

BMP – 002

Documents

Lowe, Leonard, EMNRD

From: Butch Wood [bwood@enertech-ws.com]
Sent: Monday, November 30, 2009 1:08 PM
To: Lowe, Leonard, EMNRD
Subject: FW: Hobbs wash bay sumps
Attachments: image005.jpg

Leonard,

Please see below for sump dimensions. I did not put that information in the letter. You should receive your letter tomorrow morning.

Thanks for all your help with this.

Butch Wood

HSE MANAGER, NORTHERN-US
Environmental Compliance



Office: (405) 632-3230
Fax: (405) 631-8053
Cell Phone: (405) 651-0022
Home: (405) 759-2489
e-mail: mwood@smith.com

Lowe, Leonard, EMNRD

From: Lowe, Leonard, EMNRD
Sent: Tuesday, December 01, 2009 1:51 PM
To: 'Butch Wood'
Subject: OCD response

Butch Wood,

Good afternoon,

OCD has reviewed your submitted work plan for items noted within the OCD inspection.

OCD response with Conditions:

1. Owner/Operator response is acceptable on the condition that no discharges occur around this containment area.
2. OCD accepts this work plan on the condition that if a leak occurs during any of the hydrostatic test a C-141 be submitted to the OCD Hobbs office notifying the leak. The release shall be cleaned up accordingly to OCD clean-up standards. Then the sump shall be re-engineered to a tank within a tank system with a leak detection system. Prior to re-engineering the design must be approved by the OCD.
3. OCD accepts these terms on the condition on a routine OCD inspection that soil samples may be taken to prove no contamination is present. It is recommended that the Owner/Operator perform soil samples on the edge of the contained area at this time to prove levels of back ground. Samples shall be for BTEX and Chlorides, this will eliminate any future additional sampling in the area for back ground. This is only a recommendation.

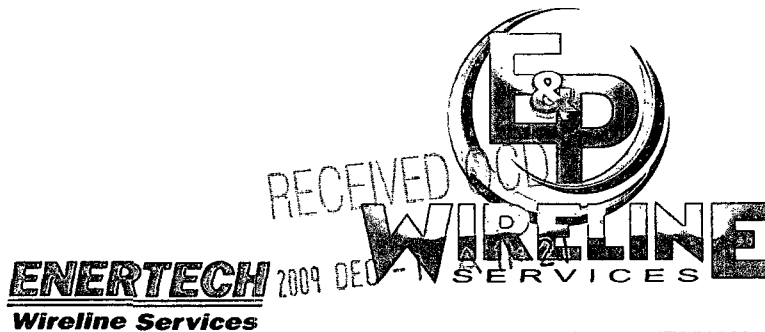
OCD appreciates Enertech's effort to conduct a Best Management Practice facility.

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/>



6300 West I-20, Midland, TX 79706
Office: (432) 688-9700
Fax: (432) 688-9703

November 24, 2009

Mr. Leonard Lowe,

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

Dear Mr. Lowe

This letter is to confirm our work plan for the two (2) wash bay sumps located at 1901 Commerce Street, Hobbs Lea County, New Mexico 88240. Please reference your letter of September 14, 2009 which outlines Operator requirements to conduct Oil and Gas operations at the above mentioned address without a discharge permit pursuant to your findings from the onsite inspection performed on August 27, 2009.

1. In regard to Photo 1 & 2:

- a. **OCD:** Owner/Operator shall ensure that this and all other secondary containments are kept moderately dry.
- b. **E&P Wireline:** As a minimum outside secondary containments shall be placed on a schedule with the inside wash bay sumps to be vacuumed and cleaned twice annually or as needed to stay compliant with OCD's requirements. If there should be a significant rain fall amount the outside secondary containments shall be pumped out and properly disposed of within four (4) days or 96 hours of the event.

2. In regard to Photo 3 & 4:

- a. **OCD:** Requires the Operator to properly manage wash bay sumps by either consistently cleaning out the sumps and to perform annual hydrostatic testing or re-engineer the sumps with a secondary containment with leak detection.


