

NM - 64

**GENERAL  
CORRESPONDENCE**

**YEAR(S):**

1992



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



BRUCE KING  
GOVERNOR

ANITA LOCKWOOD  
CABINET SECRETARY

September 9, 1992

POST OFFICE BOX 2088  
STATE LAND OFFICE BUILDING  
SANTA FE, NEW MEXICO 87504  
(505) 827-5800

**CERTIFIED MAIL**  
**RETURN RECEIPT NO. P-670-683-665**

Mr. Dwayne Taylor, President  
Environmental Spill Control, Inc.  
P.O. Box 5890, 6210 Lovington Hwy.  
Hobbs, New Mexico 88240

**RE: PORTABLE THERMAL TREATMENT FACILITY  
OCD RULE 711 PERMIT APPLICATION**

Dear Mr. Taylor:

The Oil Conservation Division (OCD) has received your May 20, 1992, application for a surface waste disposal facility in accordance with OCD Rule 711. The application proposes to operate a portable thermal treatment facility for the disposal of hydrocarbon contaminated wastes generated in conjunction with the production of oil and gas. The OCD has evaluated the need for a Rule 711 permit for this facility.

At this time the OCD does not require a Rule 711 permit for a portable thermal treatment facility. The individual company or lease operator who wishes to dispose of waste at their lease site using your portable disposal unit must obtain prior authorization from the OCD Santa Fe Office. If wastes are moved off site from a number of leases to a centralized location to be disposed of using your thermal disposal unit then an OCD Rule 711 permit is required prior to operation of this facility.

If you have any additional questions, please do not hesitate to contact me at (505) 827-5812.

Sincerely,

Roger C. Anderson  
Environmental Bureau Chief

RCA/kmb

xc: Mike Williams - Artesia District Office  
Chris Eustice - Hobbs District Office

# Affidavit 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 Oil Conservation Commission Regulations, the following applications to construct and operate a commercial surface waste disposal facility have been submitted for approval to the Director of the Oil Conservation Division, State Land Office Building, P.O. Box 2088, Santa Fe, New Mexico 87504-2088, Telephone (505) 827-5800:

Doug Foutz Construction Company, Charles L. Klunder, 606 S. Miller, Farmington, New Mexico 87401, has submitted an application to construct and operate a commercial landfarm facility for remediation of hydrocarbon contaminated soils. The proposed facility is in the W/2 SE/4, Section 5, Township 29 North, Range 12 West, NMPM, San Juan County, New Mexico. The facility is proposed to consist of a land management area where solids containing "non-hazardous" contaminants will be spread on the ground surface in six inch lifts or less and periodically stirred to enhance biodegradation of contaminants. The ground water most likely to be affected by any accidental discharges is at a depth in excess of 300 feet with a total dissolved solids content of approximately 1300 mg/l. The permit application addresses the construction, operations, spill/leak prevention and monitoring procedures to be utilized at the site.

Environmental Spill Control, Inc., Dwayne Taylor, P.O. Box 5890, 6210 Lovington Highway, Hobbs, New Mexico 88240, has submitted an application to construct and operate a portable thermal treatment facility for the disposal of wastes generated in conjunction with the production of oil and gas. The portable treatment unit is designed to reduce and destroy hydrocarbon contaminated wastes. The ground water most likely to be affected by any accidental discharges is variable and site specific since this is a portable operation. The OCD will require all operations to be self-contained to prevent any contaminants from reaching the ground surface. The permit application addresses the construction, operations, spill/leak prevention and monitoring procedures to be utilized during operations.

T-N-T Construction, Inc., Tony L. Schmitz, Star Route, Lindrieth, New Mexico, 87029, has submitted an application to construct and operate a commercial landfarm facility for remediation of hydrocarbon contaminated soils. The

proposed facility is in the SW/4 SE/4 and SE/4 SW/4 of Section 5 and the NE/4 NW/4 of Section 8, Township 25 North, Range 3 West, NMPM, Rio Arriba County, New Mexico. The facility is proposed to consist of a land management area where solids containing "non-hazardous" contaminants will be spread on the ground surface in six inch lifts or less and periodically stirred to enhance biodegradation of contaminants. The ground water most likely to be affected by any accidental discharges is at a depth in excess of 300 feet with a total dissolved solids content of approximately 1300 mg/l. The permit application addresses the construction, operations, spill/leak prevention and monitoring procedures to be utilized at the site.

