

HBP - 24

**PERMITS,
RENEWALS, &
MODS**

State of New Mexico
Energy, Minerals and Natural Resources Department

Susana Martinez
Governor

Tony Delfin
Acting Cabinet Secretary

David R. Catanach, Division Director
Oil Conservation Division



November 8, 2016

Mr. J. William Biehl
BOPCO, L.P.
201 Main Street, Suite 3100
Fort Worth, Texas 76102-3131

**Re: Renewal Request for Annual Temporary Permission to Discharge Hydrostatic Test Water
BOPCO, L.P.
Permit: HBP-024**

Dear Mr. Biehl:

The Oil Conservation Division (OCD) has received BOPCO, L.P.'s (BOPCO) renewal request, dated November 2, 2016 and received by OCD on November 8, 2016, for an annual 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, which expires December 15, 2016. OCD acknowledges receipt of the filing fee (\$100.00) and temporary permission fee (\$150.00) with the renewal request, dated November 2, 2016.

Based on the information provided in the request, **annual temporary permission is hereby granted** to BOPCO for the discharge of the hydrostatic test wastewater generated from all new pipeline hydrostatic tests an operator may perform during an approved one-year period with the following understandings and conditions are applicable:

1. the volume does not exceed 25,000 gallons per hydrostatic test;
2. water from a public/municipal water supply or other OCD approved sources (requires request and laboratory results submittal and OCD approval) is used for each test;
3. email or written notification must be provided to the OCD 72 hours prior to each hydrostatic discharge event;
4. the discharge does not enter any lake, perennial stream, river or their respective tributaries that may be seasonal;
5. 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;

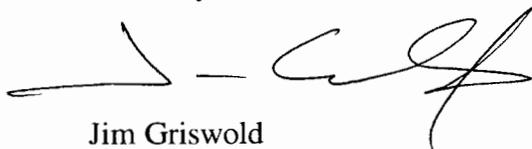
6. best management practices must be implemented to contain the discharge onsite, to ensure that the discharge does not impact adjacent property, and to control erosion;
7. the discharge does not cause any fresh water supplies to be degraded or to exceed standards as set forth in Subsections A, B, and C of the 20.6.2.3103 NMAC (the New Mexico Water Quality Control Commission Regulations);
8. BOPCO shall report all unauthorized discharges, spills, leaks and releases of hydrostatic test water and conduct corrective action pursuant to OCD Rule 19.15.29 NMAC;
9. 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
10. an annual report, summarizing all tests of new pipeline with less than 25,000 gallons per hydrostatic test event, will be submitted to the OCD within 45 days after the temporary permission expiration date and shall contain the following information:
 - a. the location of hydrostatic test (Section/Township/Range or GPS coordinates);
 - b. the date of each test;
 - c. the volume of each discharge; and
 - d. the source and quality of test water (laboratory analysis, if necessary).

Annual temporary permissions shall expire one (1) year after issuance. **This temporary permission will expire December 15, 2017. Renewal requests** for annual temporary permission to discharge **shall be submitted forty-five (45) days prior to the expiration date.** An annual 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 BOPCO of liability should operations result in pollution of surface water, ground water or the environment. Nor does approval relieve BOPCO 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 Brad Jones on my staff at (505) 476-3487 or brad.a.jones@state.nm.us.

Sincerely,



Jim Griswold
Environmental Bureau Chief

JG/baj

cc All OCD District Offices

State of New Mexico
Energy, Minerals and Natural Resources Department

Susana Martinez
Governor

David Martin
Cabinet Secretary

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

David R. Catanach, Division Director
Oil Conservation Division



December 15, 2015

Mr. J. William Biehl
BOPCO, L.P.
201 Main Street, Suite 3100
Fort Worth, Texas 76102-3131

**Re: Renewal Request for Annual Temporary Permission to Discharge Hydrostatic Test Water
BOPCO, L.P.
Permit: HBP-024**

Dear Mr. Biehl:

The Oil Conservation Division (OCD) has received BOPCO, L.P.'s (BOPCO) renewal request, dated December 11, 2015 and received by OCD on December 14, 2015, for an annual 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, which expired November 2, 2015. OCD acknowledges receipt of the filing fee (\$100.00) and temporary permission fee (\$150.00) with the renewal request, dated December 11, 2015.