- b. E&P Wireline:** Has elected to manage the wash bay sumps by the former of the two (2) options available. E&P Wireline shall at a minimum have the sumps vacuumed out and cleaned twice annually or as necessary in regard to the time of year. At those times the discharge lines will be capped and the sumps filled with fresh water and visually monitored for a minimum of Twenty Four (24) hours in order to witness any noteworthy drop in water level taking into account and allowing for evaporation. Photos will be taken both before and after the integrity test along with the results being documented and placed the Environmental History File.

3. In regard to photo 5:

- a. OCD:** Requires E&P Wireline to monitor events of effluent discharging on to the ground adjacent to the wash bay concrete apron (containment) area.
- b. E&P Wireline:** Charges each field crew with the responsibility of guarding against potential effluent discharge of wash bay waters resulting from truck and equipment washing. Local Management will monitor these activities and document any findings and post in the Environmental History File. If, after a reasonable time frame E&P Wireline Services realizes this system is not manageable then a business plan for re-engineering the concrete apron will be submitted to Corporate.

Should there be questions regarding the context of this communication or you disagree with any part of our plan please don't hesitate to call me @ 405-632-3230 or 405-651-0022

Best Regards.



Butch Wood
HSE MANAGER, NORTHERN-US
Environmental Compliance



Office: (405) 632-3230
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Cell Phone: (405) 651-0022
Home: (405) 759-2489
e-mail: mwood@smith.com

Lowe, Leonard, EMNRD

From: Lowe, Leonard, EMNRD
Sent: Friday, October 30, 2009 11:32 AM
To: 'Butch Wood'
Cc: Dusty Moore; Tootie Whitworth
Subject: RE: Hobbs wash bay sumps

Mr. Woods,

Thank you for the heads up on this.

Extension granted.

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/>

From: Butch Wood [<mailto:bwood@enertech-ws.com>]
Sent: Friday, October 30, 2009 11:28 AM
To: Lowe, Leonard, EMNRD
Cc: Dusty Moore; Tootie Whitworth
Subject: Hobbs wash bay sumps

Mr. Leonard,

Good day to you Sir and thank you for visiting with me earlier this a.m.

This e-mail is to confirm our conversation in regard to our request for extension for our work plan of the two (2) wash bay sumps

located at 1901 Commerce Street, Hobbs Lea County, New Mexico 88240. Please refer to your letter of September 14, 2009

for full details of Operator requirements to conduct Oil and Gas operations at the above mentioned address without a discharge permit,
pursuant to your findings from the onsite inspection performed on August 27, 2009.

Thank you for the 30 day extension. We shall have the work plan to you on or before November 30, 2009.

Take care and Best Regards to you.

Butch Wood

HSE MANAGER, NORTHERN-US

Environmental Compliance



Office: (405) 632-3230

Fax: (405) 631-8053

Cell Phone: (405) 651-0022

Home: (405) 759-2489

e-mail: mwood@smith.com

This inbound email has been scanned for malicious software and transmitted safely to you using Webroot Email Security.

Lowe, Leonard, EMNRD

From: Lowe, Leonard, EMNRD
Sent: Thursday, September 17, 2009 8:57 AM
To: 'Butch Wood'
Subject: RE: OCD Letter

Mr. Wood,

The OCD has a category called Best Management Practice within our database to track such facilities as yours. I will submit all items pertaining to your facility within this category. In doing so, I would request that E & P submit a synopsis describing your facility, a schematic of your facility and contact information.

Thank you again 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/oed/>

From: Butch Wood [mailto:bwood@enertech-ws.com]
Sent: Wednesday, September 16, 2009 2:35 PM
To: Lowe, Leonard, EMNRD
Subject: RE: OCD Letter

Thank you Sir for the letter I will keep you posted as to where we are on the compliance deadlines.

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Lowe, Leonard, EMNRD

From: Lowe, Leonard, EMNRD
Sent: Monday, September 14, 2009 4:50 PM
To: 'Butch Wood'
Cc: Dusty Moore; Johnson, Larry, EMNRD
Subject: OCD Letter
Attachments: E&P Wireline BMP Letter.pdf; PERMIT EXAMPLE.pdf

Mr. Butch Wood,

Note that there is a deadline specified within the letter.

