

GW – 125

**GENERAL
CORRESPONDENCE**

YEAR(S): 2007 - 2009

Affidavit of Publication

NO. 20902

STATE OF NEW MEXICO

County of Eddy:

GARY D. SCOTT being duly

sworn, says: That he is the PUBLISHER of The

Artesia Daily Press, a daily newspaper of general circulation, published in English at Artesia, said county and county and state, and that the here to attached

Legal Notice

was published in a regular and entire issue of the said Artesia Daily Press, a daily newspaper duly qualified for that purpose within the meaning of Chapter 167 of the 1937 Session Laws of the state of New Mexico for

1 Consecutive week/days on the same

day as follows:

First Publication November 3, 2009

Second Publication _____

Third Publication _____

Fourth Publication _____

Fifth Publication _____

Subscribed and sworn to before me this

3 Day November 2009



OFFICIAL SEAL
Jo Morgan
NOTARY PUBLIC-STATE OF NEW MEXICO

My commission expires: 6/26/2012

Jo Morgan
Notary Public, Eddy County, New Mexico

Copy of Publication:

NOTICE OF PUBLICATION
STATE OF NEW MEXICO
ENERGY, MINERALS
AND NATURAL
RESOURCES DEPARTMENT

OIL CONSERVATION
DIVISION
Notice is hereby given that pursuant to New Mexico Water Quality Control Commission Regulations (20.6.2.3106 NMAC), the following discharge permit application(s) has been submitted to the Director of the New Mexico Oil Conservation Division ("NMOCD"), 1220 S. Saint Francis Drive, Santa Fe, New Mexico 87505, Telephone (505) 476-3440:

Jennifer Knowlton, of Agave Energy Company 105, South

Fourth Street, Artesia N.M. 88210, has submitted a renewal application for the previously approved discharge plan for the following (These recently renewed permits were rescinded and are being reprocessed): (GW-050-1) Bitter Lake Compressor Station, located in the NE/4 SW/4 of Section 10, Township 9 South, Range 25 East, NMPM, Chaves County. The facility compresses natural gas for a small localized gathering system. Approximately 700 bbls/day of wash down water, 500 gallons/yr of used motor oil and 100bbls/year of condensate are generated and stored in onsite. Groundwater most likely to be affected by a spill, leak or accidental discharge is at a depth of approximately 10 - 60 feet, with a total dissolved solids concentration of approximately 600 - 2600 mg/L. (GW-050-5) Red Bluff # 1 Compressor Station, located in the SE/4 SE/4

natural gas for a small localized gathering system. Approximately 700 bbls/day of wash down water, 500 gallons/yr of used motor oil and 100bbls/year of condensate are generated and stored in onsite. Groundwater most likely to be affected by a spill, leak or accidental discharge is at a depth of approximately 52 - 238 feet, with a total dissolved solids concentration of approximately 600 - 2600 mg/L. (GW-125) Penasco Compressor Station, located in the SE/4 SE/4 of Section 26, Township 18 South, Range 25 East, NMPM, Eddy County. The facility compresses natural gas for a small localized gathering system. Approximately 5 - 50 bbls/day of produced water, 100 - 200 gallons/year of engine coolant and 100 gallons/year of waste oil are generated and stored in onsite. Groundwater most likely to be affected by a spill, leak or accidental discharge is at a depth of approximately 200 feet, with a total dissolved solids concentration of approximately 1500 mg/L. The discharge plan addresses how oilfield products and waste will be properly handled, stored, and disposed of, including how spills, leaks, and other accidental discharges to the surface will be managed in order to protect fresh water. The NMOCD has determined that the application is administratively complete and has prepared a draft permit. The NMOCD will accept comments and statements of interest regarding this application and will create a facility-specific mailing list for persons who wish to receive future notices. Persons interested in

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County of Eddy.

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Copy of Publication:

NOTICE OF PUBLICATION

STATE OF NEW MEXICO ENERGY, MINERALS AND NATURAL RESOURCES DEPARTMENT. OIL CONSERVATION DIVISION

Notice is hereby given that pursuant to New Mexico Water Quality Control Commission Regulations (20.6.2.3106 NMAC), the following discharge permit application(s) has been submitted to the Director of the New Mexico Oil Conservation Division ("NMOCD"), 1220 S. Saint Francis Drive, Santa Fe, New Mexico 87505, Telephone (505) 476-3440:

Jennifer Knowlton, of Agave Energy Company 105, South Fourth Street, Artesia N.M. 88210, has submitted a renewal application for the previously approved discharge plan for the following (These recently renewed permits were rescinded and are being reprocessed):

(GW-050-1) Bitter Lake Compressor Station, located in the NE/4 SW/4 of Section 10, Township 9 South, Range 25 East, NMPM, Chaves County. The facility compresses natural gas for a small localized gathering system. Approximately 700 bbls/day of wash down natural gas for a small localized gathering system. Approximately 700 bbls/day of wash down water, 500 gallons/yr of used motor oil and 100bbls/year of condensate are generated and stored in onsite. Groundwater most likely to be affected by a spill, leak or accidental discharge is at a depth of approximately 52 - 238 feet, with a total dissolved solids concentration of approximately 600 - 2600 mg/L.

(GW-125) Penasco Compressor Station, located in the SE/4 SE/4 of Section 26, Township 18 South, Range 25 East, NMPM, Eddy County. The facility compresses natural gas for a small localized gathering system. Approximately 5 - 50 bbls/day of produced water, 100 - 200 gallons/year of engine coolant and 100 gallons/year of waste oil are generated and stored onsite. Groundwater most likely to be affected by a spill, leak or accidental discharge is at a depth of approximately 200 feet, with a total dissolved solids concentration of approximately 1500 mg/L. The discharge plan addresses how oilfield products and waste will be properly handled, stored, and disposed of, including how spills, leaks, and other accidents

address given above. Prior to ruling on any proposed discharge permit or major modification, the Director shall allow a period of at least thirty (30) days after the date of publication of this notice, during which interested persons may submit comments or request that NMOCD hold a public hearing. Requests for a public hearing shall set forth the reasons why a hearing should be held. A hearing will be held if the Director determines that there is significant public interest.

If no public hearing is held, the Director will approve or disapprove the proposed permit based on information available, including all comments received. If a public hearing is held, the director will approve or disapprove the proposed permit based on information in the permit application and information submitted at the hearing.

Para obtener más información sobre esta solicitud en español, sirvase comunicarse por favor: New Mexico Energy, Minerals and Natural Resources Department (Depto. Del Energia, Minerals y Recursos Naturales de Nuevo México), Oil Conservation Division (Depto. Conservación Del Petróleo), 1220 South St.

bbls/day of wash down water, 500 gallons/yr of used motor oil and 100bbls/year of condensate are generated and stored in onsite. Groundwater most likely to be affected by a spill, leak or accidental discharge is at a depth of approximately 10 - 60 feet, with a total dissolved solids concentration of approximately 600 - 2600 mg/L.

(GW-050-5) Red Bluff # 1 Compressor Station, located in the SE/4 SE/4 of Section 34, Township 7 South, Range 25 East, NMPM, Eddy County.

The facility compresses natural gas for a small localized gathering system. Approximately 700 bbls/day of wash down water, 500 gallons/yr of used motor oil and 100bbls/year of condensate are generated and stored in onsite.