Based on the information provided in the request, **annual temporary permission is hereby granted** to BOPCO for the discharge of the hydrostatic test wastewater generated from all new pipeline hydrostatic tests an operator may perform during an approved one-year period with the following understandings and conditions are applicable:

1. the volume does not exceed 25,000 gallons per hydrostatic test;
2. water from a public/municipal water supply or other OCD approved sources (requires request and laboratory results submittal and OCD approval) is used for each test;
3. email or written notification must be provided to the OCD 72 hours prior to each hydrostatic discharge event;
4. the discharge does not enter any lake, perennial stream, river or their respective tributaries that may be seasonal;
5. 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;
6. 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;

7. 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 New Mexico Water Quality Control Commission Regulations);
8. BOPCO shall report all unauthorized discharges, spills, leaks and releases of hydrostatic test water and conduct corrective action pursuant to WQCC Regulation 20.6.2.1203 NMAC;
9. 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
10. an annual report, summarizing all tests of new pipeline with less than 25,000 gallons per hydrostatic test event, will be submitted to the OCD within 45 days after the temporary permission expiration date and shall contain the following information:
 - a. the location of hydrostatic test (Section/Township/Range or GPS coordinates);
 - b. the date of each test;
 - c. the volume of each discharge; and
 - d. the source and quality of test water (laboratory analysis, if necessary).

Annual temporary permissions shall expire one (1) year after issuance. **This temporary permission will expire December 15, 2016. Renewal requests** for annual temporary permission to discharge **shall be submitted forty-five (45) days prior to the expiration date.** An annual 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 BOPCO of liability should operations result in pollution of surface water, ground water or the environment. Nor does approval relieve BOPCO 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 Brad Jones on my staff at (505) 476-3487 or brad.a.jones@state.nm.us.

Sincerely,



Jim Griswold
Environmental Bureau Chief

JG/baj

cc All OCD District Offices

State of New Mexico
Energy, Minerals and Natural Resources Department

Susana Martinez
Governor

David Martin
Cabinet Secretary

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

Jami Bailey, Division Director
Oil Conservation Division



September 15, 2014

Mr. Robert L. Gawlik
BOPCO, L.P.
201 Main Street, Suite 3100
Fort Worth, Texas 76102-3131

**Re: Renewal Request for Annual Temporary Permission to Discharge Hydrostatic Test Water
BOPCO, L.P.
Permit: HBP-024**

Dear Mr. Gawlik:

The Oil Conservation Division (OCD) has received BOPCO, L.P.'s (BOPCO) renewal request, dated September 11, 2014 and received by OCD on September 15, 2014, for an annual temporary permission to discharge small quantities of hydrostatic test wastewater generated from the testing of new crude and/or natural gas pipelines throughout the State of New Mexico, which expires November 2, 2014. Also, OCD acknowledges receipt of the filing fee (\$100.00) and temporary permission fee (\$150.00) with the renewal request, dated September 11, 2014.

Based on the information provided in the request, OCD hereby grants annual temporary permission. Hydrostatic test wastewater generated from all hydrostatic tests that BOPCO may perform during an approved one-year period with the following conditions:

1. the volume does not exceed 25,000 gallons per hydrostatic test;
2. water from a public/municipal water supply or other OCD approved sources (requires request and laboratory results submittal and OCD approval) is used for each test;
3. oral or written notification must be provided to the OCD 72 hours prior to each hydrostatic discharge event;
4. the discharge does not 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, lakebed, sinkhole or playa lake;
 - c. within an existing wellhead protection area;
 - d. within, or within 500 feet of a wetland; or
 - e. within 500 feet from the nearest permanent residence, school,

