



THE STATE OF WYOMING
ENVIRONMENTAL QUALITY COUNCIL

November 19, 2010

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122 W. 25th, Herschler
Bldg., Rm. 1714,
Cheyenne, WY 82002
(307) 777-7170
FAX: (307) 777-6134
[http://deq.state.wy.us/
eqc](http://deq.state.wy.us/eqc)

Kelly Garside
P.O. Box 281
Boulder, WY 82923

CERTIFIED MAIL #70020460000298281209

RETURN RECEIPT REQUESTED

RE: McMurry Ready Mix Company, TFN 5 3/143—Docket No. 10-4803

Dear Ms. Garside;

The Department of Environmental Quality (DEQ) has forwarded your objection to the application of McMurry Ready Mix Company, EQC Docket No. 10-4803, for a mining permit to the Environmental Quality Council (the Council). As provided for in the Environmental Quality Act, the Council will set a time and place for a hearing on your objection. 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, and McMurry Ready Mix Company may have counsel present.

The law requires the council to hold a hearing on your objection within 20 days of the last day for filing objections, and this hearing must be held by December 13, 2010. The Council has scheduled your hearing on Friday, December 10, 2010 in order to meet the requirements of the statute. No continuances shall be granted unless a motion showing good cause for the continuance is filed with the EQC and the Hearing Examiner finds that good cause has been shown.

A record of the hearing will be made by a court reporter and the decision on the per-

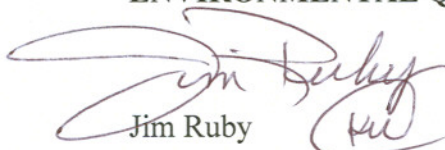
mit application is appealable to a district court. Should you determine that you do not want a hearing on your objection, please notify me in writing of your decision.

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 McMurry Ready Mix Company permit.

Please do not hesitate to call if you have questions concerning Council procedures.

Sincerely,

ENVIRONMENTAL QUALITY COUNCIL

A handwritten signature in dark ink, appearing to read "Jim Ruby", is written over the typed name. The signature is fluid and cursive, with a large initial "J" and "R".

Jim Ruby
Executive Secretary

JR/kw

cc: AG's Office
Don McKenzie - DEQ/LQD
McMurry Ready Mix Company—Ron McMurry
Honorable Jim Roscoe