Groundwater most likely to be affected by a spill, leak or accidental discharge is at a depth of approximately 21 - 109 feet, with a total dissolved solids concentration of approximately 600 - 2600 mg/L.

(GW-050-7) Red Bluff # 2 Compressor Station, located in the NE/4 SE/4 of Section 2, Township 8 South, Range 25 East, NMPM, Eddy County.

The facility compresses natural gas for a small localized gathering system. Approximately 700 bbls/day of wash down water, 500 gallons/yr of used motor oil and 100bbls/year of condensate are generated and stored in onsite.

Groundwater most likely to be affected by a spill, leak or accidental discharge is at a depth of approximately 52 - 238 feet, with a total dissolved solids concentration of approximately 600 - 2600 mg/L.

(GW-050-8) Red Bluff # 2 Compressor Station, located in the NE/4 SE/4 of Section 10, Township 10 South, Range 25 East, NMPM, Eddy County.

leaks, and other accidental discharges to the surface will be managed in order to protect fresh water.

The NMOCD has determined that the application is administratively complete and has prepared a draft permit. The NMOCD will accept comments and statements of interest regarding this application and will create a facility-specific mailing list for persons who wish to receive future notices.

Persons interested in obtaining further information, submitting comments or requesting to be on a facility-specific mailing list for future notices may contact the Environmental Bureau Chief of the Oil Conservation Division at the address given above. The administrative completeness determination and draft permit may be viewed at the above address between 8:00 a.m. and 4:00 p.m., Monday through Friday, or may also be viewed at the NMOCD web site <http://www.emnrd.state.nm.us/ocd/>. Persons interested in obtaining a copy of the application and draft permit may contact the NMOCD at the

Francis Drive, Santa Fe, New Mexico (Contact: Dorothy Phillips, 505-476-3461).

GIVEN under the Seal of New Mexico Oil Conservation Commission at Santa Fe, New Mexico, on this 25 day of September 2009.
STATE OF NEW MEXICO
OIL CONSERVATION
DIVISION
S E A L

Mark Fesmire, Director
Published in the Artesia Daily Press, Artesia, NM
November 3, 2009.
Legal No. 20902

NM EMNRD OIL CONSERV
1220 S ST FRANCIS DR
SANTA FE NM 87505

ALTERNATE ACCOUNT: 56689
AD NUMBER: 00302318 ACCOUNT: 00002212
LEGAL NO: 88273 P.O. #:
184 LINES 1 TIME(S) 135.45
AFFIDAVIT: 7.00
TAX: 11.49
TOTAL: 153.94

AFFIDAVIT OF PUBLICATION

STATE OF NEW MEXICO
COUNTY OF SANTA FE

I, V.Wright, being first duly sworn declare and say that I am Legal Advertising Representative of THE SANTA FE NEW MEXICAN, a daily newspaper published in the English language, and having a general circulation in the Counties of Santa Fe and Los Alamos, State of New Mexico and being a newspaper duly qualified to publish legal notices and advertisements under the provisions of Chapter 167 on Session Laws of 1937; that the publication # 88273 a copy of which is hereto attached was published in said newspaper 1 day(s) between 11/05/2009 and 11/05/2009 and that the notice was published in the newspaper proper and not in any supplement; the first date of publication being on the 5th day of November, 2009 and that the undersigned has personal knowledge of the matter and things set forth in this affidavit.

VWright
VWright
/s/ _____
LEGAL ADVERTISEMENT REPRESENTATIVE

Subscribed and sworn to before me on this 5th day of November, 2009

Notary *Sharon J...*
Commission Expires *3/10/2013*

STATE OF NEW MEXICO
ENERGY, MINERALS AND NATURAL
RESOURCES DEPARTMENT
OIL CONSERVATION DIVISION

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The discharge plan addresses how oil field products and waste will be properly handled, stored, and disposed of, including how spills, leaks, and other accidental discharges to the surface will be managed in order to protect fresh water.

The NMOCD has determined that the application is administratively complete and has prepared a draft permit. The NMOCD will accept comments and statements of interest regarding this application and will create a facility-specific mailing list for persons who wish to receive future notices. Persons interested in obtaining further information, submitting comments or requesting to be on a facility-specific mailing list for future notices may contact the Environmental Bureau Chief of the Oil Conservation Division at the address given above. The administrative completeness determination and draft permit may be viewed at the above address between 8:00 a.m. and 4:00 p.m. Monday through Friday, or may also be viewed at the NMOCD web site

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ursos Naturales de Nuevo México), Oil Conservation Division, (Depto. Conservación Del Petróleo), 1220 South St. Francis Drive, Santa Fe, New Mexico (Contacto: Dorothy Phillips, 505-476-3461).

GIVEN under the Seal of New Mexico Oil Conservation Commission at Santa Fe, New Mexico, on this 25 day of September 2009.

STATE OF NEW MEXICO
OIL CONSERVATION DIVISION

SEAL
Mark Fesmire, Director
Legal #88273
Pub. November 5, 2009

Affidavit of Publication

NO. _____

STATE OF NEW MEXICO

County of Eddy:

Gary D. Scott being duly

sworn, says: That he is the Publisher of The
Artesia Daily Press, a daily newspaper of general
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and county and state, and that the here to attached

Display ad

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for that purpose within the meaning of Chapter 167 of
the 1937 Session Laws of the state of New Mexico for
1 Consecutiv week/days on the same

day as follows:

First Publication March 31 2009

Second Publication _____

Third Publication _____

Fourth Publication _____

Fifth Publication _____

Subscribed and sworn to before me this

31st Day March 2009

Kimberly J. Combs

Notary Public, Eddy County, New Mexico

My Commission expires April 5, 2011

Copy of Publication:

PUBLIC NOTICE

Yates Petroleum Corporation, 105 South Fourth Street, Artesia, New Mexico 88210, has submitted an application to the New Mexico Energy, Minerals and Natural Resources Department, Oil Conservation Division for a modified discharge plan permit (GW-125) for their Penasco Compressor Station located in the SE ¼, SE ¼ of Section 26, Township 18S South, Range 25 East in Eddy County, New Mexico. The facility is located south of Artesia on Kincaid Road approximately 3 miles west of Highway 285.

The facility provides compression, storing, and distribution of oil and gas related material. Materials generated or used at the facility include pipeline condensate liquid, new and used compressor lubrication oil, gear oil and oily waste water from engine or scrubber wash down. Approximately 50 bbls/day of wash down water, 100 gallons/year of used motor oil, and 100 bbls/year condensate/produced water is generated at the facility. All liquids utilized at the facility are stored in dedicated above ground storage tanks prior to offsite disposal or recycling at an OCD approved site. All storage tanks are within properly engineered and OCD approved secondary containments.

The aquifer most likely to be affected is 200 feet in depth, and the total dissolved solids concentration of this aquifer is approximately 1200 mg/l.

Any interested person or persons may obtain information; submit comments or request to be placed on a facility-specific mailing list for future notices by contacting Leonard Lowe at the New Mexico OCD at 1220 South St. Francis Drive, Santa Fe, New Mexico 87505, Telephone (505) 476-3492. The OCD will accept comments and statements of interest regarding the renewal and will create a facility-specific mailing list for persons who wish to receive future notices.

