



THE STATE OF WYOMING
ENVIRONMENTAL QUALITY COUNCIL

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eqc](http://deq.state.wy.us/eqc)

June 19, 2007

Barry & Glenda Toone
9 Gaensslen Ranch
Green River, WY 82935

CERTIFIED MAIL #70020860000762817374
RETURN RECEIPT REQUESTED

RE: Arrowhead Concrete, Inc., TFN 4 2/343, Docket No. 07-4803

Dear Mr. and Mrs. Toone:

The Department of Environmental Quality (DEQ) has forwarded your objection to the application of Arrowhead Concrete, Inc., Docket No. 07-4803, for a small mining permit to the Environmental Quality Council (the Council). The DEQ has informed the Council that Arrowhead Concrete, Inc will need an air quality permit to operate the small mine and that permit has not been issued. The DEQ, Land Quality Division and Air Quality Division have scheduled a meeting to discuss the objector's concerns at 7:00 P.M. on June 25, 2007 at the Green River Public Library, 300 N. 1st East, Green River, WY. The Council is very interested in the outcome of your meeting and does hope the meeting will resolve all of your objections in this matter. If your meeting does not resolve your objections the Council is obligated to hold a hearing within 20 days of the last day for filing objections, which is June 22, 2007. This hearing will need to be held by July 12, 2007.

This hearing will be conducted pursuant to the provisions of the Environmental Quality Act, the Administrative Procedures Act, and the DEQ Rules of Practice and Procedure. The hearing will be conducted as a contested case, and all witnesses will be sworn, direct and cross examination will be the means of eliciting testimony, and all documents must be introduced as exhibits. You are not required to have an attorney represent you in this proceeding, although you may choose to have an attorney present your case. The DEQ will be represented by a member of the Attorney General's staff, John Burbridge, and Arrowhead Concrete, Inc. may have counsel present.

The Council has scheduled your hearing on Thursday, July 12th in order to meet the requirements of the statute. Your hearing will be held at the Green River Sweetwater County Courthouse, 80 W. Flaming Gorge Way, Green River, Wyoming beginning at 1:30 P.M. You have the option of proposing a continuance of the hearing date, however, all parties to the proceeding must agree to the continuance before the

Council can extend the time. This is a condition that is set by statute. In order for the Council to grant the continuance you will need to contact all of the parties to this proceeding and request that they submit a written agreement to the continuance. The request for continuance can be granted for a specific time frame to insure the mining permit application will not be unduly delayed by the parties. If all of the parties agree to the continuance, please submit a written request for continuance to the Council and all other parties to this matter.

A record of the hearing will be made by a court reporter and the decision on the permit application is appealable to a district court.

Should you determine that you do not want a hearing on your objection, please notify me in writing of your decision. If a hearing regarding your objection is not held, your comment will remain a matter of record in the DEQ files, and the director of DEQ will consider the comment when he makes a decision on issuance of the Arrowhead's permit.

Please do not hesitate to call if you have questions concerning Council procedures. My phone number is 307-777-7170.

Sincerely,

ENVIRONMENTAL QUALITY COUNCIL

A handwritten signature in dark ink, appearing to read "Terri Lorenzon", is written over the typed name and title. The signature is fluid and cursive, with a large loop at the end.

TERRI A. LORENZON
Director/Attorney

cc: John Burbridge
Assistant Attorney General

Rick Chancellor, Administrator
Land Quality Division

Jerry Cover
Arrowhead Concrete, Inc.