



March 2, 2023

Mr. Brad Jones
New Mexico Energy, Mineral and Natural
Resources Department
Oil Conservation Division – Environmental Bureau
1220 S. Saint Francis Drive
Santa Fe, NM 87505

Brad.A.Jones@state.nm.us
OCD.Enviro@state.nm.us

RE: 120-Day Temporary Permission to Discharge (HBP)
Delaware G&P, LLC

Dear Mr. Jones:

In accordance with New Mexico Water Quality Control Commission (WQCC) Regulations, Delaware G&P, LLC (EnLink) requests that the New Mexico Oil Conservation Division (OCD) grant a 120 day temporary Hydrostatic Test Discharge Permit for Delaware G&P's New Mexico operations. As required by NMAC 20.6.2.3114 Table 2, a check for the \$100 permit application filing fee and \$50 temporary permission fee is included with this submission.

EnLink performs hydrostatic testing of new pipelines with a volume per test that will not exceed 25,000 gallons. In accordance with OCD *Guidelines for Hydrostatic Test Dewatering (Revised 4/21)*, EnLink will meet the following conditions for the hydrostatic test waste water discharged under this permit:

- a. The volume per test will not exceed 25,000 gallons.
- b. Fresh water from a public/municipal water supply system or other OCD approved source will be used for each test.
- c. Written or e-mail notification will be provided to the OCD 72 hours prior to each hydrostatic discharge event. Each notice will provide the following information:
 - i. the proposed location of hydrostatic test discharge (Section/Township/Range or GPS coordinates);
 - ii. the date of the proposed discharge
 - iii. the volume of the proposed discharge; and
 - iv. the source of hydrostatic test water
- d. The discharge will not enter any lake, perennial stream, river, or their respective tributaries that may be seasonal.
- e. No discharge will occur:
 - i. where groundwater is less than 10 feet below ground surface;

1722 Routh Street, Suite 1300 > Dallas, Texas 75201
214.953.9500 office > 214.953.9501 fax

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- ii. within 200 feet of a watercourse, lake bed, sinkhole, or playa lake;
 - iii. within an existing well head protected area;
 - iv. within, or within 500 feet of a wetland; or
 - v. within 500 feet from the nearest permanent residence, school, hospital, institution or church.
- f. Best management practices must be implemented to contain the discharge onsite, so that the discharge does not impact adjacent property, and to control erosion.
- g. The discharge will not cause any fresh water supplies to be degraded or to exceed standards as set forth in Subsection A, B, and C of the New Mexico Water Quality Control Commission Regulations (20.6.2.3103 NMAC).
- h. The landowner(s) of each proposed discharge and/or collection/retention or alternative discharge location will be properly notified of the activities prior to each proposed hydrostatic test event.
- i. A report summarizing all hydrostatic test wastewater discharges of less than 25,000 gallons per test will be submitted to the OCD within 45 days of the temporary permission expiration date. The report will contain the following information for each test:
 - i. Location of the hydrostatic test (including Section, Township and Range or GPS coordinates);
 - ii. Date of the each discharge test;
 - iii. Volume of the each discharge; and
 - iv. Source and quality of the test water.

If you have questions or require additional information please call me at (225) 892-2487 or contact me via email at Mike.Luckett@enlink.com.

Sincerely,

Mike Luckett

Mike Luckett
Lead Environmental Engineer
EnLink Midstream

Void After 180 Days

Jones, Brad, EMNRD

From: Jones, Brad, EMNRD
Sent: Monday, March 20, 2023 4:12 PM
To: Mike Lockett
Subject: RE: [EXTERNAL] Delaware G&P 120 Day Temporary Discharge
Attachments: 2023 0320 HBP-45 Delaware G&P LLC 120-day temporary permission approval letter signed.pdf

Mike,

Please see the attached 120-day temporary permission approval for HBP-45. Please print a copy for your records. OCD will not be sending a hard copy in the mail. If you have any questions regarding this matter, please do not hesitate to contact me.

Sincerely,

Brad Jones

Brad A. Jones • Environmental Scientist Specialist - Advanced
Environmental Bureau
EMNRD - Oil Conservation Division
1220 S. Saint Francis Drive | Santa Fe, New Mexico 87505
(505) 469-7486 | brad.a.jones@emnrd.nm.gov
www.emnrd.nm.gov

From: Mike Lockett <Mike.Lockett@enlink.com>
Sent: Friday, March 17, 2023 8:09 AM
To: Jones, Brad, EMNRD <brad.a.Jones@emnrd.nm.gov>
Cc: Enviro, OCD, EMNRD <OCD.Enviro@emnrd.nm.gov>
Subject: [EXTERNAL] Delaware G&P 120 Day Temporary Discharge

CAUTION: This email originated outside of our organization. Exercise caution prior to clicking on links or opening attachments.

Good morning Mr. Jones,

Please see attached discharge permit letter as well as a scanned copy of the check that is being sent your way via Fedex.

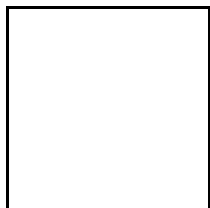
Let me know if you need anything else.