Affidavit of Publication

NO. _____

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First Publication March 31 2009

Second Publication _____

Third Publication _____

Fourth Publication _____

Fifth Publication _____

Subscribed and sworn to before me this

31st Day March 2009

Kimberly J. Combs

Notary Public, Eddy County, New Mexico

My Commission expires April 5, 2011

Copy of Publication:

Yates Petroleum Corporation, 105 cuarta calle del sur, Artesia, New México 88210, ha presentado una solicitud a la energía de New México, minerales y el departamento de los recursos naturales, división de la conservación de aceite para un permiso modificado del plan de la descarga (GW-125) para su estación situada en el ¼ del SE, ¼ del compresor de Penasco del SE de la sección 26, sur del municipio 18S; se extiende 25 del este en el condado Eddy, New México. La facilidad está sur localizado de Artesia en el camino de Kincaid aproximadamente 3 millas al oeste de la carretera 285.

La facilidad proporciona la compresión, almacenando, y la distribución de materiales relaciono del aceite y del gas. Los materiales generados o usados en la facilidad incluyen el líquido condensado de la tubería, el aceite de lubricación nuevo o usado del compresor, el aceite del engranaje y las aguas residuales aceitosas del motor o del separador. Aproximadamente 50 barriles/día de arrastran el agua, 100 galones de /year del aceite de motor usado, y 100 barriles/agua condensada/producida del año se generan en la facilidad. Todos los líquidos utilizados en la facilidad se almacenan en dedicado sobre los tanques superficie de almacenaje antes de la disposición exterior o el reciclaje en un sitio aprobado por OCD. Todos los tanques de almacenaje están dentro de contenciones secundarias correctamente dirigidas y OCD aprobadas.

El acuífero que se afectará es muy probablemente 200 pies de profundidad, y la concentración total de los sólidos en suspensión de este acuífero es aproximadamente 1200 mg/l.

Cualquier persona o persona interesada puede obtener la información, someter comentarios o la petición de ser colocado en una lista de personas a quienes se mandan propaganda facilidad-especifica para los avisos futuros entrando en contacto con a Leonard Lowe en el New México OCD en 1220 la impulsión del sur del St. Francisco, Santa Fe, New México 87505, teléfono (505) 476-3492. El OCD aceptará comentarios y declaraciones del interés con respecto a la renovación y creará una lista de personas a quienes se mandan propaganda facilidad-especifica para las personas que desean recibir los avisos futuros.

Affidavit of Publication

NO. 20661

RECEIVED

STATE OF NEW MEXICO

2009 MAY 11 AM 11 20

County of Eddy:

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5 Day May 2009



OFFICIAL SEAL
Jo Morgan
NOTARY PUBLIC-STATE OF NEW MEXICO

My commission expires: 10/26/2012

Jo Morgan
Notary Public, Eddy County, New Mexico

Copy of Publication:

NOTICE OF PUBLICA- TION STATE OF NEW MEXICO ENERGY, MINERALS AND NATURAL RESOURCES DEPART- MENT

OIL CONSERVATION
DIVISION
Notice is hereby given
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Control Commission
Regulations (20.6.2.3106
NMAC), the following dis-
charge permit applica-
tion(s) has been submit-
ted to the Director of the
New Mexico Oil
Conservation Division
("NMOCD"), 1220 S.
Saint Francis Drive,
Santa Fe, New Mexico
87505, Telephone (505)
476-3440:

(GW-125) Jennifer
Knowlton, of Agave
Energy Company 105,
South Fourth Street,
Artesia N.M. 88210, has
submitted a renewal
application for the previ-
ously approved discharge
plan for their Penasco
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located in the SE/4 SE/4
of Section 26 Township
18 South, Range 25 East,
NMPM, Eddy County.
The facility compresses
natural gas for a small
localized gathering sys-
tem. Approximately 5 -
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water, 100 - 200
gallons/year of engine
coolant and 100
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dental discharge is at a
depth of approximately
200 feet, with a total dis-
solved solids concentra-
tion of approximately
1500 mg/L.

Ms. Diane Kocis, Senior
Environmental Specialist.

feet, with a total dissolved
solids concentration of
approximately 305 mg/L.
(GW-150) Gold Pure 28
compressor station, locat-
ed in the NW/4 NW/4 of
Section 28, Township 23
South, Range 31 East,
NMPM, Eddy County.
The facility provides natu-
ral gas compression for
the local gathering sys-
tem. Approximately 20
bbls/month of
Condensate, 10
bbl/month of wash down
water and 1000
gallons/year of used oil
are generated and stored
in onsite. Groundwater
most likely to be affected
by a spill, leak or acci-
dental discharge is at a
depth of approximately
160 - 200 feet, with a
total dissolved solids con-
centration of approxi-
mately 305 mg/L.
(GW-115) Mr. Tom Hart,
5801 Lovington Highway,
Hobbs N.M. 88240, has
submitted a renewal
application for the previ-
ously approved discharge
plan for their Oil and Gas
Service Company located
in the Section 28,
Township 17 South,
Range 26 East, NMPM,
Eddy County. The facility
operates in support of off-
site services for oil and
gas wells, including
cementing and stimula-
tion. Activities at this
facility include mainte-
nance of equipment,
aboveground storage of
dry and liquid materials in
drums, totes and tanks.
Approximately 35,000
gallons of acid/caustics,
140,000 lbs of brines,
100,000 gal/month of
water effluent are gener-
ated and stored in onsite.
Groundwater most likely
to be affected by a spill,
leak or accidental dis-
charge is at a depth of
approximately 30 feet,
with a total dissolved
solids concentration of
approximately 510 - 1100
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May 5, 2009

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n

Jo Morgan

I sworn to before me this
May 2009

OFFICIAL SEAL
Jo Morgan
NOTARY PUBLIC-STATE OF NEW MEXICO
My commission expires: 6/26/2012
Jo Morgan
Notary Public, Eddy County, New Mexico

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476-3440:
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solved solids concentra-
tion of approximately
1500 mg/L.
Ms. Diane Kocis, Senior
Environmental Specialist,
DCP Midstream, L.P., 370
17th Street, Suite 2500,
Denver Colorado, 80202
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located in the SW/4 NW/4
of Section 35, Township
22 South, Range 28 East,
NMPM, Eddy County.
The facility provides natu-
ral gas compression for
the local gathering sys-
tem. Approximately 65
bbls/month of slop
oil/Condensate, 10
bbl/month of washdown
water and 600
gallons/year of used oil
are generated and stored
in onsite. Groundwater
most likely to be affected
by a spill, leak or acci-
dental discharge is at a

by a spill, leak or acci-
dental discharge is at a
depth of approximately
160 - 200 feet, with a
total dissolved solids con-
centration of approxi-
mately 305 mg/L.
(GW-115) Mr. Tom Hart,
5801 Lovington Highway,
Hobbs N.M. 88240, has
submitted a renewal
application for the previ-
ously approved discharge
plan for their Oil and Gas
Service Company located
in the Section 28,
Township 17 South,
Range 26 East, NMPM,
Eddy County. The facility
operates in support of off-
site services for oil and
gas wells, including
cementing and stimula-
tion. Activities at this
facility include mainte-
nance of equipment,
aboveground storage of
dry and liquid materials in
drums, totes and tanks.
Approximately 35,000
gallons of acid/caustics,
140,000 lbs of brines,
100,000 gal/month of
water effluent are gener-
ated and stored in onsite.
Groundwater most likely
to be affected by a spill,
leak or accidental dis-
charge is at a depth of
approximately 30 feet,
with a total dissolved
solids concentration of
approximately 510 - 1100
mg/L.
All these discharge plans
addresses how oilfield
products and waste will
be properly handled,
stored, and disposed of,
including how spills,
leaks, and other acciden-
tal discharges to the sur-
face will be managed in
order to protect fresh
water.
The NMOCD has deter-
mined that the application
is administratively com-
plete and has prepared a
draft permit. The
NMOCD will accept com-
ments and statements of
interest regarding this
application and will create
a facility-specific mailing
list for persons who wish
to receive future notices.
Persons interested in
obtaining further informa-
tion, submitting com-
ments or requesting to be

