

FILED

JAN 29 1982

BEFORE THE
ENVIRONMENTAL QUALITY COUNCIL
STATE OF WYOMING

Ardelle M. Kissler, Clerk
Environmental Quality Council

DOCKET NO. 723-80

IN THE MATTER OF THE)
NOTICE OF VIOLATION)
AND CEASE AND DESIST) STIPULATION
ORDER ISSUED TO KING'S)
POINT ENERGY,)
PERMIT NO. 249C)

Petitioner, King's Point Energy, and the Wyoming Department of Environmental Quality, hereby agree and stipulate as follows:

I. FACTUAL RECITALS

a) At all times relevant hereto and continuing until the present, King's Point Energy is the operator under Permit No. 249C which includes lands located within Sections 21, 22, 23, and 27 of T57N, R85W, Sheridan County, Wyoming.

b) On July 14, 1980, the Department of Environmental Quality served upon King's Point Energy a Notice of Violation and Cease and Desist Order requiring within thirty (30) days that King's Point Energy, prior to the continuation of any mining activity in the permit area, increase the reclamation bond by \$30,689.60; further, King's Point Energy was required to submit written consent from the surface landowners to delay reclamation schedules of affected land within the area; further, if the increased bond and surface owner consent were not received within thirty (30) days, King's Point Energy should immediately commence reclamation of all affected lands within the permit area.

c) King's Point Energy agrees to comply with applicable Environmental Quality laws, rules, and regulations which would require them to obtain landowner consent for delays in their reclamation schedules.

d) King's Point Energy hereby withdraws its petition to the Environmental Quality Council for a hearing on the merits of the Notice of Violation and Cease and Desist Order, Docket Number 723-80, dated July 14, 1980.

WHEREFORE, the parties herein hereby agree that performance of the conditions stipulated above shall constitute a mutually satisfactory resolution of the petition before the Environmental Quality Council, Docket No. 723-80 and therefore request the Council to enter an Order approving and adopting the provisions of this Stipulation; dismiss the petition of King's Point Energy; and, vacate the Order of the Department of Environmental Quality in this proceeding.

Dated this 8th day of DECEMBER, 1981.

KING'S POINT ENERGY

By



O.W. SCOTT, PRESIDENT

DEPARTMENT OF ENVIRONMENTAL QUALITY
LAND QUALITY DIVISION

By

