

PUBLIC NOTICE

U.S. Environmental Protection Agency
Region 4
Water Protection Division
Safe Drinking Water Branch
61 Forsyth Street, SW
Atlanta, Georgia 30303-8960
(404) 562-9372

Public Notice No.: SDWA-04-2012-1250

Date: December 8, 2011

Notice of Proposed Issuance of
Administrative Order on Consent

The U.S. Environmental Protection Agency (EPA), Region 4, gives notice of the proposed issuance of an Administrative Order on Consent (AOC), Docket No. SDWA-04-2011-1250, under the authority of Section 1423 of the Safe Drinking Water Act (SDWA), 42 U.S.C. § 300h-2(c)(2), to Anderson Oil & Gas, Inc. (Respondent), with a business address of 7550 U. S. Highway 60 West, Lewisport, Kentucky 42351. The respondent is in violation of the SDWA and 40 C.F.R. § 144.51(a), for failing to comply with permit conditions for the underground injection wells shown below. The respondent has waived the right to contest allegations set forth in the AOC.

| <u>EPA ID No.</u> | <u>Permit No.</u> | <u>Well</u> | <u>Status</u> | <u>County</u> |
|-------------------|-------------------|--------------------------|---------------|---------------|
| KYS0910119 | KYA0362 | Boling Richards Unit #W1 | Inactive | Hancock |
| KYS0910120 | KYA0362 | Boling Richards Unit #W5 | Active | Hancock |
| KYS0910121 | KYA0362 | Boling Richards Unit #W6 | Inactive | Hancock |
| KYS0910122 | KYA0362 | Boling Richards Unit #W7 | Inactive | Hancock |
| KYS0910216 | KYA0362 | Boling Richards Unit #W4 | Inactive | Hancock |
| KYS0910118 | KYA0361 | Randolph Boling #W1 | Inactive | Hancock |
| KYS0910217 | KYA0361 | Randolph Boling #W4 | Inactive | Hancock |

The proposed AOC is open to comment from the public. Persons wishing to comment upon any aspect of the proposed AOC are invited to submit written comments within 30 days of this notice. Comments may be submitted via e-mail on the EPA Region 4 website by following the links at: http://www.epa.gov/region4/water/wpeb/npdes_states.html#email. Comments may also be mailed to the U.S. Environmental Protection Agency, Region 4, Safe Drinking Water Branch, 61 Forsyth Street, S.W., Atlanta, Georgia 30303-8960, ATTENTION: Carol Chen.

The Public Notice Number should be included in the first page of comments. The commenter must provide his or her name and complete mailing address. All comments received during the public notice period will be made part of the administrative record of the AOC and will be available for public review. After consideration of all timely written comments, the requirements and policies in the SDWA and appropriate regulations, the EPA will make a final determination regarding the issuance of an AOC.

Any person who comments will receive a copy of the proposed AOC. Within 30 days of receipt of the AOC, a commenter may petition the Regional Administrator to set aside the proposed AOC on the basis that material evidence was not considered. Copies of the petition shall be served to the parties. Unless a petition is filed, an AOC becomes effective 10 days after the close of the comment period.

The administrative record, including the draft AOC and comments received, is available for review and copying at 61 Forsyth Street, S.W., Atlanta, Georgia 30303-8960, between the hours of 8:15 a.m. and 4:30 p.m., Monday through Friday. Copies will be provided at a cost of 20 cents per page.