

UNDERGROUND INJECTION CONTROL PROGRAM

PUBLIC NOTICE AND OPPORTUNITY TO COMMENT

PURPOSE OF PUBLIC NOTICE

The purpose of this notice is to solicit public comment on a proposal by the Fort Peck Tribes Office of Environmental Protection (OEP) to issue or modify an Underground Injection Control (UIC) Permit that authorizes the underground injection of fluids via the listed injection well or wells:

**Petro Hunt LLC
1601 Elm Street, Suite 3400
Dallas TX 75201-7201**

Stensland LL 12B-3-1
SWNW 12-29N-48E
2375 FNL AND 330 FWL of Sec 12, Twn 29N, Rge 48E
Roosevelt County, Montana
Fort Peck Indian Reservation

BACKGROUND

Class II wells inject fluids for enhancing recovery of oil or natural gas or for disposal of waste water or brine produced during conventional oil or natural gas production that may be commingled with waste water from gas plants which are an integral part of production operations unless that water is classified as a hazardous waste at the time of injection.

The Stensland LL12B-3-1 will be converted from a production well to a commercial injection well. The proposed injection is into the Dakota at approximately 3802 feet to 4182 feet below the ground surface. The permit also exempts this portion of the Dakota as an Underground Source of Drinking Water (USDW). The total dissolved solids concentration of the water in the Dakota is estimated at 8000 mg/L to 14,000 mg/L. USDW's are partially defined as any water source less than 10,000 mg/L, therefore the well requires an aquifer exemption which was approved by the USEPA. Presently, the Dakota is not a source of drinking water on the Reservation and the majority of drinking water wells in the area are no more than 150 feet deep. Future water needs are anticipated to be met by the Assiniboine and Sioux Rural Water Supply System.

A Final Permit has been prepared in accordance with provisions of the Safe Drinking Water Act (SDWA) as amended (42 USC et seq) , the Comprehensive Code of Justice Title XXII Chapter 2 and other lawful standards and regulations. The OEP has made a preliminary determination that all underground sources of drinking water will be protected. The Permit will be issued for the life of the well unless modified or terminated.

This Permit or modification, once issued, will authorize the construction and operation of a new injection well or wells. Operation of the well(s) will be governed by the requirements and conditions specified in the Permit or modification.

PUBLIC COMMENTS

The requirements and conditions of the Final Permit or modification are tentative, and are open to comment from any interested party. Persons wishing to comment upon or object to any aspect of proposal are invited to submit comments, IN WRITING, within 30 days of this notice to:

Deb Madison
Environmental Programs Manager
Fort Peck Assiniboine and Sioux Tribes
Office of Environmental Protection
603 Court Avenue
P.O. Box 1027
Poplar, Montana 59255
406.768.2389
406.768.5606 (f)

The Administrative Record, including the application, the Final Permit or modification and Statement of Basis prepared by the OEP, and public comments received, is available for public inspection at the above location(s) weekdays from 8:00 a.m. to 4:00 p.m.

PUBLIC HEARING

30 calendar days from the date of the Public Notice a public hearing will be held at the OEP offices at 1:00 p.m. Any interested person is welcome to attend the hearing.

FINAL PERMIT DECISION

All comments received within the thirty (30) day period and at the hearing will be considered in the Final decision. The decision may be to: issue, modify, deny, or revoke and reissue the Permit or modification. The Final decision shall become effective thirty (30) days after issuance unless no commenters requested changes to the Final Permit or modification, in which case the Permit or modification shall become effective immediately upon issuance.

APPEALS

Within thirty (30) days after a Final decision has been issued, any person who filed comments on the decision or who participated in a public hearing may petition the Administrator to review the final decision. Any person who failed to file comments or failed to participate in the public hearing may petition for administrative review only to the extent of the changes from the Draft to the Final Permit or modification decision. Commenters are referred to the Fort Peck Tribes Comprehensive Code of Justice, Title XXII Chapter 2, Sub Chapter 7 for procedural requirements of the appeal process.