

RCRACIT-08-2007-0005

Compliance Order #: ~~RCRA 9006-018-VIII-~~

PART I. COMPLIANCE ORDER

PART II. SETTLEMENT AGREEMENT

On November 11, 2006 Time 1:00 p.m.
(Date of Violation) (a.m. or p.m.)

At Butch's Exxon
(Name of Facility)

401 F. Street
(Address of Facility)

Poplar, MT 59255

Name of Owner, Operator
On-site Representative (Circle one) Mr. Warren "Butch" Corne

Facility Identification Number: 4301508

as authorized representative of the United States Environmental Protection Agency (EPA) inspected this facility to determine compliance with underground storage tank regulations promulgated under Subtitle I of the Resource Conservation and Recovery Act of 1976 (42 U.S.C. Section 6921 et seq.). During this inspection, the following violations of underground storage tank regulations were found, with corresponding penalty amounts:

40 C.F.R. Section 380.43 (E)(3)(7) Penalty \$ 300.00

Nature of Violation: inadequate operation & maintenance of vapor monitoring.

40 C.F.R. Section _____ Penalty \$ 300.00

Nature of Violation: _____

40 C.F.R. Section _____ Penalty \$ _____

Nature of Violation: _____

40 C.F.R. Section _____ Penalty \$ _____

Nature of Violation: _____

40 C.F.R. Section _____ Penalty \$ _____

Nature of Violation: _____

Penalty Total \$ 300.00

The owner or operator of the above facility is hereby ordered to correct the violation(s) and pay the penalties described above.

This Compliance Order is not an adjudicatory proceeding under 40 C.F.R. Part 22, "Consolidated Rules of Practice governing the Administrative Assessment of Civil Penalties and the Revocation or Suspension of Permit," but is issued solely with reference to the Settlement Agreement in Part II of this form. If the Settlement Agreement in Part II is not returned as correct form by the owner or operator within 30 days of the date of signature below by the Authorized Representative of EPA, this Compliance Order is hereby withdrawn, without prejudice to EPA's ability to file additional enforcement actions for the above or any other violation(s).

I have personally observed the above violation(s) and find the owner or operator in violation of the above-cited underground storage tank regulations.

[Signature] Date 2/26/2007
(Signature of Authorized Representative of EPA)

I hereby acknowledge receipt of this Compliance Order and Settlement Agreement.

[Signature] Date 3/12/2007
(Signature of Owner, Operator or On-site Representative)

The United States Environmental Protection Agency (EPA) offers this Settlement Agreement under its expedited enforcement procedures in order to settle the violations listed in the Compliance Order, Part I of this form, subject to the following terms and conditions:

The Owner or Operator signing below certifies, under civil and criminal penalties for making a false submission to the United States Government, that Owner or Operator has corrected the violation(s) and enclosed a certified check for \$ 300.00 in payment of the full penalty amount, as described in the Compliance Order.

Upon EPA final approval of this Settlement Agreement, EPA will take no further action against the Owner or Operator for the specific violations described in the Compliance Order. EPA does not waive any enforcement action by EPA, the State, or Tribal Reservation where the facility is located or any local agencies for any other past, present or future violations of the underground storage tank requirements or any other violation under any other statute not specifically described in the Compliance Order.

Also, upon EPA final approval of this Settlement Agreement, the Owner or Operator waives the opportunity for a public hearing pursuant to Section 3006 of the Resource Conservation and Recovery Act.

This Settlement Agreement is binding on the EPA and the Owner or Operator signing below.

The Owner or Operator signing below consents to EPA's final approval of this Settlement Agreement without further notice.

This Settlement Agreement is effective upon EPA's final approval below. Upon final approval, EPA shall mail a copy of the approved Settlement Agreement to the Owner or Operator signing below.

Final approval of the Settlement Agreement is in the sole discretion of the Regional Administrator, Region VIII, EPA, or authorized delegate.