Prior to ruling on any pro-
posed discharge permit
or major modification, the
Director shall allow a
period of at least thirty
(30) days after the date
of publication of this
notice, during which inter-
ested persons may sub-
mit comments or request
that NMOCD hold a pub-
lic hearing. Requests for
a public hearing shall set
forth the reasons why a
hearing should be held. A
hearing will be held if the
Director determines that
there is significant public
interest.
If no public hearing is
held, the Director will
approve or disapprove
the proposed permit
based on information
available, including all
comments received. If a
public hearing is held, the
director will approve or
disapprove the proposed
permit based on informa-
tion in the permit applica-
tion and information sub-
mitted at the hearing.
Para obtener más infor-
mación sobre esta solici-
tud en español, sírvase
comunicarse por favor:
New Mexico Energy,
Minerals and Natural
Resources Department
(Depto. Del Energia,
Minerals y Recursos
Naturales de Nuevo
México), Oil Conservation
Division (Depto.
Conservación Del
Petróleo), 1220 South St.
Francis Drive, Santa Fe,
New México (Contacto:
Dorothy Phillips, 505-476-
3461)
GIVEN under the Seal of
New Mexico Oil
Conservation
Commission at Santa Fe,
New Mexico, on this 30th
day of April 2009.
STATE OF NEW MEXICO
OIL CONSERVATION
DIVISION
S E A L
Mark Fesmire, Director
Published in the Artesia
Daily Press, Artesia, NM
May 5, 2009.

THE SANTA FE
NEW MEXICAN
Founded 1849

RECEIVED

2009 MAY 26 PM 1 13

NM Oil Conservation Div
Attn: Leonard Lowe
1220 S St Francis Dr
Santa Fe NM 87505

ALTERNATE ACCOUNT: 56689
AD NUMBER: 00287140 ACCOUNT: 00002212
LEGAL NO: 87322 P.O. #: 52100-13759
377 LINES 1 TIME(S) 0.00
AFFIDAVIT: 0.00
TAX: 0.00
TOTAL: 0.00

AFFIDAVIT OF PUBLICATION

STATE OF NEW MEXICO
COUNTY OF SANTA FE

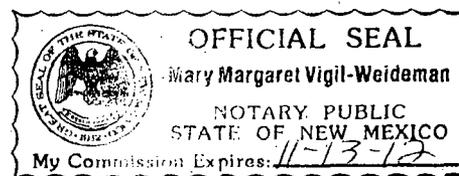
I, V. Wright, being first duly sworn declare and say that I am Legal Advertising Representative of THE SANTA FE NEW MEXICAN, a daily newspaper published in the English language, and having a general circulation in the Counties of Santa Fe and Los Alamos, State of New Mexico and being a newspaper duly qualified to publish legal notices and advertisements under the provisions of Chapter 167 on Session Laws of 1937; that the publication # 87322 a copy of which is hereto attached was published in said newspaper 1 day(s) between 05/21/2009 and 05/21/2009 and that the notice was published in the newspaper proper and not in any supplement; the first date of publication being on the 21st day of May, 2009 and that the undersigned has personal knowledge of the matter and things set forth in this affidavit.

ISI V. Wright
LEGAL ADVERTISEMENT REPRESENTATIVE

Subscribed and sworn to before me on this 21st day of May, 2009

Notary Mary Margaret Vigil-Weideman

Commission Expires: 11-13-2012



www.santafenewmexican.com

NOTICE OF PUBLICATION
STATE OF NEW MEXICO
ENERGY, MINERALS AND NATURAL RESOURCES
DEPARTMENT OF OIL CONSERVATION DIVISION

Notice is hereby given that pursuant to New Mexico Water Quality Control Commission Regulations (20.6.2.3106 NMAC), the following discharge permit application(s) has been submitted to the Director of the New Mexico Oil Conservation Division ("NMOCD"), 1220 S. Saint Francis Drive, Santa Fe, New Mexico 87505. Telephone (505) 476-3440:

(GW-125) Jennifer Knowlton, of Agave Energy Company 105, South Fourth Street, Artesia N.M. 88210, has submitted a renewal application for the previously approved discharge plan for their Penasco Compressor Station, located in the SE/4 SE/4 of Section 26, Township 18 South, Range 25 East, NMPM, Eddy County. The facility compresses natural gas for a small localized gathering system. Approximately 5 cfbbls/day of produced water, 100 - 200 gallons/year of engine coolant and 100 gallons/year of waste oil are generated and stored in onsite. Groundwater most likely to be affected by a spill, leak or accidental discharge is at a depth of approximately 200 feet, with a total dissolved solids concentration of approximately 1500 mg/L.

(GW-383) Mr. Paul Navarrette, District Manager Cudd Pumping Services, 1908 West Bender Blvd, Hobbs N.M., has submitted a new discharge plan application for the for their Oil and Gas Service Company at, located in the SW/4 SW/4 of Section 21, Township 18 South, Range 38 East, NMPM, Lea County. The facility provides technical services to the oil and gas industry and

ior Environmental Specialist, DCP Midstream, L.P., 370 17th Street, Suite 2500, Denver Colorado, 80202 has submitted a renewal application for the previously approved discharge plan for their (GW-144) North compressor station, located in the SW/4 NW/4 of Section 35, Township 22 South, Range 28 East, NMPM, Eddy County. The facility provides natural gas compression for the local gathering system. Approximately 65 bbls/month of slop oil/Condensate, 10 bbl/month of washdown water and 600 gallons/year of used oil are generated and stored in onsite. Groundwater most likely to be affected by a spill, leak or accidental discharge is at a depth of approximately 16 feet, with a total dissolved solids concentration of approximately 305 mg/L.

(GW-150) Gold Pure 28 compressor station, located in the NW/4 NW/4 of Section 28, Township 23 South, Range 31 East, NMPM, Eddy County. The facility provides natural gas compression for the local gathering system. Approximately 20 bbls/month of Condensate, 10 bbl/month of wash down water and 1000 gallons/year of used oil are generated and stored in onsite. Groundwater most likely to be affected by a spill, leak or accidental discharge is at a depth of approximately 160 - 200 feet, with a total dissolved solids concentration of approximately 305 mg/L.

