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April 21, 2006

Robert L. Harshbarger
Jean Sherwin Harshbarger
1162 Lynch Rd.
Newcastle, WY 82701-9549

RE: In the Matter of 4W Ranch Objections to Bill Barrett NPDES Permits Nos. WY0051217, WY0051233, WY0051373 - EQC Docket No. 04-3801


Dear Mr. and Mrs. Harshbarger;

In a conversation with Mike Barrash, Sr. Assistant Attorney General, who represents the Water Quality Department (WQD) of the Department of Environmental Quality (DEQ), he commented that Merit Energy Company might be the holder of Permit No. WY0051373, which is one of the contested NPDES permits in Docket No. 04-3801.

I have reviewed the case file and there is no record of Merit Energy Company being a permittee. In the DEQ's most recent filing, Response to Appeal by 4W Ranch, Bill Barrett is identified as the permittee for WYPDES Permits No.s WY0051217, WY0051233, and WY0051373. However, when reviewing the information on the WQD/DEQ website, WYPDES Permit No. WY0051373 is identified as being held by Merit Energy Company.

As Merit Energy Company may be an indispensable party to this case, John Sundahl, the attorney representing Merit Energy, has been notified of this situation and has received a copy of this letter. Please contact me as soon as possible with any information you might have that will resolve this question.

Sincerely,


Joe Girardin, Paralegal
Environmental Quality Council

cc: John Sundahl, Attorney
Merit Energy