

GW - 360

**PERMITS,
RENEWALS,
& MODS
Application**

ATTACHMENT TO THE DISCHARGE PERMIT GW-360
GUARDIAN WELLHEAD PROTECTION, INC.
HOBBS SERVICE FACILITY
DISCHARGE PERMIT APPROVAL CONDITIONS
(March 17, 2006)

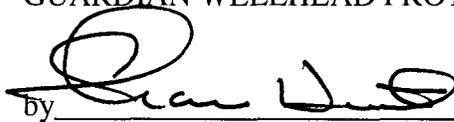
1. Payment of Discharge permit Fees: The \$100.00 filing fee has not been received by the OCD. There is a required flat fee equal to \$1,700.00 for oil field service companies. The flat fee required for this facility may be paid in a single payment due at the time of approval, or in equal annual installments over the duration of the discharge permit, with the first payment due upon receipt of this approval.
2. Guardian Wellhead Protection, Inc. Commitments: Guardian Wellhead Protection, Inc. will abide by all commitments submitted in the discharge permit application dated October 7, 2005 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.
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 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.
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 permit: The OCD will be notified prior to any transfer of ownership, control, or possession of a facility with an approved discharge permit. A written commitment to comply with the terms and conditions of the previously approved discharge permit must be submitted by the purchaser and approved by the OCD prior to transfer.
15. Storm Water Plan: Guardian Wellhead Protection, Inc. shall maintain storm water runoff controls. As a result of Guardian Wellhead Protection, Inc.'s operations any water contaminant that exceeds the WQCC standards listed in 20 NMAC 6.2.3101 is discharged in any storm water runoff then Guardian Wellhead Protection, Inc. shall notify the OCD within 24 hours, modify the plan within 15 days and submit for OCD approval. Guardian Wellhead Protection, Inc. shall also take immediate corrective actions pursuant to Item 12 of these conditions.

16. Closure: The OCD will be notified when operations of the Hobbs Service Facility are discontinued for a period in excess of six months. Prior to closure of the Hobbs Service 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.
17. Certification: Guardian Wellhead Protection, Inc., by the officer whose signature appears below, accepts this permit and agrees to comply with all terms and conditions contained herein. Guardian Wellhead Protection, Inc. 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:

GUARDIAN WELLHEAD PROTECTION, INC.

by  _____

GENERAL MANAGER
Title



NEW MEXICO ENERGY, MINERALS and NATURAL RESOURCES DEPARTMENT

BILL RICHARDSON

Governor

Joanna Prukop

Cabinet Secretary

Mark E. Fesmire, P.E.

Director

Oil Conservation Division

March 17, 2006

Mr. Murray Erickson
Guardian Wellhead Protection, Inc.
6121 US Highway 64
Hobbs, New Mexico 87499

**RE: Discharge Permit GW-360
Guardian Wellhead Protection, Inc.
Hobbs Service Facility
Lea County, New Mexico**

Dear Mr. Erickson:

The ground water discharge permit application GW-360 for the Guardian Wellhead Protection, Inc. Hobbs Service Facility located in the NW/4 SW/4 of Section 36, Township 18 South, Range 37 East, 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 30 days of receipt of this letter.**

The original discharge permit application was submitted on October 4, 2005. The discharge permit application, dated October 4, 2005, submitted pursuant to 20 NMAC 3106 of the New Mexico Water Quality Control Commission (WQCC) Regulations also includes all stipulations included in the compliance order, dated September 16, 2005. The discharge permit is approved pursuant to 20 NMAC 3109.A. and 3109.C. Please note 20 NMAC 3109.E. and 20 NMAC 3109.F, provides for possible future amendment of the permit. Please be advised that approval of this plan does not relieve Guardian Wellhead Protection, Inc. of liability should operations 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 20 NMAC 3104 of the regulations provides: "When a permit has been approved, discharges must be consistent with the terms and conditions of the permit." Pursuant to 20 NMAC 3107.C., Guardian Wellhead Protection, Inc. 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. Murray Erickson
GW-360 Hobbs Service Facility
March 17, 2006
Page 2

Pursuant to 20 NMAC 3109.G.4., this permit is for a period of five years. This will expire on **March 17, 2011**, and Guardian Wellhead Protection, Inc. should submit an application in ample time before this date. Note that under 20 NMAC 3106.F. of the regulations, if a discharger submits a discharge permit 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 has been approved or disapproved. It should be noted that all discharge permit facilities will be required to submit the results of an underground drainage testing program as a requirement for discharge permit .

