



November 21, 2018

John Likes
Wutke LLC, DBA Mild Fence
3465 Highway 93 N
Kalispell, MT 59901-6814

RE: Water Quality Act [CVID #21018]

Dear Mr. Likes,

The Montana Department of Environmental Quality (DEQ) received a report of an incident that resulted in a truck and trailer with a fuel can entering Bear Creek along Bear Canyon Road, Gallatin County, Montana. The fuel can spilled a small amount of diesel into the creek, causing a sheen.

The fire department deployed some absorbent boom in the creek to catch the fuel. DEQ will not require any further cleanup to take place. I am sending this letter to inform you that the release of diesel to the Bear Creek constitutes a violation of the Water Quality Act, which states:

- It is unlawful to place or cause to be placed any wastes where they will cause pollution of any state waters. *See* Section 75-5-605(1)(a), Montana Code Annotated (MCA). State waters is defined as a body of water, irrigation system, or drainage system, either surface or underground. *See* Section 75-5-103(34), MCA.

DEQ is closing the spill file for this incident. If you have any questions, please feel free to contact me.

Sincerely,

A handwritten signature in blue ink that reads "Shasta Steinweden".

Shasta Steinweden
Environmental Enforcement Specialist
Enforcement Program
(406) 444-3109; fax (406) 444-1923
Email: ssteinweden@mt.gov

cc via email: Gallatin County Sanitarian
Gallatin County DES