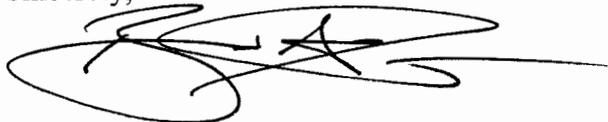
6. best management practices must be implemented to contain the discharge onsite, to ensure that the discharge does not impact adjacent property, and to control erosion;
7. the discharge does not cause any fresh water supplies to be degraded or to exceed standards as set forth in Subsections A, B, and C of the 20.6.2.3103 NMAC (the New Mexico Water Quality Control Commission Regulations);
8. BOPCO shall report all unauthorized discharges, spills, leaks and releases of hydrostatic test water and conduct corrective action pursuant to OCD Rule 19.15.29 NMAC.
9. 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
10. an annual report, summarizing all tests of new pipeline with less than 25,000 gallons per hydrostatic test event, will be submitted to the OCD within 45 days after the temporary permission expiration date and shall contain the following information:
 - a. the location of hydrostatic test (Section/Township/Range or GPS coordinates);
 - b. the date of each test;
 - c. the volume of each discharge; and
 - d. the source and quality of test water (laboratory analysis, if necessary).

Annual temporary permissions shall expire one (1) year after issuance. This temporary permission will expire November 2, 2015. Renewal requests for annual temporary permission to discharge shall be submitted forty-five (45) days prior to the expiration date. An annual 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 BOPCO of liability should operations result in pollution of surface water, ground water or the environment. Nor does approval relieve BOPCO 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.

Sincerely,



Brad A. Jones
Environmental Engineer

BAJ/baj

cc: OCD District Offices

State of New Mexico
Energy, Minerals and Natural Resources Department

Susana Martinez
Governor

David Martin
Cabinet Secretary-Designate

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

Jami Bailey, Division Director
Oil Conservation Division



October 9, 2013

Mr. Robert L. Gawlik
BOPCO, L.P.
201 Main Street, Suite 3100
Fort Worth, Texas 76102-3131

**Re: Request to Renew Annual Temporary Permission to Discharge Hydrostatic Test Water
BOPCO, L.P.
Permit: HBP-024**

Dear Mr. Gawlik:

The Oil Conservation Division (OCD) has received BOPCO, L.P.'s (BOPCO) renewal request, dated October 5, 2013 and received by OCD on October 9, 2013, for an annual temporary permission to discharge small quantities of hydrostatic test wastewater generated from the testing of new crude and/or natural gas pipelines throughout the State of New Mexico, which expires November 2, 2013. Also, OCD acknowledges receipt of the filing fee (\$100.00) and temporary permission fee (\$150.00) with the renewal request, dated October 5, 2013.

Based on the information provided in the request, OCD hereby grants annual temporary permission. Hydrostatic test wastewater generated from all hydrostatic tests that BOPCO may perform during an approved one-year period with the following conditions:

1. the volume does not exceed 25,000 gallons per hydrostatic test;
2. water from a public/municipal water supply or other OCD approved sources is used for each test;
3. oral or written notification must be provided to the OCD 72 hours prior to each hydrostatic discharge event;
4. the discharge does not 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, lakebed, sinkhole or playa lake;
 - c. within an existing wellhead protection area;
 - d. within, or within 500 feet of a wetland; or
 - e. within 500 feet from the nearest permanent residence, school,

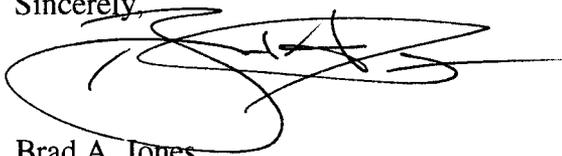
6. best management practices must be implemented to contain the discharge onsite, to ensure that the discharge does not impact adjacent property, and to control erosion;
7. the discharge does not cause any fresh water supplies to be degraded or to exceed standards as set forth in Subsections A, B, and C of the 20.6.2.3103 NMAC (the New Mexico Water Quality Control Commission Regulations);
8. BOPCO shall report all unauthorized discharges, spills, leaks and releases of hydrostatic test water and conduct corrective action pursuant to OCD Rule 19.15.29 NMAC.
9. 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
10. an annual report, summarizing all tests of new pipeline with less than 25,000 gallons per hydrostatic test event, will be submitted to the OCD within 45 days after the temporary permission expiration date and shall contain the following information:
 - a. the location of hydrostatic test (Section/Township/Range or GPS coordinates);
 - b. the date of each test;
 - c. the volume of each discharge; and
 - d. the source and quality of test water (laboratory analysis, if necessary).