(GW-115) Mr. Tom Hart, 5801 Lovington Highway, Hobbs N.M. 88240, has submitted a renewal application for the previously approved discharge plan for their Oil and Gas Service Company located in the Section 28, Township 17 South, Range 26 East, NMPM, Eddy County. The facility operates in support of off-site services for oil and gas wells, including cementing and stimulation. Activities at this facility include maintenance of equipment, above-ground storage of dry and liquid materials in drums, totes and tanks. Approximately 35,000 gallons of acid/caustics, 140,000 lbs of brines, 100,000 gal/month of water effluent are generated and stored in onsite. Groundwater most likely to be af-

riched natural gas. Approximately 5400 gals/day of waste water, 1100 bbls of lube oil and 110 - 130 gals/4 years of used oil are generated and stored in onsite. Groundwater most likely to be affected by a spill, leak or accidental discharge is at a depth of approximately 115 - 120 feet, with a total dissolved solids concentration of approximately 414 mg/L.

All these discharge plans addresses how oilfield products and waste will be properly handled, stored, and disposed of, including how spills, leaks, and other accidental discharges to the surface will be managed in order to protect fresh water.

The NMOCD has determined that the application is administratively complete and has prepared a draft permit. The NMOCD will accept comments and statements of interest regarding this application and will create a facility-specific mailing list for persons who wish to receive future notices. Persons interested in obtaining further information, submitting comments or requesting to be on a facility-specific mailing list for future notices may contact the Environmental Bureau Chief of the Oil Conservation Division at the address given above. The administrative completeness determination and draft permit may be viewed at the above address between 8:00 a.m. and 4:00 p.m. Monday through Friday, or may also be viewed at the NMOCD web site <http://www.emnrd.state.nm.us/ocd/>. Persons interested in obtaining a copy of the application and draft permit may contact the NMOCD at the address given above. Prior to ruling on any proposed discharge permit or major modification, the Director shall allow a period of at least thirty (30) days after the date of publication of this notice, during which interested persons may submit comments, or request that NMOCD hold a public hearing. Requests for a public hearing shall set forth the reasons why a hearing should be held. A hearing will be held if the Director determines that there is significant public interest.

If no public hearing is

(Depto. Del Energia, Minerales y Recursos Naturales de Nuevo Mexico), Oil Conservation Division (Depto. Conservacion Del Petroleo), 1220 South St. Francis Drive, Santa Fe, New Mexico (Contacto: Dorothy Phillips, 505-476-3461)

GIVEN under the Seal of New Mexico Oil Conservation Commission at Santa Fe, New Mexico, on this 30th day of April 2009.

STATE OF NEW MEXICO
OIL CONSERVATION DIVISION

SEAL
 Mark Fesmire,
 Director
 Legal #87322
 Pub. May 21, 2009

Lowe, Leonard, EMNRD

From: Lowe, Leonard, EMNRD
Sent: Monday, March 23, 2009 3:41 PM
To: 'Jennifer Knowlton'
Subject: RE: GW-125 Administratively Complete for the Penasco Compressor Station

Jennifer,

Your submitted public notice has been approved for publishing by the OCD please translate in to Spanish and publish per the attached WQCC regulations.

Once published submit the proof of publication affidavit to the OCD.

llowe

Leonard Lowe

Environmental Engineer
Oil Conservation Division/EMNRD
1220 S. St. Francis Drive
Santa Fe, N.M. 87505
Office: 505-476-3492
Fax: 505-476-3462
E-mail: leonard.lowe@state.nm.us
Website: <http://www.emnrd.state.nm.us/oed/>

From: Jennifer Knowlton [mailto:jknowlton@yatespetroleum.com]
Sent: Friday, March 13, 2009 2:33 PM
To: Lowe, Leonard, EMNRD
Subject: RE: GW-125 Administratively Complete for the Penasco Compressor Station

Leonard,

Penasco is owned by Yates Petroleum Corporation and operated by Agave Energy Company. Just a small clarification. Attached is the public notice. Once approved, I will submit it to the Artesia paper.

Thanks, Jen

-----Original Message-----

From: Lowe, Leonard, EMNRD [mailto:Leonard.Lowe@state.nm.us]
Sent: Monday, March 09, 2009 2:06 PM
To: Jennifer Knowlton
Subject: GW-125 Administratively Complete for the Penasco Compressor Station

Ms. Jennifer Knowlton,

The OCD has determined your submitted application for the renewal of GW-125, Penasco compressor station to be Administratively Complete.
See attached files for complete notice.

Submit to the OCD a version of your applicant public notice for review by the OCD.

Thank you for your attention.

llowe

Leonard Lowe

Environmental Engineer
Oil Conservation Division/EMNRD
1220 S. St. Francis Drive
Santa Fe, N.M. 87505
Office: 505-476-3492
Fax: 505-476-3462
E-mail: leonard.lowe@state.nm.us
Website: <http://www.emnrd.state.nm.us/ocd/>

This email and any files transmitted with it are confidential and intended solely for the use of the individual or entity to whom they are addressed. If you have received this email in error please notify the system manager. This message contains confidential information and is intended only for the individual named. If you are not the named addressee you should not disseminate, distribute or copy this e-mail.

This inbound email has been scanned by the MessageLabs Email Security System.

① PUBLIC NOTICE

Yates Petroleum Corporation, 105 South Fourth Street, Artesia, New Mexico 88210, has submitted an application to the New Mexico Energy, Minerals and Natural Resources Department, Oil Conservation Division for a modified discharge plan permit (GW-125) for their Penasco Compressor Station located in the SE ¼, SE ¼ of Section 26, Township 18S South, Range 25 East in Eddy County, New Mexico. The facility is located south of Artesia on Kincaid Road approximately 3 miles west of Highway 285. ✓②

The facility provides compression, storing, and distribution of oil and gas related material. Materials generated or used at the facility include pipeline condensate liquid, new and used compressor lubrication oil, gear oil and oily waste water from engine or scrubber wash down. Approximately 50 bbls/day of wash down water, 100 gallons /year of used motor oil, and 100 bbls/year condensate/produced water is generated at the facility. All liquids utilized at the facility are stored in dedicated above ground storage tanks prior to offsite disposal or recycling at an OCD approved site. All storage tanks are within properly engineered and OCD approved secondary containments. ✓③ ✓④

The aquifer most likely to be affected is 200 feet in depth, and the total dissolved solids concentration of this aquifer is approximately 1200 mg/l. ✓⑤

Any interested person or persons may obtain information; submit comments or request to be placed on a facility-specific mailing list for future notices by contacting Leonard Lowe at the New Mexico OCD at 1220 South St. Francis Drive, Santa Fe, New Mexico 87505, Telephone (505) 476-3492. The OCD will accept comments and statements of interest regarding the renewal and will create a facility-specific mailing list for persons who wish to receive future notices. ✓⑥ ✓⑦

Approved 3.23.09

Lowe

AGAVE ENERGY COMPANY

105 South Fourth Street

Artesia, New Mexico 88210

(505) 748-4555

Fax (505) 748-4275

Via Certified Mail 7006 2150 0000 3855 1636

July 24, 2007

Wayne Price, Environmental Bureau Chief
Oil Conservation Division
1220 St. Francis Drive
Santa Fe, New Mexico 87505

Re: Underground Wastewater Process Lines

Agave Energy Company will be testing underground wastewater process lines before August 30, 2007 for the compressor facilities listed below. Due to personnel issues, we are unable to narrow the testing time any more than that. As per Condition 12.B of the various discharge permits, Agave is including the basic procedure and notifying OCD in advance of the tests. Agave will maintain all records of the tests.

