

GW-054

**CLOSED GW
PERMIT**

2012

State of New Mexico
Energy, Minerals and Natural Resources Department

Susana Martinez
Governor

John H. Bemis
Cabinet Secretary

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

Jami Bailey, Division Director
Oil Conservation Division



APRIL 2, 2012

Ms. Beverly Cox
ConocoPhillips Company
P.O. Box 291
Houston, Texas 77252-2197

Dear Ms. Cox:

The Oil Conservation Division (OCD) has reviewed your responses to our clarification request of January 30, 2012 which you submitted on March 16, 2012. Thank you for your timely response. Based on your responses in the "Oil & Gas Facilities Questionnaire for Determination of a WQCC Discharge Permit," your clarification of March 16, 2012, and a file review, OCD has determined that the ConocoPhillips Wingate Fractionator Gas Plant (**GW-054**) does not require a Water Quality Control Commission (WQCC) Discharge Permit. This means that the WQCC Discharge Permit for **GW - 054 (Wingate Fractionator Gas Plant)** will be allowed to expire on August 17, 2012; and that you are not required to proceed with the renewal of this soon to expire WQCC Discharge Permit. OCD will close this permit in its database.

Previously, ConocoPhillips has conducted abatement of ground water contamination at this facility under the authority of its WQCC Discharge Permits, pursuant to 20.6.2.4000 NMAC (PREVENTION AND ABATEMENT OF WATER POLLUTION). OCD has determined that ConocoPhillips does not intentionally discharge at this facility; therefore, no WQCC Discharge Permit is required. However, because of existing ground water contamination at this facility, OCD is requiring ConocoPhillips to continue to abate pollution of ground water pursuant to 19.15.30 NMAC (REMEDIATION). The new Abatement Plan case number for the former GW-054 site is **AP-113**. Please use this Abatement Plan case number in all future correspondence.

Because this WQCC Discharge Permit is no longer valid, you may be required to obtain a separate permit(s) for other processes at your facility, such as: pits, ponds, impoundments, below-grade tanks; waste treatment, storage and disposal operations; and landfarms and landfills. OCD will make an inspection of your facility to determine if any of these existing processes may require a separate permit under OCD's Oil, Gas, and Geothermal regulations. If OCD determines that a separate permit(s) is required, then a letter will be sent to you indicating what type of permit is required.

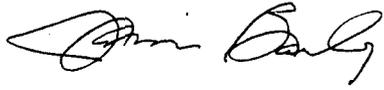
Please keep in mind, if your facility has any discharges that would require a WQCC Discharge Permit now or in the future, then you will be required to renew or obtain a WQCC Discharge Permit.

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If you have any questions regarding this matter, please contact Glenn von Gonten at 505-476-3488.

Thank you for your cooperation

A handwritten signature in black ink, appearing to read "Jami Bailey". The signature is fluid and cursive, with the first name "Jami" and last name "Bailey" clearly distinguishable.

Jami Bailey
Director