



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

OK 4/29/9 John Corra, Director

April 23, 2009

Mr. Tony Ames
Ames Construction, Inc..
18450 East 28th Ave
Aurora, CO 80011

RE: Notice of Violation No. 100199 (Docket No. 4412-09) for Ames Construction, Inc. Wyoming, Inc., Dry Fork Mine, Permit No. 599-T4

Dear Mr. Ames:

This letter covers a modification to the above referenced Notice of Violation. Western Fuels-Wyoming, Inc. was found by the Director to not be directly responsible for the violation and has been removed from the violation. No further action is required by you and the violation is terminated.

Please contact me if you have any questions.

Sincerely,

Stacy Page
Stacy Page
Senior Analyst

Attachments
xc: Don McKenzie (with attach.)

**CERTIFIED MAIL NO. 7005 1160 0001 6423 8457
RETURN RECEIPT REQUESTED**



*1005
A-11*

WYOMING DEPARTMENT OF ENVIRONMENTAL QUALITY
LAND QUALITY DIVISION
CHEYENNE, WY

PERMIT NO. 599-T4
DOCKET NO. 4412-09

MODIFICATION OF NOTICE OR ORDER

PERMITTEE, OPERATOR OR LICENSEE

Name: **Ames Construction , Inc.**

Mine: **Dry Fork Mine, Permit No. 599-T4**

County and State: **Campbell Co., Wyoming**

Address: **Mr. Tony Ames
Ames Construction, Inc.
18450 East 28th Ave
Aurora, CO 80011**

Surface Coal Mine **X**

Under the authority of the Wyoming Environmental Quality Act:

Notice of Violation No. **100199** , dated **January 8, 2009**

is modified on **April 23, 2009** as follows:

- 1) **Western Fuels – Wyoming, Inc. will be removed from the Notice of Violation. Ames Construction, Inc. will remain.**

Reasons:

Mr. Corra's conclusion in the informal conference held March 20, 2009 was that Western Fuels – Wyoming were not directly responsible for the violation.

Effective Date : **April 23, 2009**

STACY PAGE

Printed Name of Designated Representative

Manner of Service : **CERTIFIED MAIL**

Proof of Service: **RETURN RECEIPT**


Signature of Designated Representative

cc: Cheyenne LQD
District Office
OSM – Casper Field Office

WYOMING DEPARTMENT OF ENVIRONMENTAL QUALITY
LAND QUALITY DIVISION
CHEYENNE, WY

PERMIT NO. AMES CONSTRUCTION, INC.
DOCKET NO. 4412-09

VACATION OR TERMINATION OF NOTICE OR ORDER

To the Following Permittee or Operator or Licensee:

Name Mr. Tony Ames, Ames Construction, Inc.

Billing Address 18450 East 28th Ave, Aurora, CO 80011

Under the authority of the Wyoming Environmental Quality Act of 1973, as amended, with respect to:

Notice of Violation No. 100199, dated **January 8, 2009**

Violation No. **100199** is hereby x Terminated

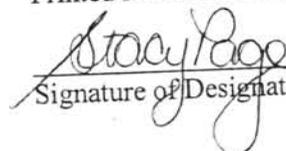
Date of Service April 23, 2009

Manner of Service Certified Mail

Proof of Service Return Receipt

cc: Cheyenne LQD
District Office
OSM – Casper Field Office

STACY PAGE
Printed Name of Designated Representative


Signature of Designated Representative