be affected by these operations is at a depth of approximately 40-60 feet with a total dissolved solids concentration of 500 mg/l. The discharge plan addresses how oilfield materials 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.

Any interested person may obtain further information from the Oil Conservation Division and may submit written comments to the Director of the Oil Conservation Division at the address given above. The discharge plan application(s) may be viewed at the above address between 8:00 a.m. and 4:00 p.m., Monday through Friday. Prior to ruling on any proposed discharge plan application(s), the Director of the Oil Conservation Division shall allow at least thirty (30) days after the date of publication of this notice during which comments may be submitted to him and public hearing may be requested by any interested person. Requests for public hearing shall set forth the reasons why a hearing shall be held. A hearing will be held if the Director determines there is significant public interest.

If no hearing is held, the Director will approve or disapprove the proposed plan(s) based on the information available. If a public hearing is held, the Director will approve the proposed plan(s) based on the information in the discharge plan application(s) and information submitted at the hearing.

GIVEN under the Seal of New Mexico Conservation Commission at Santa Fe, New Mexico, on this 8th day of August, 2000.

STATE OF NEW MEXICO
OIL CONSERVATION
DIVISION
LORI WROTENBERY,
Director

Legal #67908
Pub: August 15, 2000

AFFIDAVIT OF PUBLICATION

STATE OF NEW MEXICO
COUNTY OF SANTA FE

I, B. Perner being first duly sworn declare and say that I am Legal Advertising Representative of THE SANTA FE NEW MEXICAN, a daily newspaper published in the English language, and having a general circulation in the Counties of Santa Fe and Los Alamos, State of New Mexico and being a Newspaper duly qualified to publish legal notices and advertisements under the provisions of Chapter 167 on Session Laws of 1937; that the publication #67908 a copy of which is hereto attached was published in said newspaper 1 day(s) between 08/15/2000 and 08/15/2000 and that the notice was published in the newspaper proper and not in any supplement; the first publication being on the 15 day of August, 2000 and that the undersigned has personal knowledge of the matter and things set forth in this affidavit.

Betsy Perner
/s/ _____
LEGAL ADVERTISEMENT REPRESENTATIVE

Subscribed and sworn to before me on this
15 day of August A.D., 2000

Notary Laura E. Harding

Commission Expires 11/23/03

*APPROVED
Wagner
8/22/00*

Notice is hereby given that pursuant to New Mexico Water Quality Control Commission Regulations, the following discharge plan application(s) have been submitted to the Director of the Oil Conservation Division, 2040 South Pacheco, Santa Fe, New Mexico 87505, Telephone (505) 827-7131:

(GW-319) - R&R Service Co. Inc., Bob Strasner, President, P.O. Box 1409, Hobbs, New Mexico 88241, telephone #505-393-5661, has submitted an application for a discharge plan for its Hobbs service company yard, located at 1500 West Broadway Place in NE/4 SW/4 of Section 33, Township 18 South, Range 38 East, NMPM, Lea County, New Mexico. Primary business activity is sandblasting, coating and painting of oilfield equipment. Groundwater most likely to be affected by these operations is at a depth of approximately 40-60 feet with a total dissolved solids concentration of 500 mg/l. The discharge plan addresses how oilfield materials 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.

(GW-200) - Key Energy Services, Inc., Pete Turner, Hobbs Trucking Manager, 418 S. Grimes, Hobbs, New Mexico 88240, telephone #505-397-4994, has submitted a renewal application for its discharge plan at the Hobbs service company yard, located at 418 S. Grimes in NW/4 NW/4 of Section 3, Township 19 South, Range 38 East, NMPM, Lea County, New Mexico. Primary business activity is transportation of oilfield fluids. Groundwater

www.sfnwmexican.com

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, the following discharge plan application has been submitted to the Director of the Oil Conservation Division, 2040 South Pacheco, Santa Fe, New Mexico 87505, Telephone (505) 827-7131:

(GW-319) - R&R Service Co. Inc., Bob Strasner, President, P.O. Box 1409, Hobbs, New Mexico 88241, telephone #505-393-5661, has submitted an application for a discharge plan for its Hobbs service company yard, located at 1500 West Broadway Place in NE/4 SW/4 of Section 33, Township 18 South, Range 38 East, NMPM, Lea County, New Mexico. Primary business activity is sandblasting, coating and painting of oilfield equipment. Groundwater most likely to be affected by these operations is at a depth of approximately 40-60 feet with a total dissolved solids concentration of 500 mg/l. The discharge plan addresses how oilfield materials 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.

