

**HITP - 037**

**TEMPORARY  
PERMISSION  
2013-2014**

State of New Mexico  
Energy, Minerals and Natural Resources Department

**Susana Martinez**  
Governor

**John Bemis**  
Cabinet Secretary

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

**Jami Bailey**  
Division Director  
Oil Conservation Division



March 12, 2013

Ms. Runell Seale  
Enterprise Products Operating, LLC  
614 Reilly Avenue  
Farmington, New Mexico 87401

**Re: Hydrostatic Test Individual Temporary Permission HITP-037**  
**Enterprise Products Operating, LLC**  
**Laterals 2C-112 and 2C-161 Pipeline Project**  
**Location: Unit I of Section 2, Township 23 North, Range 7 West, NMPM,**  
**Rio Arriba County, New Mexico**

Dear Ms. Nolan:

The Oil Conservation Division (OCD) has received Enterprise Products Operating LLC's (Enterprise) notice of intent, dated March 6, 2013 and received by OCD on March 11, 2013, for authorization to temporarily store approximately 111,943 gallons of wastewater generated from a hydrostatic test of 13.3 miles (70,091 feet) of an existing 6-inch natural gas gathering and transmission pipeline system, located approximately 2 miles northeast of Lybrook, New Mexico. The proposed collection location is within Enterprise's pipeline right-of way in Unit I of Section 2, Township 23 North, Range 7 West, NMPM, Rio Arriba County, New Mexico. No surface discharge is proposed by Enterprise. The hydrostatic test wastewater will be discharged into frac tanks for temporary storage, transferred from the tanks to an OCD approved C-133 hauler, and delivered to Basin Disposal, Inc.'s Class II injection well or Agua Moss, LLC's Class I injection well for injection and disposal. OCD acknowledges the receipt of the filing fee (\$100.00) and the temporary permission fee (\$150.00) from a submittal dated March 6, 2013.

Based on the information provided in the request, temporary permission is hereby granted for the collection, retention, and disposal of the hydrostatic test wastewater generated from the pipeline test with the following understandings and conditions:

1. Enterprise will be testing 13.3 miles (70,091 feet) of an existing 6-inch natural gas gathering and transmission pipeline system, located approximately 2 miles northeast of Lybrook, New Mexico;

2. Enterprise shall ensure no discharge will occur at the hydrostatic test wastewater collection/discharge location: within Enterprise's pipeline right-of way in Unit I of Section 2, Township 23 North, Range 7 West, NMPM, Rio Arriba County, New Mexico;
3. Enterprise will acquire the hydrostatic test water from one of the following sources: City of Aztec, New Mexico; City of Bloomfield, New Mexico; or the City of Farmington, New Mexico;
4. Enterprise will generate approximately 111,943 gallons of hydrostatic test wastewater from the test event that will be slowly discharged via a system of flexible hoses and temporary piping into eight (8) 400 barrel frac tanks for temporary storage, while awaiting transfer, injection and disposal at Basin Disposal, Inc.'s Class II injection well (NM1-005/API# 30-045-26862 /SWD Order R-8524) or Agua Moss, LLC's Class I injection well (NM1-009/API# 30-045-28653/UICI-005);
5. Enterprise shall ensure that the temporary storage tanks shall have impermeable secondary containment (e.g., liners - geomembrane and berms - hay bales or a secondary containment tank), which will contain a volume of at least one-third greater than the total volume of the largest tank or one-third greater than the total volume of all tanks that are inter-connected, whichever is greater;
6. Enterprise will have personnel on-site to oversee and control the transfer and utilize collection pans placed below the collection points to prevent an unauthorized release;
7. Enterprise will not discharge any hydrostatic test wastewater generated from the test event to the ground or within the easement right-of-way;
8. Enterprise will not be analyzing the hydrostatic test wastewater because of the following: there will be no discharge the wastewater to the surface or surface water; the wastewater has been demonstrated to be RCRA exempt waste and the proposal is to transfer the wastewater to either Basin Disposal, Inc.'s Class II injection well (NM1-005/API# 30-045-26862 /SWD Order R-8524) or Agua Moss, LLC's Class I injection well for injection and disposal;
9. Enterprise will ensure the transfer the hydrostatic test wastewater via an OCD approved C-133 water hauler to Basin Disposal, Inc.'s Class II injection well or Agua Moss, LLC's Class I injection well (NM1-009/API# 30-045-28653/UICI-005) for injection and disposal;
10. Enterprise shall remove all hydrostatic test wastewater from the collection/retention location within ten (10) calendar days of the completion of the hydrostatic test;
11. Enterprise shall restore any surface area impacted or disturb from the approved activities;
12. Enterprise shall implement best management practices to prevent unauthorized releases during the transfer/collection activities;
13. Enterprise shall ensure that the transfer/collection activities do not cause any fresh water supplies to be degraded or to exceed standards as set forth in Subsections A, B, and C of the 20.6.2.3103 NMAC (the New Mexico Water Quality Control Commission Regulations);

