



Department of Environmental Quality



To protect, conserve and enhance the quality of Wyoming's environment for the benefit of current and future generations.

Pam 08/09/09

Dave Freudenthal, Governor

John Corra, Director

August 11, 2009

Mr. Paul Beeson
Mobile Concrete Inc.
P. O. Box 1129
Casper, WY 82602

RE: Permit 712s, Timberline Production (TP), LLC, Notice of Compliance for Settlement Agreement (SA)

Dear Mr. Beeson:

The Land Quality Division (LQD), the permittee (TP), and the permit operator (Mobile Concrete, MC) for the above referenced permit signed a Settlement Agreement in October 16, 2008 to resolve compliance issues in lieu of litigation. The settlement agreement was amended on January 30, 2009. The issues outlined in items 4-6 of the agreement have been addressed as follows:

- 4A MC staked the permit boundary to show the limits in which mining is allowed.
- 4B Incidental Boundary Revision (IBR) was approved on January 29, 2009.
- 4C MC collected the topsoil from the highwall and moved the topsoil to a safe location. The topsoil stockpile was protected with a toe ditch and seeded by May 15, 2009. The topsoil stockpiles were reported in the 2008-2009 annual report.
- 4D The permit's mine plan was revised to include a commitment for topsoil verification surveys. MC conducted and reported topsoil verification surveys in the 2008-2009 annual report.
- 5 TP signed the settlement agreement/amended settlement agreement and initialed the changes to the permit due to the IBR. **TP will need to acknowledge the permit changes related to the non-significant revision containing the tree survey.**
- 6 MC submitted check # 050683 in the amount of \$10,000 on October 14, 2008. TP submitted check # 1130 in the amount of \$2,500 on October 14, 2008.

The compliance issues related to the Settlement Agreement have been satisfied. If you have questions regarding this letter please contact either Pam Rothwell at 307-777-7048 or prothw@wyo.gov, or Jennifer Bowers at 307-777-5922 or jbower1@wyo.gov.

Sincerely,

Jennifer Bowers
Environmental Scientist II
Land Quality Division

DRM/jb

CC: Timberline Production Co., LLC 800 Werner Ct., Suite 220, Casper, WY 82601
ec: Pam Rothwell, LQD, Permit 712s Coordinator

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