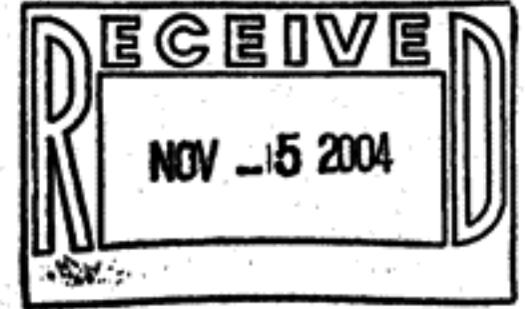


After recording, return to:
Roylen J. Griffin
Grayson Holdings, LLC
686 North Grayson Parkway #3-1
Blanding, Utah 84511



J. Burton Black
33 North Main
Box 159
Monticello, Utah 84535-0159

With copies to:

Executive Director
Utah Department of Environmental Quality
168 North 1950 West
P.O. Box 144840
Salt Lake City, UT 84114-4840

Paul McConkie
Attorney General's Office
160 East 300 South, #500
Salt Lake City, UT 84111

E 073672 B 831 P 0225
3
Date 3-NOV-2004 16:44pm
Fees 21.00 Check
LOUISE C JONES, Recorder
Filed By IH
For BLACK OIL CO
SAN JUAN COUNTY CORPORATION
207

STIPULATION TO LIMIT HSMA LIABILITY FOR PROPERTY OWNER

The undersigned parties hereby stipulate and agree to the following:

Introduction

The subject property is located at 19 North Highway 191, Blanding, Utah ("Property"), more particularly described as:

Parcel 1

Beg at the NW cor of Blk 1, W 100', S 210', E 100', N 210' to beg. Beg at the NW cor of lot 2, E 111', SW'ly 203.3' along highway, N 170.38' to beg Lot 2. Block 1, Plat A, Blanding Townsite Survey.

Parcel 2

Beg at a point 155.5'E from the NW cor of Lot 1, run th E 54.5', th S 210', th W 54.5, th N 210' to point of beg. Lot 1, block 2, Plat A, Blanding Townsite Survey.

RECEIVED

NOV 15 2004

DEQ
Environmental Response & Remediation

id
B00000010020
B0000002001A

The Property is comprised of two adjoining parcels. The western parcel was formerly the site of a petroleum wholesale bulk plant, and historically included six petroleum underground storage tanks ("USTs"), and the eastern parcel was a retail service station operation with dispenser pumps. It has been determined that historic releases of petroleum from the UST facility on the Property has resulted in petroleum contamination of the soil and groundwater on portions of the Property. In 1994, the Utah Department of Environmental Quality ("UDEQ") removed six petroleum underground storage tanks (UST) which were located along the western boundary of the Property directly north of the former bulk plant building. Soil samples taken at the time of the UST closure around the tank excavation and dispenser island areas showed the presence of petroleum hydrocarbons. UDEQ subsequently engaged in work to define the extent and degree of both soil and groundwater contamination. UDEQ's investigation has revealed that releases of gasoline and diesel products have impacted shallow unconsolidated soils and a deeper sandstone bedrock. Local groundwater has come into contact with the soil and bedrock contamination thereby degrading the quality of both the shallow and deep aquifers. UDEQ is currently engaged in periodic sampling and testing of groundwater both on and off of the Property. The groundwater samples are collected from a network of fifteen permanently installed groundwater monitoring wells. Information about the contamination is available for public review in the files of the Division of Environmental Response and Remediation for Facility No. 5000247; Release ID EGFB.

The limitations on liability provided herein are made pursuant to an agreement between the Utah Department of Environmental Quality and the current property owners and is done by the executive director of the Utah Department of Environmental Quality under the authority of the Hazardous Substances Mitigation Act, Utah Code §19-6-301 et seq., ("HSMA") to enter abatement action agreements and to compromise and settle claims thereunder. The purpose thereof is to settle and resolve the potential liability of a prospective purchaser for the existing contamination at the Property which may otherwise result from the prospective purchaser becoming the owner of the Property.

