

IN THE MATTER OF)
ALABAMA KRAFT COMPANY)
AIR PERMIT NO. 211-0004-Z003)

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Pursuant to the provisions of the Alabama Environmental Management Act, § 22-22A-1 et seq., Code of Alabama 1975 (1983 Cum. Supp.) and the Alabama Air Pollution Control Act, § 22-28-1 et seq., Code of Alabama 1975, as amended, the Alabama Department of Environmental Management (hereinafter, "the Department") makes the following FINDINGS OF FACT:

1. Alabama Kraft Company operates a kraft pulp mill in Cottonton, Russell County, Alabama.
2. Under the authority of Code of Alabama 1975, § 22-28-16(a), a Permit to Operate (211-0004-Z003) was originally issued for the mill's smelt tank by the Alabama Air Pollution Control Commission (now the Department) on June 15, 1973. This permit requires compliance with the Department's Air Pollution Control Rules and Regulations.
3. Section 4.7.2(b) of the Department's Air Pollution Control Rules and Regulations specifies that particulate emissions from the smelt tank not exceed 0.5 pounds per air dry ton of pulp produced.
4. Alabama Kraft Company currently uses a demister pad wet scrubber to control particulate emissions from the smelt tank.
5. Particulate emission tests performed by Alabama Kraft Company in April and May 1984 indicated emissions from the smelt tank were greater than 0.5 pounds per air dry ton of pulp.

6. A particulate emission test performed in June 1984 after the existing demister had been replaced with a new demister unit indicated from the smelt tank were greater than 0.5 pounds per air dry ton of pulp.

7. Use of a properly designed wetted-fan scrubber would improve particulate removal efficiency.

ORDER

Based upon the foregoing FINDINGS OF FACT and pursuant to Code of Alabama 1975, § 22-22A-5(10) and § 22-28-10(2), it is hereby ORDERED:

A. That Alabama Kraft Company shall operate the smelt tank demister pads in a manner calculated to minimize particulate emissions until February 15, 1985, at which time control equipment adequate to comply with the Department's Regulations shall be installed; and that Alabama Kraft Company shall achieve compliance with the Department's Regulations, specifically Section 4.7.2(b) of the Department's Air Pollution Control Rules and Regulations, by February 28, 1985.

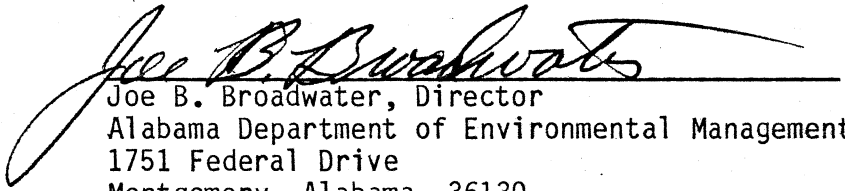
B. That Alabama Kraft Company shall post a Surety Bond in the amount of \$15,000 to insure compliance with the above provision. The failure of Alabama Kraft Company to comply with any of the provisions of this ORDER shall constitute cause for the forfeiture of part or all of the Surety Bond as follows:

1. Receipt of Control Equipment - \$100 per day for every day after December 31, 1984 that control equipment and associated equipment are not received at the Cottonton plant site by Alabama Kraft Company.
2. Complete Construction by Tying Control Equipment in with The Smelt Tank Vent - \$100 per day for every day after February 15, 1985 that construction and tie-in are incomplete.

3. Compliance with Emission Limit - Balance of bond if compliance is not achieved by February 28, 1985.

C. Failure to comply with the provisions of this Order may also constitute cause for the commencement of legal action by the Department for the recovery of civil penalties or other appropriate relief.

ORDERED and ISSUED this 14th day of September, 1984.


Joe B. Broadwater, Director
Alabama Department of Environmental Management
1751 Federal Drive
Montgomery, Alabama 36130
(205) 271-7700

CERTIFICATE OF SERVICE

I hereby certify that I have served Order No. 84-041-AP upon Alabama Kraft Company by sending the same, postage paid, through the United States Mail as Certified Mail, with the instructions to forward and return receipt requested, to:

Mr. James G. Lee
Executive Vice President
Georgia Kraft Company Corporate Offices
1700 Redmond Circle
Rome, Georgia 30162-1551

Done this 20th day of September 1984.

