



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 8
1595 WYNKOOP STREET
DENVER, COLORADO 80202-1129
Phone 800-227-8917
<http://www.epa.gov/region08>

MAY 08 2008

Ref: 8ENF-L

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Michael Milton, Registered Agent
Line Shack, LLC
448 Union Pass Road
Dubois, WY 82513

Re: Complaint and Notice of
Opportunity for Hearing
Docket No. SDWA-08-2008-0046

Dear Mr. Milton:

Enclosed is an administrative "Complaint and Notice of Opportunity for Hearing" (complaint) filed against Line Shack, LLC (System) under section 1414 of the Safe Drinking Water Act (SDWA), 42 U.S.C § 300g-3. The U.S. Environmental Protection Agency (EPA) alleges in the complaint that the System failed to comply with an Administrative Order, Docket No. SDWA-08-2005-0023, issued on June 8, 2005, under section 1414(g) of the SDWA, 42 U.S.C. § 300g-3(g). The violations are specifically set out in the complaint.

In 2007, EPA issued a similar complaint, alleging many of the same types of violations. This complaint alleges violations that have occurred since the conclusion of the 2007 administrative penalty proceeding. It is of particular concern to EPA that even after paying the penalty EPA proposed in the 2007 complaint, the System has continued to violate the 2005 Administrative Order.

By law, the System has the right to request a hearing regarding the matters set forth in the complaint. Please pay particular attention to those parts of the complaint entitled "Opportunity to Request a Hearing" and "Failure to File an Answer." If the System does not respond to this complaint within 30 days of receipt, a default judgment may be entered and the proposed civil penalty may be assessed without further proceedings. In the System's answer it may request a hearing. The System has the right to be represented by an attorney at any stage of these proceedings.

Whether or not the System requests a hearing, its representatives may confer informally with EPA concerning the alleged violations or the amount of the proposed penalty.

EPA encourages all parties against whom it files a complaint proposing assessment of a penalty to pursue the possibilities of settlement through an informal conference. Any such settlement shall be



Printed on Recycled Paper

finalized by the issuance of a final order by the Regional Judicial Officer, EPA Region 8. The issuance of a consent agreement shall constitute a waiver of the System's right to request a hearing on any matter to which the System has stipulated in that agreement.

A request for an informal conference does not extend the 30-day period during which the System must submit a written answer and a request for a hearing. The informal conference procedure may be pursued as an alternative to, and simultaneously with, the adjudicatory hearing. Please note that if the System does not file an answer, it may be subject to a default order requiring it to pay the full penalty proposed in the complaint, even if it has requested an informal conference.

For any questions specific to the violations or penalty, the most knowledgeable people on my staff regarding this matter are Shawn McCaffrey, who can be reached at 800-227-8917 extension 6515, or Peggy Livingston, Enforcement Attorney, who can be reached at 800-227-8917 extension 6858.

We urge your prompt attention to this matter.

Sincerely,

Michael T. Bivner
for

Andrew M. Gaydosh
Assistant Regional Administrator
Office of Enforcement, Compliance
and Environmental Justice

Enclosure

cc: WY DEQ (via email)
WY DOH (via email)



2008 MAY -8 AM 10:01

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 8

IN THE MATTER OF)
)
Line Shack, LLC)
Dubois, Wyoming)
) Docket No. SDWA-08-2008-0046
)
Respondent) **COMPLAINT AND NOTICE OF**
) **OPPORTUNITY FOR HEARING**
Proceedings under section 1414(g))
of the Safe Drinking Water Act,)
42 U.S.C. §300g-3(g))
)

COMPLAINT

This civil administrative Complaint and Notice of Opportunity for Hearing (“complaint”) is issued under the authority vested in the Administrator of the United States Environmental Protection Agency (“EPA”) by section 1414(g)(3) of the Safe Drinking Water Act, as amended (the “SDWA”), 42 U.S.C. §300g-3(g)(3). Section 1414(g)(3) of the SDWA authorizes the Administrator of the EPA to assess an administrative civil penalty against any person who violates, or fails or refuses to comply with, an order issued under section 1414(g)(1) of the SDWA.