- 1.0 Definitions: Except as otherwise provided, terms used herein which are defined in HSMA, or in regulations promulgated thereunder shall have the meaning assigned to them therein, including any amendments thereto.
- (a) "UDEQ" shall mean the Utah Department of Environmental Quality and any successor departments or agencies of the State of Utah.
 - (b) "Executive director" means the executive director of the Utah Department of Environmental Quality or the executive director's designated representative.
 - (c) "Residual Contamination" shall mean any substances regulated under 42 U.S.C., Section 6991(2), present or existing on or under the Site as documented in the DERR release files for Facility ID No. 5000247; Release ID EGFB, as of the effective date of the original recording of this document.
 - (d) "Institutional Controls" has the meaning given in the Utah Environmental Institutional Control Act, Utah Code §19-10-101 et seq., and incorporates by references the Institutional Controls which have been attached to the subject

property pursuant to said Act.

(e) "Exacerbate" means any act or conduct which results in an increase to the threat to human health or the environment from the Residual Contamination.

(f) "Prospective Purchaser" shall mean current and future owners of the Property.

2.0 Section 19-6-310(d) of the Utah Code Annotated provides in part that: "A responsible party who is not exempt . . . may be considered to have contributed to the release and may be liable for a proportionate share of costs as provided under this section either by affirmatively causing a release or by failing to take action to prevent or abate a release which has originated at or from the facility. The Executive Director and the current Prospective Purchaser stipulate that compliance with any Institutional Controls including access and land use restrictions established in connection with the Residual Contamination, which includes full cooperation, assistance and access to persons that are authorized to conduct remedial actions at the Property , completely satisfies the Prospective Purchaser's duty as set forth in section 19-6-310(d), and the Prospective Purchaser will not be liable to the State for any response action that may be required, or for any cost recovery action or contribution claim with respect to the Property pursuant to the Hazardous Substances Mitigation Act.

3.0 The above provision does not limit the authority of the UDEQ to require any person responsible for contamination which does not include Residual Contamination, or for exacerbating Residual Contamination, to perform a response action.

4.0 The above provisions apply only to acquisition of the subject property on or after the date of the imposition of the Institutional Controls.

5.0 This Stipulation replaces and supercedes the Agreement and Covenant Not to Sue Prospective Purchaser entered into between the UDEQ and Black Oil Company, Inc. signed by the Executive Director on March 12, 2002.

IT IS SO AGREED:

UTAH DEPARTMENT OF ENVIRONMENTAL QUALITY

By: Dianne R. Nielson 9-22-04
Dianne R. Nielson, Executive Director Date:

STATE OF UTAH)
) ss
COUNTY OF SALT LAKE)

The foregoing instrument was acknowledged before me this 22 day of September, 2004, by Dianne R. Nielson.

Witness my hand and official seal

Mary Charlene Lamp
Notary Public

My Commission expires

Dec. 15, 2007



IT IS SO AGREED:

FOR GRAYSON HOLDINGS, LTD

[Signature]
Roylen J. Griffin
Chief Executive Officer

10-3-04

Date:

STATE OF UTAH)

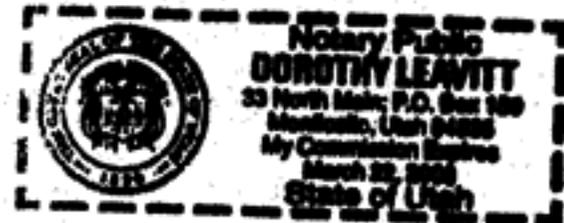
COUNTY OF San Juan) ss

The foregoing instrument was acknowledged before me this 3rd day of November, 2004, by Roylen J. Griffin.

Witness my hand and official seal

Dorothy Leavitt
Notary Public

My Commission expires



IT IS SO AGREED:

FOR BLACK OIL COMPANY, INC.

[Signature]
J. Burton Black
President

03 NOV 04

Date:

[Signature]
K. Dale Black,
Vice President

11/3/04
Date:

STATE OF UTAH)

COUNTY OF San Juan) ss

The foregoing instrument was acknowledged before me this 3rd day of November, 2004, by J. Burton Black.