SIGNATURE BY OWNER OR OPERATOR:

Name (print) WARREN R CORNE

Title (print) OWNER

Signature [Signature] Date 3/22/07

FINAL ORDER APPROVAL BY EPA:

Name (print) JOHN WARDLE

Title (print) DIRECTOR ENA

Signature [Signature] Date 4/2/07



MAR 14 2007

MONTANA OFFICE
OWNER/OPERATOR

CARB-OCT



INDEPENDENCE BANK
MEMPHIS, TENNESSEE
100 BANKERS BUILDING, MEMPHIS, TN 38103
901.526.1000 • 800.423.1000

124330

REMITTER STATE CORP

DATE MARCH 13, 2007

PAY TO THE ORDER OF INDEPENDENCE \$ 300 DOL 00 CTS

DOLLARS \$ 300.00

TREASURER OF THE UNITED STATES OF AMERICA

Michael D. Hamilton

CASHIER'S CHECK

⑆ 124330⑆ ⑆092901310⑆ 05 000 8⑆

ENVIRONMENTAL
PROTECTION AGENCY
MAR 14 2007
MONTANA OFFICE

CINWD AcctsReceivable
Sent by: John Ash

05/15/2007 06:28 AM

To: Tina Artemis/RC/R8/USEPA/US@EPA
cc: Michelle Angel/CI/USEPA/US@EPA
bcc:
Subject: 2780706U088 RCRA9006CIT (REG & UST)


RCRA9006CIT.pdf

This collection was received on 3/15/07
Thanks and have a nice day.



Document Review

IFMS Document: BD 2780706

Document Summary [General Ledger Entries](#)

Document: BD 2780706U088

SFO: AP27

Date: 04/02/07

Amount: \$300.00

Collected: \$300.00

Due From: BUTCH'S EXXON
WARREN R. CORNE
401 F. STREET,
POPLAR, MT 59255

Due Date: 05/02/07

Comments: RCRA8070005

Interest: 05/02/07 \$0.99

Handling: 05/02/07 \$15.00

Penalty: \$0.00

Writeoff: \$0.00

Document Details:

Line	Line Amt	Collected	Writeoff	Closed	Int Rate	Reporting Category	BFY	Fund	RPIO
001	\$300.00	\$300.00	\$0.00	\$300.00	4.000	06-FINES, PENALTIES, OTHER	2007	1099	08
998	\$15.00	\$0.00	\$0.00	\$0.00	0.000	06	2007	1099	
997	\$0.99	\$0.00	\$0.00	\$0.00	0.000	06	2007	1435	

Document Activity:

Date	Ref Amount	Related Document	Direction	Date	Ref Amount	Related Document	Date	Ref Ar
05/08/07	\$300.00	CR RCRA9006CIT	Forward					
05/07/07	\$300.00	Increase						

REGION 1 2 3 4 5 6 7 8 9 10 CINCY

CONTACT: LORI MICHELLE DANA JOE MOLLY VAL PATTI ELIZABETH EVELYN CRAIG

COLLECTION INFORMATION

DEPOSIT (SCHEDULE) NMBR 183

SUSPENSE LIABILITY

CR NUMBER RCRA 9006 CIT

REMOVED BY

REMOVED DATE

BILL NUMBER (IF DIFFERENT FROM CR NBR)

IFMS ENTERED DATE:

DATE ITEM REC'D (IF NOT CIRCLED ON CHECK)

IFMS ENTERED BY:

IPAC TO REG. 1 2 3 4 5 6 7 8 9 10 LV RTP HQ

COLLECTION ENTRY PERFORMED BY

ERIC

ACCOUNTING

CR Line	BFY	APPR	BUD ORG	BOC	PRC	SITE/PROJ	AMOUNT	REF. Line
001								998 001
002								997
003								001
								002
								003
								004
								005
								999

KEY: REF. LINE NO. 997-Interest LINE NO. 998-Handling LINE NO. 999-Penalty

03-15-07 0360859 0859044 7 001 26

Mellon Bank

124330

INDUSTRIAL BANK

ISSUED BY: DIANE CORPE Date: March 12, 2007

TO: INDEPENDENCE BANK \$ 300 DOL. 00 CTS DOLLARS \$300.00

PAY TO THE ORDER OF THE UNITED STATES OF AMERICA

CASHIER'S CHECK

Michael D. Hamilton

#124330# 40929013400 05 000 8# 1000000000