Facility Name	Permit Number
Penasco Compressor Station	GW 125
Seven Rivers Compressor Station	GW 123
La Rue Compressor Station	GW 105
Foster Ranch Compressor Station	GW 104
Red Bluff No 1 Compressor Station	GW 50-05
Red Bluff No 2 Compressor Station	GW 50-07
Red Bluff No 3 Compressor Station	GW 50-08
Bitter Lake Compressor Station	GW 50-01

Procedure for Testing Underground Wastewater Process Lines at Compressor Stations

- Block in the valves coming off of the compressor skids and the valve going into the skid drain tank.
- Once line is blocked in, hook up an air hose and gauge to the ½" valve in-between the block valves and pressure line up to 3 psi and hold for 30 minutes.
- If test fails, find the cause of failure and repair immediately.
- If it passes the test, remove gauge and airline, open all valves and put line back in service.

If you have any questions regarding this notification, please do not hesitate to call me at 505-748-4471 or email me at jknowlton@ypcnm.com.

Sincerely,



Jennifer Knowlton
Environmental Engineer

ACKNOWLEDGEMENT OF RECEIPT
OF CHECK/CASH

I hereby acknowledge receipt of check No. dated 3/27/07

or cash received on in the amount of \$ 100⁰⁰

from Yates Petroleum Corp.

for GW-125

Submitted by: Lawrence Romeo Date: 4/18/07

Submitted to ASD by: Lawrence Romeo Date: 4/18/07

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

--	--

MARTIN YATES, III
1912 - 1985
FRANK W. YATES
1936 - 1986



105 SOUTH FOURTH STREET
ARTESIA, NEW MEXICO 88210-2118
TELEPHONE (505) 748-1471

S. P. YATES
CHAIRMAN OF THE BOARD
JOHN A. YATES
PRESIDENT
PEYTON YATES
EXECUTIVE VICE PRESIDENT
RANDY G. PATTERSON
SECRETARY
DENNIS G. KINSEY
TREASURER

Via Certified Mail 7006 2150 0000 3855 1551

April 10, 2007

NMOCD
1220 South St. Francis Drive
Santa Fe, New Mexico 87505

Re: **Penasco Compressor Station**
Discharge Plan GW-124¹²⁵
Renewal

To Whom It May Concern:

Enclosed, please find the renewal application for the Penasco Compressor Station, GW-~~124~~¹²⁵. The current discharge permit expires on August 17, 2007. Section 3106.F states that if the applicant submits the renewal application at least 120 days before the discharge plan expires, the existing discharge plan will not expire until the application for renewal has been approved or disapproved.

I have attached the draft public notice that we propose publishing in the Artesia Daily News once the application has been ruled administratively complete. Also attached, please find a check for the application fee of \$100.00

If you have any other questions regarding this information, please do not hesitate to email me at jknowlton@ypcnm.com call me at 505-748-4471.

Sincerely,

A handwritten signature in cursive script that reads 'Jennifer Knowlton'.

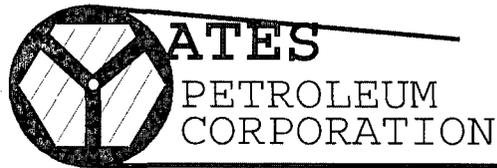
Jennifer Knowlton
Environmental Engineer

Cc: OCD District II, Artesia

(corres 041007.doc)

2007 APR 13 AM 3 10

**OIL CONSERVATION DIVISION
DISCHARGE PLAN GW-125 RENEWAL
YATES PETROLEUM CORPORATION
PENASCO COMPRESSOR STATION**



April 10, 2007

District I
1625 N. French Dr., Hobbs, NM 88240
District II
1301 W. Grand Avenue, Artesia, NM 88210
District III
1000 Rio Brazos Road, Aztec, NM 87410
District IV
1220 S. St. Francis Dr., Santa Fe, NM 87505

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

Revised June 10, 2003

Submit Original
Plus 1 Copy
to Santa Fe
1 Copy to Appropriate
District Office

DISCHARGE PLAN APPLICATION FOR SERVICE COMPANIES, GAS PLANTS, REFINERIES, COMPRESSOR, GEOTHERMAL FACILITIES AND CRUDE OIL PUMP STATIONS

(Refer to the OCD Guidelines for assistance in completing the application)

New Renewal Modification

1. Type: Compressor Station

2. Operator: Agave Energy Company

Address: 105 South Fourth Street Artesia NM 88210

Contact Person: Jennifer Knowlton Phone: 505-748-4471

3. Location: SE/4 SE/4 Section 26 Township 18S Range 25E
Submit large scale topographic map showing exact location.

4. Attach the name, telephone number and address of the landowner of the facility site.
5. Attach the description of the facility with a diagram indicating location of fences, pits, dikes and tanks on the facility.
6. Attach a description of all materials stored or used at the facility.
7. Attach a description of present sources of effluent and waste solids. Average quality and daily volume of waste water must be included.
8. Attach a description of current liquid and solid waste collection/treatment/disposal procedures.
9. Attach a description of proposed modifications to existing collection/treatment/disposal systems.
10. Attach a routine inspection and maintenance plan to ensure permit compliance.
11. Attach a contingency plan for reporting and clean-up of spills or releases.
12. Attach geological/hydrological information for the facility. Depth to and quality of ground water must be included.
13. Attach a facility closure plan, and other information as is necessary to demonstrate compliance with any other OCD rules, regulations and/or orders.
14. CERTIFICATION: I hereby certify that the information submitted with this application is true and correct to the best of my knowledge and belief.

Name: Jennifer Knowlton

Title: Environmental Engineer

Signature: Jennifer Knowlton

Date: 4/10/2007

E-mail Address: jknowlton@ypcnm.com

1. Type: Compressor Station
2. Owner: Yates Petroleum Corporation
Operator: Agave Energy Company
Address: 105 South Fourth Street Artesia NM 88210
Contact Person: Jennifer Knowlton
Phone: 505-748-4471
3. Location: SE/4 SE/4
Section 26
Township 18S
Range 25E

Go South of Artesia, N.M. on Highway 285 approximately 9.2 miles to Kincaid Road. Turn right (West) on Kincaid Road and go 3.0 miles to compressor station site. The Penasco Compressor Station is just west of the Agave Dagger Draw Gas Plant.