Witness my hand and official seal Bonny Leavitt
Notary Public

My Commission expires _____



31
After recording, return to:
J. Burton Black
Black Oil Company, Inc.
33 North Main
Box 159
Salt Lake City, UT 84535-0159

With copies to:
Roylen J. Griffin
Grayson Holdings, LLC
686 North Grayson Parkway #3-1
Blanding, Utah 84511

Paul McConkie
Utah Attorney General's Office
P.O. Box 140873
Salt Lake City, UT 84114-0873

Executive Director
Utah Department of Environmental Quality
168 North 1950 West
PO Box 144840
Salt Lake City, UT 84114-4840

E 073673 B 831 P 0228
Date 3-NOV-2004 16:45pm 237
Fee: 31.00 Check
LOUISE C JONES, Recorder
Filed By IH
For BLACK OIL CO
SAN JUAN COUNTY CORPORATION

INSTITUTIONAL CONTROLS

Pursuant to the Utah Environmental Institutional Control Act, Utah Code Section 19-10-101 et seq., Black Oil Company, Inc. ("Property Owner"), owner of the property located at 191 North Highway 191, Blanding, San Juan County, State of Utah ("Property"); more particularly described as:

Parcel 1

Beg at the NW cor of Blk 1, W 100', S 210', E 100', N 210'
to beg. Beg at the NW cor of lot 2, E 111', SW'ly 203.3'
along highway, N 170.38' to beg Lot 2. Block 1, Plat A,
Blanding Townsite Survey.

Parcel 2

Beg at a point 155.5'E from the NW cor of Lot 1, run th E
54.5', th S 210', th W 54.5', th N 210' to point of beg. Lot 1,
block 2, Plat A, Blanding Townsite Survey.

hereby make and impose upon the Property the following described Institutional Controls,
subject to the terms and conditions herein stated.

id
B0000001020
B0000002001A

1.0 Description of Environmental Status of Property and Reasons Institutional Controls are Necessary to Protect Public Health, Safety, Welfare or the Environment

Petroleum contamination is present in the soils and groundwater at the above-described Property which operated as a retail gasoline service station and bulk plant going back to approximately 1958. The Property is comprised of two adjoining parcels. The western parcel was formerly the site of a petroleum wholesale bulk plant, and historically included six petroleum underground storage tanks ("USTs"), and the eastern parcel was a retail service station operation with dispenser pumps. It has been determined that historic releases of petroleum from the UST facility on the Property has resulted in petroleum contamination of the soil and groundwater on portions of the Property. In 1994, the Utah Department of Environmental Quality ("UDEQ") removed six petroleum underground storage tanks (UST) which were located along the western boundary of the Property directly north of the former bulk plant building. Soil samples taken at the time of the UST closure around the tank excavation and dispenser island areas showed the presence of petroleum hydrocarbons. UDEQ subsequently engaged in work to define the extent and degree of both soil and groundwater contamination. UDEQ's investigation has revealed that releases of gasoline and diesel products have impacted shallow unconsolidated soils and a deeper sandstone bedrock. Local groundwater has come into contact with the soil and bedrock contamination thereby degrading the quality of both the shallow and deep aquifers. UDEQ is currently engaged in periodic sampling and testing of groundwater both on and off of the Property. The groundwater samples are collected from a network of fifteen permanently installed groundwater monitoring wells. Information about the contamination is available for public review in the files of the Division of Environmental Response and Remediation for Facility No. 5000247; Release ID EGFB. *A map showing location of monitoring wells and estimated parameter of plume is attached as Exhibit 1.*

The UDEQ is presently satisfied that the degree and extent of the Residual Contamination have been defined and that there is sufficient containment so as not to pose an imminent threat to public health, safety and the environment. From a risk management perspective, the UDEQ believes the Property can be managed with long-term monitoring and institutional controls and presently has no pending plans for implementing additional on or off-site corrective action. Based upon information currently available in the UDEQ's release file, the UDEQ has no health or environmental objections to the commercial use of the property provided institutional controls are in place and that such use does not interfere with the ongoing monitoring and potential remedial activity.

