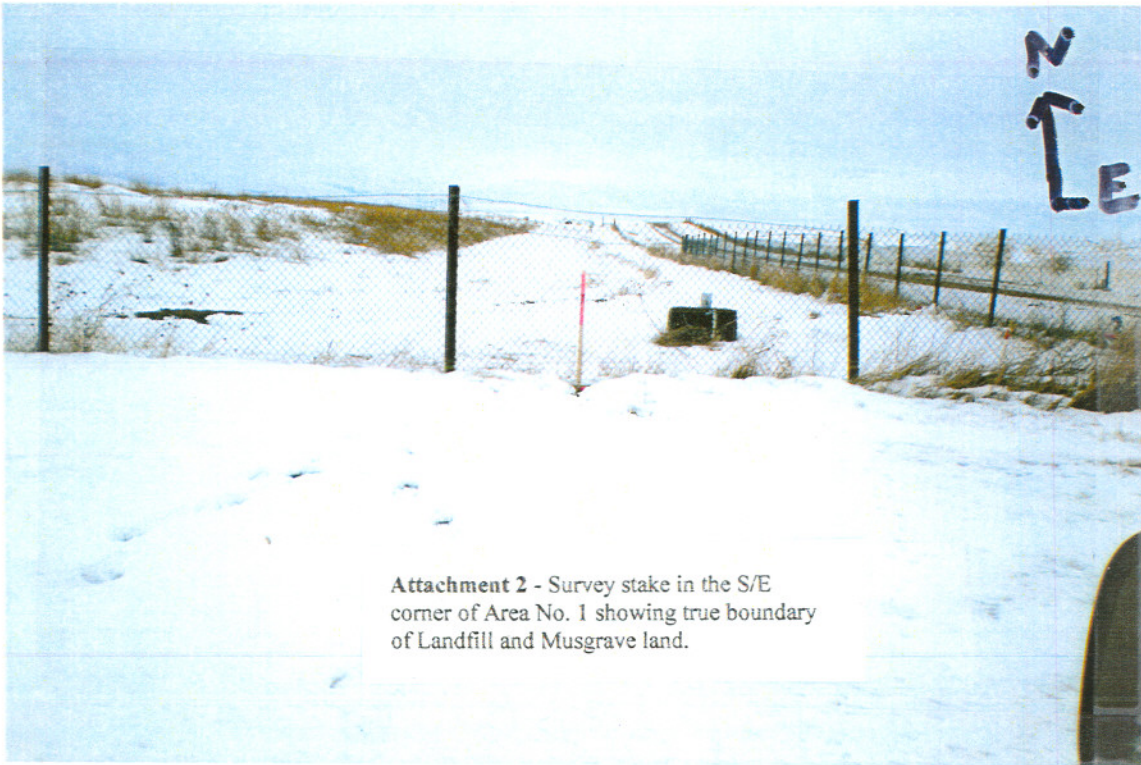


**FILED**  
NOV 09 2009  
Jim Ruby, Executive Secretary  
Environmental Quality Council



**Attachment 2** - Survey stake in the S/E corner of Area No. 1 showing true boundary of Landfill and Musgrave land.

community each year. Information regarding the annual WSWRA seminars are posted on-line at [www.WSWRA.com](http://www.WSWRA.com).

- Attend training courses sponsored by the WDEQ/SHWD which the WDEQ/SHWD requires on changes to state and federal solid waste rules or guidelines, provided a minimum of 30 days notice is received prior to the scheduled training course.
- Maintain records which document the training and examination for him / her self, and other facility personnel. These records will be maintained at the facility and available for inspection by the WDEQ/SHWD.

#### **1.4 Legal Description**

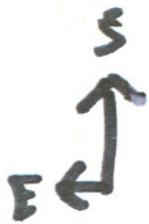
The general location of the site, and property ownership within one mile of the site, are depicted on the Site Location Map in Appendix C, which was reproduced from a portion of the United States Geological Survey (USGS) Burns, WY Quadrangle 7.5 Minute Series Topographic Map, dated 1991. The legal description and plat of the landfill are shown on Drawing 1 in Appendix D1. Surveyed corner monuments are indicated on the drawing.