4. Landowner: Yates Petroleum Corporation
5. The Penasco Compressor Station is part of a small localized gas gathering system that gathers sweet gas from multiple wells in the area and compresses this gas for delivery to a main line. The SIC code for the facility is 4922. The facility consists of several compressor engines, several small storage tanks, and various pumps, meters, and ancillary equipment. A plot plan is attached. There are several compressor engines located onsite that are permanently shut down.
6. Materials Stored or Used at Facility:
 1. TK 1: 500 barrel condensate
 2. TK 2: 500 barrel condensate
 3. TK 3: 250 barrel condensate
 4. TK 4: 250 barrel condensate
 5. TK 5: 210 barrel waste water
 6. TK 6: 750 gallon ambitrol
 7. TK 7: 1500 gallon lube oil
 8. TK 8: 750 gallon used ambitrol
 9. TK 9: 1500 gallon ambitrol
 10. TK 10: 750 gallon used ambitrol
 11. TK 11: 1500 gallon lube oil
 12. TK 12: 210 barrel methanol
7. Present Sources of Effluent and Waste Solids:
 1. Inlet separator – 5 to 50 BPD of produced water and condensate, RCRA exempt
 2. Engine cooling water – 100 to 200 gallons per year, RCRA exempt
 3. Waste engine oil – up to 1000 gallons per year, RCRA non-Exempt
 4. Oily waste water – up to 500 gallons per year, RCRA non-Exempt
 5. Engine filters – up to 50 per year, RCRA non-Exempt
8. Current Liquid and Solid Waste Collection, Treatment and Disposal Procedures: The hydrocarbons from the inlet separators are stored in two above ground 500 barrel storage tanks. The

contents are transported via truck to Navajo Refinery. Waste oil and produced water from the low pressure system are periodically stored in the south tanks. Contents are transferred via pipeline to the Dayton Townsite #1 injection well.

The produced water is transferred via pipeline and is injected into Yates Petroleum's Dayton Townsite #1 injection well. This is an OCD approved Class II injection well as per ORDER #R-7600 dated July 11, 1984.

Waste oil and antifreeze are stored in double-hulled buried waste tanks. The contents of these tanks are transferred via pipeline to the Dayton Townsite #1 injection well for disposal. In the event of a spill within the containment, the spill is pumped out of the containment with a sump pump and disposed of according to the type of liquid as described above. If the spill occurs on the ground, the soil is removed from site with the proper excavation equipment.

9. Proposed Modifications to existing Collection, Treatment and Disposal Systems: At this time, there are no proposed modifications to the existing collection, treatment, or disposal system.

10. Inspection and Maintenance Plan:

- a. Company personnel make daily inspections of the site during normal business hours. Malfunctions or breakdowns are noted and repaired.
- b. Any repair work that is needed is performed as required.
- c. A regular maintenance program is diligently carried out on all on-site equipment.

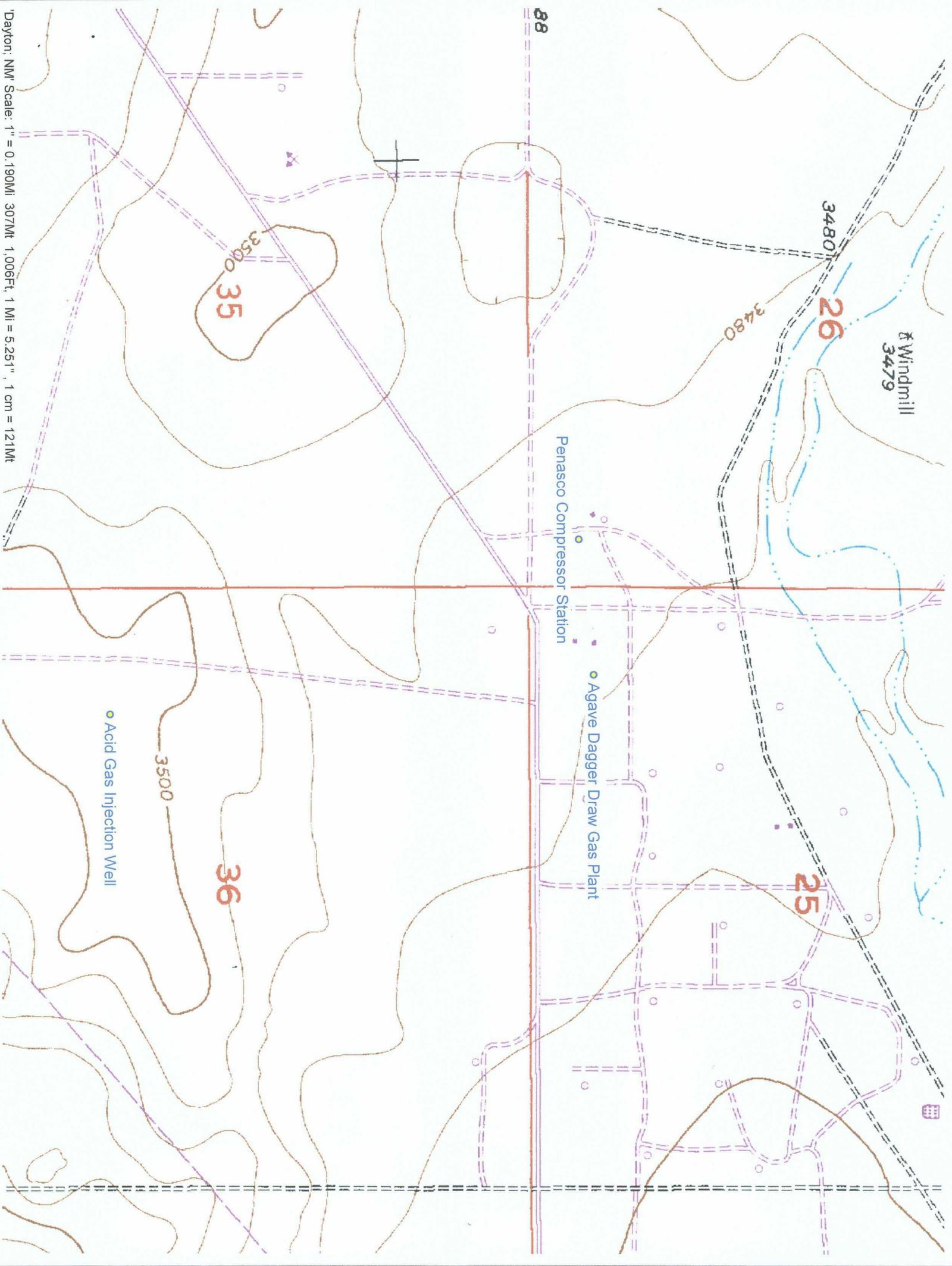
11. Plan for reporting and Cleanup of Spills or Releases:

- a. Standard company policy is to immediately secure the area to insure the safety of personnel and the public.
- b. Employees and contract personnel are dispatched to the spill area with necessary equipment and materials necessary to control and contain the spill and initiate clean-up program as soon as practicable.
- c. Notification and any necessary follow-up reports will be made to the appropriate agencies (BLM, OCD, etc) pursuant to regulations.

12. Geologic and Hydrological Information: There are two fresh water wells onsite, one owned by Yates Petroleum Corporation (RA 05344) and one owned by Agave Energy Company (RA 05233). Estimated depth to groundwater is 200 feet. The approximate total dissolved solids content in the groundwater is 1500 mg/L. The surrounding terrain consists of gentle rolling hills marked with outcrops of caliche. The soils consist of silty clay loams and silt loams. The present surface is subject to colluvial processes and drainage to the northeast. The area is primarily rangeland consisting of creosote bush, yucca, broom snakeweed, dogweed, fluff grass and burrograss. The site is not located in a floodplain and no danger of flooding exists.

13. Facility Closure Plan: At this time, there are no plans to close the facility. The facility will operate for the foreseeable future. In the event that this changes, notice will be sent to the Oil Conservation Division and closure plans will be formulated.