Any interested person may obtain further information from the Oil Conservation Division and may submit written comments to the Director of the Oil Conservation Division at the address given above. The discharge plan application may be viewed at the above address between 8:00 a.m. and 4:00 p.m., Monday through Friday. Prior to ruling on any proposed discharge plan or its modification, the Director of the Oil Conservation Division shall allow at least thirty (30) days after the date of publication of this notice during which comments may be submitted to him and public hearing may be requested by any interested person. Requests for public hearing shall set forth the reasons why a hearing should be held. A hearing will be held if the Director determines there is significant public interest.

If no public hearing is held, the Director will approve or disapprove the proposed plan based on information available. If a public hearing is held, the director will approve or disapprove the proposed plan based on information in the plan and information submitted at the hearing.

GIVEN under the Seal of New Mexico Oil Conservation Commission at Santa Fe, New Mexico, on this 23rd day of June, 1992.

STATE OF NEW MEXICO  
OIL CONSERVATION  
DIVISION  
WILLIAM J. LEMAY,  
Director

SEAL  
Published in the Lovington Daily  
Leader July 1, 1992.

STATE OF NEW MEXICO )  
) ss.  
COUNTY OF LEA )

Joyce Clemens being first duly sworn on oath deposes and says that he is **Adv. Director** of THE LOVINGTON DAILY LEADER, a daily newspaper of general paid circulation published in the English language at Lovington, Lea County, New Mexico; that said newspaper has been so published in such county continuously and uninterruptedly for a period in excess of Twenty-six (26) consecutive weeks next prior to the first publication of the notice hereto attached as hereinafter shown; and that said newspaper is in all things duly qualified to publish legal notices within the meaning of Chapter 167 of the 1937 Session Laws of the State of New Mexico.

That the notice which is hereto attached, entitled

### Notice Of Publication

and numbered ~~XXXXXXXXXX~~ ~~XXXXXXXXXX~~

~~XXXXXXXXXX~~ Court of Lea County, New Mexico, was published in a regular and entire issue of THE LOVINGTON DAILY LEADER and not in any supplement thereof, ~~XXXXXXXXXX~~ ~~XXXXXXXXXX~~

~~XXXXXXXXXX~~ ~~XXXXXXXXXX~~, for one (1) day

~~XXXXXXXXXX~~ ~~XXXXXXXXXX~~, beginning with the issue of

July 1, 19 92

and ending with the issue of

July 1, 19 92

And that the cost of publishing said notice is the sum of \$ 43.20

which sum has been (Paid) ~~XXXXXXXXXX~~ as Court Costs

*Joyce Clemens*  
Subscribed and sworn to before me this 28th

day of July, 19 92

*Mrs. Jean Serice*  
Notary Public, Lea County, New Mexico

My Commission Expires Sept. 28, 19 94

# STATE OF NEW MEXICO

of Rio Arriba

Robert Trapp, being first duly sworn, declare and say that I am the Publisher of the Rio Grande Sun, a weekly newspaper published in the English language and having a general circulation in the City of Espanola and County of Rio Arriba, State of New Mexico, and being a newspaper duly qualified to publish notices and advertisements under the provisions of Chapter 167 of the Laws of 1937; that the publication, a copy of which is hereto attached,

published in said paper once each week for ..... consecutive weeks, and on the ..... day of each week in the regular issue of the paper during the time of publication, and that the notice was published in the newspaper proper, and

supplement, the first publication being on the ..... day of July, 1992 and the last publication on the ..... day of July, 1992;

that payment for said advertisement has been made, or (assessed as court costs); that the undersigned has personal knowledge of the matters and things set forth in this affidavit.

