

**FILED**

**MAY 02 2006**

Terri A. Lorenzon, Director  
Environmental Quality Council

4W Ranch, 1162 Lynch Rd.  
Newcastle, WY 82701

27 April 2006

Ref; Your letter dated 21 April 2006; 4W Ranch Objections - EQC Docket 04-3801

Joe Girardin, Paralegal  
Environmental Quality Council  
Herschler Building, Room 1714  
122 West 25th Street  
Cheyenne, WY 82002

Dear Mr. Girardin,

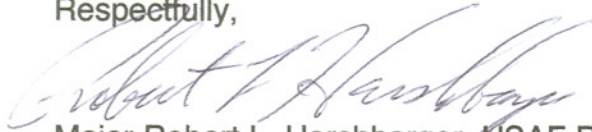
In reply to your letter dated 21 April 2006;

Yes, Merit Energy Company's NPDES Permit WY0051373 (Tuit Draw CBM) is one of the three permits that I commented on in my Comment Letter to John Wagner dated 6 March 2004. Merit Energy Company's NPDES Permit WY0051373 (Tuit Draw CBM) is one of the three permits that I appealed in my Appeal Letter to Olin Sims, Chairman dated 2 June 2004.

In my Appeal Letter, dated 2 June 2004, I listed the three permits only by the Permit Numbers, WY0051217, WY0051233 (which are Bill Barrett's) and WY0051373 (which is Merit Energy's). All three of these permits combined together are what I appealed and what I desire to discuss before the Environmental Quality Council.

I trust this is the information you are looking for at this time.

Respectfully,



Major Robert L. Harshbarger, USAF Retired