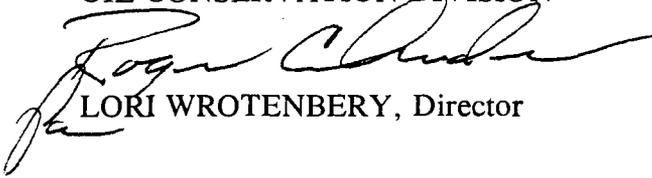
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Any interested person may obtain further information from the Oil Conservation Division and may submit written comments to the Director of the Oil Conservation Division at the address given above. The discharge plan application may be viewed at the above address between 8:00 a.m. and 4:00 p.m., Monday through Friday. Prior to ruling on any proposed discharge plan or its modification, the Director of the Oil Conservation Division shall allow at least thirty (30) days after the date of publication of this notice during which comments may be submitted to him and a public hearing may be requested by any interested person. 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 there is significant public interest.

If no public hearing is held, the Director will approve or disapprove the proposed plan based on information available. If a public hearing is held, the director will approve or disapprove the proposed plan based on information in the plan and information submitted at the hearing.

GIVEN under the Seal of New Mexico Oil Conservation Commission at Santa Fe, New Mexico, on this 8th day of August, 2000.

STATE OF NEW MEXICO
OIL CONSERVATION DIVISION


LORI WROTENBERY, Director

S E A L

Hobbs, NM 88241-1980
District II - (505) 748-1283
811 S. First
Artesia, NM 88210
District III - (505) 334-6178
1000 Rio Brazos Road
Aztec, NM 87410
District IV - (505) 827-7131

Energy Minerals and Natural Resources Department
Oil Conservation Division
2040 South Pacheco Street
Santa Fe, New Mexico 87505
(505) 827-7131

Revised 12/1

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

DISCHARGE PLAN APPLICATION FOR SERVICE COMPANIES,
GAS PLANTS, REFINERIES, COMPRESSOR, AND CRUDE OIL PUMP STATIONS
(Refer to the OCD Guidelines for assistance in completing the application)

New

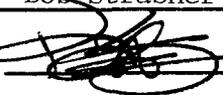
Renewal

Modification

1. Type: paint oil field related equipment
2. Operator: R&R Service Co., Inc.
Address: P. O. Box 1409
Contact Person: Bob Strasner Phone: (505) 393-5661.
3. Location: NE /4 SW /4 Section 33 Township 18S Range 38E
Submit large scale topographic map showing exact location.
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: Bob Strasner Title: President

Signature:  Date: 4/27/00.

*3 OF 3.

4. **LANDOWNERS**

Bobbie O. Skelton
P. O. Box 176
Hobbs, NM 88241-0176
(505) 392-8284

5. **FACILITY DESCRIPTION**

See attachment

6. **MATERIALS STORED OR USED AT THE FACILITY**

All materials are used on an "as needed" basis with no long-term storage. At a given time, a maximum of 4/6 1-gallon paint containers may be at the facility for immediate use, as well as a small quantity of #5 thinner for equipment cleanup. General composition of the primary materials are as follows:

INDUSTRIAL ENAMEL:

Analysis:

Pure White (B54W101)
Calcium Carbonate 7%
Titanium Dioxide 24%
Alkyd Resin 31%
Aliphatic Solvents 36%
Additives 2%

Physical Properties:

