

VIA FACSIMILE

February 14, 2007

Mr. Mark Gordon, Chairman
Wyoming Environmental Quality Council
122 W. 25th St.
Herschler Bldg., Room 1714
Cheyenne, WY 82002
Fax - 307-777-6134

FILED

FEB 14 2007

Terri A. Lorenzon, Director
Environmental Quality Council

RE: DEQ's Proposed Rule/Policy (Appendix H) regarding Chapter 1, Section 20.

Dear Mr. Gordon,

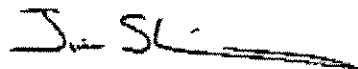
I represent an environmental engineering firm currently providing water management support to CBM producers in the Powder River Basin. Our firm, ATC Associates Inc., employs approximately 20 full-time employees, many based in our Gillette office, which are solely dedicated to providing environmental solutions to CBM production in Wyoming. On behalf of my employees, I would like the opportunity to submit my opinion and to represent our firm's interests in respect to the proposed rule change.

I oppose the Department of Environmental Quality's proposed Rule (Appendix H) or Policy regarding Chapter 1, Section 20. I oppose rulemaking that reduces or eliminates the ability for coalbed produced water to be discharged and thus beneficially used by Wyoming ranchers and landowners. Water has to be in the stream and reliably available to ranchers, livestock and wildlife if it is to be beneficially re-used.

I would also like to make the following points about this rule's applicability in respect to CBM water reuse. If passed, Appendix H will eliminate a source of water needed by ranchers and will negatively affect livestock and wildlife uses. Additionally, Chapter 1, Section 20 and the Ag Use Protection Policy do not protect existing uses of CBM produced waters.

Thank you for the opportunity to comment on this rule. Again, please register my opposition to making this a rule or policy. Please feel free to contact me at 406-860-4771 concerning my opinion.

Sincerely,



James Sullivan
ATC Associates Inc.
3250 Hackathorn Lane
Gillette, WY 82716