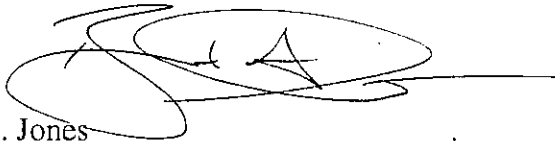
14. Enterprise must properly notify the landowner(s) of the proposed collection/retention of the approved activities prior to the hydrostatic test event; and
15. Enterprise shall report all unauthorized discharges, spills, leaks and releases of hydrostatic test water and conduct corrective action pursuant to OCD Rule 29 (19.15.29 NMAC).

It is understood that the hydrostatic test will begin approximately April 11, 2013. This temporary permission will expire within 120 calendar days of its issue date. Temporary permission may be revoked or suspended for violation of any applicable provisions and/or conditions.

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

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

Sincerely,

A handwritten signature in black ink, appearing to be "Brad A. Jones", written over a horizontal line.

Brad A. Jones  
Environmental Engineer

BAJ/baj

Cc: OCD District III Office, Aztec  
Mr. Jim Heap, Enterprise Products Operating Company, Midland, Texas 79701

ACKNOWLEDGEMENT OF RECEIPT  
OF CHECK/CASH

I hereby acknowledge receipt of Check No. 2274 dated 2/26/2013

or cash received on \_\_\_\_\_ in the amount of \$ 100.00

from Kleinfelder Inc

for HITP - 37

Submitted by: Rachel Herrera Date: 3/12/2013

Submitted to ASD by: Rachel Herrera Date: 3/12/2013

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

Filing Fee ✓ New Facility: \_\_\_\_\_ Renewal: \_\_\_\_\_

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

Organization Code 521.07 Applicable FY \_\_\_\_\_

To be deposited in the Water Quality Management Fund.

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

ACKNOWLEDGEMENT OF RECEIPT  
OF CHECK/CASH

I hereby acknowledge receipt of Check No. 2275 dated 2/26/2013

or cash received on \_\_\_\_\_ in the amount of \$ 150.00

from Kleinfelder Inc

for HITP-37

Submitted by: Rachel Herrera Date: 3/12/2013

Submitted to ASD by: Rachel Herrera Date: 3/12/2013

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

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

Modification \_\_\_\_\_ Other X temporary permission fee

Organization Code 521.07 Applicable FY \_\_\_\_\_

To be deposited in the Water Quality Management Fund.