Call me for questions.

llowe

Leonard Lowe

Environmental Engineer
Oil Conservation Division/EMNRD
1220 S. St. Francis Drive
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E-mail: leonard.lowe@state.nm.us
Website: <http://www.emnrd.state.nm.us/ocd/>



New Mexico Energy, Minerals and Natural Resources Department

Bill Richardson

Governor
Joanna Prukop
Cabinet Secretary
Vacant
Deputy Cabinet Secretary

Mark Fesmire
Division Director
Oil Conservation Division



September 14, 2009

Mr. Butch Wood,

**Re: E&P BMP Letter
E & P Wireline Service
1901 Commerce Street, Hobbs
Lea County, New Mexico**

Dear Mr. Wood:

The Oil Conservation Division (OCD) performed an onsite inspection of E & P Wireline Service's facility on August 27, 2009 located at 1901 Commerce Street, Hobbs N.M. 88240. The overall facility is in good condition. The OCD request that E & P Wireline Services (Owner/Operator) be attentive to these areas of concern, (All photos are in the attached Photo Inspection Sheet):

1. **Photo 1 & 2:** Owner/Operator shall ensure that this (and any other) secondary containments are kept moderately dry. A discharge permit condition notes that such containment areas must have fluids removed within 72 hours of discovery.
2. **Photo 3 & 4:** OCD has identified two drainage areas that may qualify as a below-grade tank due to the consistent status of fluids held within them. OCD request the total volume capacity of each sump. OCD advises the Owner/Operator to perform either of the following tasks. Owner/Operator shall submit their plan for these two sumps to the OCD.
 - A. The Owner/Operator shall properly manage their sumps by consistently cleaning out the sumps and to perform annual hydrostatic testing. Records, including photos, of cleaning and testing shall be kept on site. The result of integrity loss shall be reported to the OCD and an investigation shall commence to the failure and clean up of the release.
 - B. Re-engineer sumps with a secondary containment with a leak detect system. The leak detection system shall be inspected on a monthly basis. All records of this shall be kept on site.
3. **Photo 5:** Owner/Operator shall monitor the activity of effluent discharging on to the ground adjacent to the wash bay concrete containment area.

The OCD has determined that the Hobbs E & P Wireline Service **does not need** to be permitted under the WQCC discharge permit at this time due to the proper management of its yard and the



Mr. Butch Wood
September 14, 2009
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small amount of fluids on site. **WQCC identifies E & P wireline as an Oil and Gas Service Company and the New Mexico Oil Conservation Division have the authority to permit such facilities in order to protect the State Of New Mexico's groundwater.** E & P Wireline Services may choose to apply for a permit at any time.

An OCD WQCC discharge permit is a five year permit that requires the applicant to submit an application along with an \$1800 filing/facility fee. The initial process requires several public notices from the applicant. A renewal application and fees are to be submitted to the OCD every five years until the facility improves its best management practice operations or is no longer an Oil and Gas Service Company, and thus proper closure is required.

Attached is an example of a discharge permit for your reference. Owner/Operator shall adhere to all applicable areas within the permit conditions to ensure best management practices for its facility.

The OCD rules can be viewed on our website here, review Part 17 for below grade tanks
<http://www.emnrd.state.nm.us/oed/Rules.htm>.
The WQCC rules can be viewed here,
<http://www.emnrd.state.nm.us/oed/EnvironmentalHandbook.htm>

E & P Wireline Services shall submit to the OCD Environmental Bureau the following:

- A work plan of the 2 sumps in the wash bay.

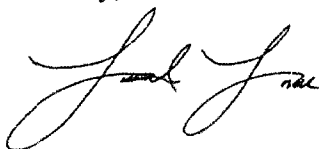
This work plan shall be submitted no later than **October 30, 2009**.

The OCD has a Hobbs office with a local Environmental Specialist; contact them for spills or inquiries. All discharge permits are handled out of the Santa Fe OCD office.

Larry Johnson, Environmental
1625 N. French Drive
Hobbs, N.M. 88240
Mobile: 575-370-3184
Office: 575-393-6161 (X-111)

If there are any questions regarding this matter, please do not hesitate to contact me at (505) 476-3492 or leonard.lowe@state.nm.us.

