

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

**IN THE MATTER OF THE NOTICE OF VIOLATION  
ISSUED TO:**

**BNSF Railway Company  
Mr. Dan Silva  
100 Cemetery Road  
Guernsey, WY 82214**

**DOCKET NUMBER 4865-11**

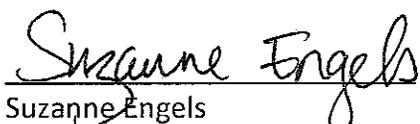
**NOTICE OF COMPLIANCE**

The Department of Environmental Quality (DEQ), Water Quality Division (WQD) issued Notice of Violation (NOV) Docket Number **4865-11** on July 21, 2011 to BNSF Railway Company (BNSF). The NOV alleged that BNSF had constructed a small wastewater system without a permit to construct. BNSF, therefore, was in violation of the Wyoming Environmental Quality Act and applicable Wyoming Water Quality Rules and Regulations.

The Settlement Agreement required BNSF to complete the as-built permitting process and pay a penalty of two thousand dollars and no cents (\$2,000). An as-built permit to construct permit number 11-370 was issued on September 16, 2011, and the penalty was received on September 21, 2011 by DEQ/WQD.

BNSF has complied with the conditions of the Settlement Agreement and the DEQ finds that all terms have been satisfied. DEQ looks forward to working with BNSF in a proactive manner and is available to discuss future permit to construct issues.

Dated this 22<sup>nd</sup> day of September, 2011.

  
Suzanne Engels  
Special Projects Engineer  
Water Quality Division  
Wyoming DEQ

SE/rm/11-0876

cc: IPS, Docket Number **4865-11**  
Keith Guille, DEQ Public Information Officer  
Karen Farley, Casper DEQ