The UDEQ contact person is currently Mark Crim, UDEQ project manager, Tel. (801)536-4100. 168 North 1950 West, 1st Floor, Salt Lake City, Utah 84116. A change in project managers can be learned by contacting the UDEQ at the same phone number or address and asking for the project manager assigned to Facility ID No. 5000247, Release ID EGFB.

2.0 Definitions: Unless otherwise expressly provided herein, terms used in the following

Easement and Restrictive Covenant which are defined in Hazardous Substances Mitigation Act, Utah Code Ann. § 19-6-301 et seq. ("HSMA") and the Underground Storage Tank Act, Utah Code Ann. § 19-6-401 et seq. ("USTA") or in regulations promulgated thereunder shall have the meaning assigned to them in those Acts or in such regulations, including any amendments thereto.

- 2.0.1 "State of Utah" shall mean the Utah Department of Environmental Quality and any successor departments or agencies of the State of Utah.
 - 2.0.2 "Executive Director" means the executive director of the Utah Department of Environmental Quality or the executive director's designated representative.
 - 2.0.3 "UDEQ" or shall mean the Utah Department of Environmental Quality, and any successor divisions or agencies of the State of Utah. Includes the DERR.
 - 2.0.4 "DERR" or "Division" shall mean the Division of Environmental Response and Remediation which is a subdivision of the Utah Department of Environmental Quality, and any successor divisions or agencies of the State of Utah.
 - 2.0.5 "Institutional Control" means with respect to the Property, any deed restriction, restrictive covenant, easement, reservation, environmental notice, engineering control, or other restriction or obligation that is designed to protect human health or the environment and:
 - (a) is established in connection with a clean up or risk assessment that is reviewed, conducted, or administered by the department; and
 - (b)(i) limits the use of the real property, groundwater, or surface water;
 - (ii) limits activities that may be performed on or at the property; or
 - (iii) requires maintenance of any engineering or other control.
 - 2.0.6 "Exacerbation" means any increase in threat to human health, safety, or the environment resulting from any improvements or modifications to the Property from its present state. Exacerbation also means use of the existing buildings, utilities or other fixtures in their present condition that results in exposing people to Residual Contamination
 - 2.0.7 "Residual Contamination" shall mean any substances regulated under 42 U.S.C., Section 6991(2), present or existing on or under the Site as documented in the UDEQ release files for Facility ID No. 5000247; Release ID EGFB as of the effective date of this agreement.
 - 2.0.8 "Successor in Interest" shall mean any person who is granted, acquires or otherwise receives any right, title or interest of less than fee simple, including through sale lease, sublease or other disposition, to any of the Property subsequent to the date of this agreement.
 - 2.0.9 "Successor in Title" shall mean any person who is granted, acquires or otherwise receives fee simple title in all or any portion of the Property subsequent to the effective date of this agreement.
 - 2.1.0 "Site" shall include the Property as well anywhere the contamination may have migrated to. *See Exhibit 1.*
- 3.0. Land Use Restrictions
- 3.0.1 Property Owner shall not exacerbate the Residual Contamination;