Dayton, NM Scale: 1" = 0.190MI 307Mft. 1 MI = 5,251', 1 cm = 121Mft



Windmill
3479

3480
26

3480

Penasco Compressor Station

Agave Dagger Draw Gas Plant

25

3500
35

3500

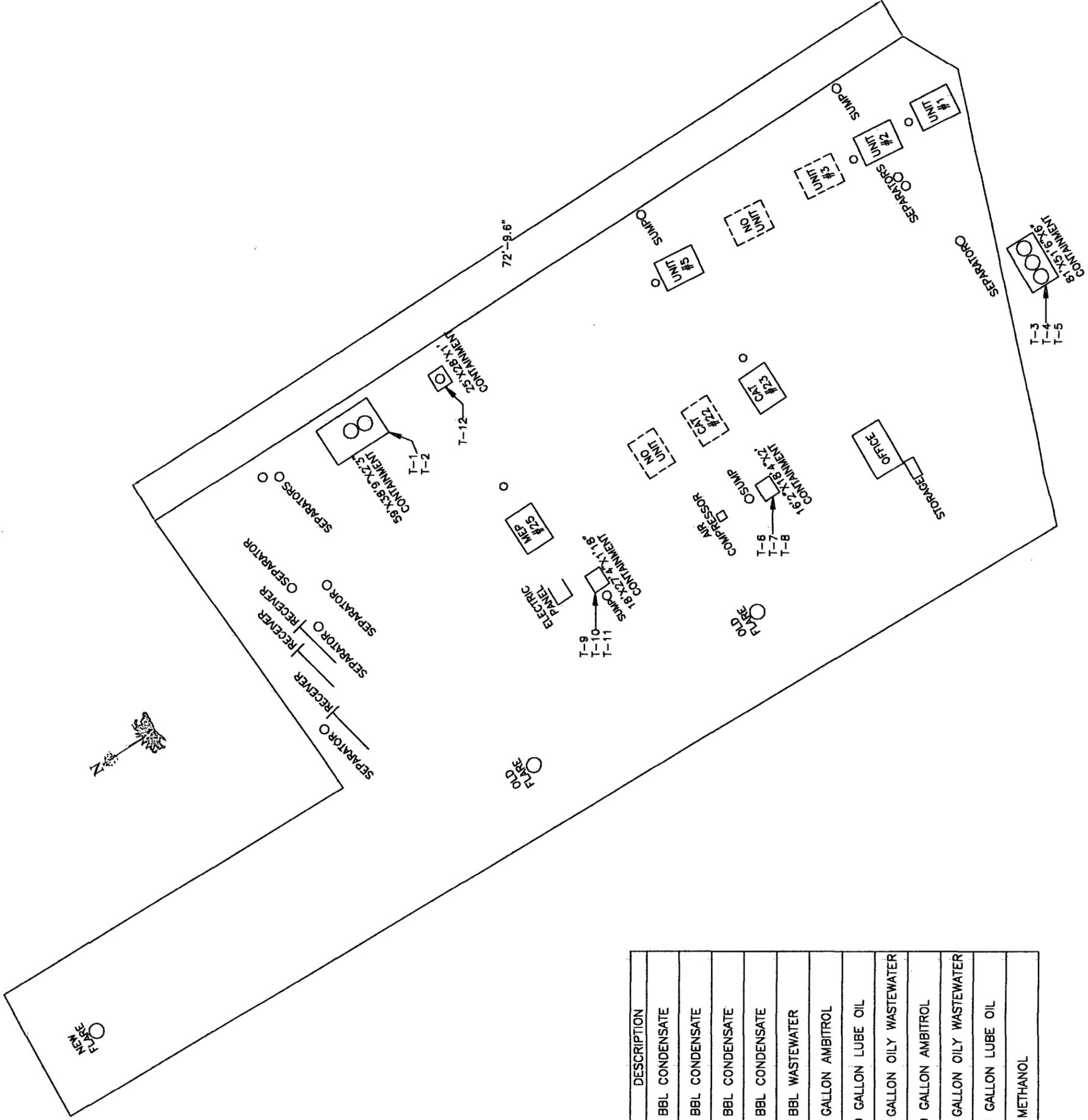
36

Acid Gas Injection Well

AGAVE ENERGY COMPANY
 105 South Fourth Street, Artesia, New Mexico 88210

PENASCO
 PLOT PLAN

CHK: JK COUNTY: EDDY SECTION:
 DRAFTING: TWH STATE: NEW MEXICO TOWNSHIP:
 APPROVED: RANGE:
 DATE: 1/19/07 SIZE: ANSI B SCALE: NA
 PRINTED: 4/19/07 REV: SHEET 1 OF 1



ITEM	QTY	OBJECT	DESCRIPTION
TK 1	1	TANK	500 BBL CONDENSATE
TK 2	1	TANK	500 BBL CONDENSATE
TK 3	1	TANK	250 BBL CONDENSATE
TK 4	1	TANK	250 BBL CONDENSATE
TK 5	1	TANK	210 BBL WASTEWATER
TK 6	1	TANK	750 GALLON AMBITROL
TK 7	1	TANK	1500 GALLON LUBE OIL
TK 8	1	TANK	750 GALLON OILY WASTEWATER
TK 9	1	TANK	1500 GALLON AMBITROL
TK 10	1	TANK	750 GALLON OILY WASTEWATER
TK 11	1	TANK	1500 GALLON LUBE OIL
TK 12	1	TANK	210 METHANOL

NEW
 2007

GW-125 Public Notice
Penasco Compressor Station

Yates Petroleum Corporation announces its intent to apply to the New Mexico Oil Conservation Division for renewal of its discharge permit. This notice is a requirement according to New Mexico Water Quality Control Commission Regulations as per 20.6.2.3108 NMAC.

The approximate location for the facility known as, the Penasco Compressor Station is the SE ¼ of the SE ¼ of Section 26, Township 18S, Range 25E in Eddy County. The facility is located south of Artesia on Kincaid Road approximately 3 miles west of Highway 285.

The Penasco Compressor Station is part of a small localized gas gathering system that gathers sweet gas from multiple wells in the area and compresses this gas for delivery to a main line. The facility consists of two Caterpillar G3516 compressor engines, several small storage tanks, and various pumps, meters, and ancillary equipment.

Present sources of effluent and waste solids: include 5 to 100 barrels per day of produced water and condensate; 100 to 200 gallons per year of engine cooling water; up to 1000 gallons per year of waste engine oil; up to 500 gallons per year of oily wastewater; and approximately 50 engine filters per year. There are two fresh water well located onsite. Estimated depth to groundwater is 200 feet thus groundwater will not be impacted by this site. The approximate total dissolved solids content in the groundwater is 1500 mg/L. Produced fluid is piped to a separator. The separator routes hydrocarbons to an oil storage tank and produced water is injected into an approved injection well. Waste oil and antifreeze are removed from the site and trucked to an approved injection well.

The owner and/or operator of the Plant is:

Yates Petroleum Corporation
105 South Fourth Street
Artesia, New Mexico 88210
(505) 748-4555

Please contact Brad Jones, (505) 476-3487 at the Oil Conservation Division, 1220 South St. Francis Dr. Santa Fe, NM 87505 if you wish to obtain information, submit comments, or request to be placed on a facility-specific mailing list for future notices.

The Oil Conservation Division will accept comments and statements of interest regarding the application and will create a facility specific mailing list for persons who wish to receive future notices.