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

New Mexico Environment Department Revenue Transmittal

Description	Fund	CES	DFA Org.	DFA Acct.	ED Org.	ED Acct.	Amount
1 CY Reimbursement Project Tax	064	01					1
2 Gross Receipt Tax	064	01		2329	900000	2329134	2
3 Air Quality Title V	092	13		1690	900000	4169134	3
4 PRP Prepayments	248	14		9690	900000	4969014	4
5 Climax Chemical Co.	248	14		9690	900000	4969015	5
6 Circle K Reimbursements	248	14		9690	900000	4969248	6
7 Hazardous Waste Permits	339	27		1690	900000	4169027	7
8 Hazardous Waste Annual Generator Fees	339	27		1690	900000	4169339	8
9 Water Quality - Drinking Water	340	28		1690	900000	4169028	9
10 <input checked="" type="checkbox"/> Water Quality - Oil Conservation Division	341	29		2329	900000	2329029	250.00 10
11 Water Quality - GW Discharge Permit	341	29		1690	900000	4169029	11
12 Air Quality Permits	631	31		1690	900000	4169031	12
13 Payments under Protest	651	33		2919	900000	2919033	13
* 14 Xerox Copies	652	34		2349	900000	2349001	14
15 Ground Water Penalties	652	34		2349	900000	2349002	15
16 Witness Fees	652	34		2349	900000	2349003	16
17 Air Quality Penalties	652	34		2349	900000	2349004	17
18 OSHA Penalties	652	34		2349	900000	2349005	18
19 Prior Year Reimbursement	652	34		2349	900000	2349006	19
20 Surface Water Quality Certification	652	34		2349	900000	2349009	20
21 Jury Duty	652	34		2349	900000	2349012	21
22 CY Reimbursements (i.e.: telephone)	652	34		2349	900000	2349014	22
* 23 UST Owners List	783	24		9690	900000	4969201	23
* 24 Hazardous Waste Notifiers List	783	24		9690	900000	4969202	24
* 25 UST Maps	783	24		9690	900000	4969203	25
* 26 UST Owners Update	783	24		9690	900000	4969205	26
* 28 Hazardous Waste Regulations	783	24		9690	900000	4969207	28
* 29 Radiologic Tech. Regulations	783	24		9690	900000	4969208	29
* 30 Superfund CERCLIS List	783	24		9690	900000	4969211	30
* 31 Solid Waste Permits Fees	783	24		9690	900000	4969213	31
32 Smoking School	783	24		9690	900000	4969214	32
* 33 SWQB - NPS Publications	783	24		9690	900000	4969222	33
* 34 Radiation Licensing Regulations	783	24		9690	900000	4969228	34
* 35 Sale of Equipment	783	24		9690	900000	4969301	35
* 36 Sale of Automobile	783	24		9690	900000	4969302	36
** 37 Lost Recoveries	783	24		9690	900000	4969614	37
** 38 Lost Prepayments	783	24		9690	900000	4969615	38
39 Surface Water Publication	783	24		9690	900000	4969801	39
40 Exxon Reese Drive Ruidoso - CAF	783	24		9690	900000	4969242	40
41 Emerg. Hazardous Waste Penalties NOV	957	32		1640	900000	4164032	41
42 Radiologic Tech. Certification	987	05		1690	900000	4169005	42
44 UST Permit Fees	989	20		1690	900000	4169020	44
45 UST Tank Installers Fees	989	20		1690	900000	4169021	45
46 Food Permit Fees	991	26		1690	900000	4169026	46
43 Other							43

\* Gross Receipt Tax Required \*\* Site Name & Project Code Required

TOTAL: 250.00

Contact Person: Glenn VonGonten Phone #: 476-3488 Date: 3/12/2013

Received in ASD By: \_\_\_\_\_ Date: \_\_\_\_\_ RT #: \_\_\_\_\_ ST# \_\_\_\_\_

[illegible][illegible]

## REVENUE TRANSMITTAL SHEET

Description	Fund	Dept.	Share Acct	Sub Acct	Amount
Liquid Waste	34000	Z3200	496402		
Water Recreation Facilities	40000	Z8501	496402		
Food Permit Fees	99100	Z2600	496402		
OTHER					