- 3.0.2 Except as allowed in 3.0.6 below, Property Owner shall not expose any person to the Residual Contamination anywhere on the Property, including the existing buildings. To avoid exposing any person to the Residual Contamination, the Property Owner may need to implement engineering controls such as positive air flow or vapor barriers.
- 3.0.3 Property Owner shall not use and shall not allow anyone else to use on-site groundwater for any purpose;
- 3.0.4 Property Owner shall not install any wells nor allow anyone else to install any wells without the express, written permission of the DERR;
- 3.0.5 Prior to excavating deeper than three feet into the areas of soil contamination as depicted on the map attached hereto as Exhibit 2, Property Owner shall file an excavation plan ("Plan") with the DERR for approval. The Plan shall indicate the location, depth and volume of the planned excavation and shall indicate how the excavated material will be handled, treated and disposed. The DERR shall issue a written approval or disapproval of the Plan within 90 days of its filing. If disapproved, the DERR shall provide the reasons in writing. The excavation shall not begin until the DERR has approved the Plan. Property Owner shall comply with the approved Plan. The DERR may charge the Property Owner the hourly rate for review set forth in the fee schedule in effect upon the filing.
- 3.0.6 When excavating deeper than three feet in areas depicted on the map, Exhibit 2, Property Owner shall use OSHA-certified personnel with at least 40 hours safety training and knowledge of environmental protocols.
- 3.0.7 Property Owner shall notify the assigned DERR project manager thirty days before performing construction activities that involve the movement or placement of petroleum affected soils or the movement or placement of subsurface utilities (e.g. drinking water lines, sanitary sewer lines.) Property Owner shall ensure that the water supplying the buildings is free from petroleum contamination from an onsite source.
- 3.0.8 Property Owner shall not adversely impact any ongoing or completed investigative or remedial actions on the property. In particular, Property Owner shall not damage or destroy the monitoring wells that are currently in place or installed in the future. If the monitoring wells are damaged or destroyed during Property Owner's operations or construction activities at the Property, Property Owner shall notify the DERR and shall pay DERR for the reinstallation or repair. Also, existing monitoring wells and their finished surfaces (well monuments flush to grade) shall remain in place and be accessible until such time as the DERR authorizes otherwise. If the existing surface cover or gradient is changed near the monitoring wells due to construction or paving, Property Owner shall ensure that the well's monuments are properly raised to meet the new grade.
- 3.0.9 Property Owner is responsible for the actions of its lessees and sublessees.
- 3.1.0 Property Owner shall not use or allow the Property to be used as a bulk plant and shall not allow above ground or underground storage tanks ("Petroleum Storage Tanks or PST") for a service station to be placed on the Property unless Property Owner:
- i. satisfies the standards set forth in Attachment A;
 - and
 - ii. continuously maintains Petroleum Storage Tank Fund coverage, which shall require

- compliance with State and federal rules, as may be amended, for all PSTs (whether aboveground or underground), and
- iii. assumes complete responsibility for clean up of releases from the PSTs and any exacerbation of the environmental condition of the Property caused thereby, which, if there is a commingling of old contamination with new, may include some remediation of Residual Contamination, even though liability has been settled as set forth in a consent decree or settlement agreement from earlier litigation involving the Property captioned *UDEQ v. Black Oil Co., et al.*, Case No. 990700072, 7th District Court, San Juan County, State of Utah.
 - iv. If there are PSTs on the Property, a new release shall be suspected upon the occurrence of conditions described in 40 CFR 280 Subpart E subsections 280.50 and 280.51 or upon:
 - a. An increase in the levels of known constituents documented in the Division files for DERR Facility ID. No. 5000247, Release ID. EGFB as of the date of this Agreement.
 - b. The appearance of constituents not previously documented in the files for DERR Facility ID. No. 5000247, Release ID. EGFB as of the date of this Agreement.
 - v. If a new release is suspected, Property Owner shall comply with the Utah Underground Storage Tank Act and implementing regulations regardless of whether the PSTs involved are aboveground or underground tanks.

4.0 Right to Access (Affirmative Easement)

- 4.0.1 Property Owner for the covenants and other valuable consideration hereby conveys to the DERR a perpetual, non-exclusive affirmative easement for the purpose of protecting the public health and safety of the citizens of the State of Utah.
- 4.0.2 DERR, its authorized officers, employees, representatives, and all other persons performing remedial activity under DERR oversight, shall have an irrevocable right of access at all reasonable times to the Property for the purposes of performing and overseeing remedial activity at the Property under federal and/or state law. DERR shall provide reasonable notice to Property Owner of the timing of the remedial activity to be undertaken at the Property. Notwithstanding any other provision herein, DERR retains all of its access. Notwithstanding any other provision herein, DERR retains all of its access authorities and rights, including enforcement authorities related thereto, under the Utah Underground Storage Tank Act, Utah Code Ann. § 19-6-401 et seq., and the Hazardous Substances Mitigation Act, Utah Code Ann. § 19-6-301 et seq., and any other applicable statute or regulation, including any amendments thereto and including rights and an existing court order for access.
- 4.0.3 DERR shall have access to the Property at all reasonable times to verify that these institutional controls are being maintained and that the party or parties in possession of the Property are in compliance thereof.