Annual temporary permissions shall expire one (1) year after issuance. This temporary permission will expire November 2, 2014. Renewal requests for annual temporary permission to discharge shall be submitted forty-five (45) days prior to the expiration date. An annual 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 BOPCO of liability should operations result in pollution of surface water, ground water or the environment. Nor does approval relieve BOPCO 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.

Sincerely,



Brad A. Jones
Environmental Engineer

BAJ/baj

cc: OCD District Offices

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



September 25, 2012

Mr. Robert L. Gawlik
BOPCO, L.P.
201 Main Street, Suite 3100
Fort Worth, Texas 76102-3131

**Re: Request to Renew Annual Temporary Permission to Discharge Hydrostatic Test Water
BOPCO, L.P.
Permit: HBP-024**

Dear Mr. Gawlik:

The Oil Conservation Division (OCD) has received BOPCO, L.P.'s (BOPCO) renewal request, dated September 5, 2012, for an annual temporary permission to discharge small quantities of hydrostatic test wastewater generated from the testing of new crude and/or natural gas pipelines throughout the State of New Mexico, which expires November 2, 2012. Also, OCD acknowledges receipt of the filing fee (\$100.00) and temporary permission fee (\$150.00) with the renewal request.

Based on the information provided in the request, OCD hereby grants annual temporary permission. Hydrostatic test wastewater generated from all hydrostatic tests that BOPCO may perform during an approved one-year period with the following conditions:

1. the volume does not exceed 25,000 gallons per hydrostatic test;
2. water from a public/municipal water supply or other OCD approved sources is used for each test;
3. oral or written notification must be provided to the OCD 72 hours prior to each hydrostatic discharge event;
4. the discharge does not 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, lakebed, sinkhole or playa lake;
 - c. within an existing wellhead protection area;
 - d. within, or within 500 feet of a wetland; or
 - e. within 500 feet from the nearest permanent residence, school,

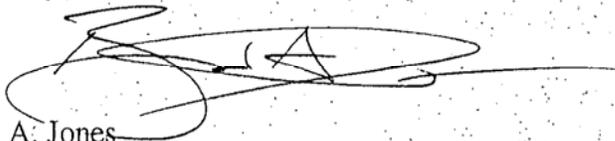
6. best management practices must be implemented to contain the discharge onsite, to ensure that the discharge does not impact adjacent property, and to control erosion;
7. the discharge does not cause any fresh water supplies to be degraded or to exceed standards as set forth in Subsections A, B, and C of the 20.6.2.3103 NMAC (the New Mexico Water Quality Control Commission Regulations);
8. BOPCO shall report all unauthorized discharges, spills, leaks and releases of hydrostatic test water and conduct corrective action pursuant to OCD Rule 19.15.29 NMAC.
9. 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
10. an annual report, summarizing all tests of new pipeline with less than 25,000 gallons per hydrostatic test event, will be submitted to the OCD within 45 days after the temporary permission expiration date and shall contain the following information:
 - a. the location of hydrostatic test (Section/Township/Range or GPS coordinates);
 - b. the date of each test;
 - c. the volume of each discharge; and
 - d. the source and quality of test water (laboratory analysis, if necessary).

Annual temporary permissions shall expire one (1) year after issuance. This temporary permission will expire November 2, 2013. Renewal requests for annual temporary permission to discharge shall be submitted forty-five (45) days prior to the expiration date. An annual 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 BOPCO of liability should operations result in pollution of surface water, ground water or the environment. Nor does approval relieve BOPCO 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.

