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*Working to protect and restore Western Watersheds*

**Western  
Watersheds  
Project**

**FILED**

**JUN 27 2013**

Jim Ruby, Executive Secretary  
Environmental Quality Council

Lindsay Patterson  
DEQ - WQD  
122 West 25th St, Herschler Building 4-W  
Cheyenne, WY 82002

June 27, 2013

Dear Lindsay,

In addition to our previous two sets of comments, we provide the following.

While we have not seen the final version of the categorical downgrade model, we have reviewed the version from a few months ago. It does not comply with the requirements for a UAA provided in the current or revised regulations or implementation document.

Also the implementation document does not provide sufficient guidance to implement listing decisions based on turbidity or temperature.

So example, read the guidance and let me know if a stream with turbidity of 40 for 3 weeks would be listed or not?

The same for temperature, lets say you have 3 data points over a 3 week period showing in a 2AB cold water fisheries, a temperature of 23 degrees, would that be listed?

The last two in addition to being comments are questions I would like answers to outside the comment process.

Thank you for your consideration of these issues,

Jonathan B Ratner  
Director – Wyoming Office