5.0 General Conditions

- 5.0.1 The above described institutional controls shall be operated and maintained in perpetuity as follows unless terminated or modified as provided in Utah Code §19-10-105:
 - (a) It shall be the responsibility of the property owner to maintain the institutional controls.
 - (b) Within 15 days of the date of this agreement, Property Owner shall record this document in the county recorder's office in the county where the Property is located.
- 5.0.2 These institutional controls run with the land and are binding on all successors in interest of the Property Owner unless or until removed as provided in Utah Code Section 19-10-105.
- 5.0.3 The procedure for modification or termination of any institutional control as set forth herein shall be in accordance with Utah Code Ann. §19-10-105.
- 5.0.4 These Institutional Controls may only be terminated or modified in accordance with the provisions of Utah Code Ann. § 19-10-105 and with the prior written approval of the Executive Director of the Utah Department of Environmental Quality.
- 5.0.5 DERR has no affirmative duty, obligation or responsibility, either express or implied, to remediate any contamination on the Property or perform any environmental testing.
- 5.0.6 If any terms of the Institutional Controls are adjudged invalid or unenforceable, such invalidity or unenforceability shall not affect the validity or enforceability of the remaining provisions.
- 5.0.7 Nothing herein constitutes a waiver by the DERR of its right to initiate enforcement action in the event of future noncompliance with these Institutional Controls or any other law not expressly provided for herein, nor shall DERR be precluded in any way from taking appropriate action to abate an endangerment to public health or the environment. This reservation is not intended to make Property Owner liable for Residual Contamination for which Property Owner was released.

6.0 Effective Date

- 6.0.1 The effective date of this conveyance shall be the date of the heretofore notice and conveyance of this easement and restrictive covenant shall be the date signed by the property owners.

FOR PROPERTY OWNER

By:  _____

Date 11-03-04

STATE OF UTAH)
)ss
 COUNTY OF San Juan)

The foregoing instrument was acknowledged before me this 3rd day of November, 2004, by ROYLEN GRIFFIN

Witness my hand and official seal Dorothy Leavitt
Notary Public

My Commission expires _____



FOR UTAH DEPARTMENT OF ENVIRONMENTAL QUALITY

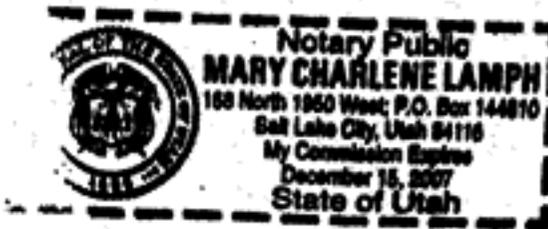
By: Dianne R. Nielson 9-22-04
Dianne R. Nielson
Executive Director