Sincerely,



Leonard Lowe
Environmental Engineer

"It is by far more economical to prevent contamination, then to clean it up"

xc: OCD District I Office, Hobbs

Mr. Butch Wood
September 14, 2009
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Dusty Moore, Operation Manager

OCD Inspection: E & J Wireline Service

Inspector(s): Leonard Lowe

Company Rep: Butch Wood and Dusty Moore

Date: 08.27.09

Time: 12:00 – 13:25

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Photo 1: Fluid containment area.



Photo 2: Containment of Photo 1 with fluids.



Photo 3: One – wash drain area.

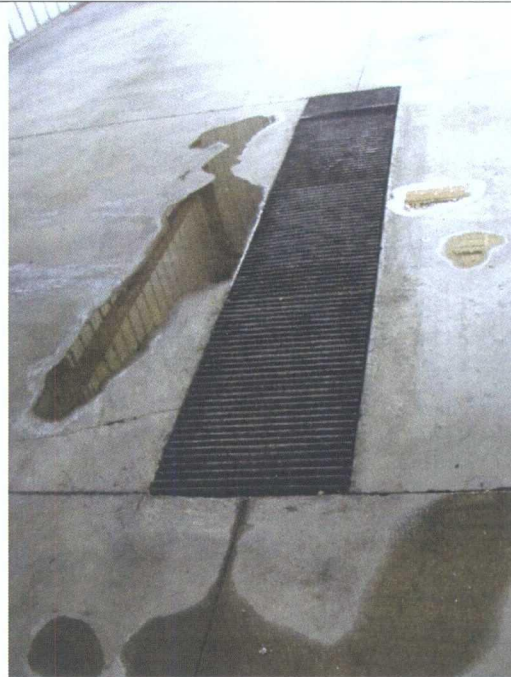


Photo 4: Two - wash drain area.



Photo 5: Wash bay area discharge on ground near entry/exit.



New Mexico Energy, Minerals and Natural Resources Department

Bill Richardson
Governor
Joanna Prukop
Cabinet Secretary
Reese Fullerton
Deputy Cabinet Secretary

Mark Fesmire
Division Director
Oil Conservation Division



ATTACHMENT DISCHARGE PERMIT APPROVAL CONDITIONS

- 1. Payment of Discharge Plan Fees:** All discharge permits are subject to WQCC Regulations. Every billable facility that submits a discharge permit application will be assessed a filing fee of \$100.00, plus a flat fee (*see* WQCC Regulation 20.6.2.3114 NMAC). The Oil Conservation Division ("OCD") has received the required \$100.00 filing fee. The facility fee for an oil and gas service company is \$1700.00. Please submit this amount with a signed copy of the permit and return to the OCD within 30 days. Checks should be made out to the New Mexico Water Quality Management Fund.
- 2. Permit Expiration, Renewal Conditions and Penalties:** Pursuant to WQCC Regulation 20.6.2.3109.H.4 NMAC, this permit is valid for a period of five years. **The permit will expire on Month, Day, Year** and an application for renewal should be submitted no later than 120 days before that expiration date. Pursuant to WQCC Regulation 20.6.2.3106.F NMAC, if a discharger submits a discharge permit renewal application at least **120 days before** the discharge permit expires and is in compliance with the approved permit, then the existing discharge permit will not expire until the application for renewal has been approved or disapproved. *Expired permits are a violation of the Water Quality Act {Chapter 74, Article 6, NMSA 1978} and civil penalties may be assessed accordingly.*
- 3. Permit Terms and Conditions:** Pursuant to WQCC Regulation 20.6.2.3104 NMAC, when a permit has been issued, the owner/operator must ensure that all discharges shall be consistent with the terms and conditions of the permit. In addition, all facilities shall abide by the applicable rules and regulations administered by the OCD pursuant to the Oil and Gas Act, NMSA 1978, Sections 70-2-1 through 70-2-38.
- 4. Owner/Operator Commitments:** The owner/operator shall abide by all commitments submitted in its Month Year discharge plan application, including attachments and subsequent amendments and these conditions for approval. Permit applications that reference previously approved plans on file with the division shall be incorporated in this permit and the owner/operator shall abide by all previous commitments of such plans and these conditions for approval.
- 5. Modifications:** WQCC Regulation 20.6.2.3107.C and 20.6.2.3109 NMAC addresses possible future modifications of a permit. The owner/operator (discharger) shall notify the OCD of any facility expansion, production increase or process modification that would result in any significant modification in the discharge of water contaminants. The Division Director may require a permit modification if any water quality standard specified at 20.6.2.3103 NMAC is