Robert Trapp Publisher

Subscribed and sworn to before me this ..... day of July, A.D., 1992

Notary Public

My Commission expires

STATE OF NEW MEXICO  
OIL  
CONSERVATION  
DIVISION  
WILLIAM J. LEMAY,  
Director

(SEAL)  
(Published July 2, 1992)

Legal Notice

contaminated soils. The proposed facility is in the W/2 SE/4, Section 5, Township 29 North, Range 12 West, NMPM, San Juan County, New Mexico. The facility is proposed to consist of a land management area where solids containing "non-hazardous" contaminants will be spread on the ground surface in six inch lifts or less and periodically stirred to enhance biodegradation of contaminants. The ground water most likely to be affected by any accidental discharge is at a depth in excess of 150 feet and has an estimated total dissolved solids content of approximately 800 mg/l to 1600 mg/l. The permit application addresses the construction, operations, spill/leak prevention and monitoring procedures to be utilized at the site.

Environmental Spill Control, Inc., Dwayne Taylor, P.O. Box 5890, 6210 Lovington Highway, Hobbs, New Mexico 88240, has submitted an application to construct and operate a portable thermal treatment facility for the disposal of wastes generated in conjunction with the production of oil and gas. The portable treatment unit is designed to reduce and destroy hydrocarbon contaminated wastes. The ground water most likely to be affected by any accidental discharge is variable and site specific since this is a portable operation. The OCD will require all operations to be self-contained to prevent any contaminants from reaching the ground surface. The permit application addresses the construction, operations, spill/leak prevention and monitoring procedures to be utilized during operations.

By

Tony L. Schmitz, Inc., T-N-T Construction, Star Route, Lindrieth, New Mexico, 87029, has submitted an application to construct a commercial landfarm facility for a remediation of hydrocarbon contaminated soils. The proposed facility is in the SW/4 SE/4 and SE/4 SW/4 of Section 8, the NE/4 NW/4 of Section 3 Township 25 North, Range 3 West, NMPM, Rio Arriba County, New Mexico. The facility is proposed to consist of a land management area where solids containing "non-hazardous" contaminants will be spread on the ground surface in six inch lifts or less and periodically stirred to enhance biodegradation of contaminants. The ground water most likely to be affected by any accidental discharge is at a depth in excess of 300 feet with a total dissolved solids content of approximately 1300 mg/l. The permit application addresses the construction, operations, spill/leak prevention and monitoring procedures to be utilized at the site. Any interested person may obtain further information from the Soil Conservation Division and may submit written comments to the Director of the Oil Conservation Division at the address given above. The discharge plan application may be viewed at the above address between 8:00 a.m.

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

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JP - Job Printing - OS - 1 1/2% fee

DA - Display Advertising - SS - Stand Sales

on unpaid balance after 30 days

AFFIDAVIT OF PUBLICATION

No. 29726

STATE OF NEW MEXICO,  
County of San Juan:

CHRISTINE HILL being duly  
sworn, says: "That she is the  
NATIONAL AD MANAGER of  
The Farmington Daily Times, a daily  
newspaper of general circulation  
published in English in Farmington,  
said county and state, and that the  
hereto attached LEGAL NOTICE

was published in a regular and entire  
issue of the said Farmington Daily  
Times, a daily newspaper duly quali-  
fied for the purpose within the  
meaning of Chapter 167 of the 1937  
Session Laws of the State of New  
Mexico for ONE consecutive  
(days) (//////) on the same day as  
follows:

First Publication FRIDAY, JULY 3, 1992

Second Publication \_\_\_\_\_

Third Publication \_\_\_\_\_

Fourth Publication \_\_\_\_\_

and the cost of publication was \$ 58.21

Christine Hill

Subscribed and sworn to before me  
this 20th day of  
JULY, 1992.

Connie Andrae

Notary Public, San Juan County,  
New Mexico

My Comm expires: July 3, 1993

COPY OF PUBLICATI

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

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STATE OF NEW MEXICO  
OIL CONSERVATION DIVISION  
WILLIAM J. LEMAY, Director

SEAL

Legal No 29726 published in the Farmington Daily Times, Farmington, New Mexico on Friday, July 3, 1992.