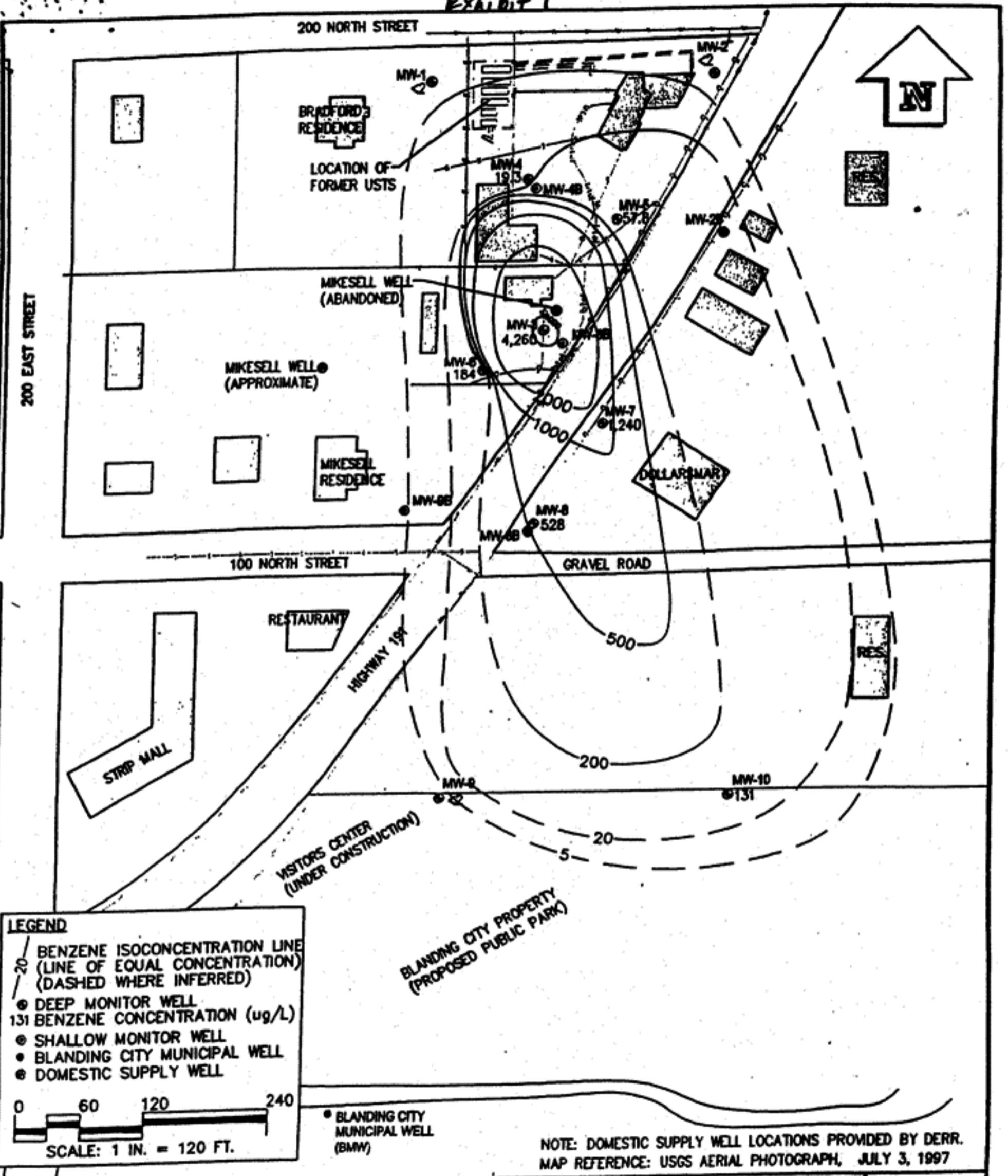
STATE OF UTAH)
)ss
COUNTY OF SALT LAKE)

The foregoing instrument was acknowledged before me this 22 day of September, 2004, by Dianne R. Nielson.

Witness my hand and official seal Mary Charlene Lamph
Notary Public

My Commission expires Dec. 15, 2007





LEGEND

- BENZENE ISOCONCENTRATION LINE (LINE OF EQUAL CONCENTRATION) (DASHED WHERE INFERRED)
- DEEP MONITOR WELL
- 131 BENZENE CONCENTRATION (ug/L)
- SHALLOW MONITOR WELL
- BLANDING CITY MUNICIPAL WELL
- DOMESTIC SUPPLY WELL

0 60 120 240
SCALE: 1 IN. = 120 FT.

NOTE: DOMESTIC SUPPLY WELL LOCATIONS PROVIDED BY DERR.
MAP REFERENCE: USGS AERIAL PHOTOGRAPH, JULY 3, 1997

**BENZENE ISOCONCENTRATION MAP
DEEP AQUIFER (6/12/01)
FORMER BLANDING CHEVRON
200 NORTH HIGHWAY 191
BLANDING, UTAH**



Startec

Startec Consulting Inc.
3995 S 700 E Ste. 30C
Salt Lake City, UT
84107-254C
Tel. 801.261.009C
Fax. 801.264.1671
www.startec.com