The complainant in this action is the Assistant Regional Administrator, Office of Enforcement, Compliance and Environmental Justice, EPA Region 8, who has been duly authorized to institute this action. This proceeding is subject to EPA's “Consolidated Rules of Practice Governing the Administrative Assessment of Civil Penalties and the Revocation or

Suspension of Permits,” 40 C.F.R. part 22 (“Consolidated Rules of Practice”)(Complainant’s Exhibit 1).

GENERAL ALLEGATIONS

The following general allegations apply to each count of this complaint:

1. Line Shack, LLC (“Respondent”) is a corporation under the laws of the State of Wyoming as of March 22, 2000, and is therefore a “person” as that term is defined in section 1401(12) of the SDWA, 42 U.S.C. §300f(12), and 40 C.F.R. §141.2.
2. Respondent owns and/or operates a system, the Line Shack Lodge Water System (the “System”), located in Fremont County, Wyoming, for the provision to the public of piped water for human consumption.
3. The System has at least 15 service connections or regularly serves at least 25 year-round residents and is therefore a “public water system” as that term is defined in section 1401(4) of the SDWA, 42 U.S.C. §300f(4), and a “non-community water system” as that term is defined in 40 C.F.R. §141.2.
4. As an owner and/or operator of a public water system, Respondent is a “supplier of water” as that term is defined in section 1401(5) of the SDWA, 42 U.S.C. §300f(5), and 40 C.F.R. §141.2. Respondent is therefore subject to the requirements of part B of the SDWA, 42 U.S.C. §300g *et seq.*, and its implementing regulations, 40 C.F.R. part 141 (also known as the “National Primary Drinking Water Regulations” or “NPDWRs”).

5. The source of the System's water is groundwater, through one well. The water is not treated. The System serves an average of approximately 50 persons daily through 3 service connections. It is operational year-round with the exception of approximately one month in the late spring.
6. On June 8, 2005, in accordance with sections 1414(a)(2) and (g)(1) of the SDWA, 42 U.S.C. §300g-3(a)(2) and (g)(1), the EPA issued an Administrative Order, Docket No. SDWA-08-2005-0023 (the "Order") to Respondent, citing violations of the NPDWRs, including requirements
 - to monitor the System's water at least quarterly for total coliform bacteria, as required by 40 C.F.R. §141.21;
 - to monitor the System's water at least annually for nitrate, as required by 40 C.F.R. §141.23(d);
 - to notify the public, as required by 40 C.F.R. §141.201, of its failures to monitor for coliform bacteria and nitrate;
 - to report to EPA, as required by 40 C.F.R. §141.21(g)(2), within ten days of having failed to meet the total coliform monitoring requirement; and
 - to report to EPA, as required by 40 C.F.R. §141.31(b), within 48 hours of having failed to meet the nitrate monitoring requirement.

A copy of the Order is attached to this complaint as Complainant's Exhibit 2.

7. On May 29, 2007, EPA issued a Complaint and Notice of Opportunity for Hearing ("2007 complaint") alleging that the Respondent had violated the Order, due to

failures to monitor for total coliform bacteria, late reporting of annual nitrate monitoring results, late public notification of its violations, and failing to report coliform monitoring violations to the EPA. EPA proposed to assess a \$500 administrative penalty against Respondent for these violations. This proceeding was concluded according to a July 17, 2007 Final Order, which incorporated a Consent Agreement under which the Respondent agreed to pay the \$500 penalty. The Respondent has paid the penalty.