## NOTICE OF PUBLICATION

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

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STATE OF NEW MEXICO  
OIL CONSERVATION DIVISION

  
WILLIAM J. LEMAY, Director

S E A L

STATE OF  
NEW MEXICO

OIL  
CONSERVATION  
DIVISION



MEMORANDUM OF MEETING OR CONVERSATION

☒ Telephone ☐ Personal

Time

Date

6/15/92

Originating Party

Other Parties

K. Brown OCD

Dwayne Taylor

Subject

Portable Thermal Unit - Public Notice &  
Additional Info

Discussion

Need info. for public notice. Clark Evans will  
phone back - he did the application

Conclusions or Agreements

Distribution

Signed



State of New Mexico  
Energy, Minerals and Natural Resources Department  
OIL CONSERVATION DIVISION  
P.O. Box 2088  
Santa Fe, NM 87501

OIL CONSERVATION DIVISION  
RECEIVED

'92 JUN 11 AM 8 56

**APPLICATION FOR SURFACE WASTE DISPOSAL FACILITY**

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

- I. Type: ☐ Produced Water ☐ Drilling Muds ☐ Treating Fluids  
☐ Solids ☒ Other \_\_\_\_\_
- II. OPERATOR: Environmental Spill Control, Inc.  
ADDRESS: P.O. Box 5890 6210 Lovington Hwy. Hobbs, NM 88240  
CONTACT PERSON: Clark Evans PHONE: 505/392-6167
- \*N/A III. LOCATION: \_\_\_\_\_/4 \_\_\_\_\_/4 Section \_\_\_\_\_ Township \_\_\_\_\_ Range \_\_\_\_\_  
Submit large scale topographic map showing exact location.
- IV. IS THIS AN EXPANSION OF AN EXISTING FACILITY? ☐ Yes ☒ No
- N/A V. Attach the name and address of the landowner of the disposal facility site and landowners of record within one-half mile of the site.
- VI. Attach description of the facility with a diagram indicating location of fences, pits, dikes, and tanks on the facility.
- N/A VII. Portable - Class 1 Facility - for return to original owner for proper disposal. Attach detailed engineering designs with diagrams prepared in accordance with Division guidelines for the construction/installation of the following: pits or ponds; leak-detection systems; aerations systems; enhanced evaporation (spray) systems; waste treating systems and security systems.  
See attached.
- N/A VIII. Attach a contingency plan for reporting and clean-up of spills or releases.
- IX. Attach a routine inspection and maintenance plan to ensure permit compliance. Due to the nature of the operation we will be conducting, it will be required that the treatment facility be inspected before thermally treating has begun upon each location. This will be (over)
- N/A X. Attach a closure plan.  
Return to original owner for disposal.
- N/A XI. Attach geological/hydrological evidence demonstrating that disposal of oil field wastes will not adversely impact fresh water.
- N/A XII. Attach proof that the notice requirements of OCD Rule 711 have been met. (Commercial facilities only.)
- XIII. Attach a contingency plan in the event of a release of H<sub>2</sub>S.  
See attached contingency plan.
- XIV. Attach such other information as is necessary to demonstrate compliance with any other OCD rules, regulations and/or orders.
- XV. CERTIFICATION

I hereby certify that the information submitted with this application is true and correct to the best of my knowledge and belief.

Name: Dwayne Taylor Title: President  
Signature: Dwayne Taylor Date: 5-20-92

DISTRIBUTION: Original and one copy to Santa Fe with one copy to appropriate Division District Office.

\*N/A due to the fact that the disposal facility is portable.

ENVIRONMENTAL SPILL CONTROL, INC.  
PORTABLE THERMAL TREATMENT FACILITY  
GENERAL SPECIFICATIONS

MODEL 1000P PORTABLE THERMAL TREATMENT FACILITY FOR DESTRUCTION OF OILFIELD WASTE.