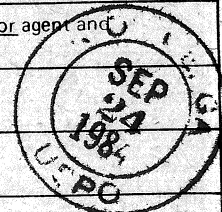
Kerry J. Allen
Kerry J. Allen -
Associate General Counsel

KJA/rdg Final Order

PS Form 3811, July 1983

SENDER: Complete items 1, 2, 3 and 4.	
Put your address in the "RETURN TO" space on the reverse side. Failure to do this will prevent this card from being returned to you. <u>The return receipt fee will provide you the name of the person delivered to and the date of delivery.</u> For additional fees the following services are available. Consult postmaster for fees and check box(es) for service(s) requested.	
1. <input checked="" type="checkbox"/> Show to whom, date and address of delivery.	
2. <input type="checkbox"/> Restricted Delivery.	
3. Article Addressed to: Mr. James G. Lee Executive Vice President Georgia Kraft Company 1700 Redmond Circle Rome, Georgia 30162-1551	
4. Type of Service: <input type="checkbox"/> Registered <input type="checkbox"/> Insured <input checked="" type="checkbox"/> Certified <input type="checkbox"/> COD <input type="checkbox"/> Express Mail	Article Number 51828
Always obtain signature of addressee or agent and <u>DATE DELIVERED.</u>	
5. Signature — Addressee X	
6. Signature — Agent X <i>B. Pratt</i>	
7. Date of Delivery <i>9-24-84</i>	
8. Addressee's Address (ONLY if requested and fee paid)	

DOMESTIC RETURN RECEIPT



STATE OF ALABAMA
ALABAMA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

Joe B. Broadwater, Director

State Capitol
Montgomery, Alabama 36130

SURETY BOND

KNOW ALL MEN BY THESE PRESENTS THAT WE, the undersigned _____
as principal, and _____ of _____,
as surety, are hereby held firmly bound to the Alabama Department of
Environmental Management (hereinafter, "the Department") in the sum of \$15,000
for the payment of which we bind ourselves and our successors and assigns.

THE CONDITION OF THIS OBLIGATION IS SUCH THAT:

WHEREAS, ORDER NO. 84-041-AP has heretofore been issued by the Department
dated September ____, 1984, directing Alabama Kraft Company, among other
things, to install and operate control equipment for the smelt tank adequate to
comply with the Department's Regulations by February 28, 1985. This restriction
shall be removed when the new control equipment to control particulate emissions
from the smelt tank is installed and operational to the Department's
satisfaction.

Insofar as the surety is concerned, the Department shall be the determiner
of any disputed facts arising hereunder, including but not limited to any issue
or forfeiture which may arise. Should the Department decide that grounds exist
for a forfeiture of this obligation, it shall promptly notify Alabama Kraft
Company and the surety by certified mail to the address listed below, whereupon
Alabama Kraft Company shall, within seven (7) days after receipt of said notice,
pay to the Department the amount designated as required pursuant to the terms of
this bond and the Department's Order No. 84-041-AP issued on September ____, 1984.

Notice to the Department shall be to:

Alabama Department of Environmental Management
State Capitol
Montgomery, Alabama 36130
Attention: Office of General Counsel

Notice to Alabama Kraft Company shall be to:

Notice to surety shall be to:

Alabama Kraft Company shall not be in violation of this agreement if prevented from complying due to acts of God, war, strikes, emergencies, acts of third parties, or other circumstances beyond its reasonable control. If any such event occurs which causes or may cause delays in its compliance with the terms of this agreement, Alabama Kraft Company shall notify the Department in writing within 10 (ten) days of the delay or anticipated delay, as applicable. The notice shall describe in detail the anticipated length of delay, the reasonable measures taken or to be taken to prevent or minimize the delay, and the timetable by which those measures will be implemented. The burden of proving any such delay is caused by circumstances beyond the reasonable control of Alabama Kraft Company shall rest with Alabama Kraft Company.

Alabama Kraft Company

Official Position

Sworn to and subscribed before me

this _____ day of _____, 1984. _____
Notary Public

Surety

BY: _____

Sworn to and subscribed before me

this _____ day of _____, 1984. _____
Notary Public

NOTE: Where one signs by virtue of a Power of Attorney for a surety company,
such Power of Attorney must be filed with the bond.