



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 8

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Ref: 8ENF-W

JAN - 3 2013

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

John Field, Registered Agent
Woodenshoe Pipeline Company
4877 N. Woodenshoe
Peoa, UT 84061

Re: Administrative Order 2nd Addendum
Woodenshoe Pipeline Company
Public Water System
Docket No. SDWA-08-2012-0006
PWS ID #UTAH22058

Dear Mr. Field:

This Addendum to the Administrative Order (Order) issued January 5, 2012, to the Woodenshoe Pipeline Company (Woodenshoe) constitutes the written approval by EPA of the compliance schedule extension request in the August 8, 2012, letter and follow-up November 19, 2012, email submitted by Attorney Steven E. Clyde on behalf of Woodenshoe. It is necessary to extend the project completion date to August 31, 2013, because formal incorporation of the Woodenshoe was necessary to enter into a loan agreement with the Utah Department of Environmental Quality, water right issues necessitate entering into a contract with the Weber Basin Water Conservancy District (WBWCD), and Woodenshoe must obtain approval from the Division of Water Rights. The new schedule for implementing and completing system improvements is shown below, and is incorporated into the Order per paragraph 20 of the Order.

<u>Action</u>	<u>Completion Date</u>
Verify title to easement properties	November 30, 2012
Prepare corporate documents/easement legal descriptions	December 15, 2012
Board approval of WBWCD documents/file water right exchange application, prepare easement documents, bid/construction contracts; final engineering design	December 30, 2013
Execute/record easements	January 15, 2013
Finalize loan documents/environmental assessment	January 30, 2013
Approval of water right exchange application by state engineer	April 30, 2013*
Execute WBWCD water contract and state loan documents	May 15, 2013
State approval of bid/construction documents; solicit bids and award contract	May 30, 2013
Execute construction contract	June 15, 2013
Construction starts	June 30, 2013
Construction complete	August 31, 2013

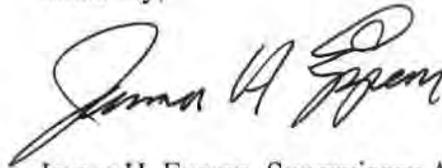
* If the Water Right Exchange Application is protested it may delay the State Engineer's approval, which would affect the subsequent timetable.

Please note that EPA expects this approved schedule to be met. While not creating any right to an extension, EPA in its discretion may consider granting an extension to compliance order deadlines under limited circumstances. If unexpected events occur that are beyond Woodenshoe's control and that may require Woodenshoe to request an extension of these deadlines, Woodenshoe is responsible for notifying EPA well in advance of the deadline dates. EPA will not consider extending these deadlines without a clear justification for their need. Woodenshoe must provide the following information in writing for any request for extensions: a description of the work that has been completed and the additional work that may not be completed by the deadline dates; the unexpected events that have occurred or may occur and how Woodenshoe has attempted to foresee and use its best efforts to overcome these obstacles; and proposed new deadline dates with justification for the length of the proposed new deadlines.

As a reminder, Woodenshoe is required to submit quarterly progress reports to EPA and UTDEQ within 10 days of the end of each calendar quarter per paragraph 21 of the Order.

Please be advised that Woodenshoe is required to comply with all provisions of the Order. Penalties for failing to comply are set forth in the Order. Please contact Kathelene Brainich at (800) 227-8917, extension 6481, or (303) 312-6481 if Woodenshoe has any questions concerning this Addendum. If Woodenshoe's attorney has any questions, please ask the attorney to call Charles Figur, Enforcement Attorney, at the above 800 number, extension 6915, or at (303) 312-6915.

Sincerely,



James H. Eppers, Supervisory Attorney
Legal Enforcement Program
Office of Enforcement, Compliance
and Environmental Justice



Arturo Palomares, Director
Water Technical Enforcement Program
Office of Enforcement, Compliance
and Environmental Justice

cc: Joseph N. Santos, Epic Engineering
Steven E. Clyde, ClydeSnow P.C.
Patti Fauver, UTDEQ
Tina Artemis, EPA Regional Hearing Clerk



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