Sincerely,



Brad A. Jones
Environmental Engineer

BAJ/baj

cc: OCD District Offices

ACKNOWLEDGEMENT OF RECEIPT
OF CHECK/CASH

I hereby acknowledge receipt of check No. 803515 dated 9/4/12

or cash received on _____ in the amount of \$ 150⁰⁰

from Bopco LP

for HBP-24

Submitted by: Lawrence Rosero Date: 9/12/12

Submitted to ASD by: Lucas Rosero Date: 9/12/12

Received in ASD by: _____ Date: _____

Filing Fee _____ New Facility _____ Renewal

Modification _____ Other TEMP PERMISSION

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. 803515 dated 9/4/12

or cash received on _____ in the amount of \$ 100⁰⁰

from BOPCO L.P.

for HBP-24

Submitted by: Lawrence Romcio Date: 9/12/12

Submitted to ASD by: James Rom Date: 9/12/12

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 _____

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



September 11, 2012

Mr. Robert L. Gawlik
BOPCO, L.P.
201 Main Street, Suite 3100
Fort Worth, Texas 76102-3131

**Re: Request to Renew Annual Temporary Permission to Discharge Hydrostatic Test Water
BOPCO, L.P.
Permit: HBP-024**

Dear Mr. Gawlik:

The Oil Conservation Division (OCD) has received BOPCO, L.P.'s (BOPCO) renewal request, dated September 5, 2012, for an annual temporary permission to discharge small quantities of hydrostatic test wastewater generated from the testing of new crude and/or natural gas pipelines throughout the State of New Mexico, which expires November 2, 2012. Also, OCD acknowledges receipt of the filing fee (\$100.00) and temporary permission fee (\$150.00) with the renewal request.

Based on the information provided in the request, OCD hereby grants annual temporary permission. Hydrostatic test wastewater generated from all hydrostatic tests that BOPCO may perform during an approved one-year period with the following conditions:

1. the volume does not exceed 25,000 gallons per hydrostatic test;
2. water from a public/municipal water supply or other OCD approved sources is used for each test;
3. oral or written notification must be provided to the OCD 72 hours prior to each hydrostatic discharge event;
4. the discharge does not 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, lakebed, sinkhole or playa lake;
 - c. within an existing wellhead protection area;
 - d. within, or within 500 feet of a wetland; or
 - e. within 500 feet from the nearest permanent residence, school,

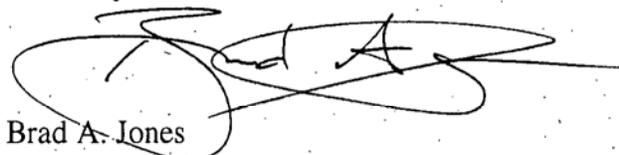
6. best management practices must be implemented to contain the discharge onsite, to ensure that the discharge does not impact adjacent property, and to control erosion;
7. the discharge does not cause any fresh water supplies to be degraded or to exceed standards as set forth in Subsections A, B, and C of the 20.6.2.3103 NMAC (the New Mexico Water Quality Control Commission Regulations);
8. BOPCO shall report all unauthorized discharges, spills, leaks and releases of hydrostatic test water and conduct corrective action pursuant to OCD Rule 19.15.29 NMAC.
9. 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
10. an annual report, summarizing all tests of new pipeline with less than 25,000 gallons per hydrostatic test event, will be submitted to the OCD within 45 days after the temporary permission expiration date and shall contain the following information:
 - a. the location of hydrostatic test (Section/Township/Range or GPS coordinates);
 - b. the date of each test;
 - c. the volume of each discharge; and
 - d. the source and quality of test water (laboratory analysis, if necessary).

Annual temporary permissions shall expire one (1) year after issuance. This temporary permission will expire November 2, 2012. Renewal requests for annual temporary permission to discharge shall be submitted forty-five (45) days prior to the expiration date. An annual 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 BOPCO of liability should operations result in pollution of surface water, ground water or the environment. Nor does approval relieve BOPCO 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.

Sincerely,



Brad A. Jones
Environmental Engineer

BAJ/baj

cc: OCD District Offices

RECEIVED OCD

201 Main Street, Suite 3100
Fort Worth, Texas 76102-3131

BOPCO, L.P.

2012 SEP 11 P 12: 38

Robert L. Gawlik
817.339.7050 (office)
817.390.8893 (fax)

Certified Mail 7008 0500 0001 3078 9291

Environmental Bureau
Oil Conservation Division
Attn: Brad Jones
1220 South St. Francis Drive
Santa Fe, New Mexico 87505

September 5, 2012

**RE: Renewal of Permit # HBP-024
Annual Temporary Permission to
Discharge Hydrostatic Test Water**

Dear Mr. Jones:

BOPCO, L.P. is requesting to renew our *Annual Temporary Permission* to discharge hydrostatic test waters from new crude oil and/or natural gas pipelines. Discharges will occur within BOPCO, L.P. right-of-ways and will be discharged in a manner so as to control soil erosion and to prevent sediment discharging from the site. Methods to be utilized to control sediment will include: filter bags, detention basins, right-of-way dust suppression, aid the compaction trench backfill, or placing the water in the trench and allowing it to soak in or evaporate.

