

February 21, 2007

Mr. Rick Moore, Chairman  
Environmental Quality Council  
Wyoming Department of Environmental Quality  
Hershler Building  
122 West 25<sup>th</sup> Street  
Cheyenne, WY 82002

**Subject: Talbott Mine Permit Permit Application TFN 4 6/221**

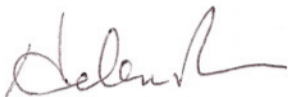
Dear Mr. Moore:

The purpose of this letter is to comment on the letter sent by Dr. Ken Robertson on January 30, 2007 to the Environmental Quality Council concerning the Talbott mining application. Dr. Robertson had previously filed a letter objecting to the issuance of a permit for this project. As a representative of Lafarge North America, I worked with Dr. Robertson to resolve his issues. We reached a mutually acceptable agreement, memorialized that agreement in a document that was forwarded to you, and finally Dr. Robertson wrote you a letter withdrawing his objections.

In his letter Dr. Robertson asked that the agreement, or some parts of the agreement, be made enforceable through the EQC and LQD. Lafarge has no objection to including the agreement in the mining permit. However, in a meeting with several staff members of the DEQ on Friday January 26, 2007 it was recommended that only those items that directly affected the allowed mining activities should be included in the permit. The permit was amended to stipulate that no dewatering could occur in January, February or March. Lafarge agreed to mitigate any depletion in agricultural water levels and the terms of this mitigation were acceptable to Dr. Robertson. Lafarge paid Dr. Robertson \$13,000 to compensate him in advance of any domestic water depletions, regardless of whether or not these depletions ever occur. We believe that all of Dr. Robertson's concerns with the Talbott gravel mine have been reasonably and equitably addressed.

I would respectfully ask that this file be considered for approval at your earliest convenience. If you have further comments or questions please contact me at 303-330-1559 or at [Helen.migchelbrink@lafarge-na.com](mailto:Helen.migchelbrink@lafarge-na.com).

Sincerely,

A handwritten signature in dark ink, appearing to read "Helen Migchelbrink". The signature is fluid and cursive, with a long horizontal stroke extending to the right.

Helen Migchelbrink, P.E.  
Senior Land Planner

cc      enclosures  
Eric Reckentine, Lafarge North America  
Mark Vigil, Lafarge North America