Based on Drawing 1 in Appendix D1, the landfill's eastern perimeter fire lane and buffer zone have been developed approximately 45 feet over the eastern boundary of the Existing Landfill Area on property owned by Robert Musgrave. Groundwater monitoring well LF-1R also appears to have been installed over the eastern landfill boundary. According to Mr. Russ Hay, Landfill Manager, the landfill was initially developed to the western edge of County Road 150, which was initially thought to run along section line 28/29. The eastern property line and permit boundary of the Existing Landfill Area is section line 28/29. However, the centerline of County Road 150 at that location is shifted about 55 feet east of said section line, thus causing the misunderstanding. Mr. Hay reported that he excavated test pits along the facility's property line / permit boundary at that location, and waste was not observed over the property line / permit boundary. On December 15, 2007, the ELCSWDD received a letter from Robert Musgrave's attorney terminating the ELCSWDD's continued use of the subject property owned by Musgrave, as well as the portion of County Road 150 that borders the landfill on the east, effective February 1, 2008. The ELCSWDD Board of Directors are currently evaluating their options.

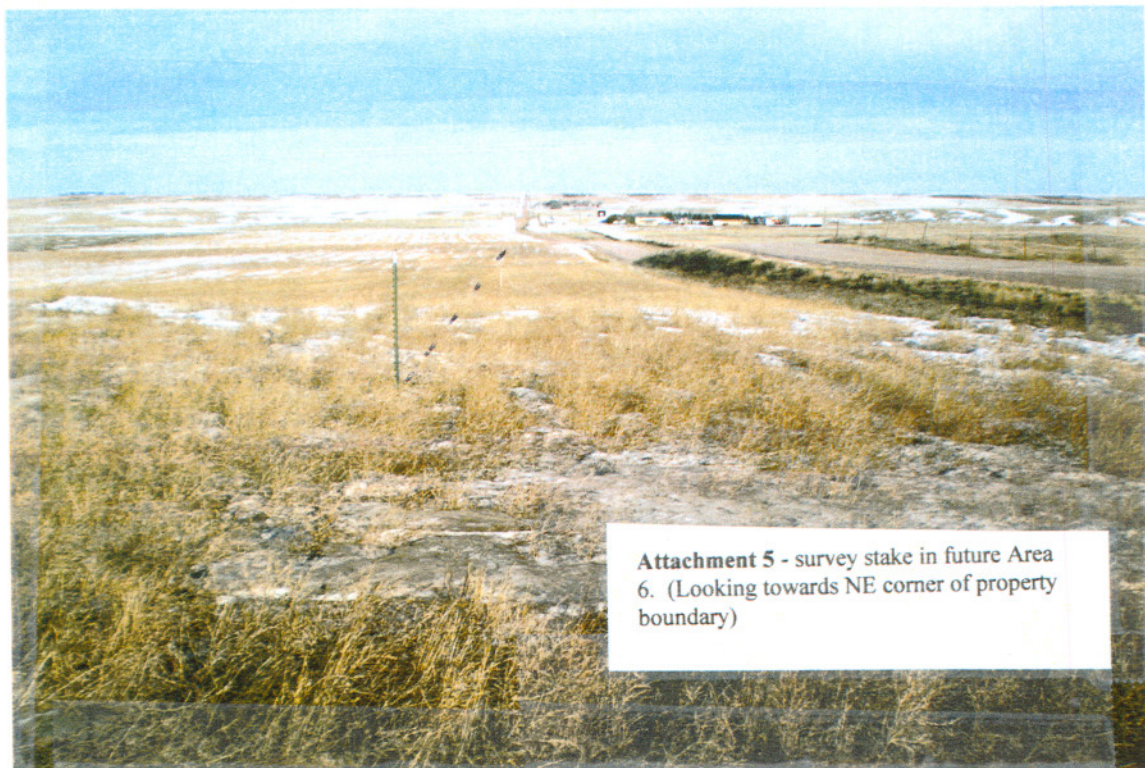
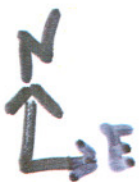
#### **1.5 General Facility Description**

The facility is located approximately 2.5 miles northeast of Burns, Wyoming on an approximate 159.8 acre parcel of land owned and operated by the ELCSWDD. The location of the facility is shown on the Site Location Map in Appendix C.