The annual temporary permission authorizes BOPCO, L.P. to discharge hydrostatic test waters in Southeast New Mexico (Eddy County and Lea County). Our request for an annual temporary permission to discharge will cover hydrostatic test that are conducted during an approved one-year period with the following applicable conditions:

- a) The water volume does not exceed 25,000 gallons per hydrostatic test;
- b) Only water from a public/municipal water supply or other OCD approved sources will be used for each test;
- c) BOPCO, L.P. will provide oral or written notification to the OCD at least 72 hours prior to each hydrostatic discharge event;
- d) The discharge test water will not enter any lake, perennial stream, river or their respective tributaries that may be seasonal;
- e) No discharge shall occur:
 - a. where ground water is less than 10 feet below ground surface;
 - b. within 200 feet of a watercourse, lakebed, sinkhole or playa lake;
 - c. within an existing wellhead protection area;

- d. within 500 feet of a wetland; or
- e. within 500 feet from the nearest permanent residence, school, hospital, institution or church;
- f) Best management practices will be implemented to contain the discharge onsite, ensure that it 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 Subsections A, B, and C of the 20.6.2.3103 NMAC (the New Mexico Water Quality Control Commission Regulations);
- 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; and
- i) BOPCO, L.P. will submit an annual report, summarizing all tests of new pipe with less than 25,000 gallons discharge per hydrostatic test event, to the OCD within 45 days after the temporary permission expiration date. The report shall contain the following information:
 - a. the location of hydrostatic test (Sec/Ts/Range or GPS coordinates);
 - b. the date of each test;
 - c. the volume of each discharge; and
 - d. the source and quality of test water (lab analysis, if necessary)

I have enclosed check #803515 for \$250.00 to cover the filing fee (\$100.00) and temporary permission fee (\$150.00.)

Your time and attention to this request is appreciated. If further information is required, please do not hesitate to call me at 817.339.7050 or email me at rgawlik@basspet.com.

Regards,



Robert L. Gawlik
Sr. EH&S

Cc: CJB JRS BDB GG
Gary Fletcher – Carlsbad office
Steve Johnson / Carlos Cruz – Midland Division Office



New Mexico Energy, Minerals and Natural Resources Department

Susana Martinez
Governor

John H. Bemis
Cabinet Secretary-Designate

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

Jami Bailey
Division Director
Oil Conservation Division



August 30, 2011

Mr. Robert L. Gawlik
BOPCO, L.P.
201 Main Street, Suite 3100
Fort Worth, Texas 76102-3131

**Re: Request to Renew Annual Temporary Permission To Discharge Hydrostatic Test
Water HBP-024
BOPCO, L.P.**

Dear Mr. Gawlik:

The Oil Conservation Division (OCD) has received BOPCO, L.P.'s (BOPCO) renewal request, dated August 26, 2011, for an annual temporary permission to discharge small quantities of hydrostatic test wastewater generated from the testing of new natural gas pipelines throughout the State of New Mexico, which expires November 2, 2011. Also, the OCD acknowledges receipt of the filing fee (\$100.00) and temporary permission fee (\$150.00) with the renewal request.