Abrasion Resistance 180 mg.
Dry Heat Resistance 200 F
Elcometer Resistance 290 psi

#5 THINNER:

Analysis:

Toluene
Acetone

Physical Data:

Appearance: liquid, water-white
Odor: Ketone
Boiling Range: 56 85 11 C, 133 185 232 F.
Gravity @ 60 F:
API: 38.8
Specific Gravity (water=1) .831
Pounds/Gallon: 6.922

7. **SOURCES AND QUANTITIES OF EFFLUENT AND WASTE SOLIDS GENERATED AT THE FACILITY**

Estimated quantities of painting wastes are minimal: less than one gallon/month. The very small amounts remaining in the 1-gallon containers dry within a few days, are crushed and properly

7. disposed in a commercial container in accordance with company policy.

WASTE SILICA: CHEMICAL AND PHYSICAL PROPERTIES:

Physical Data:

1. Molecular weight: 60.1
2. Boiling Point (760mm Hg): 2230C (4046F)
3. Specific gravity (water=1): 2.2-3.0
4. Vapor density: none
5. Melting point: 1600C (2912F)
6. Vapor pressure at 20C (68F): essentially zero
7. Solubility in water, g/100 g water at 20C (68F): insoluble
8. Evaporation rate: not applicable

Reactivity:

1. Conditions contributing to instability: none
2. Incompatibilities: Contact with powerful oxidizing agents such as fluoride, chlorine, etc. may cause fires
3. Hazardous decomposition products: none

Flammability:

1. Not combustible

8. **DESCRIPTION OF CURRENT LIQUID AND SOLID WASTE COLLECTION/
STORAGE/DISPOSAL PROCEDURES**

There is not a large volume accumulation/storage of liquid or solid waste materials. The disposal of paint products was described above. Thinner, used for cleanup, is recycled and used again and eventually evaporates - no disposable amounts are produced. Spent crystalline silica sand is periodically disposed as recommended in a secured sanitary landfill.

9. **PROPOSED MODIFICATIONS**

None

10. **INSPECTION, MAINTENANCE AND REPORTING**

The condition of containers and equipment is closely monitored and inspected daily.

11. SPILL/LEAK PREVENTION AND REPORTING PROCEDURES (CONTINGENCY PLANS)

Anticipating a "worse-case" spill or leak situation would involve a maximum of five gallons of materials (5-gal. paint pot capacity). However, painting is executed on concrete surfaces and leaching of solids and fluids from the work area into the environment is not a factor. To contain a spill or accidental material release, the source of the spill/leak would be stopped. A dike or containment barrier would be established and the spill covered with inert absorbant material; to be shoveled or swept into a disposable container. The waste would then be incinerated (as local laws permit), dried and disposed within commercial waste facility specifications or contact a registered hazardous waste materials transporter.

12. SITE CHARACTERISTICS

- a. Soil type: caliche
- b. Name of aquifer: Ogallala
- c. Composition of aquifer material: red sandstone with patches of grey sandstone
- d. Depth to rock at base of alluvium: water table is 60', with the water flowing NW to SE. TDS: 500mg/l*
*Source of information: Discharge Plan #371, from the New Mexico Enviromental Department

13. OTHER COMPLIANCE INFORMATION

It is the sincere intention of R&R Service Co., Inc. as discharger to fully abide to NMOCD Rule 116 and WQCC Section 1203 spill reporting. The OCD District Office will be notified within twenty-four hours regarding any reportable quantity spill or release.

