Department of Environmental Quality

To protect, conserve and enhance the quality of Wyoming's environment for the benefit of current and future generations.

Dave Freudenthal, Governor

John Corra, Director

January 26, 2007

Mr. Richard L. Blankenship
EH & S Group Lead
McMurry Oil Company
370 17th Street, Suite 1700
Denver, CO 80202

RE: Notice of Violation

Dear Mr. Blankenship:

Enclosed you will find a Notice of Violation (NOV) issued to McMurry Oil Company by the Department of Environmental Quality, Air Quality Division, for failing to comply with the permit requirement for routing vapors to the common combustion device for the Stud Horse Butte 6-35 PAD located in Sublette County, Wyoming. This violation of permit MD-1397 was observed by Ms. Jennifer Frazier on January 3, 2007.

As the Department and this Division consider the failure to comply with air quality permit conditions to be a serious matter, I am considering recommending the Department refer this violation to the State Attorney General's office requesting a suit be filed in District Court to recover appropriate penalties. If you would like to discuss settlement of this Notice of Violation prior to referral to the Attorney General's office, please contact Mr. Robert Gill, Air Quality Compliance Program Manager, at 307-777-3774 no later than ten (10) days after receipt of this letter.

Should you have any questions or comments regarding this matter, please feel free to contact me or Mr. Robert Gill.

Sincerely,

David A. Finley
Administrator
Air Quality Division

cc: Robert Gill
Jennifer Frazier
Tony Hoyt
Nancy Vehr
Keith Guille

BEFORE THE
DEPARTMENT OF ENVIRONMENTAL QUALITY
STATE OF WYOMING

IN THE MATTER OF THE NOTICE OF VIOLATION	)	
ISSUED TO MCMURRY OIL COMPANY,	)	**DOCKET NO.** 4021-07
MS. RICHARD L. BLANKENSHIP,	)	
EH & S GROUP LEAD,	)	
370 17TH STREET, SUITE 1700	)	
DENVER, COLORADO 80202	)	

NOTICE OF VIOLATION

NOTICE IS HEREBY GIVEN THAT:

1. The Department of Environmental Quality, Division of Air Quality, has found McMurry Oil Company to be in violation of permit MD-1397 issued in accordance with W.S. 35-11-801 of the Wyoming Environmental Quality Act and Chapter 6, Section 2 of the Wyoming Air Quality Standards and Regulations at the Stud Horse Butte 6-35 PAD located in Sublette County, Wyoming.

2. W.S. 35-11-801(a) states, "In granting permits, the Director may impose such conditions as may be necessary to accomplish the purpose of this act which are not inconsistent with the existing rules, regulations and standards."

3. Chapter 6, Section 2 of the Wyoming Air Quality Standards and Regulations prescribes the applicability and procedures for issuing permits to sources under Wyoming's construction and modification permitting program.

4. Permit MD-1397 was issued to McMurry Oil Company on July 5, 2006. Condition 8 of permit MD-1397 states:

> "For the two 10.0 MMCFD TEG dehydration units with condensers and glycol flash separators, reboiler still vent vapors shall be routed to the condensers. Condensed reboiler still vent liquids shall be collected and routed to a liquids storage tank. The non-condensible reboiler still vent vapors from the glycol flash separators which are not used for heater fuel shall be routed to the common combustion device. The condensers and common combustion device shall reduce the mass content of total HAPs and VOCs in the vapors routed to the devices by at least ninety-eight percent (98%) by weight."

5. On January 3, 2006, Ms. Jennifer Frazier, Air Quality Division Engineer/Inspector, observed the valve from one dehydration unit open and venting vapors to the atmosphere.

6. Said violation consists of not routing vapors from the dehydration unit to the common combustion device. This is a direct violation of Condition 8 of permit MD-1397.

7. Under W.S. 35-11-901(a), any person who violates any provision of Article 2 of [the Environmental Quality Act] ... or any rule, regulation, standard or permit adopted pursuant to those provisions, or who violates any determination or order of the council pursuant to Article 2 of [the Environmental Quality Act] ... is subject to a penalty not to exceed ten thousand dollars ($10,000.00) for each violation for each day during which the violation continues, a temporary or permanent injunction, or both a penalty and an injunction.

8. This notice is being sent to you pursuant to W.S. 35-11-701(c), which requires that, in any case of the failure to correct or remedy an alleged violation, the Director of the Department of Environmental Quality shall cause a written notice to be issued and served upon the person alleged to be responsible.

DATED this 26th day of Jan, 2007.

David A. Finley
Administrator
Air Quality Division

John Corra
Director
Department of Environmental Quality

Please direct all inquiries to David A. Finley, Administrator, Division of Air Quality, Department of Environmental Quality, Herschler Building, 2nd Floor, 122 W. 25th Street, Cheyenne, Wyoming 82002. (Telephone: 307/777-7393.)