Based on the information provided in the request, OCD hereby grants annual temporary permission to BOPCO for the discharge of the hydrostatic test wastewater generated from all new pipeline hydrostatic tests an operator may perform during an approved one-year period when the following understandings and conditions are applicable:

1. the volume does not exceed 25,000 gallons per hydrostatic test;
2. water from a public/municipal water supply or a other OCD approved source is used for each test;
3. oral or written notification must be provided to the OCD 72 hours prior to each hydrostatic discharge event;
4. the discharge does not enter any lake, perennial stream, river or their respective tributaries that may be seasonal;
5. 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;

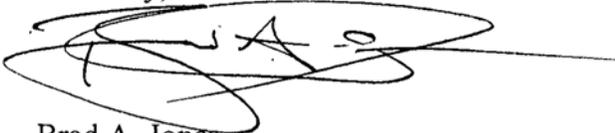
6. best management practices must be implemented to contain the discharge onsite, does not impact adjacent property, and to control erosion;
7. the discharge does not cause any fresh water supplies to be degraded or to exceed standards as set forth in Subsections A, B, and C of the 20.6.2.3103 NMAC (the New Mexico Water Quality Control Commission Regulations);
8. BOPCO shall report all unauthorized discharges, spills, leaks and releases of hydrostatic test water and conduct corrective action pursuant to OCD Rule 19.15.29 NMAC;
9. 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
10. an annual report, summarizing all tests of new pipeline with less than 25,000 gallons per hydrostatic test event, will be submitted to the OCD within 45 days after the temporary permission expiration date and shall contain the following information:
 - a. the location of hydrostatic test (Unit/Section/Township/Range or GPS coordinates);
 - b. the date of each test;
 - c. the volume of each discharge; and
 - d. the source and quality of test water (laboratory analysis, if necessary).

Annual temporary permissions shall expire one (1) year after issuance. This temporary permission will expire November 2, 2012. Renewal requests for annual temporary permission to discharge shall be submitted forty-five (45) days prior to the expiration date. An annual 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 BOPCO of liability should operations result in pollution of surface water, ground water or the environment. Nor does approval relieve BOPCO 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.

Sincerely,



Brad A. Jones
Environmental Engineer

BAJ/baj

cc: OCD District Offices



New Mexico Energy, Minerals and Natural Resources Department

Bill Richardson

Governor

Jim Noel

Cabinet Secretary

Karen W. Garcia

Deputy Cabinet Secretary

Mark Fesmire

Division Director

Oil Conservation Division



November 3, 2010

Mr. Robert L. Gawlik
BOPCO, L.P.
201 Main Street, Suite 3100
Fort Worth, Texas 76102-3131

**Re: Request for an Annual Temporary Permission To Discharge Hydrostatic Test Water
BOPCO, L.P.
Permit: HBP-024**

Dear Mr. Gawlik:

The Oil Conservation Division (OCD) has received BOPCO, L.P.'s (BOPCO) request, received by OCD on October 28, 2010, for an annual temporary permission to discharge small quantities of hydrostatic test wastewater generated from the testing of new natural gas pipelines throughout the State of New Mexico. Also, the OCD acknowledges receipt of the filing fee (\$100.00) and temporary permission fee (\$150.00) with the request.

Based on the information provided in the request, The OCD hereby grants annual temporary permission. Hydrostatic test wastewater generated from all hydrostatic tests that BOPCO may perform during an approved one-year period with the following conditions:

1. the volume does not exceed 25,000 gallons per hydrostatic test;
2. water from a public/municipal water supply or other OCD approved sources is used for each test;
3. oral or written notification must be provided to the OCD 72 hours prior to each hydrostatic discharge event;
4. the discharge does not 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, lakebed, sinkhole or playa lake;
 - c. within an existing wellhead protection area;
 - d. within, or within 500 feet of a wetland; or
 - e. within 500 feet from the nearest permanent residence, school,



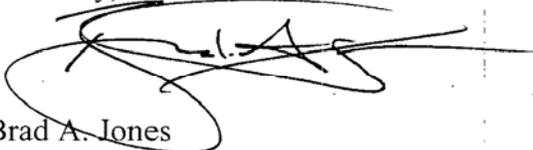
6. best management practices must be implemented to contain the discharge onsite, to ensure that the discharge does not impact adjacent property, and to control erosion;
7. the discharge does not cause any fresh water supplies to be degraded or to exceed standards as set forth in Subsections A, B, and C of the 20.6.2.3103 NMAC (the New Mexico Water Quality Control Commission Regulations);
8. BOPCO shall report all unauthorized discharges, spills, leaks and releases of hydrostatic test water and conduct corrective action pursuant to WQCC Regulation 20.6.2.1203 NMAC and OCD Rule 19.15.29 NMAC.
9. 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
10. an annual report, summarizing all tests of new pipeline with less than 25,000 gallons per hydrostatic test event, will be submitted to the OCD within 45 days after the temporary permission expiration date and shall contain the following information:
 - a. the location of hydrostatic test (Section/Township/Range or GPS coordinates);
 - b. the date of each test;
 - c. the volume of each discharge; and
 - d. the source and quality of test water (laboratory analysis, if necessary).

