

BEFORE THE ENVIRONMENTAL QUALITY COUNCIL
STATE OF WYOMING

FILED

SEP 22 2006

Terri A. Lorenzon, Director
Environmental Quality Council

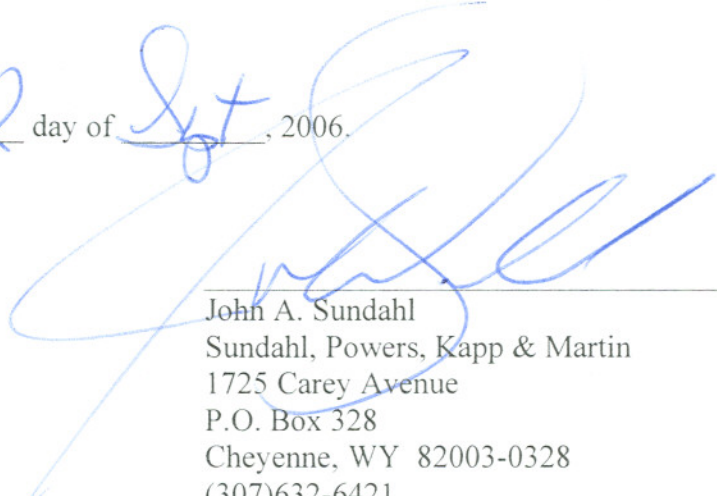
IN THE MATTER OF THE APPEAL OF 4W RANCH,)
ROBERT L. HARSHBARGER, AND JEAN)
SHERWIN HARSHBARGER AND THEIR)
OBJECTIONS TO NPDES PERMIT NOS. 51217,)
51233 AND 51373)

DOCKET NO. 04-
3801

NOTICE OF FILING ORIGINAL SIGNATURES

NOTICE IS HEREBY GIVEN that the original signatures of Major Robert Harshbarger and Jean Sherwin Harshbarger for the Stipulated Withdrawal of Petitioners' Appeal of Merit Energy Company's NPDES Permit No. 51373 were filed with the EQC on September 22, 2006.

DATED this 22 day of Sept, 2006.



John A. Sundahl
Sundahl, Powers, Kapp & Martin
1725 Carey Avenue
P.O. Box 328
Cheyenne, WY 82003-0328
(307)632-6421
Attorney for Merit Energy Company

CERTIFICATE OF SERVICE

I certify the foregoing pleading was served on this 22 day of Sept, 2006, and

that copies were served as follows:

Hadassah Marie Reimer
Jack D. Palma, II, P.C.
Edward W. Harris
Holland & Hart, LLP
2515 Warren Avenue
Suite 450
Cheyenne WY 82001
307-778-4200
307-778-8175 fax
Attorneys for Permittee Bill Barrett
Corporation

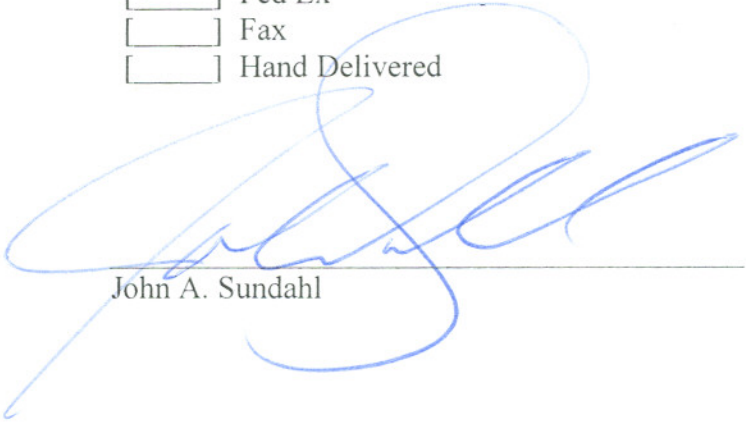
- U.S. Mail
- Fed Ex
- Fax
- Hand Delivered

Michael Barrash
Senior Assistant Attorney General
123 Capitol Building
Cheyenne WY 82002
307-777-6946
307-777-3542 fax

- U.S. Mail
- Fed Ex
- Fax
- Hand Delivered

Robert L. Harshbarger
Jean Sherwin Harshbarger
4W Ranch
1162 Lynch Road
Newcastle WY 82701

- U.S. Mail
- Fed Ex
- Fax
- Hand Delivered



John A. Sundahl

**BEFORE THE ENVIRONMENTAL QUALITY COUNCIL
STATE OF WYOMING**

IN THE MATTER OF THE APPEAL OF 4W RANCH, MAJOR ROBERT L. HARSHBARGER, AND JEAN SHERWIN HARSHBARGER AND THEIR OBJECTIONS TO NPDES PERMIT NOS. 51217, 51233 AND 51373

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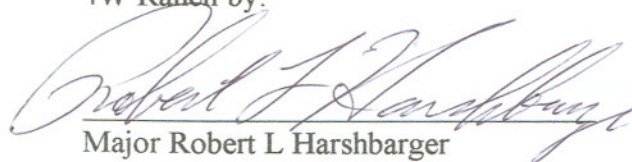
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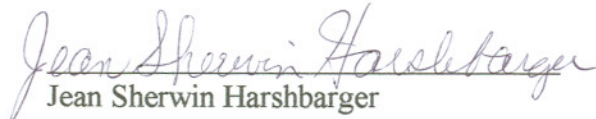
STIPULATED WITHDRAWAL OF PETITIONERS' APPEAL OF MERIT ENERGY COMPANY'S NPDES PERMIT NO. 51373

COME NOW the Petitioners, 4W Ranch, Major Robert L. Harshbarger, and Jean Sherwin Harshbarger, Respondent Merit Energy Company, The Department of Environmental Quality, and Bill Barrett Corporation, through their attorneys, and stipulate and consent to the withdrawal of Petitioners' appeal of Merit Energy Company's NPDES Permit Number 51373 as to Merit Energy Company only. This stipulation and consent may be signed by the parties in counterpart.

DATED this 21st day of SEPTEMBER 2006.

4W Ranch by:


Major Robert L. Harshbarger


Jean Sherwin Harshbarger

Department of Environmental Quality

Michael Barrash, its attorney

Bill Barrett Corporation:

Hadassah Reimer, its attorney

Merit Energy Company by:

John A. Sundahl, its attorney