The discharge permit application for the Guardian Wellhead Protection, Inc. Hobbs Service Facility is subject to WQCC Regulation 3114. Every billable facility submitting a discharge permit application will be assessed a fee equal to the filing fee of \$100.00. There is a flat fee assessed for oil field service company facilities equal to \$1,700.00. The OCD has not received the filing fee.

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
Chief, Environmental Bureau
Oil Conservation Division

RCA/wjf
Attachment

xc: OCD Hobbs District Office

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17. Certification: Guardian Wellhead Protection, Inc., by the officer whose signature appears below, accepts this permit and agrees to comply with all terms and conditions contained herein. Guardian Wellhead Protection, Inc. 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:

GUARDIAN WELLHEAD PROTECTION, INC.

by _____

Title

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)

RECEIVED

New Renewal Modification

OCT 5 2005

OIL CONSERVATION
DIVISION

1. Type: Oilfield Service

2. Operator: Guardian Wellhead Protection Inc.

Address: (MAILING. PO BOX 13188, ODESSA, TX 79668) (PHYS. 5606 CARLSBAD HWY, HOBBS, NM 88240)

Contact Person: SHANNON HUNT Phone: 432-368-5449

3. Location: NW /4 SW /4 Section 36 Township 18 Range 37

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: SHANNON HUNT

Title: GENERAL MANAGER

Signature: [Signature]

Date: OCTOBER 4, 2005

E-mail Address: hunt@guardianoilfield.com

GUARDIAN WELLHEAD PROTECTION, INC.

**P.O. BOX 13188
ODESSA, TX 79762
(432) 368-5449**

Attachment No. 4

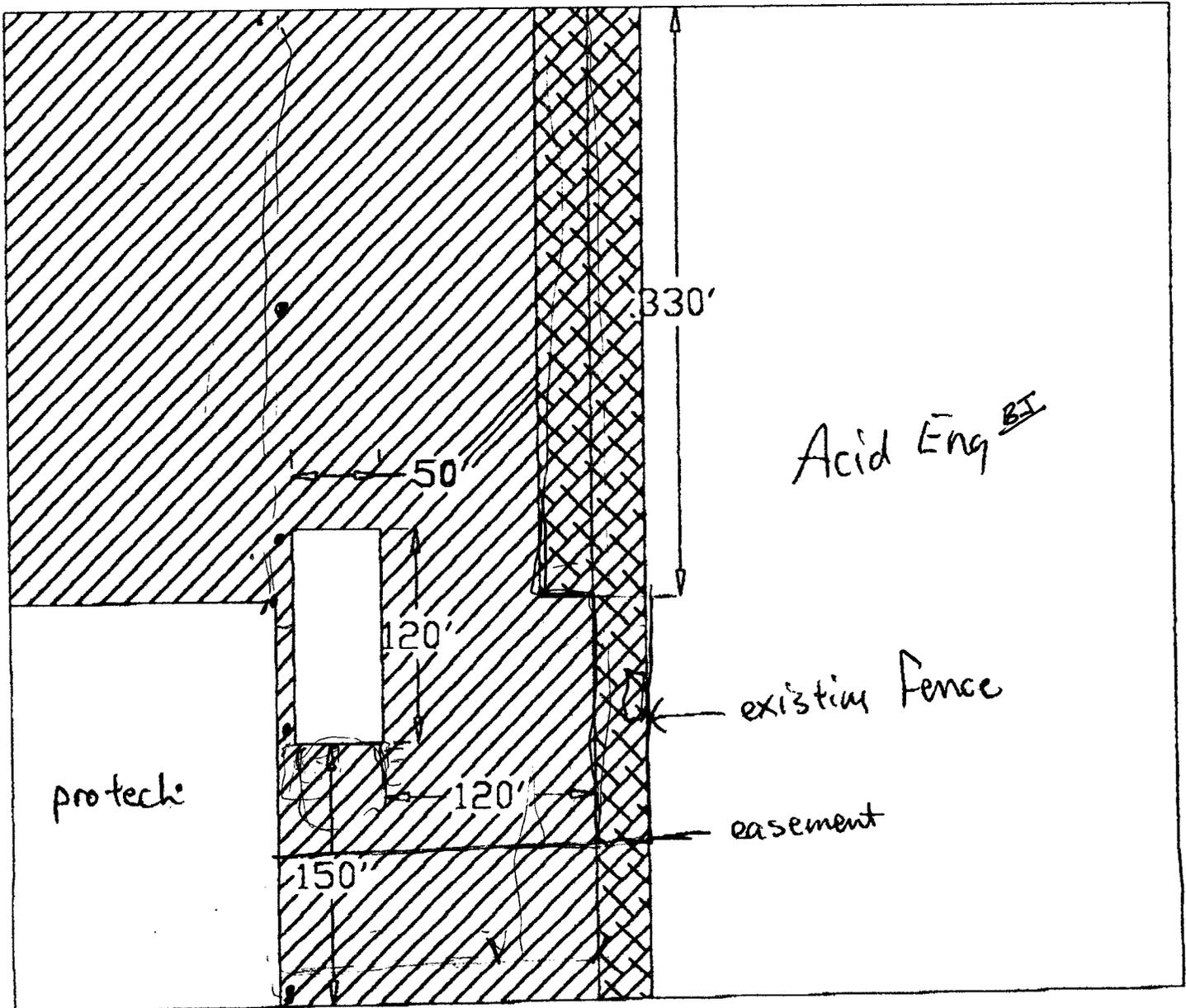
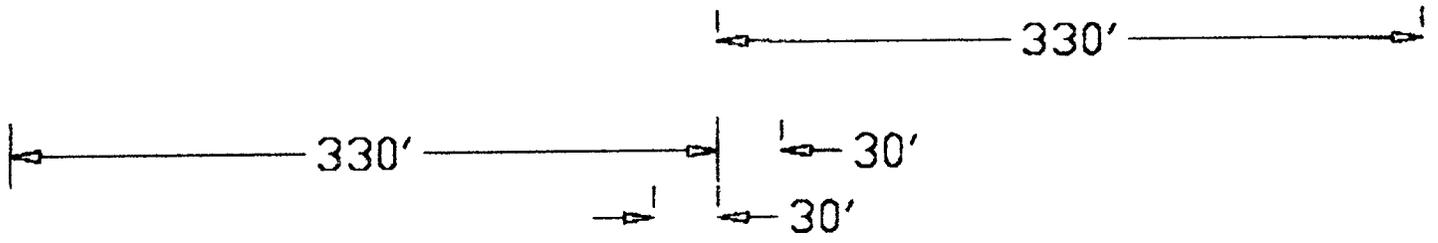
Landowner Name: Murray A. Erickson