COUNTS OF VIOLATION

Count I

Failure to Monitor for Total Coliform

1. The Order (on page 5, in par. 1 of the "Order" section) required Respondent to perform quarterly bacteriological monitoring for total coliform, as required by 40 C.F.R. §141.21(a).
2. Respondent violated the Order by failing to monitor for total coliform bacteria during the fourth quarter of 2007.
3. The violation cited in the previous paragraph is in addition to the violations that EPA alleged in the 2007 complaint.

Count II

Failure to Report Coliform Monitoring Violations to EPA

1. The Order (on page 6, in par. 4 of the "Order" section) required Respondent to report to EPA any failure to comply with coliform monitoring requirements, within ten days of discovering the violation, as required by 40 C.F.R. §141.21(g)(2).

2. Respondent violated the Order by failing to report to EPA that in the fourth quarter of 2007 it had failed to monitor for coliform.
3. The violation cited in the previous paragraph is in addition to the violations cited in the 2007 complaint.

PROPOSED ADMINISTRATIVE CIVIL PENALTY

This complaint proposes that EPA assess an administrative penalty from Respondent. EPA is authorized to assess an administrative penalty according to section 1414(g)(3) of the SDWA, 42 U.S.C. §300g-3(g)(3) for violation of an administrative order issued under section 1414(g)(1) of the SDWA. The amount may be up to \$27,500.¹

EPA has determined the proposed penalty amount in accordance with section 1414 of the SDWA, 42 U.S.C. §300g-3. Taking into account the seriousness of the violation, the population at risk, and other appropriate factors, including Respondent's degree of willfulness and/or negligence, history of noncompliance, if any, and ability to pay, as known to EPA at this time, EPA proposes to assess an administrative civil penalty of \$1,200 against Respondent for its violations of the Order.

OPPORTUNITY TO REQUEST A HEARING

As provided in section 1414(g)(3)(B) of the SDWA, 42 U.S.C. §300g-3(g)(3)(B), Respondent has the right to request a public hearing to contest any material fact alleged in this complaint, to contest the appropriateness of the proposed penalty and/or to assert that it is entitled to judgment as a matter of law.

¹The original statutory amount of \$25,000 has been adjusted for inflation pursuant to 40 C.F.R. part 19.

If Respondent wishes to request a hearing, Respondent must file a written answer in accordance with 40 C.F.R. §§22.15 and 22.42 within thirty (30) calendar days after this complaint is served. If this complaint is served by mail, Respondent has an additional five (5) calendar days, pursuant to 40 C.F.R. §22.7(c), in which to file its answer.

If Respondent requests a hearing in its answer, the procedures provided in 40 C.F.R. part 22, subpart I, will apply to the proceedings, and the Regional Judicial Officer will preside. However, Respondent has the right under the SDWA to elect a hearing on the record in accordance with section 554 of the Administrative Procedure Act, 5 U.S.C. §§551 et seq. ("APA"). To exercise this right, the answer must include a specific request for a hearing on the record in accordance with 5 U.S.C. §554. Upon such request, the Regional Hearing Clerk will recaption the pleadings and documents in the record as necessary. (See 40 C.F.R. §22.42.) Pursuant to such a request, subpart I will not apply to the proceedings and an Administrative Law Judge from Washington, D.C., will preside.

The answer must be in writing. An original and one copy of the answer must be sent to the attorney listed below and the EPA Regional Hearing Clerk at the address below:

Tina Artemis
Region 8 Hearing Clerk (8RC)
U.S. Environmental Protection Agency
1595 Wynkoop Street
Denver, Colorado 80202

FAILURE TO FILE AN ANSWER

If Respondent does not file a written answer with the Regional Hearing Clerk at the address above within thirty (30) days of receipt of this complaint, Respondent may be subject to a default order requiring payment of the full penalty proposed in this complaint.