Thanks,

Mike Lockett
Lead Environmental Engineer

432.221.9707 office
225.892.2487 mobile

EnLink Midstream
303 W. Wall Street, Suite 202
Midland, TX 79701



NYSE: ENLC

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Energy, Minerals and Natural Resources Department

Michelle Lujan Grisham
Governor

Sarah Cottrell Propst
Cabinet Secretary

Todd E. Leahy, JD, PhD
Deputy Secretary

Dylan Fuge
Acting Director, Oil Conservation
Division



BY ELECTRONIC MAIL ONLY

March 20, 2023

Mr. Mike Luckett
Delaware G&P LLC
1722 Routh Street
Suite 1300
Dallas, Texas 75201
Mike.Luckett@enlink.com

**Re: Temporary Permission to Discharge Hydrostatic Test Water
Delaware G&P LLC - OGRID 373760
Permit: HBP - 45**

Dear Mr. Luckett:

The New Mexico Oil Conservation Division (OCD) has completed its review of Delaware G&P LLC's (Delaware G&P) request, dated March 3, 2023, for approval of a 120-day temporary permission to discharge small quantities of hydrostatic test wastewater generated from the testing of new transmission pipelines of oil and gas or products thereof throughout the State of New Mexico. OCD acknowledges receipt of the filing fee (\$100.00) and temporary permission fee (\$50.00) provided in the separate submittal mailed to the OCD Santa Fe office and received on March 20, 2023.

Based on the information provided in the request, *temporary permission is hereby granted to Delaware G&P for the discharge of the hydrostatic test wastewater generated from all new pipeline hydrostatic tests* an operator may perform during the approved 120-day period with the following understandings and conditions:

1. the volume of the discharge does not exceed 25,000 gallons per hydrostatic test;
2. water from a public/municipal water supply or other OCD approved sources (upon a written request to OCD) is used for each test;
3. email or written notification must be provided to the OCD 72 hours prior to each hydrostatic discharge event. The notice shall contain the following information:

Delaware G&P LLC
Permit HBP - 45
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- a. the proposed location of hydrostatic test discharge (Section/Township/Range or GPS coordinates);
 - b. the date of the proposed discharge;
 - c. the volume of the proposed discharge; and
 - d. the source of hydrostatic test water;
4. no discharge shall enter any lake, perennial stream, river, or their respective tributaries that may be seasonal;
5. no discharge shall occur:
 - a. where ground water is less than 10 feet below ground surface.
 - b. within 200 feet of a watercourse (19.15.2.7.W(4) NMAC), lakebed, sinkhole, or playa lake (19.15.2.7.P(4) NMAC);
 - c. within an existing wellhead protection area (19.15.2.7.W(8) NMAC);
 - d. within 500 feet of a wetland (19.15.2.7.W(9) NMAC); or
 - e. within 500 feet from the nearest permanent residence, school, hospital, institution, or church;
6. no discharge shall occur to a surface water body without obtaining a National Pollution Discharge Elimination Systems (NPDES) permit from the US EPA, NMED, and OCD prior to the discharge;
7. best management practices must be implemented to contain the discharge onsite, to ensure that the discharge does not impact adjacent property, and to control erosion;
8. the discharge does 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 Water Quality Regulations);
9. Delaware G&P shall report all unauthorized discharges, spills, leaks, and releases of hydrostatic test wastewater and conduct corrective action pursuant to the Water Quality Regulations of 20.6.2.1203 NMAC and release notification pursuant to OCD Rule 29 (19.15.29 NMAC);
10. the landowner(s) of each proposed discharge and/or collection/retention or alternative discharge location must be properly notified of the activities prior to each proposed hydrostatic test event; and
11. a report, summarizing each test of new pipeline with less than 25,000 gallons per hydrostatic test per discharge event performed within the approved 120-day period, shall be submitted to OCD within 45 days after the temporary permission expiration date and shall contain the following information:
 - a. the location of hydrostatic test discharge (Section/Township/Range or GPS coordinates);
 - b. the date of each discharge;
 - c. the volume of each discharge; and

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March 20, 2023
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- d. the source and quality of test water (laboratory analysis, if necessary).

This temporary permission shall expire 120-days after March 20, 2023. **This temporary permission will expire on July 18, 2023.** Renewal requests for a 120-day temporary permission to discharge shall be submitted forty-five (45) days prior to the expiration date. A 120-day temporary permission may be revoked or suspended for violation of any applicable provisions and/or conditions of this approval.

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

If there are any questions, please do not hesitate to contact me at (505) 469-7486 or brad.a.jones@state.nm.us.

Respectfully,



Brad A. Jones
Environmental Specialist

District I
1625 N. French Dr., Hobbs, NM 88240
Phone:(575) 393-6161 Fax:(575) 393-0720
District II
811 S. First St., Artesia, NM 88210
Phone:(575) 748-1283 Fax:(575) 748-9720
District III
1000 Rio Brazos Rd., Aztec, NM 87410
Phone:(505) 334-6178 Fax:(505) 334-6170
District IV
1220 S. St Francis Dr., Santa Fe, NM 87505
Phone:(505) 476-3470 Fax:(505) 476-3462

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

CONDITIONS

Action 190981

CONDITIONS

Operator: Delaware G&P LLC 1722 Routh Street Dallas, TX 75201	OGRID: 373760
	Action Number: 190981
	Action Type: [UF-HP] HBP Permission (HBP)

CONDITIONS

Created By	Condition	Condition Date
bjones	OCD emailed the approval of HBP-45 to Mike Luckett (EnLink) on March 20, 2023. The approved email is attached to this request. If you have any questions regarding this matter, please do not hesitate to contact me.	3/20/2023