Landowner Phone: 432-366-3425

Landowner Address: 6100 Nevada
Odessa, TX 79762

432-528-0964

66



GUARDIAN WELLHEAD PROTECTION, INC.

**P.O. BOX 13188
ODESSA, TX 79762
(432) 368-5449**

Attachment 6

Materials Stored at Facility

1. Motor oil (inside shop)
2. Hydraulic oil (inside shop)
3. Gear oil (inside shop)
4. Used Motor oil (inside shop)
5. Used Oil Filter drum (in containment)
6. Grease drum (in containment)
7. Old Grease drums and buckets (in containment)

GUARDIAN WELLHEAD PROTECTION, INC.
P.O. BOX 13188
ODESSA, TX 79762
(432) 368-5449

Attachment 7

Waste Solids

1. Old Grease from valves (in drums or buckets in containment)
2. Old Oil filters (in drum in containment)

Waste Water

1. From Washing Vehicles

Daily Volume of Wash Water

1. Estimated volume of wash water is approximately 50-75 gallons per week

GUARDIAN WELLHEAD PROTECTION, INC.

P.O. BOX 13188
ODESSA, TX 79762
(432) 368-5449

Attachment 8

Non-Applicable

GUARDIAN WELLHEAD PROTECTION, INC. Odessa, Texas

Enviromental Bureau OCD
6710 · Repairs:6710-1 · Building Repairs

5/1/2006

15525

1,800.00

WTSB-Operating Acc

1,800.00

**Guardian Wellhead Protection
5606 Carlsbad Highway
Hobbs, New Mexico 88240**

September 26, 2005

Contingency Plan

Facility description:

Tract One-The Northwest Quarter of the Southwest Quarter of the Southeast Quarter of the Southwest Quarter (NW/4SW/4SE/4SW/4) of Section 36, Township 18 South, Range 37 East, N.M.P.M., Lea County, New Mexico.

Tract Two-The East 180 feet of the North 230 feet of the Southwest Quarter of the Southwest Quarter of the Southeast Quarter of the Southwest Quarter (SW/4SW/4SE/4SW/4) of Section 36, Township 18 South, Range 37 East, N.M.P.M., Lea County, New Mexico.

This document stands as the most recent contingency plan developed for the Hobbs, NM facility thus described above to date. The over-all purpose is to minimize the impact potential of any release of product or residue through the establishment of an orchestrated response to said release. The procedures contained within this document shall be adhered to without regard of magnitude; until, severity may be established via site assessment.

