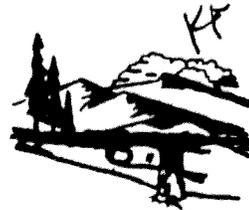


# Department of Environmental Quality

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

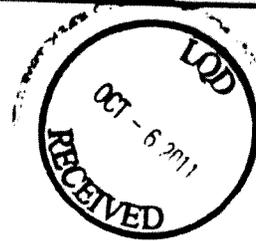


Matt Mead, Governor

John Corra, Director

October 4, 2011

Mr. Lee Wright  
Fishtail Cattle Co.  
PO Box 298  
Pinedale, WY 82941



RE: 2011 Annual Inspection - Limited Mining Operation 831ET; and Termination of Notice of Violation, Docket No. 4763-10

Dear Mr. Wright,

On August 10, 2011, accompanied by Mark Moxley, WDEQ/LQD District 2 Supervisor, you and Earl Wright, I inspected the limited mining operation referenced above. The inspection report is enclosed.

A Notice of Violation and Order, Docket No. 4763-10, was issued on November 15, 2010. The order required that additional bonding of \$5,100 be secured, additional information be posted on the permit sign, additional topsoil sign be placed on the topsoil stockpiles, and the Annual Reports for 2009 and 2010 be submitted. The bonding was secured and the reports received, but none of the signage has been addressed.

Additionally, the Order required that the remaining portion of the highwall be graded by October 31, 2011. As of the date of the inspection, no additional grading had commenced, however as discussed during the inspection, mining of the southeast corner is not complete. Thus grading of the southern portion of the highwall cannot occur until the southeast corner is mined out.

**I am terminating the Notice of Violation under the agreement that grading will continue on the northern portion of the highwall, additional topsoil signs will be posted and your name and address will be added to the permit sign.**

If you have any questions or concerns, please contact me at the Lander office (307) 332-3047.

Sincerely,

Tanya R. King, P.E.  
Natural Resource Analyst  
Wyoming DEQ/Land Quality Division  
District 2, Lander Field Office

enclosure: 2011 Annual Inspection Report

xc: Nancy Nuttbrock - Cheyenne DEQ/LQD -> file  
Mark Moxley - Lander DEQ/LQD  
Luke Esch - AG's Office  
Chron file - Tanya

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