EXAMPLE PERMIT

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being or will be exceeded, or if a toxic pollutant as defined in WQCC Regulation 20.6.2.7 NMAC is present in ground water at any place of withdrawal for present or reasonably foreseeable future use, or that the Water Quality Standards for Interstate and Intrastate streams as specified in 20.6.4 NMAC are being or may be violated in surface water in New Mexico.

6. Waste Disposal and Storage: The owner/operator shall dispose of all wastes at an OCD-approved facility. Only oil field RCRA-exempt wastes may be disposed of by injection in a Class II well. RCRA non-hazardous, non-exempt oil field wastes may be disposed of at an OCD-approved facility upon proper waste determination pursuant to 40 CFR Part 261. Any waste stream that is not listed in the discharge permit application must be approved by the OCD on a case-by-case basis.

A. OCD Part 35 Waste: Pursuant to OCD Part 35 (19.15.35.8 NMAC) disposal of certain non-domestic waste without notification to the OCD is allowed at NMED permitted solid waste facilities if the waste stream has been identified in the discharge permit and existing process knowledge of the waste stream does not change.

B. Waste Storage: The owner/operator shall store all waste in an impermeable bermed area, except waste generated during emergency response operations for up to 72 hours. All waste storage areas shall be identified in the discharge permit application. Any waste storage area not identified in the permit shall be approved on a case-by-case basis only. The owner/operator shall not store oil field waste on-site for more than 180 days unless approved by the OCD.

7. Drum Storage: The owner/operator must store all drums, including empty drums, containing materials other than fresh water on an impermeable pad with curbing. The owner/operator must store empty drums on their sides with the bungs in place and lined up on a horizontal plane. The owner/operator must store chemicals in other containers, such as tote tanks, sacks, or buckets on an impermeable pad with curbing.

8. Process, Maintenance and Yard Areas: The owner/operator shall either pave and curb or have some type of spill collection device incorporated into the design at all process, maintenance, and yard areas which show evidence that water contaminants from releases, leaks and spills have reached the ground surface.

9. Above Ground Tanks: The owner/operator shall ensure that all aboveground tanks have impermeable secondary containment (e.g., liners and berms), which will contain a volume of at least one-third greater than the total volume of the largest tank or all interconnected tanks. The owner/operator shall retrofit all existing tanks before discharge permit renewal. Tanks that contain fresh water or fluids that are gases at atmospheric temperature and pressure are exempt from this condition.

The discharge plan application noted the following:

I, QTY - 1; 1,000 gallon Diesel AST with a containment pan of 1,167 gallons capacity

The secondary containment capacity should be 1,330 gallons to meet the 133% secondary containment criteria. Knight Oil Tooling shall reconfigure containment to meet this. Report to the OCD when completed.

EXAMPLE PERMIT

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II. QTY - 1, 500 gallon Unichem 9120 AST with a containment pan of 599 gallons capacity.

The secondary containment capacity **should be 665 gallons** to meet the 133% secondary containment criteria. Knight Oil Tooling shall reconfigure containment to meet this. Report to the OCD when completed.

10. Labeling: The owner/operator shall clearly label all tanks, drums, and containers to identify their contents and other emergency notification information. The owner/operator may use a tank code numbering system, which is incorporated into their emergency response plans.

11. Below-Grade Tanks/Sumps and Pits/Ponds.

A. All below-grade tanks and sumps must be approved by the OCD prior to installation and must incorporate secondary containment with leak detection into the design. The owner/operator shall retrofit all existing systems without secondary containment and leak detection before discharge permit renewal. All existing below-grade tanks and sumps without secondary containment and leak detection must be tested annually or as specified herein. Systems that have secondary containment with leak detection shall have a monthly inspection of the leak detection system to determine if the primary containment is leaking. Small sumps or depressions in secondary containment systems used to facilitate fluid removal are exempt from these requirements if fluids are removed within 72 hours.