Annual temporary permissions shall expire one (1) year after issuance. This temporary permission will expire November 2, 2011. *Renewal requests for annual temporary permission to discharge shall be submitted forty-five (45) days prior to the expiration date.* An annual 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 BOPCO of liability should operations result in pollution of surface water, ground water or the environment. Nor does approval relieve BOPCO 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.

Sincerely,



Brad A. Jones
Environmental Engineer

BAJ/baj

cc: OCD District Offices

BOPCO, L.P.

201 Main Street, Suite 3100
Fort Worth, Texas 76102-3131

Robert L. Gawlik
817.339.7050 (office)
817.390.8893 (fax)

Environmental Bureau
Oil Conservation Division
Attn: Brad Jones
1220 South St. Francis Drive
Santa Fe, New Mexico 87505

**RE: Annual Temporary Permission to
Discharge Hydrostatic Test Water**

Dear Mr. Jones:

BOPCO, L.P. is requesting an *Annual Temporary Permission* to discharge hydrostatic test waters from new crude oil and/or natural gas pipelines. Discharges will occur within BOPCO, L.P. right-of-ways and will be discharged in a manner so as to control soil erosion and to prevent sediment discharging from the site. Methods to be utilized to control sediment will include: filter bags, detention basins, right-of-way dust suppression, aid the compaction trench backfill, or placing the water in the trench and allowing it to soak in or evaporate.

The annual temporary permission authorizes BOPCO, L.P. to discharge hydrostatic test waters in Southeast New Mexico (Eddy County and Lea County). Our request for an annual temporary permission to discharge will cover hydrostatic test that are conducted during an approved one-year period with the following applicable conditions:

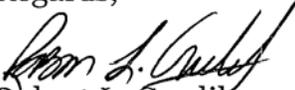
- a) The water volume does not exceed 25,000 gallons per hydrostatic test;
- b) Only water from a public/municipal water supply or other OCD approved sources will be used for each test;
- c) BOPCO, L.P. will provide oral or written notification to the OCD at least 72 hours prior to each hydrostatic discharge event;
- d) The discharge test water will not enter any lake, perennial stream, river or their respective tributaries that may be seasonal;
- e) No discharge shall occur:
 - a. where ground water is less than 10 feet below ground surface;
 - b. within 200 feet of a watercourse, lakebed, sinkhole or playa lake;
 - c. within an existing wellhead protection area;
 - d. within 500 feet of a wetland; or
 - e. within 500 feet from the nearest permanent residence, school, hospital, institution or church;

- f) Best management practices will be implemented to contain the discharge onsite, ensure that it 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 Subsections A, B, and C of the 20.6.2.3103 NMAC (the New Mexico Water Quality Control Commission Regulations);
- 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; and
- i) BOPCO, L.P. will submit an annual report, summarizing all tests of new pipe with less than 25,000 gallons discharge per hydrostatic test event, to the OCD within 45 days after the temporary permission expiration date. The report shall contain the following information:
 - a. the location of hydrostatic test (Sec/TS/Range or GPS coordinates);
 - b. the date of each test;
 - c. the volume of each discharge; and
 - d. the source and quality of test water (lab analysis, if necessary)

Please refer to the rescinded letter dated October 25, 2010 from BOPCO, L.P. and apply that \$100.00 filing fee to this request. Also note that I have included in this request a check (ck#802176) in the amount of \$150.00 for the permission fee.

Your time and attention to this request is appreciated. If further information is required, please do not hesitate to call me at (817)339.7050 or email me at rgawlik@basspet.com.

Regards,



Robert L. Gawlik
Sr. EH&S

Cc: JRS / BDB
Guy Gage for file
Dean Clemmer – Carlsbad office