**Attachment 4** - survey stake in future Area 5, Cell # E. (Looking towards SE corner of Landfill)



**Attachment 5** - survey stake in future Area 6. (Looking towards NE corner of property boundary)



E ↙  
N ↘



Attachment 6 - survey stake in future corner of Area 7-property outside proposed expansion. . (Looking towards NE corner of property boundary)

**John C. Patton**  
admitted WY, CO

**Alexander K. Davison**  
admitted WY, CO, NE

**Terry W. Connolly**  
admitted WY

**Patton & Davison**

ATTORNEYS AT LAW  
P.O. Box 945  
Cheyenne, Wyoming 82003-0945

Telephone (307) 635-4111  
Fax (307) 635-6904

Thursday, November 20, 2008

Gay Woodhouse  
Gay Woodhouse Law Office, P.C.  
211 West 19<sup>th</sup> Street, Third Floor  
Cheyenne, WY 82001

**VIA FACSIMILE & US MAIL**

RE: Eastern Laramie County Landfill/Musgrave

Dear Gay:

The board of the Eastern Laramie County Solid Waste District has determined that further negotiations with Mr. Musgrave would not be beneficial. Accordingly, all previous offers from the board are hereby withdrawn.

Sincerely,

PATTON & DAVISON

By:



Alexander K. Davison

AKD/bnm  
Enclosure

**Attachment 7** - letter dated November 20,  
2008 from the Landfill's attorney

OFFICE  
CITY CENTER BUILDING  
1920 THOMES AVENUE, SUITE 600  
CHEYENNE, WYOMING 82001

H:\Mum\EasternLaramieCountyLandfill 102 Letter to Woodhouse.doc

Email:

[John@PattonDavison.com](mailto:John@PattonDavison.com)

[Alex@PattonDavison.com](mailto:Alex@PattonDavison.com)

[Terry@PattonDavison.com](mailto:Terry@PattonDavison.com)

[Wendy@PattonDavison.com](mailto:Wendy@PattonDavison.com)

#### **4.12 Litter Control**

Prevailing winds in the area of the landfill reportedly average approximately 13.7 miles per hour (mph) out of the west by northwest. During the months of May through July, between the hours of 11:00 am to 8:00 pm, a wind direction change to south by southeast typically occurs. The above information was obtained from the Wyoming Climate Atlas, but cannot be copied and included in an appendix due to copyright laws. The litter control program is as follows:

- Daily pickup of litter from the active cell areas;
- Daily pickup of litter from the entire site;
- Daily inspection and pickup of litter from the haul road, perimeter fences, and pasture land immediately outside of the landfill boundary; and
- Occasional burning of litter along the facility fence lines after obtaining a permit from the WDEQ / Air Quality Division (AQD).

#### **4.13 Equipment**

The following equipment is utilized at the landfill:

- Caterpillar 963 Loader: Utilized to excavate cells, and deposit, compact and cover refuse in the C/D area, and provide backup to the John Deere 544H Loader when necessary.
- John Deere 544H Loader: Utilized to excavate cells, and deposit, compact and cover refuse in the MSW cell, and provide backup to the Caterpillar 963 Loader when necessary.
- Caterpillar 615C Elevating Scraper: Utilized to excavate cells and cover refuse.
- Caterpillar 140H Motor Grader: Utilized to maintain roads and buffer zones.
- John Deere 5210 Mowing Tractor with 5-foot Rhino mower and 6-foot blade: Utilized to mow grass and weeds.
- Dump Truck (10 cubic yard): Utilized to move soil.
- Pull-Type Sheeps Foot Roller: Utilized in conjunction with the Caterpillar 963 Loader to compact soil.

Back-up equipment is available within one work day notice from equipment companies in Cheyenne, Wyoming; Scottsbluff, Nebraska; or Fort Collins, Colorado.