SKELTON, BOBBIE O

PO BOX 176
HOBBS, NM

(505) 392-8284

88241 (1500 West Broadway)

BRIEF PROPERTY DESCRIPTION

4 000 033 870 001

SECTION-33, TOWNSHIP-18S, RANGE-38E

District-161

2.30 AC LOC NE4SW4

TR BEG N0D3'W 1557.4' &

E 1730' FROM SW COR OF SEC 33,

TH N0D3'W 500', E 100', S0D3'E

THIS RECEIPT IS VALID ONLY FOR THE AMOUNT CERTIFIED BELOW

500 BBL TANK*

250 BBL TANK*

PIT*

FENCE

CEMENT
PAD
30' X 48'

*PIT AND TANKS ABANDONED PRIOR
TO R&R'S RENTAL IN JULY, 1991

SHED

PAINT
BUILDING
40' X 81'

573'

BLDG
24' X 36'

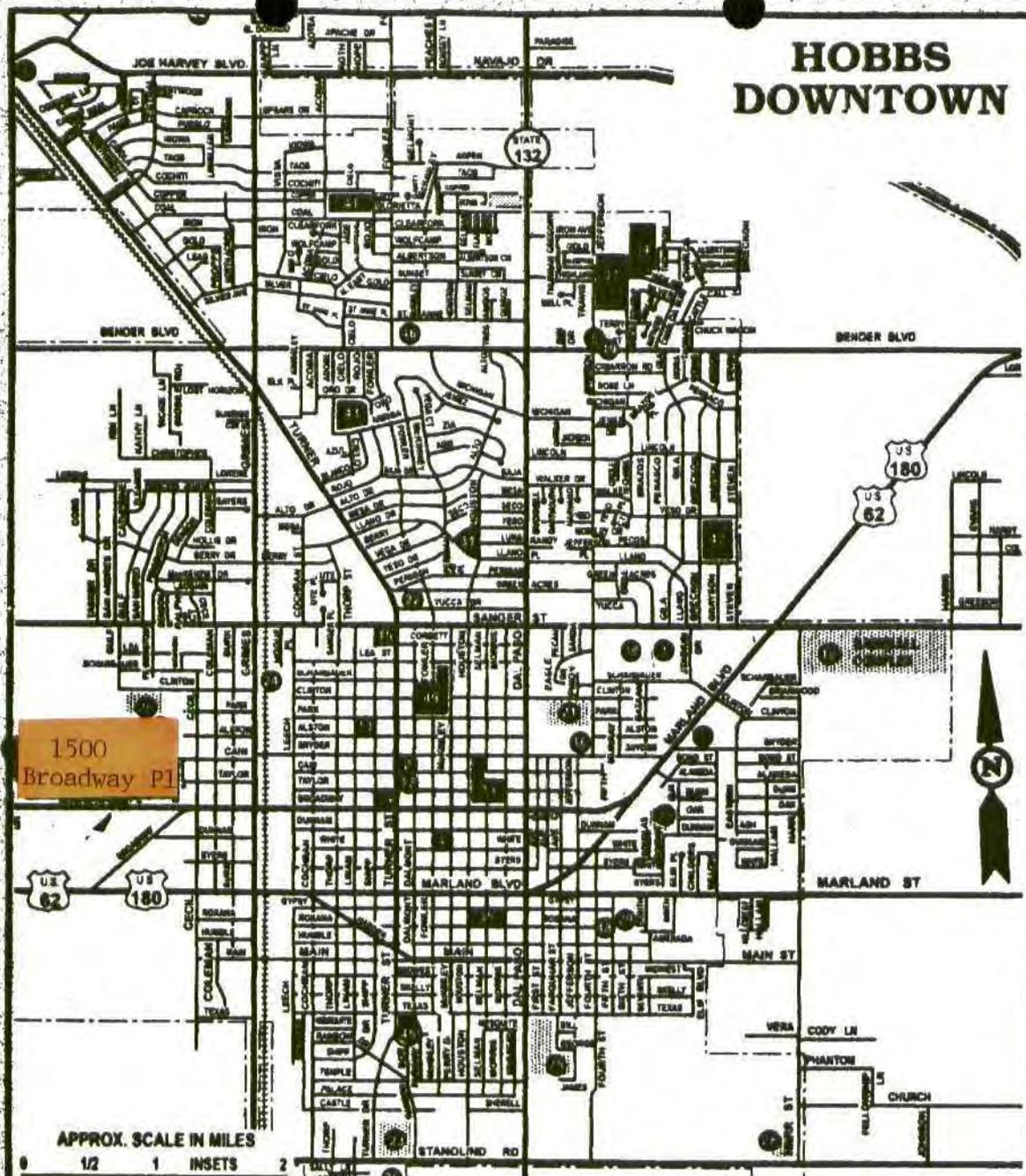
FENCE

PROPERTY LINE

197'