REQUIREMENTS FOR ANSWER

The answer must clearly and directly admit, deny, or explain each of the factual allegations contained in this complaint with regard to which Respondent has any knowledge. The answer must state (1) any circumstances or arguments which the Respondent alleges to constitute grounds of defense, (2) any facts the Respondent disputes, (3) whether and on what basis the Respondent opposes the proposed penalty, and (4) whether the Respondent requests a hearing. **Failure to admit, deny, or explain any material factual allegation contained in this complaint shall constitute an admission of that allegation.**

SETTLEMENT CONFERENCE

EPA encourages exploring settlement possibilities through an informal settlement conference. Requesting, scheduling, or participating in a settlement conference **does not** substitute for an answer or extend the period mentioned above for filing an answer and a request for a hearing. Failing to file an answer may lead to a default order, even if a settlement conference occurs. The parties may simultaneously pursue settlement and proceed with administrative litigation under 40 C.F.R. part 22.

If a settlement can be reached, its terms shall be expressed in a written consent agreement, signed by the parties and incorporated into a final order signed by the Presiding Officer. A request for a settlement conference, or any questions that Respondent may have regarding this complaint, should be directed to the attorney named below.

Dated this 7th day of May, 2008.

UNITED STATES ENVIRONMENTAL
PROTECTION AGENCY, REGION 8
Complainant.

for Michael T. Bisner
Andrew M. Gaydosh
Assistant Regional Administrator
Office of Enforcement, Compliance
and Environmental Justice

Margaret J. ("Peggy") Livingston
Margaret J. ("Peggy") Livingston
Enforcement Attorney
Office of Enforcement, Compliance
and Environmental Justice
U.S. EPA Region 8
1595 Wynkoop Street
Denver, Colorado 80202
Telephone Number: (303) 312-6858
Facsimile Number: (303) 312-7202

CERTIFICATE OF SERVICE

The undersigned hereby certifies that the original and a copy of the COMPLAINT AND NOTICE OF OPPORTUNITY FOR HEARING with all Exhibits were hand-carried to the Regional Hearing Clerk, EPA, Region 8, 1595 Wynkoop Street, Denver, Colorado, and that a true copy of the same was sent to the following by CERTIFIED MAIL/RETURN RECEIPT REQUESTED:

Michael Milton, Registered Agent
Line Shack, LLC
448 Union Pass Road
Dubois, WY 82513

Date: July 8, 2008

By: Judith McTernan
Judith McTernan

Friday
July 23, 1999

1st Page Only

Environmental
Protection
Agency

Part V

**Environmental
Protection Agency**

40 CFR Part 22

Consolidated Rules of Practice Governing
the Administrative Assessment of Civil
Penalties, Issuance of Compliance or
Corrective Action Orders, and the
Revocation, Termination or Suspension of
Permits; Final Rule

COMPLAINANT'S
EXHIBIT NO. 1



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION VIII

999 18th STREET - SUITE 300
DENVER, COLORADO 80202-2466
<http://www.epa.gov/region08>

Ref: 8ENF-W

JUN 8 2005

COMPLAINANT'S
EXHIBIT NO. 2

CERTIFIED MAIL

RETURN RECEIPT REQUESTED 7003 2260 0001 7791 5626

Michael Milton, Registered Agent
Line Shack, LLC
448 Union Pass Road
Dubois, WY 82513

Re: Administrative Order
Docket No. SDWA-08-2005-0023
PWS ID #5601479

Dear Mr. Milton:

Enclosed you will find an Administrative Order (Order), which the Environmental Protection Agency (EPA) has issued under the authority of the Safe Drinking Water Act (SDWA), 42 U.S.C. Section 300f et seq., and its implementing regulations. Among other things, the Administrative Order finds that Line Shack, LLC is a supplier of water as defined by the SDWA and that it has violated the National Primary Drinking Water Regulations (NPDWRs) at 40 C.F.R. §§ 141.21, 141.23(d), 141.201 and 141.31(b) for: failing to monitor for total coliform and nitrate; failing to provide public notice of the violations; and for failing to report SDWA violations to EPA.