All internal, as well as outside parties performing any functions within the above mentioned facility, shall execute every effort feasible to control, and or minimize any contained product, or waste stream from said activity to within specified parameters in order to achieve zero ground contamination.

All containers of products which may have the ability to create adverse effects to the environment or humanity shall be stored and used in such a manner as to prevent any release of said product.

In the event of a release of any product which may have the ability to create adverse effects to the environment or humanity it is demanded that notification of the spill be forthright and hasteful.

The following protocol shall be followed when reporting such events.

- A. Implement actions toward containment of the product to minimize the scale of the impact
- B. Notify authoritative personnel as listed below.
- C. Provide as much information as is available with regards to; *time of the incident, identification of product, magnitude of release, location of the release, potential impact, techniques utilized to contain the product.*

The following notification list shall be utilized:

- | | |
|--|--|
| 1. Shannon Hunt
General Manager
6907 E Commerce St.
Odessa, TX 79762 | Office Number: 432 368-5449
Cell Number: 432 528-7780 |
| 2. Jesse Nunez
5606 Carlsbad Hwy
Hobbs, NM 88240 | Cell Number: 505 390-7697 |
| 3. Charles Bishop
Envirotek Corp.
6415 W. University
Odessa, TX 79763 | Office Number: 432 530-2860
Cell Number: 432 661-3633 |

The following emergency notification list shall be utilized:

- | | |
|---|--------------|
| 1. Emergency Management Safety
Hobbs, NM | 505 397-9231 |
| 2. Fire Department/Ambulance
Hobbs, NM | 505 397-9308 |
| 3. Hobbs Police Department
Hobbs, NM | 505 397-9265 |

Management will contact appropriate regulatory agencies utilizing the following numbers.

- | | |
|---|---|
| State of New Mexico
Energy Minerals and Natural Resources
Oil Conservation Division
District 1
1625 French Dr.
Hobbs, NM 88240 | Office Number: 505 393-6161
Emrgncy Number: 505 370-7106 (pgr) |
|---|---|

Prepared by: Envirotek Corporation
PO Box 12973
Odessa, TX 79768
432 530-3217

Thomas C. Turney
State Engineer



Roswell Office
1900 WEST SECOND STREET
ROSWELL, NM 88201

**STATE OF NEW MEXICO
STATE ENGINEER OFFICE**

Trn Nbr: 169730
File Nbr: L 11011

Nov. 18, 1999

MURRAY ERICKSON
GUARDIAN WELLHEAD
6907 E. COMMERCE
ODESSA, TX 79762

Greetings:

Enclosed is your copy of the 72-12-1 Permit which has been approved. Your attention is called to the Specific and the General Conditions of Approval of this permit.

In accordance with General Condition C, a well record shall be filed in this office within ten (10) days after completion of drilling. The well record is proof of completion of the well. IT IS YOUR RESPONSIBILITY TO ASSURE THAT THE WELL LOG BE FILED WITHIN 10 DAYS OF DRILLING THE WELL.

This permit will expire on or before 11/17/2000, unless the well has been drilled and the well log filed in this office.

Sincerely,

Johnny R. Hernandez
(505) 622-6467

Enclosure

cc: Santa Fe Office

wr_01app

**NEW MEXICO STATE ENGINEER OFFICE
APPLICATION FOR PERMIT TO USE UNDERGROUND WATERS
IN ACCORDANCE WITH SECTION 72-12-1 NEW MEXICO STATUTES**

GENERAL CONDITIONS OF APPROVAL (A thru I)

- A The maximum amount of water that may be appropriated under this permit is 3 acre-feet in any year.
- B The well shall be drilled by a driller licensed in the State of New Mexico in accordance with Section 72-12-12 New Mexico Statutes Annotated. A licensed driller shall not be required for the construction of a driven well; provided, that the casing shall not exceed two and three-eighths (2 3/8) inches outside diameter (Section 72-12-12).
- C Driller's well record must be filed with the State Engineer within 10 days after the well is drilled or driven. Well record forms will be provided by the State Engineer upon request.
- D The casing shall not exceed 7 inches outside diameter except under specific conditions in which reasons satisfactory to the State Engineer are shown.
- E If the well under this permit is used at any time to serve more than one household or livestock in a commercial feed lot operation, or for drinking and sanitation purposes in conjunction with a commercial operation, the permittee shall notify the State Engineer Office in writing.
- F In the event this well is combined with other wells permitted under Section 72-12-1 New Mexico Statutes Annotated, the total outdoor use shall not exceed the irrigation of one acre of non-commercial trees, lawn, and garden, or the equivalent outside consumptive use, and the total appropriation for household and outdoor use from the entire water distribution system shall not exceed 3 acre-feet in any year.
- G If artesian water is encountered, all rules and regulations pertaining to the drilling and casing of artesian wells shall be complied with.
- H The amount and uses of water permitted under this Application are subject to such limitations as may be imposed by the courts or by lawful municipal and county ordinances which are more restrictive than applicable State Engineer Regulations and the conditions of this permit.