The submitted discharge application identified "Sump Waste water"

The OCD request the following information on the sump by **MONTH, DAY, YEAR:**

- I. The total volume capacity of the sump.
- II. Does the sump hold fluids indefinitely?
- III. Drawings of the sump system and the material make up of the sump.
- IV. Does the sump have a secondary containment with leak detection?

B. All pits and ponds, including modifications and retrofits, shall be designed by a certified registered professional engineer and approved by the OCD prior to installation. In general, all pits or ponds shall have approved hydrologic and geologic reports, location, foundation, liners, and secondary containment with leak detection, monitoring and closure plans. All pits or ponds shall be designed, constructed and operated so as to contain liquids and solids in a manner that will protect fresh water, public health, safety and the environment for the foreseeable future. The owner/operator shall retrofit all existing systems without secondary containment and leak detection before discharge permit renewal.

C. The owner/operator shall ensure that all exposed pits, including lined pits and open top tanks (8 feet in diameter or larger) shall be fenced, screened, netted, or otherwise rendered non-hazardous to wildlife, including migratory birds.

D. The owner/operator shall maintain the results of tests and inspections at the facility covered by this discharge permit and available for OCD inspection. The owner/operator shall report the discovery of any system which is found to be leaking or has lost integrity to the OCD within 15

EXAMPLE PERMIT

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days. The owner/operator may propose various methods for testing such as pressure testing to 3 pounds per square inch greater than normal operating pressure and/or visual inspection of cleaned tanks and/or sumps, or other OCD-approved methods. The owner/operator shall notify the OCD at least 72 hours prior to all testing.

12. Underground Process/Wastewater Lines:

A. The owner/operator shall test all underground process/wastewater pipelines at least once every five (5) years to demonstrate their mechanical integrity, except lines containing fresh water or fluids that are gases at atmospheric temperature and pressure. Pressure rated pipe shall be tested by pressuring up to one and one-half times the normal operating pressure, if possible, or for atmospheric drain systems, to 3 pounds per square inch greater than normal operating pressure, and pressure held for a minimum of 30 minutes with no more than a 1% loss/gain in pressure. The owner/operator may use other methods for testing if approved by the OCD.

**** Company shall inform the OCD Environmental Bureau when they intend to test their underground lines by Month Day Year.**

B. The owner/operator shall maintain underground process and wastewater pipeline schematic diagrams or plans showing all drains, vents, risers, valves, underground piping, pipe type, rating, size, and approximate location. All new underground piping must be approved by the OCD prior to installation. The owner/operator shall report any leaks or loss of integrity to the OCD within 15 days of discovery. The owner/operator shall maintain the results of all tests at the facility covered by this discharge permit and they shall be available for OCD inspection. The owner/operator shall notify the OCD at least 72 hours prior to all testing.

13. **Class V Wells:** The owner/operator shall close all Class V wells (e.g., septic systems, leach fields, dry wells, etc.) that inject non-hazardous industrial wastes or a mixture of industrial wastes and domestic wastes unless it can be demonstrated that ground water will not be impacted in the reasonably foreseeable future. Leach fields and other wastewater disposal systems at OCD-regulated facilities that inject non-hazardous fluid into or above an underground source of drinking water are considered Class V injection wells under the EPA UIC program. Class V wells that inject domestic waste only, must be permitted by the New Mexico Environment Department (NMED).

14. **Housekeeping:** The owner/operator shall inspect all systems designed for spill collection/prevention and leak detection at least monthly to ensure proper operation and to prevent over topping or system failure. All spill collection and/or secondary containment devices shall be emptied of fluids within 72 hours of discovery. The owner/operator shall maintain all records at the facility and available for OCD inspection.