If the Line Shack, LLC complies with the enclosed Order for a period of at least twelve months, EPA may choose to close the Order. Violating the enclosed Order may lead to (1) a penalty of up to \$32,500 per day of violation of the Order, (2) a separate such penalty for violating the regulations themselves, and/or (3) a court injunction ordering the Line Shack, LLC to comply.


Also enclosed is a Small Business Regulatory Enforcement and Fairness Act (SBREFA) Section 22 information sheet. The SBREFA sheet notifies small businesses of their right to comment on regulatory enforcement activities, and provides information on compliance assistance. Dissemination of this information sheet does not constitute an admission or determination by EPA that the business, organization or governmental jurisdiction is a small entity as defined by SBREFA. A brochure entitled "Funding Options for Privately-Owned Public Water Systems in Wyoming" is also enclosed as well as a public notice template.



Please note that the effective date of the enclosed Order is the date of issuance. Within the next 10 days, please provide EPA with any new information that you believe the Agency is not aware of relating to the alleged violations in the Order. The information should be sent to Kathelene Brainich at the address on the letterhead and include the mailcode 8ENF-W, or call (800) 227-8917, extension 6481 or (303) 312-6481. If you wish to have an informal conference with EPA, you may also call or write Ms. Brainich. If you are represented by an attorney, please ask your attorney to direct any legal questions to Peggy Livingston, Enforcement attorney, at the above 800 number, extension 6858, or at (303) 312-6858.

We urge your prompt attention to this matter.

Sincerely,


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

Enclosures

Order
SBREFA
Funding Brochure
public notice template

cc: WY DEQ (via email)
WY DOH (via email)



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 8

2005 JUN -8 PM 1:20

FILED
EPA REGION VIII
HEARING CLERK

IN THE MATTER OF)
)
Line Shack, LLC) ADMINISTRATIVE ORDER
Dubois, Wyoming)
)
Respondent) Docket No. SDWA-08-2005-0023
)
)
Proceedings under Section 1414(g))
of the Safe Drinking Water Act,)
42 U.S.C. § 300g-3(g))
)

The following Findings are made and Order issued under the authority vested in the Administrator of the U.S. Environmental Protection Agency (EPA) by Section 1414(g) of the Safe Drinking Water Act (the Act), 42 U.S.C. § 300g-3(g) and its implementing regulations, as properly delegated to the Supervisors of the Technical and Legal Enforcement Programs of the Office of Enforcement, Compliance and Environmental Justice, EPA Region 8.

FINDINGS

1. Line Shack, LLC (Respondent) is a corporation under the laws of the State of Wyoming as of March 22, 2000 and therefore a "person" within the meaning of 40 C.F.R. § 141.2.
2. Respondent owns and/or operates a system, the Line Shack Lodge Water System (the "System"), located in Fremont County, Wyoming for the provision to the public of piped water for human consumption.
3. The Line Shack Lodge Water System has at least 15 service connections or regularly serves an average of

at least 25 individuals daily at least 60 days out of the year and is therefore a "public water system" within the meaning of Section 1401(4) of the Act, 42 U.S.C. § 300f(4), and a "non-community water system" within the meaning of 40 C.F.R. § 141.2.

4. Respondent owns and/or operates a public water system and is therefore a "supplier of water" within the meaning of Section 1401(5) of the Act, 42 U.S.C. § 300f(5) and 40 C.F.R. § 141.2. Respondent is therefore subject to the requirements of Part B of the Act, 42 U.S.C. § 300g et seq., and its implementing regulations, 40 C.F.R. Part 141.
5. According to a June 2, 2001 sanitary survey by an agent for EPA, the System is supplied by a groundwater source consisting of one well with no treatment. The System serves approximately 30 persons through 3 service connections and is operational all year with the exception of closing for one month in May/June.

FINDINGS OF VIOLATION

I.

1. 40 C.F.R. § 141.21 requires any non-community public water system with an average daily population of less than 1,001 and having a groundwater source to monitor

its water at least once per quarter to determine compliance with the maximum contaminant level (MCL) for total coliform bacteria as stated in 40 C.F.R. § 141.63.

