



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 8

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Ref: 8ENF-W

AUG 25 2009

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Jesse Dale Ruby, Registered Agent and Operator
J M Land & Developing Co.
2901 4 J Road
Gillette, WY 82718

Re: Administrative Order Addendum
Docket No. SDWA-08-2009-0023
PWS ID #5601602

Dear Mr. Ruby:

This addendum to the Administrative Order ("Order") issued December 30, 2008, to you and JM Land & Developing Co. (JM Land), incorporates into the Order the final compliance date of September 22, 2009, for the Ridgeway Community Well Water System (System) to come into compliance with the Maximum Contaminant Level for total coliform bacteria. The final compliance date is now an enforceable part of the Order.

This date is based on the compliance plan submitted to EPA by Randall T. Cox on June 24, 2009, as amended July 16, 2009. Mr. Cox's June 24th letter and subsequent correspondence also indicated that you intend to separate the System into separate systems. This letter does not approve that proposal. Nor does it approve any interim deadline in the proposed schedule. This letter approves only the final compliance date.

In the future, if you present evidence to EPA that you and JM Land no longer directly or indirectly own or operate any system that serves enough individuals or connections to constitute a "public water system" as defined by Safe Drinking Water Act (SDWA) and its implementing regulations, EPA may determine whether to "deactivate" the System, *i.e.*, to consider it no longer to be a "public water system" regulated by the SDWA or the drinking water regulations. However, unless and until this occurs, EPA will continue to consider you and JM Land subject to the Order.

All provisions of the Order remain in full force and effect. For example, you must submit monthly progress reports to EPA as required by paragraph 10, page 2, of the Order. Any violation of the Order is potentially subject to an enforcement action for penalties and/or a court-issued injunction.

Please contact Kathelene Brainich, Environmental Specialist, at (303) 312-6481 if you have any questions concerning this letter.

Sincerely,



Diane L. Sipe, Director
Technical Enforcement Program
Office of Enforcement, Compliance,
and Environmental Justice



David Rochlin, Supervisory Attorney
Legal Enforcement Program
Office of Enforcement, Compliance,
and Environmental Justice

cc: Randall T. Cox, Attorney
Duaine Faucett, Ridgeway operator (via fax)
Wyoming DEQ/DOH (via email)
Tina Artemis, EPA Regional Hearing Clerk