NEW MEXICO STATE ENGINEER OFFICE
APPLICATION FOR PERMIT TO USE UNDERGROUND WATERS
IN ACCORDANCE WITH SECTION 72-12-1 NEW MEXICO STATUTES

GENERAL CONDITIONS OF APPROVAL (Continued)

I The permittee shall utilize the highest and best technology available to ensure conservation of water to the maximum extent practical.

SPECIFIC CONDITIONS OF APPROVAL

1B Depth of the well shall not exceed the thickness of the Ogallala formation.

5C A totalizing meter shall be installed before the first branch of the discharge line from the well and the installation shall be acceptable to the State Engineer; the Engineer shall be advised of the make, model, serial number, date of installation, and initial reading of the meter prior to appropriation of water; pumping records shall be submitted to the District Supervisor for each calendar year on or before the 10th day of January of the following year.

LOG This permit will automatically expire unless the well L 11011 is completed and the well record filed on or before 11/17/2000.

ACTION OF STATE ENGINEER

This application is approved for the use indicated, subject to all general conditions and to specific conditions listed above.

Witness my hand and seal this 18 day of Nov A.D., 1999

Thomas C. Turney, State Engineer

By: Johnny R. Hernandez
Johnny R. Hernandez

2-09488
S.

NEW MEXICO STATE ENGINEER OFFICE
APPLICATION TO APPROPRIATE UNDERGROUND WATERS
IN ACCORDANCE WITH SECTION 72-12-1 NEW MEXICO STATUTES

1. APPLICANT

Name: Guardian Wellhead Work Phone: 915-368-5449
Contact: Murray Erickson Home Phone: 915-366-3425
Address: 6907 E Commerce M. Erickson Erickson
12200 E. Bendall
City: Odessa State: TX Zip: 79762

2. LOCATION OF WELL (E thru H optional)

A. NW 1/4 SW 1/4 SE/SW 1/4 Section: 36 Township: 18S Range: 37E N.M.P.M.
in Lea County.

B. X = _____ feet, Y = _____ feet, N.M. Coordinate System
_____ Zone in the _____ Grant.
U.S.G.S. Quad Map _____

C. Give State Engineer File Number if existing well: _____

D. On land owned by: Applicant

E. Tract No. _____, Map No. _____ of the _____

F. Lot No. _____, Block No. _____ of Unit/Tract _____ of the
_____ Subdivision recorded in _____ County.

G. Latitude: _____ Longitude: _____

H. Other: 5606 Carebad Hwy

SEP 10 11:07

3. USE OF WATER (check use applied for)

- One household, non-commercial trees, lawn and garden not to exceed a total of one acre.
- Livestock watering.

Note: If any of the following items are marked, give the name and nature of business or use under item 5 of the additional statements or explanations section.

- More than one household, non-commercial trees, lawns and gardens not to exceed a total of one acre.
- Drinking and sanitary purposes and the irrigation of non-commercial trees, shrubs and lawns not to exceed one acre in conjunction with a commercial operation.
- Prospecting, mining or drilling operations to discover or develop natural resources.
- Construction of public works, highways and roads.

Trn Desc: _____
Log Due Date: _____
Form: wr-01

File Number: L-11,011
Trn Number: 169730

NEW MEXICO STATE ENGINEER OFFICE
APPLICATION TO APPROPRIATE UNDERGROUND WATERS
IN ACCORDANCE WITH SECTION 72-12-1 NEW MEXICO STATUTES

4. WELL INFORMATION (Change, Repair, Drill, Test, Supplement)

Name of well driller and driller license number:
Endco Drilling 1044 & 1332

Approximate depth 150 feet; Outside diameter of casing 5 3/4 inches.

Change Location of existing well or replacement well

Repair or Deepen:

Clean out well to original depth

Deepen well from _____ to _____ feet

Other _____

Drill and test a well for _____ use.

Supplemental well

5. ADDITIONAL STATEMENTS OR EXPLANATIONS:

ACKNOWLEDGEMENT FOR NATURAL PERSONS

I, Murray Erickson affirm that the foregoing statements are true to
(Please Print)

the best of my knowledge and belief, By: _____

Murray Erickson
Signature

Signature