1500 W. BROADWAY PLACE





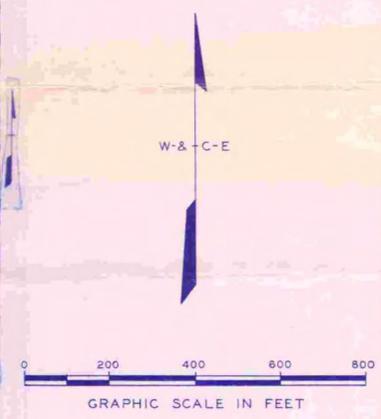
LOCATION: NE4SW4 SECTION-33, TOWNSHIP-18S, RANGE-38E
 2.30 AC TR BEG NOD3'W 1557.4' &
 E 1730' FROM SW COR OF SEC 33,
 TH NOD3'W 500', E 100', SOD3'E
 1500 W. BROADWAY PLACE

N 623,000

N 622,000

N 621,000

N 620,000



NOTE:
 CONTOURS COMPILED BY PHOTOGRAMMETRIC
 METHOD FROM 3000 FT. AERIAL PHOTO-
 GRAPHY - FLOWN 3 MARCH 1964.

RECEIVED
 MAY 05 2000
 Environmental Bureau
 Oil Conservation Division

CITY OF HOBBS
 NEW MEXICO
 AERIAL PHOTOGRAPHIC MOSAIC
 PREPARED BY
 WILSON & COMPANY, ENGINEERS & ARCHITECTS
 SALINA, KANSAS
 WILSON & COMPANY, ENGINEERS
 ALBUQUERQUE, NEW MEXICO
 MARCH 26, 1964

SHEET 37

SEC. 33, T 18S, R 38 E

SHEET 37 OF 59
64-36B

1214 W. BROADWAY

SAND BLASTING/TANK COATINGS
FLAKELINE/EPOXY
TANK BATTERY PAINTING

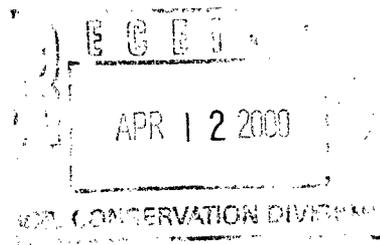
R & R SERVICE CO., INC.

P.O. BOX 1409
HOBBS, NEW MEXICO 88241-1409

PHONE (505) 393-5661
FAX 1-800-322-0135

FIBER GLASS LININGS
VACUUM TRUCK
HOT OIL UNIT

APRIL 10, 2000.



NMED
OIL CONSERVATION DIVISION
2040 S. PACHECO
SANTA FE, NM 87505

RE: DISCHARGE PLAN
HOBBS, NM FACILITY
LEA COUNTY, NM

DEAR MR. WAYNE PRICE:

WE RESPECTFULLY REQUEST AN ADDITIONAL THRITY-DAY EXTENSION FOR COMPLETE PREPARATION OF OUR DISCHARGE PLAN. PLEASE BE ASSURED THAT THIS PLAN IS RECEIVING OUR PRIORITY ATTENTION AND WILL BE ON YOUR DESK AS SOON AS POSSIBLE. AS A GESTURE OF GOOD FAITH, WE HAVE ENCLOSED DISCHARGE PLAN AND FILING FEE PAYMENTS.

IN ADVANCE, I APPRECIATE YOUR COOPERATION IN THIS MATTER.

SINCERELY,



BOB STRASNER,
PRESIDENT

R & R SERVICE COMPANY, INC.

INVOICE NO.