Maximum Capacity: 1000#/HR

Primary Combustion Chamber:

- a. 150 cu. ft. maximum volume
- b. Refractory lined chamber
- c. #2 Fuel Oil ignition burner
- d. Starved Air Combustion system for temperature control.  
Average combustion chamber temperature 1200 [f].
- e. Exit duct
- f. Large charging door
- g. Microprocessor temperature control in control panel

Secondary Combustion Chamber:

- a. Minimum operating temperature 1450 [f]. Maximum operating temperature = 2,050 [f].
- b. Minimum residence time of fume stream = 1 second.
- c. Automatic #2 Fuel Oil fired combustion system with high limit safety shut down.
- d. Microprocessor temperature control in control panel with continuous digital read out.
- e. 24 Hr. single pen chart recorder to maintain permanent record and insure compliance with state air quality regulations.
- f. Stack has no obstructions.
- g. All combustion equipment is equipped with flame sensors and automatic safety shut down features.

Trailer: Entire unit is portable and mounted on a standard tandem axle goose neck trailer. Approximate total weight of unit is 30,000 lbs. Unit will meet D.O.T. regulations.

- a. Trailer, heavy duty welded steel frame.
- b. Fuel tank is mounted on the goose neck of trailer. Tank will be of sufficient capacity for 10 hours of continuous operation.
- c. Electrical requirements make necessary a 12.5KW generator the provision for which is made for mounting on the trailer. Generator shall be either gasoline or diesel fueled with a minimum of 10 hours capacity.

This unit is designed to reduce and destroy type 0 trash, Type 1 rubbish and Type 2 Refuse for disposal of waste materials at the customer's site.

OPERATING SPECIFICATIONS:

MAXIMUM CAPACITY.....1000#/HR

APPROXIMATE STACK EMISSIONS:

NOX: < 3#/HR

CO: < 1#/HR

VOC: < 3#/HR

PARTICULATE: < .05 GR/DSCF

ENVIRONMENTAL SPILL CONTROL, INC.

MODEL 1000P WASTE RECYCLER

Recycling Rate	500 #/Hr
Recycling Chamber/Thermal Oxidizer	8 MM BTU/Hr Maximum
Thermal Oxidizer Efficiency	99 %

STACK EMISSIONS (MAXIMUM)

---

Heat	No. 2 Fuel Oil	(.3% Sulfur Content)
Heating Value	132417	BTU/Gal
Available Heat	125796	BTU/Gal
Fuel Consumption	18	Gal/Hr

	Lb/Million BTU	Lbs/Hr
Particulate	0.0035625	0.028500
Sulphur Dioxide	0.3675873	2.940698
Nitrogen Oxides	0.1655339	1.324271
Carbon Monoxide	0.0413835	0.331068
VOC's	0.0062506	0.050006

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ENVIRONMENTAL SPILL CONTROL, INC

Contingency plan in case of a release of H2S gas:

DO NOT PANIC! REMAIN CALM - THINK

1. Hold your breath. (Do not inhale; stop breathing)
2. Put on breathing apparatus.
3. Remove victim(s) to fresh air as quickly as possible. (Go upwind from source or at right angles to the wind; NOT downwind).
4. Briefly apply Chest Pressure - Arm lift method of artificial respiration to clear the victim's lungs and to avoid inhaling any toxic gas directly from the victim's lungs.
5. Apply mouth-to-mouth artificial respiration, which is more effective, while someone else gets the oxygen resuscitator. Render oxygen resuscitation, only if properly trained in its use.
6. Provide for prompt transportation to hospital, and continue giving artificial respiration if needed.
7. Hospital(s) or medical facilities need to be informed, beforehand, of the possibility of H2S gas poisoning - (No matter how remote the possibility is).
8. Notify emergency room personnel that the victim(s) has been exposed to H2S gas.

Besides basic first aid, everyone on location has a good working knowledge of artificial respiration, as well as first aid for eyes and skin contact with liquid H2S.

ALL PERSONNEL ARE TO BE H2S CERTIFIED AND TRAINED IN CPR AND FIRST AID.