2. Respondent failed to monitor the water for contamination by total coliform bacteria during the 1st quarter of 2005 (January-March), 1st (January-March) and 3rd (July-September) quarters of 2004 and the 2nd (April-June) 2002, in violation of 40 C.F.R. § 141.21.

II.

1. 40 C.F.R. § 141.23(d) requires public water systems to monitor annually for nitrate to determine compliance with the nitrate MCL as stated in 40 C.F.R. § 141.62.
2. Respondent monitored for nitrate twice in 2004 but failed to monitor in 2003, in violation of 40 C.F.R. § 141.23(d).

III.

1. 40 C.F.R. § 141.201 requires owners and/or operators of public water systems to notify the public of any national primary drinking water regulations (NPDWR) violations, including violations of the maximum contaminant level (MCL), maximum residual disinfection level (MRDL), treatment technique (TT), monitoring requirements, and testing procedures in 40 part 141.

2. Respondent has not provided public notice of the 1st quarter 2004 noncompliance detailed in the preceding Section I and the 2003 nitrate violation detailed in Section II, in violation of 40 C.F.R. § 141.201. Public notice was provided for the 2002 violation and is not yet past due for the 3rd quarter 2004 or 1st quarter 2005 violations.

IV.

1. 40 C.F.R. § 141.21(g)(2) requires public water systems that have failed to comply with a coliform monitoring requirement under 40 C.F.R. § 141.21 to report the violation to EPA within ten days after the system discovers the violation.
2. Respondent failed to report to EPA the noncompliance detailed in Section I, in violation of 40 C.F.R. § 141.21(g)(2).

V.

1. 40 C.F.R. § 141.31(b) requires public water systems to report any failure to comply with any National Primary Drinking Water Regulation (40 C.F.R. part 141) to EPA within 48 hours.
2. Respondent failed to report to EPA the noncompliance detailed in Section II, in violation of 40 C.F.R. § 141.31(b).

ORDER

Based on the foregoing Findings, and pursuant to Section 1414(g) of the Act, IT IS ORDERED:

1. Upon the effective date of this Order, Respondent shall comply with the requirement of 40 C.F.R. § 141.21(a) to perform quarterly bacteriological monitoring. Respondent shall report analytical results to EPA within the first 10 days of the end of the monitoring period, as required by 40 C.F.R. § 141.31(a).
2. No later than December 31, 2005, Respondent shall comply with the nitrate monitoring requirements as stated in 40 C.F.R. § 141.23(d) to determine compliance with the nitrate MCL appearing at 40 C.F.R. § 141.62(b). Respondent shall report analytical results to EPA within the first 10 days following the month in which sample results are received, as required by 40 C.F.R. § 141.31(a).
3. Within 30 days from the effective date of this Order, Respondent must comply with the public notice requirements set forth at 40 C.F.R. § 141.201 et seq. to return to compliance with 40 C.F.R. §§ 141.201, 141.204, and 141.205 for the violations specified under the Findings of Violation in this Order. Specifically, Respondent must provide public notice in accordance with 40 C.F.R. § 141.204. Public Notice must be given

by any one of the following methods: (1) posting the notice in conspicuous locations throughout the distribution system frequented by persons served by the system; (2) by mail or direct delivery to each customer and service connection; AND (3) any other method reasonably calculated to reach other persons served by the system, if they would not normally be reached by the public notice described in (1) and (2), including publication in a local newspaper or newsletter distributed to customers; use of E-mail to notify employees or students; or, delivery of multiple copies in central locations. Upon the effective date of this Order, Respondent shall comply with the public notification requirements at 40 C.F.R. § 141.201 et seq. following any future NPDWR violation. Respondent shall submit a copy of the public notice to EPA within 10 days of completion of the public notice, as required by 40 C.F.R. § 141.31(d).

