lease block) number assigned by the Railroad Commission of Texas or, if none, the name commonly assigned to the lease area, the type of facilities located within the lease (or lease block), the name of the formation from which the produced water originates and the Total Dissolved Solids concentration of the produce water shall be submitted:

(1) For existing discharges of produced water, within 45 days of the effective date of this permit.

(2) For new discharges of produced water, within fourteen days prior to the commencement of discharge.

c. Because these permits cover only produced water and produced sand, discharges of other waste waters from Coastal Subcategory wells must apply to be covered by NPDES Permits LAG330000 or TXG330000, which cover the discharge of waste discharges, other than produced water and produced sand, from Coastal Subcategory production (and drilling) facilities.

4. Termination of Operations

Lease (or lease block) operators shall notify the Regional Administrator within 60 days after the permanent termination of discharges from their facilities. In addition, lease (or lease block) operators shall notify the Regional Administrator within 30 days of any transfer of ownership.

Section B. Application for NPDES Individual Permit

1. Any operator authorized by this permit may request to be excluded from the coverage of this general permit by applying for an individual permit. The operator shall submit an application together with the reasons supporting the request to the Regional Administrator.

2. When an individual NPDES permit is issued to an operator otherwise subject to this general permit, the applicability of this permit to the owner or operator is automatically terminated on the effective date of the individual permit.

Section C. General Permit Limits

1. Permit Conditions Applicable to LAG290000

a. Prohibitions

Permittees shall not discharge nor shall they cause or allow the discharge of produced water and produced sand. Operators of facilities generating pollutants regulated under this permit shall take reasonable positive steps to assure said pollutants are not unlawfully discharged to waters of the United States by third parties and shall maintain documentation of those steps for no less than three years.

b. Other Requirements

All dischargers must comply with any more stringent requirements contained in Louisiana Water Quality Regulations, LAC: 33,IX,7.708.

2. Permit Conditions Applicable to TXG290000

a. Prohibitions

Permittees shall not discharge nor shall they cause or allow the discharge of produced water or produced sand. Operators of facilities generating pollutants regulated under this permit shall take reasonable positive steps to assure said pollutants are not unlawfully discharged to waters of the United States by third parties and shall maintain documentation of those steps for no less than three years.

Exception to prohibition on discharge of produced water: Facilities in the Stripper Subcategory located east of the 98th meridian whose produced water comes from the Carrizo/Wilcox, Reklaw or Bartosh formations in Texas and whose produced water does not exceed 3000 mg/l Total Dissolved Solids shall meet the following limits and monitoring requirements:

(1) Produced water discharges must meet both a daily maximum of 35 mg/l and a monthly average of 25 mg/l for oil and grease.

(2) Monitoring for oil and grease shall be performed once per month. The sample type may be a grab, or a 24-hour composite consisting of the arithmetic average of the results of 4 grab samples taken over a 24-hour period.

(3) Produced water flow monitoring requirement: Once per month, an estimate of the flow in MGD (million gallons per day) must be made and recorded.

Part II

(Applicable to LAG290000 and TXG290000)

Section A. General Conditions

1. Introduction

In accordance with the provisions of 40 CFR 122.41 et. seq., this permit incorporates by reference ALL conditions and requirements applicable to NPDES permits set forth in the Clean Water Act, as amended (hereinafter known as the "Act") as well as all applicable EPA regulations.

2. Duty To Comply

The permittee must comply with all conditions of this permit. Any permit non-compliance constitutes a violation of the Clean Water Act and is grounds for enforcement action and/or for requiring a permittee to apply for and obtain an individual NPDES permit.

3. Permit Flexibility

This permit may be modified, revoked and reissued, or terminated for cause, in accordance with 40 CFR 122.62–122.64. The filing for a permit modification, revocation and reissuance, or termination, or a notification of planned changes or anticipated noncompliance, does not stay any permit condition.

4. Property Rights

This permit does not convey any property rights of any sort, or any exclusive privileges nor does it authorize any injury to private property or any invasion of personal rights, or any infringement of Federal, State or local laws or regulations.

5. Duty To Provide Information

The permittee shall furnish to the Regional Administrator, within a reasonable time, any information which the Regional Administrator may request to determine whether cause exists for modifying, revoking and reissuing, or terminating this permit, or to determine compliance with this permit. The permittee shall also furnish the Regional Administrator, upon request, copies of records required to be kept by this permit.

6. Criminal and Civil Liability

Except as provided in permit conditions on "Bypassing" and "Upsets", nothing in this permit shall be construed to relieve the permittee from civil or criminal penalties for noncompliance. Any false or materially misleading representation or concealment of information required to be reported by the provisions of the permit, the Act or applicable CFR regulations which avoids or effectively defeats the regulatory purpose of the Permit may subject the permittee to criminal enforcement pursuant to 18 USC Section 1001.

7. Oil and Hazardous Substance Liability

Nothing in this permit shall be construed to preclude the institution of any legal action or relieve the permittee from any responsibilities, liabilities, or penalties to which the permittee may be subject under Section 311 of the Clean Water Act.

8. State Laws

Nothing in this permit shall be construed to preclude the institution of any legal action or relieve the permittee from any responsibilities, liabilities, or penalties established pursuant to any