

**HITP - 042**

**TEMPORARY  
PERMISSION  
2013-2014**

State of New Mexico  
Energy, Minerals and Natural Resources Department

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**Susana Martinez**  
Governor

**David Martin**  
Cabinet Secretary-Designate

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

**Jami Bailey, Division Director**  
Oil Conservation Division



August 22, 2013

Mr. Leonard W. Mallett  
POC: Ms. Shiver Nolan  
Enterprise Products Operating, LLC  
P.O. Box 4324  
Houston, Texas 77210

**Re: Hydrostatic Test Individual Temporary Permission HITP-042  
Enterprise Products Operating, LLC  
Red Hills Lateral Pipeline Project  
Location: Unit C of Section 13, Township 25 South, Range 33 East, NMPM,  
Lea County, New Mexico**

Dear Ms. Nolan:

The Oil Conservation Division (OCD) has received Enterprise Products Operating LLC's (Enterprise) notice of intent, dated August 21, 2013 and received by OCD on August 22, 2013, for authorization to temporarily store approximately 95,000 gallons of wastewater generated from a hydrostatic test of a new 8.249-inch inner diameter gas gathering system transmission pipeline (approximately 34,100 feet of the Red Hills Lateral), located approximately 19.5 miles west of Jal, New Mexico. The proposed collection location is within Enterprise's pipeline right-of way in Unit C of Section 13, Township 25 South, Range 33 East, NMPM, Lea 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 Pyote Well Service LLC's Dorstate SWD No. 1 Class II 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 August 21, 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 6.5 miles (34,100 feet) of a new 8.249-inch inner diameter gas gathering system transmission pipeline (approximately 34,100 feet of the Red Hills Lateral), located approximately 19.5 miles west of Jal, 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 C of Section 13, Township 25 South, Range 33 East, NMPM, Lea County, New Mexico;

3. Enterprise will acquire the hydrostatic test water from the following source(s): City of Carlsbad, New Mexico;
4. Enterprise will generate approximately 95,000 gallons of hydrostatic test wastewater from the test event that will be slowly discharged via a system of flexible hoses and temporary piping into two (2) 500 barrel frac tanks for temporary storage, while awaiting transfer, injection and disposal at Pyote Well Service LLC's Dorstate SWD No. 1 Class II injection well (API# 30-015-23728/SWD Order#247-A). As the discharge from the pipeline fills the frac tanks, trucks will be simultaneously filled and used to transport the water to the injection facility.
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 Pyote Well Service LLC's Dorstate SWD No. 1 Class II injection well (API# 30-015-23728/SWD Order#247-A) for injection and disposal;
9. Enterprise will ensure the transfer the hydrostatic test wastewater via an OCD approved C-133 water hauler to Pyote Well Service LLC's Dorstate SWD No. 1 Class II injection well (API# 30-015-23728/SWD Order#247-A) 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

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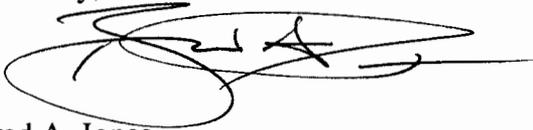
15. Enterprise shall report all unauthorized discharges, spills, leaks and releases of hydrostatic test water and conduct corrective action pursuant to OCD Rule 29 (19.15.29 NMAC).

It is understood that the hydrostatic test begin approximately September 10, 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 read 'Brad A. Jones', with a large, stylized flourish underneath.

Brad A. Jones  
Environmental Engineer

BAJ/baj

Cc: OCD District I Office, Hobbs  
Mr. James Heap, Enterprise Products Operating Company, Midland, Texas 79701