4. Upon the effective date of this Order, Respondent shall comply with 40 C.F.R. § 141.21(g)(2) by reporting any failure to comply with coliform monitoring requirements under 40 C.F.R. § 141.21 to EPA within ten days after the system discovers the violation.
5. Except where a different reporting period is specified in paragraph 4 above, upon the effective date of this

Order Respondent shall comply with 40 C.F.R. § 141.31(b) by reporting any failure to comply with any National Primary Drinking Water Regulation (40 C.F.R. Part 141) to EPA within 48 hours.

6. Reporting requirements specified in this Order shall be provided by certified mail to:

U.S. EPA Region 8 (8P-W-MS)
999 18th Street, Suite 300
Denver, CO 80202-2466

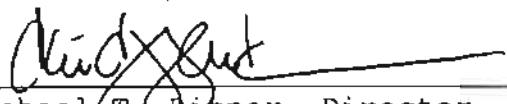
GENERAL PROVISIONS

1. This Order does not constitute a waiver, suspension, or modification of the requirements of 40 C.F.R. § 141.1 et seq., or the Safe Drinking Water Act, which remain in full force and effect. Issuance of this Order is not an election by EPA to forgo any civil or criminal action otherwise authorized under the Act.
2. Violation of any term of this Order may subject the Respondent to an administrative civil penalty of up to \$27,500 under Section 1414(g)(3)(B) of the Act, 42 U.S.C. § 300g-3(g)(3)(B), or a civil penalty of not more than \$32,500 per day of violation assessed by an appropriate U.S. District Court under Section 1414(g)(3)(C) of the Act, 42 U.S.C. § 300g-3(g)(3)(C).
3. Violation of any requirement of the SDWA or its implementing regulations may subject Respondent to a

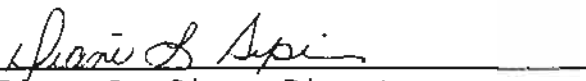
civil penalty of not more than \$32,500 per day of violation assessed by an appropriate U.S. District Court under Section 1414(b) of the Act, 42 U.S.C. § 300g-3(b).

4. The effective date of this Order shall be the date of issuance of this Order.

Issued this 8th day of June, 2005.



Michael T. Wisner, Director
David J. Janik, Supervisory Attorney
Legal Enforcement Program
Office of Enforcement, Compliance
and Environmental Justice



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

DRINKING WATER NOTICE

Monitoring requirements not met for Line Shack Lodge

We violated a drinking water standard. Even though this was not an emergency, as our customers, you have a right to know what happened and what we are doing to correct this situation.

We are required to monitor your drinking water for specific contaminants on a regular basis. Results of regular monitoring are an indicator of whether or not our drinking water meets health standards. During 2002, 2003, 2004, 2005 we did not monitor for total coliform and nitrate and therefore cannot be sure of the quality of our drinking water during that time.

What This Means

There is nothing you need to do at this time. The table below lists the contaminant(s) we did not properly test for, how often we are supposed to sample for [it/them] and how many samples we are supposed to take, how many samples we took, when samples should have been taken, and the date on which follow-up samples were (or will be) taken.

Contaminant	Required sampling frequency	Number of samples taken	When all samples should have been taken	When samples were or will be taken
total coliform	quarterly	0	1 st qtr 05, 1 st & 3 rd qtr 04	following quarters
nitrate	annual	0	2003	01/05/04

Steps We Are Taking

[Describe corrective action.]

Future samples will be taken as required.

For more information, please contact Mike Milton at 307-455-3232.

Please share this information with all the other people who drink this water, especially those who may not have received this notice directly (for example, people in apartments, nursing homes, schools, and businesses). You can do this by posting this notice in a public place or distributing copies by hand or mail.

Posted from: _____ to: _____ or date mailed/hand delivered: _____ Signature: _____

Note: send to EPA when completed; keep a copy for your records.