

05-3432

**FILED**

JUN 09 2005

Terri A. Lorenzon, Director  
Environmental Quality Council

BEFORE THE

DEPARTMENT OF ENVIRONMENTAL QUALITY

STATE OF WYOMING

**IN THE MATTER OF THE NOTICE OF  
VIOLATION & ORDER ISSUED TO:**

**Mark Knight  
Foothills Contracting, Inc.  
P.O. Box 558  
Webster, South Dakota 57274-0558**


**DOCKET NUMBER 3662-05**

**NOTICE OF COMPLIANCE**

The Department of Environmental Quality (DEQ), Water Quality Division (WQD) issued a Notice of Violation and Order, Docket Number 3662-05 to the Foothills Contracting, Inc. (Foothills) on February 3, 2005. The Notice was issued for failing to pay WYPDES permit fees as required by W.S. 35-11-701(c).

The Notice of Violation and Order required Foothills to pay all permit fees within 30 days of receiving the Notice, or provide documentation stating why the fees should not be paid. A review of DEQ Transmittal Number 77 on December 20, 2004 indicates the DEQ received Check Number 10930 for \$200.00 from Foothills. Therefore this NOV should not have been issued. The DEQ apologizes for any problems this may have caused.

Dated this 9<sup>th</sup> day of February, 2005.

  
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Brian R. Bohlmann, P.E.  
WYPDES Compliance Program Principal  
Water Quality Division  
Wyoming DEQ

cc: NOV Docket 3662-05, through Barb Barns (IPS)