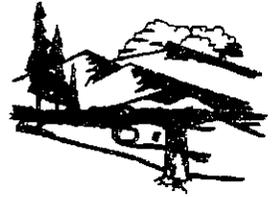




Department of Environmental Quality



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

CERTIFIED MAIL

June 20, 2007

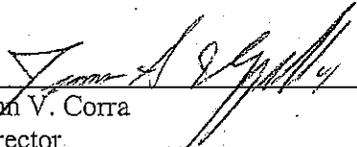
North Star Utility
Michael T. Halpin
P.O. Box 610
Jackson, WY 83001

RE: Notice of Violation, Docket Number 4098-07

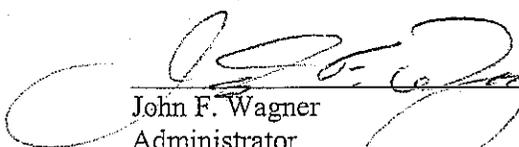
Dear Mr. Halpin:

Attached is a copy of a Notice of Violation, Docket Number 4098-07, issued to North Star Utility Company for the construction of a public water supply well without a permit to construct. Ty S. Ross, P.E., is the Professional Engineer of Record listed on the permit to construct application form.

The Water Quality Division has the authority to resolve violations with an out-of-court settlement agreement. If North Star Utility Company desires to pursue resolution of the previously noted violation through such an agreement, please contact Mr. Don McKenzie, Water and Wastewater Section Manager, in writing by July 13, 2007 to set up a meeting to discuss this matter. He can be contacted at Wyoming DEQ/WQD, Herschler Building, 4th Floor West, 122 West 25th Street, Cheyenne, Wyoming 82002.



John V. Corra
Director
Department of Environmental Quality



John F. Wagner
Administrator
Water Quality Division

JVC/JFW/MDB/bb/7-0507.LTR

Enclosure: Notice of Violation

xc: IPS
Mark Baron, P.E., W&WW, Lander
Keith Guile, DEQ Public Information Officer



BEFORE THE
DEPARTMENT OF ENVIRONMENTAL QUALITY
STATE OF WYOMING

IN THE MATTER OF THE NOTICE OF)
VIOLATION ISSUED TO:)
North Star Utility)
Michael T. Halpin)
P.O. Box 610)
Jackson, WY 83001)

DOCKET NUMBER 4098-07

NOTICE OF VIOLATION

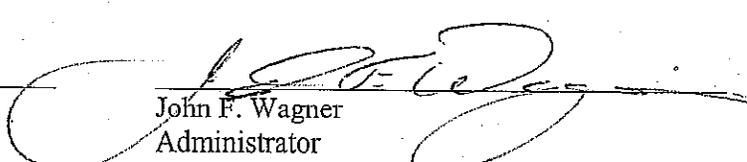
NOTICE IS HEREBY GIVEN THAT:

1. North Star Utility Company is the owner of a public water supply well, State of Wyoming, Office of the State Engineer, Permit No. U.W. 178319. This water well is located in the SE 1/4 SE 1/4 Section 20 of Township 37 North, Range 118 West in Lincoln County, Wyoming.
2. North Star Utility Company submitted a permit to construct application under tracking number 07-189 to construct two public water supply wells along with water mains, sewage collection mains, a sewage lift station and force main on April 10, 2007. Meridian Engineering, P.C., is the consultant on the permit to construct application.
3. Wyoming Statute (W.S.) 35-11-301(a)(v) requires a permit from the Department of Environmental Quality (DEQ) prior to the construction of a public water supply well.
4. North Star Utility Company started construction on a public water supply prior to receiving a permit to construct from the DEQ. This is a violation, of W.S. 35-11-301(a)(v).
5. This Notice is being sent to you pursuant to W.S. 35-11-701(c)(i), which requires that in any case of the failure to correct or remedy an alleged violation, the Director of DEQ shall cause a written notice to be issued and served on the person alleged to be responsible;
6. Pursuant to Wyoming Statute 35-11-901(a), any person who violates, or any director, officer, or agent of a corporate permittee who willingly and knowingly authorizes, orders, or carries out the violation of any provision of the Environmental Quality Act (Act), or any rule, regulation, standard, or permit adopted hereunder or who violates any determination or order of the council pursuant to this act or any rule, regulation, standard, permit, license, or variance is subject to a penalty not to exceed ten thousand dollars and no cents (\$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. The penalty may be recovered in a civil action brought by the Attorney General in the name of the People of the State of Wyoming. Nothing herein shall preclude the department from negotiating stipulated settlements involving the payment of a penalty, implementation of compliance schedules or other settlement conditions; in lieu of litigation.

NOTHING IN THIS NOTICE OF VIOLATION (NOV) shall be interpreted to in any way limit or contravene any other remedy available under the Environmental Quality Act, nor shall this NOV be interpreted as being a condition precedent to any other enforcement action.

Signed this 22nd day of June, 2007.


John V. Corra
Director
Department of Environmental Quality


John F. Wagner
Administrator
Water Quality Division

PLEASE DIRECT ALL INQUIRIES TO: Don McKenzie, Water & Wastewater Section Manager, Wyoming DEQ WQD, Herschler Building, 4th Floor West, 122 West 25th Street, Cheyenne, Wyoming 82002. Telephone 307-777-7075.

AR 6/20/07

JVC/JFW/MDB/bb/7-0507.NOV

xc: IPS, Mark Baron, P.E., W&WW Section, Lander, Keith Guile, DEQ Public Information Officer