

**GW - 143**

**GENERAL  
CORRESPONDENCE**

**2004 - Present**



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March 24, 2008

**UPS NEXT DAY AIR** (Tracking Number 1Z F46 915 22 1005913 9)

Mr. Wayne Price, Chief  
Environmental Bureau  
Oil Conservation Division  
New Mexico Energy, Minerals  
& Natural Resources Department  
1220 South St. Francis Drive  
Santa Fe, NM 87505

Subject: Cal-Mon Compressor Station  
Discharge Permit Renewal (GW-143)  
Eddy County, New Mexico

Dear Mr. Price:

Enclosed are the original and one copy of DCP Midstream, LP's ("DCP MIDSTREAM") discharge permit renewal application for the Cal-Mon Compressor Station. Also enclosed is a check in the amount of \$100 for the discharge plan renewal application filing fee.

Once the OCD determines the renewal to be administratively complete, DCP MIDSTREAM will satisfy the requirements of 20.6.2.3108(A) NMAC by providing notice under Paragraph (2) of Subsection C of 20.6.2.3108 NMAC. DCP MIDSTREAM plans to publish a public notice in the Carlsbad Current Argus for the Cal-Mon Compressor Station Discharge Permit Renewal. DCP MIDSTREAM will publish a synopsis of the notice, in English and in Spanish, in a display ad at least two inches by three inches, not in the classified or legal advertisements section in the Carlsbad Current Argus. Additionally, DCP MIDSTREAM will provide the owner of the property, the U.S. Department of Interior Bureau of Land Management (BLM), notice via certified mail.

As we have discussed previously, DCP MIDSTREAM does not believe that the New Mexico Water Quality Act, NMSA 1978, §§74-6-1 to 17, and the regulations adopted under that act are applicable to compressor stations. Further, even if the Water Quality Act and regulations applied, the WQCC regulations do not require a discharge plan for this facility. The Cal-Mon Compressor Station does not have any discharges that may move directly or indirectly into groundwater. Therefore, DCP MIDSTREAM does not believe that a discharge plan is required under the WQCC regulations. Since the WQCC regulations do not require a discharge plan, DCP MIDSTREAM is under no legal obligation to renew Discharge Plan GW-143.

Please be advised that DCP MIDSTREAM's submittal of the renewal application and application filing fee does not waive DCP MIDSTREAM's objection to the OCD's position regarding applicability of the WQCC regulations.

If you have any questions concerning DCP MIDSTREAM's position or the renewal application, please contact me at (303) 605-1778. Please send all correspondence regarding this renewal to me at 370 17<sup>th</sup> Street, Suite 2500, Denver, CO 80202.

Sincerely,

*DCP Midstream, LP*

Elisabeth Klein  
Principal Environmental Specialist

Enclosures

cc: NMOCD District 2 Office (UPS Next Day Air Tracking No. 1Z F46 915 22 1005 914 8)  
1301 W. Grand Avenue  
Artesia, NM 88210

ACKNOWLEDGEMENT OF RECEIPT  
OF CHECK/CASH

I hereby acknowledge receipt of check No. \_\_\_\_\_ dated 3/4/08

or cash received on \_\_\_\_\_ in the amount of \$ 100<sup>00</sup>

from DCP Midstream LP

for GW-143

Submitted by: Lawrence Romero Date: 4/3/08

Submitted to ASD by: Lawrence Romero Date: 4/3/08

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

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

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

Organization Code 521.07 Applicable FY 2004

To be deposited in the Water Quality Management Fund.

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