

BEFORE THE ENVIRONMENTAL QUALITY COUNCIL
STATE OF WYOMING

FILED

SEP 21 2009

Jim Ruby, Executive Secretary
Environmental Quality Council

IN THE MATTER OF THE NOTICE OF)
VIOLATION AND ORDER ISSUED TO:)
Dale Ruby and JM Land & Developing Co.) Docket No. 08-3601
2901 Four J Road, Gillette WY 82718)

AFFIDAVIT OF MARJORIE RUBY WITH CENSUS OF OCCUPANTS

STATE OF WYOMING)
) ss.
COUNTY OF CAMPBELL)

COMES NOW Marjorie Ruby and being first duly sworn upon oath and over the age of eighteen (18), deposes and states as follows:

1. I am the wife of Dale Ruby, a party to this matter.
2. Pursuant to the *Joint Stipulation for Withdrawal and Dismissal of Appeal*, the DEQ requires a census be conducted to determine the number of individuals served by any water supply system resulting from partition of the Ridgeway Community Well System.
3. Below is a list of each water system resulting from the disconnection of the Ridgeway Community Well System, the lot number, the last name of the owner(s), and the number of people occupying such lot.
4. I personally contacted each of these households, with the exception of Lot 69 and Lot 53, to ascertain how many people occupied that lot.
5. Stacy Ewing, legal assistant to my attorney Randall T. Cox, contacted the owners of Lot 69 and Lot 53 regarding how many people occupied such lot. I believe the information she obtained to be true and accurate.

Ridgeway Community Well Association, Inc.

| <u>Lot</u> | <u>Last Name of Lot Owner</u> | <u>Number of Occupants</u> |
|--------------|-------------------------------|----------------------------|
| Lot 99 | Carl | 3 |
| Lot 109 | Perry | 6 |
| Lot 101 | Lunsford | 6 |
| Lot 102 | Danhoffer | 5 |
| Lot 86 | Carroll | 2 |
| Total | | 19 |

Deer Run Community Well Association, Inc.

| <u>Lot</u> | <u>Last Name of Lot Owner</u> | <u>Number of Occupants</u> |
|--------------|-------------------------------|----------------------------|
| Lot 103 | Leeper | 4 |
| Lot 92 | Jassek | 4 |
| Lot 89 | Tiner | 1 |
| Lot 91 | Gerdts | 3 |
| Lot 90 | Adams | 2 |
| Lot 72 | Russell | 6 |
| Total | | 20 |

Coyote Trail #1

| <u>Lot</u> | <u>Last Name of Lot Owner</u> | <u>Number of Occupants</u> |
|--------------|-------------------------------|----------------------------|
| Lot 67 | Carl | 1 |
| Lot 67 | Schwartz | 3 |
| Lot 69 | Hill | 5 |
| Total | | 9 |

Coyote Trail #2

| <u>Lot</u> | <u>Last Name of Lot Owner</u> | <u>Number of Occupants</u> |
|--------------|-------------------------------|----------------------------|
| Lot 53 | Sheldon | 2 |
| Lot 54 | Garman | 2 |
| Lot 51 | McKenney | 4 |
| Total | | 8 |

FURTHER the Affiant sayeth naught.

DATED this 18 day of September, 2009



Marjorie Ruby

STATE OF WYOMING)
) ss.
COUNTY OF CAMPBELL)

Signed to and sworn to (or affirmed) before me on September 10th, 2009 by
Marjorie Ruby.

(Seal)



[Handwritten Signature]
Signature of Notarial Officer

Notary Public
Title and Rank

My commission expires: 12.17.12