DEPARTMENT OF ENVIRONMENTAL QUALITY
STATE OF WYOMING

NOTICE OF VIOLATION

IN THE MATTER OF THE NOTICE OF	)	
VIOLATION ISSUED TO	)	
M-I Swaco	)	**DOCKET NO. 4270-08**
P.O. Box 832	)	
Greybull, Wyoming 82426	)	
RE: Permit 278C	)	

NOTICE

NOTICE IS HEREBY GIVEN THAT:

1. Notice of Violation is being sent to you pursuant to W.S. §35-11-701(c)(i) which requires that a written notice shall be issued in the case of failure to correct or remedy an alleged violation.

2. On April 17, 2008 the Semi-Annual Inspection of Permit 278C was conducted by Brian R. Wood of the Wyoming Department of Environmental Quality - Land Quality Division, District II office. That inspection was summarized in a report dated April 30, 2008. The permit area encompasses lands within Townships 50N to 55N and Ranges 90W through 93W. Specific to this violation, the lands in question are located in Township 51N, Range 91W, Sections 25, 26 and 36, and Township 53N, Range 93W, Section 18.

3. The April 2008 Inspection revealed that topsoil and subsoil protection, the cover of unsuitable material, and the protection of adjacent native lands was inadequate per permit commitments and as required by W.S. § 35-11-415(b)(iii) and W.S. § 35-11-415(b)(iv).

4. W.S. § 35-11-901(a) provides that any person who violates any provision of the Environmental Quality Act or any rule, standard, permit, license or variance adopted there under is liable to a penalty of ten thousand dollars ($10,000.00) for each day of violation, which penalty may be recovered in a civil action brought by the Attorney General in the name of the People of the State of Wyoming.

DATED THIS 5 **day of** May**, 2008.**

Donald R. McKenzie
Administrator
Land Quality Division

John V. Corra
Director
Department of Environmental Quality

PLEASE DIRECT ALL INQUIRIES regarding this Notice of Violation to Mark Moxley, Land Quality District 2 Supervisor, 510 Meadowview Dr., Lander, Wyoming 82520, telephone (307) 332-3047.