



Dave Freudenthal,
Governor

Department of Environmental Quality

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



John Corra,
Director

October 8, 2009

LQD

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RECEIVED

First Energy Services Co.
C/o Dan Meier
P. O. Box 204
Wamsutter, WY 82336

**RE: Notice of Compliance for Notice of Violation (NOV) Docket No. 4354-08,
Permit 733(s), First Energy Services Company's Creston Scoria Pit**

Dear Mr. Meier:

This letter serves as the Land Quality Division (LQD) Notice of Compliance for NOV Docket # 4354-08. Upon the receipt of your submittal on October 8, 2009 of the Spill Prevention Plan, Pollution Prevention Plan, copy of the Air Quality Division permit approval letter, and new text for the Mine Plan committing to dust control at the 733(s) site as well as all pervious submittals pertaining to this NOV, all compliance issues related to NOV Docket No. 4354-08 have been satisfied.

If you should have any questions, please feel free to contact Melissa Bautz or Mark Moxley of the Land Quality Division District 2 office at 307-332-3047.

Sincerely,

Melissa L. Bautz, P.G.
Natural Resources Analyst
Land Quality Division – District 2

Cc: LQD Cheyenne, Becky Brosius→NOV 4354-08 File, Permit 733(s)
LQD Lander, Mark Moxley→ NOV 4354-08 File, Permit 733(s)
Anadarko, C/o Ernie Scott, 2525 Foothill Blvd. Suite 300, Rock Springs, WY 82901
Mark Newman, BLM Rawlins, P. O. Box 2407, Rawlins, WY 82301
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