FIGURE NUMBER

5

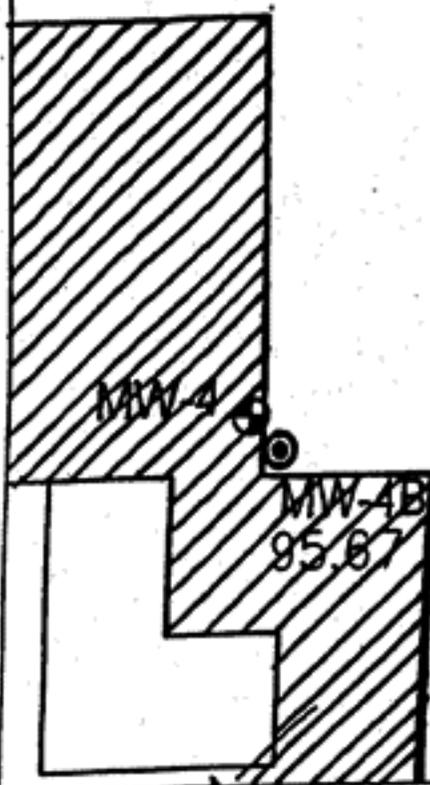
200 NORTH STREET

MW-2

MW-1

FORMER
BLANDING
CHEVRON

HIGHWAY 191



MW-5

MW-2B
DRY

MW-3

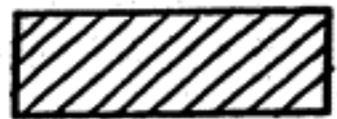
MW-3B
91.54

MW-6

MW-7

Legend Addendum

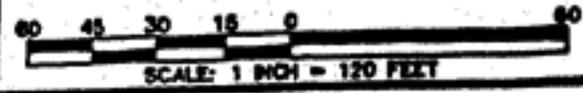
Areas of petroleum
concern in soil



DOLLAR\$MART

LEGEND

-  SHALLOW AQUIFER GROUNDWATER GRADIENT LINE (LINE OF EQUAL ELEVATION)
-  SHALLOW MONITOR WELL 91.54 WATER ELEVATION (FT.)
-  DEEP MONITOR WELL
-  BLANDING MUNICIPAL WELL



MW-9B
90.79

MW-8

MW-8B
88.38

GRAVEL ROAD

SHALLOW AQUIFER GRADIENT MAP
 JUNE 12, 2001
 FORMER BLANDING CHEVRON
 200 NORTH HIGHWAY 191
 BLANDING, UTAH



Startec Consulting Inc.
 3995 S 700 E Ste. 300
 Salt Lake City, UT
 84107-2540
 Tel: 801.261.0090
 Fax: 801.261.1871
 www.startec.com

FIGURE NUMBER
 3

Attachment A

UNDERGROUND STORAGE TANKS

General

If underground storage tanks are installed on the property, the Property Owner shall comply with the Utah Underground Storage Tank Act and the regulations implemented thereunder. *In addition*, the Property Owner shall comply with the following Design, Construction, Installation and Performance Standards.

UST Installation: R311-202 Part 280, Subpart B, 280.20 (a) 3. Must install double walled tanks that include interstitial monitoring capabilities, and have corrosion protection in accordance with 280.20.

UST Piping: R311-202 Part 280, Subpart B, 280.20 (b) 1. Must install double-walled piping that includes the addition of properly installed containment sumps beneath each dispenser and where piping is connected to the tanks.

Spill and Overfill: R311-202 Part 280, Subpart B, 280.20 (c) 1i, and 1ii. Must install spill prevention equipment and overfill prevention.

Release Detection Tanks: R311-202 Part 280, Subpart D, 280.43 (a) Inventory Control and 280.43 (d) Automatic Tank Gauging. Must incorporate release detection that complies with 280.40.

Release Detection Piping: R311-202 Part 280, Subpart D, 280.44 (a) and (b). Must meet the release detection requirements of 280.41 and incorporates automatic line leak detectors and line tightness testing.

Design, Construction, Installation Performance Standards: R311-202 Part 280, Subpart B, 280.20. Must meet the performance standard for new UST systems.

ABOVEGROUND STORAGE TANKS

General

If aboveground storage tanks are installed on the property, the Property Owner shall comply with the requirements specified by the Underground Storage Tank Act and rules as amended for voluntary admission to the Environmental Assurance Program. See Utah Admin. Code R311-206-6.