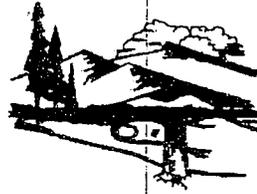




Department of Environmental Quality



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

February 12, 2007

Mr. Richard Wiederstein
EH & S Manager
Burlington Resources Oil and Gas, Inc.
PO BOX 51810
Midland, Texas 79710-1810

RE: Notice of Violation

Dear Mr. Wiederstein:

Enclosed is a Notice of Violation issued to Burlington Resources Oil and Gas, Inc. for the failure to operate the Madden Field Portable Compressor as represented in the permit application for waiver WV-0809.

As the Department and this Division consider the failure to comply with air quality permit/waiver requirements 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: Greg Meeker
Nancy Vehr



**BEFORE THE
DEPARTMENT OF ENVIRONMENTAL QUALITY
STATE OF WYOMING**

**IN THE MATTER OF THE NOTICE OF VIOLATION ISSUED)
TO BURLINGTON RESOURCES OIL AND GAS, INC.,)
MR. RICHARD WIEDERSTEIN, EH & S MANAGER)
PO BOX 51810,)
MIDLAND, TEXAS 79710-1810)**

DOCKET NO. 4040-07

NOTICE OF VIOLATION

NOTICE IS HEREBY GIVEN THAT:

1. The Department of Environmental Quality, Division of Air Quality, has found Burlington Resources Oil and Gas, Inc. (Burlington Resources) to be in violation of permit waiver WV-0809 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 in the operation of the Madden Field Portable Compressor (MDU 54) located in Fremont County, Wyoming.

2. W.S. 35-11-801(c) states, "A permit to construct is required before the construction or modification of any industrial facility capable of causing or increasing air or water pollution in excess of standards established by the department is commenced."

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. Chapter 6, Section 2(a)(i) of the Wyoming Air Quality Standards and Regulations states, "Any person who plans to construct any new facility or source, modify any existing facility or source, or to engage in the use of which may cause the issuance of or an increase in the issuance of air contaminants into the air of this state shall obtain a construction permit from the State of Wyoming, Department of Environmental Quality, before any actual work is begun on the facility."

5. Air quality waiver WV-0809 was issued for the Madden Field Portable Compressor facility on or about July 3, 2003. This waiver was issued based on the emission rates represented in the permit application.

6. A review of the Air Quality Division records for the Madden Field Portable Compressor showed that Burlington Resources tested the Caterpillar G3408TA engine on or about August 14, 2006 with the resulting NOx emissions above those represented in the permit application for waiver WV-0809. The file records further indicate that Burlington Resources continued to operate this engine until November 27, 2006 before repairs were made resulting in continued NOx emissions in excess of those represented in the permit application for waiver WV-0809.

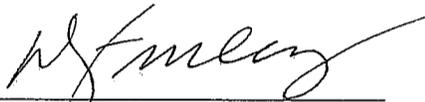
7. Said violation consists of the failure to operate the Caterpillar G3408TA compressor engine at the Madden Field Portable Compressor (MDU 54) facility as represented in the permit application for waiver resulting in an increase in emissions from the facility in violation of W.S. 35-11-801(c) of the Wyoming Environmental Quality Act and Chapter 6, Section 2(a)(i) of the Wyoming Air Quality Standards and Regulations.

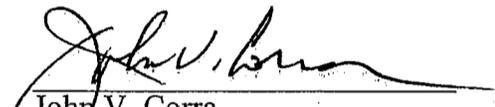
8. Under W.S. 35-11-901(a), any person who violates any provision of Article 2 of [the Environmental Quality Act] ... or any rule, regulation, standard or permit adopted pursuant to those provisions, or who violates any determination or order of the council pursuant to Article 2 of [the Environmental 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.

Burlington Resources Oil and Gas, Inc.
 Notice of Violation
 Page Two

9. 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 2nd day of Mar, 2007.


 David A. Finley
 Administrator
 Air Quality Division


 John V. 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.)

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY	
<ul style="list-style-type: none"> ■ Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. ■ Print your name and address on the reverse so that we can return the card to you. ■ Attach this card to the back of the mailpiece, or on the front if space permits. 	A. Signature <input checked="" type="checkbox"/> <i>Andrade</i>	<input type="checkbox"/> Agent <input type="checkbox"/> Addressee
1. Article Addressed to: <p style="text-align: center;">Mr. Richard Wiederstein EH&S Manager Burlington Resources Oil & Gas PO Box 51810 Midland TX 79710-1810</p>	B. Received by (Printed Name) <i>ANDRADE</i>	C. Date of Delivery <i>3-8-07</i>
2. Article Number <small>(Transfer from service label)</small>	D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No 3. Service Type <input checked="" type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail <input type="checkbox"/> Registered <input checked="" type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D. 4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes	
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