



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

December 9, 2008

Mr. Terry Hurlburt
Senior Vice President/Operations
Jonah Gas Gathering Company
PO BOX 4324
Houston, TX 77210-4324

Re: Notice of Violation

Dear Mr. Hurlburt:

Enclosed you will find a Notice of Violation (NOV) issued to Jonah Gas Gathering Company by the Department of Environmental Quality, Air Quality Division for the failure to obtain a construction/modification permit prior to commencing construction of the diesel generator and three 3400 barrel pressurized condensate tanks at the Bridger Compressor Station. This violation was discovered during an inspection conducted by Ms. Jennifer Frazier, Air Quality Inspector on December 4, 2007.

As the Department and this Division consider the failure to comply with air quality regulatory 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 Ms. Karen Godman, Air Quality Compliance Program Principal, at 307-777-8601 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 Ms. Karen Godman.

Sincerely,


David A. Finley
Administrator
Air Quality Division

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

Herschler Building • 122 West 25th Street • Cheyenne, WY 82002 • <http://deq.state.wy.us>

ADMIN/OUTREACH (307) 777-7937 FAX 777-3610	ABANDONED MINES (307) 777-6145 FAX 777-6462	AIR QUALITY (307) 777-7391 FAX 777-5616	INDUSTRIAL SITING (307) 777-7369 FAX 777-5973	LAND QUALITY (307) 777-7756 FAX 777-5864	SOLID & HAZ. WASTE (307) 777-7752 FAX 777-5973	WATER QU (307) 777 FAX 77
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**BEFORE THE
DEPARTMENT OF ENVIRONMENTAL QUALITY
STATE OF WYOMING**

**IN THE MATTER OF THE NOTICE OF VIOLATION
ISSUED TO JONAH GAS GATHERING COMPANY
MR. TERRY HURLBURT,
SENIOR VICE PRESIDENT/OPERATIONS,
PO BOX 4324,
HOUSTON, TEXAS 77210-4324**

DOCKET NO. 4404-08

NOTICE OF VIOLATION

NOTICE IS HEREBY GIVEN THAT:

1. The Department of Environmental Quality, Division of Air Quality, has found Jonah Gas Gathering Company to be in violation of 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 construction and operation of Bridger Compressor Station located in Sublette 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. On December 4, 2007, Ms. Jennifer Frazier, Air Quality Division Inspector, conducted an inspection of the Bridger Compressor Station. During the inspection, Ms. Frazier observed that a diesel generator without controls had been installed. Ms. Frazier also observed three 3400 barrel pressurized condensate tanks with two vapor recovery units. The Air Quality Division's review further determined that the diesel generator and the three 3400 barrel pressurized tanks were constructed without a valid permit. Therefore, the installation of this equipment to the Bridger Compressor Station constitutes a violation of the requirement to obtain construction/modification permit.

6. Said violation consists of installation of the diesel generator and three 3400 barrel pressurized tanks at the Bridger Compressor Station without a permit. This constitutes a violation of both W.S. 35-11-801(c) and Chapter 6, Section 2(a)(i) of the Wyoming Air Quality Standards and Regulations.

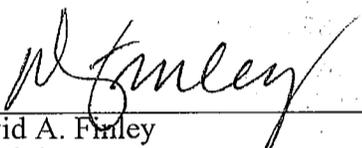
7. Under W.S. 35-11-901(a), any person who violates any provision of Article 2 of [the Environmental Quality Act] ... or any rule, regulation, standard or permit adopted pursuant to those provisions, or who violates any determination or order of the council pursuant to Article 2 of [the Environmental Quality Act] ... is subject to a penalty not to exceed ten thousand dollars (\$10,000.00)

Jonah Gas Gathering Company
Notice of Violation
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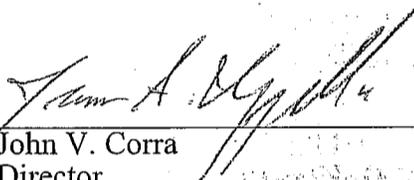
for each violation for each day during which the violation continues, a temporary or permanent injunction, or both a penalty and an injunction.

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 11th day of December, 2008.



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.)