AMOUNT

DISCOUNT

NEU TAMIL

DATE 4/10/00:

DISCHARGE PLAN FEE

\$1380.00

CHECK NUMBER

66-318

ACKNOWLEDGEMENT OF RECEIPT
OF CHECK/CASH

I hereby acknowledge receipt of check No. [REDACTED] dated 4/10/00,
or cash received on _____ in the amount of \$ 50⁰⁰
from R & R SERVICE COMPANY, INC.

for HOBBS SERVICE FACILITY GW 319

Submitted by: ^(Family Name) WAYNE PRICE Date: ^(CP No.) 4/12/00

Submitted to ASD by: [Signature] Date: "

Received in ASD by: _____ Date: _____

Filing Fee New Facility Renewal _____
Modification _____ Other _____
(quantity)

Organization Code 521.07 Applicable FY 2000

To be deposited in the Water Quality Management Fund.

Full Payment _____ or Annual Increment _____

R & R SERVICE COMPANY, INC.
P.O. BOX 1409
HOBBS, NEW MEXICO 88241-1409
(505) 393-5661

WESTERN COMMERCE BANK
HOBBS, NEW MEXICO 88240

95-192
1122

CHECK NO. [REDACTED]

FIFTY DOLLARS AND NO/100

DATE 4/10/00.

AMOUNT \$50.00

PAY
TO THE
ORDER
OF NMED WATER QUALITY MANAGEMENT

GW-319

[Signature]

R & R SERVICE COMPANY, INC.

INVOICE NO.

	AMOUNT	DISCOUNT	NET AMT.

DATE 4/10/00:

filing fee

50.00

CHECK NUMBER

66-319



NEW MEXICO ENERGY, MINERALS
& NATURAL RESOURCES DEPARTMENT

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

December 6, 1999

CERTIFIED MAIL
RETURN RECEIPT No. Z 274 520 734

Mr. Bob Strasner
R&R Service Co.
1500 W. Broadway Place
Hobbs, New Mexico 88240

**RE: Discharge Plan Requirement
Hobbs, New Mexico Facility
Lea County, New Mexico**

Dear Mr. Strasner:

Under the provision of the Water Quality Control Commission (WQCC) Regulations, you are hereby notified that filing of a discharge plan is required for the R&R Service Co. Hobbs facility located at 1500 West Broadway Place in Hobbs, New Mexico.

The discharge plan is required pursuant to Section 3-104 and 3-106 of the WQCC regulations. The discharge plan, defined in Section 1.101.Q of the WQCC regulations should cover all discharges of effluent or leachate at the facility site or adjacent to the facility site. Included in the plan should be plans for controlling spills and accidental discharges at the facility, including detection of leaks in buried underground tanks and/or piping.

Pursuant to Section 3-106.A, a discharge plan should be submitted for approval to the OCD Director within 120 days of receipt of this letter. Three copies of the discharge plan should be submitted.

Enclosed are copies of the discharge plan application form and guidelines to aid you in preparing the application. The guideline addresses berming of tanks, curbing and paving of process areas susceptible to leaks or spills and the management of any solid wastes. A complete copy of the WQCC regulations is also available on the New Mexico Environment Department's website at (www.nmenv.state.nm.us/).

Mr. Bob Strasner
December 6, 1999
Page 2

The discharge plan is subject to the WQCC Regulation 3-114 discharge plan fee. Every billable facility submitting a discharge plan will be assessed a fee equal to the filing fee of fifty (50) dollars plus the flat rate of one thousand, three hundred and eighty (\$1380) dollars for oil & gas service companies. The fifty (50) dollar filing fee is due when the discharge plan is submitted. The flat rate fee is due upon approval of the discharge plan.

Please make all checks payable to: **NMED Water Quality Management** and addressed to the OCD Santa Fe office.

If there are any questions on this matter, please feel free to contact Wayne Price of my staff at 505-827-7155.

Sincerely,



Roger Anderson
Environmental Bureau Chief

RCA/lwp

XC: OCD Hobbs Office

attachments-2