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Navajo Nation Envir
National Pollutant Discharge Examination System Program
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Post-It® Fax Note	7671	Date	1/7/02	# of pages	2
To	Denny Roust - FYE	From	Steve Austin		
Co./Dept.	AMUCO	Co.	Navajo EPA		
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KELSEY A. BEGAY
PRESIDENT

TAYLOR MCKENZIE, M.D.
VICE PRESIDENT

CERTIFIED MAIL

January 4, 2002

Andrew Saied, President
Hart Oil and Gas, Inc.
222 West Main
Farmington, NM 87401

RE: Notice of Unpermitted Discharge and Order to Remediate

Dear Mr. Saied:

30 045 10955

This is a notice that Hart Oil and Gas, Inc. is not permitted to discharge into any waters of the Navajo Nation. Navajo EPA is aware of the release of oil and saltwater from a pipeline into an unnamed drainage near Oil Well No. 116 (SE, NE, SEC.10, T31N, R17W) within the Many Rocks Units located northeast of Shiprock, New Mexico. Hart Oil and Gas, Inc. is operating under Navajo Tribal Lease No. 14-20-603-2034.

On November 27, 2001, Navajo EPA was informed of the release of oil and saltwater and a site visit was conducted that same day. On December 13, 2001, Navajo EPA conducted a followup visit and met Dell Hunt, Operator, at the site. A break in the pipeline released an unknown amount of oil and saltwater. The oil and saltwater flowed approximately 500 feet down the unnamed drainage. This unnamed drainage is a tributary of the Salt Creek Wash. Mr. Hunt mentioned that he cleaned up the site and placed "approximately one-half bucket" of contaminated soil in a metal bin located by the tanks. After walking the spill site, Navajo EPA noticed some oil contaminated soil along the drainage, on the dirt road and in the pond. Mr. Hunt was informed of our findings.

The unnamed drainage receiving the released oil and saltwater is considered a water of the Navajo Nation. Section 301 of the Navajo Nation Clean Water Act (NNCWA) prohibits, without a permit, any person from discharging a pollutant into any waters of the Navajo Nation. Section 901 of the NNCWA authorizes the Navajo EPA Director to require persons to furnish information necessary to carry out the objectives of the Act. Section 902 of the NNCWA authorizes the Navajo EPA Director to issue an order to achieve compliance with the Act, the regulations promulgated under the Act, or permits, orders, plans, programs or fees issued or developed pursuant to this Act.