15. **Spill Reporting:** The owner/operator shall report all unauthorized discharges, spills, leaks and releases and conduct corrective action pursuant to WQCC Regulation 20.6.2.1203 NMAC and OCD Part 29 (19.15.29 NMAC). The owner/operator shall notify both the OCD District Office and the Santa Fe Office within 24 hours and file a written report within 15 days. ** The OCD does not consider covering contaminated areas a remediation of the spill/release **

EXAMPLE PERMIT

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16. OCD Inspections: The OCD performed an inspection of this facility on Month, Day, Year. The inspection concluded the following:

COMPANY shall resolve these concerns and report within XX days, by Month, Day, Year. The report shall be submitted, with photographs, to the Environmental Bureau Oil Conservation Division identifying the resolutions to the concerns.

17. Storm Water: The owner/operator shall implement and maintain run-on and runoff plans and controls. The owner/operator shall not discharge any water contaminant that exceeds the WQCC standards specified in 20.6.2.3101 NMAC or 20.6.4 NMAC (Water Quality Standards for Interstate and Intrastate Streams) including any oil sheen in any stormwater run-off. The owner/operator shall notify the OCD within 24 hours of discovery of any releases and shall take immediate corrective action(s) to stop the discharge.

18. Unauthorized Discharges: The owner/operator shall not allow or cause water pollution, discharge or release of any water contaminant that exceeds the WQCC standards listed in 20.6.2.3101 NMAC or 20.6.4 NMAC (Water Quality Standards for Interstate and Intrastate Streams) unless specifically listed in the permit application and approved herein. An unauthorized discharge is a violation of this permit.

19. Vadose Zone and Water Pollution: The owner/operator shall address any contamination through the discharge permit process or pursuant to WQCC 20.6.2.4000-.4116 NMAC (Prevention and Abatement of Water Pollution). The OCD may require the owner/operator to modify its permit for investigation, remediation, abatement, and monitoring requirements for any vadose zone or water pollution. Failure to perform any required investigation, remediation, abatement and submit subsequent reports will be a violation of the permit.

20. Additional Site Specific Conditions: Newly Permitted Facility:

- A. A copy of the discharge permit, GW-XXX, shall be kept on site at all times.
- B. COMPANY management shall present the discharge permit conditions to all its employees. Employees shall be made aware of possible discharges at the facility and made aware of the permit location on site.
- C. The Santa Fe OCD Environmental Bureau processes all discharge plan permits, refer all questions to the Santa Fe office.

21. Transfer of Discharge Permit (WQCC 20.6.2.3111) Prior to any transfer of ownership, control, or possession (whether by lease, conveyance or otherwise) of a facility with a discharge permit, the transferor shall notify the transferee in writing of the existence of the discharge permit, and shall deliver or send by certified mail to the department a copy of such written notification, together with a certification or other proof that such notification has in fact been received by the transferee.

Upon receipt of such notification, the transferee shall have the duty to inquire into all of the provisions and requirements contained in such discharge permit, and the transferee shall be charged with notice of all such provisions and requirements as they appear of record in the department's file or files concerning such discharge permit. The transferee (new owner/operator)

EXAMPLE PERMIT

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shall sign and return an original copy of these permit conditions and provide a written commitment to comply with the terms and conditions of the previously approved discharge permit.

22. Closure Plan and Financial Assurance: Pursuant to 20.6.2.3107 NMAC an owner/operator shall notify the OCD when any operations of the facility are to be discontinued for a period in excess of six months. Prior to closure, or as a condition of this permit, or request from the OCD, the operator will submit an approved closure plan, modified plan, and/or provide adequate financial assurance.

23. Certification: (Owner/Operator), by the officer whose signature appears below, accepts this permit and agrees to comply with all submitted commitments, including these terms and conditions contained here. **Owner/Operator** further acknowledges that the OCD may, for good cause shown, as necessary to protect fresh water, public health, safety, and the environment, change the conditions and requirements of this permit administratively

Conditions accepted by: "I certify under penalty of law that I have personally examined and am familiar with the information submitted in this document and all attachments and that, based on my inquiry of those individuals immediately responsible for obtaining the information, I believe that the information is true, accurate, and complete. I am aware that there are significant penalties for submitting false information including the possibility of fine and imprisonment."

Company Name-print name above

Company Representative- print name

Company Representative- Signature

Title _____

Date: _____