

August 20, 2007

Mr. William C. Liedtke  
Vice President and General Counsel  
Windsor Energy Group, LLC  
14313 N. May Avenue, Suite 100  
Oklahoma City, OK 73134

RE: WDEQ Review of *Amended Draft Public Participation Plan, July 2, 2007*  
Crosby 25-3 Natural Gas Well Blowout; Clark, Wyoming

Dear Mr. Liedtke:

The Wyoming Department of Environmental Quality (WDEQ), Voluntary Remediation Program (VRP) has reviewed the Windsor Energy Group, LLC (Windsor) amended draft *Public Participation Plan, July 2, 2007* (PPP) for the Crosby 25-3 well blowout (site). The amended draft Public Participation Plan (PPP) incorporated the WDEQ's June 27, 2007 comments generated from a review of the initial draft PPP.

The WDEQ has completed review of the amended draft PPP. In addition, the WDEQ has received and reviewed the public comments on the PPP and incorporated the pertinent comments into our review. The WDEQ has identified the following issues that need to be addressed in the document:

1. Section 2.0, Public Participation Plan (page 2, 4<sup>th</sup> paragraph): The WDEQ has provided Windsor with copies of the letters received from the public requesting a PPP and listing their concerns. Incorporate this information into this section.
2. Section 2.1, Proposed Schedule (pages 2-4): Update the schedule with revised dates. In the table, change the term *Feasibility Study* to *Remedial Alternatives Report* to avoid confusion between the 2 terms. Explain the purpose of the gray shading on certain rows in the table. Revise the table to allow the public the opportunity to review all draft final documents prior to issuing final documents. Clarify in the text that follows the table, the procedure for document generation and review. In addition, the text that follows the table needs to be revised to state that "The only process above that requires public notification per Wyoming Statues is the Remedy Agreement". The table needs rows added for Windsor to complete the remedy agreement public notification requirements and to allow for the public comment period.
3. Section 2.3 Implementation (page 5): This section needs more detail and more clarity.

4. Section 2.4 Public Participation to Date (page 5, 2<sup>nd</sup> paragraph): Include details on how Windsor has ensured that the company is committed to the specific goals, objectives, and successful implementation of the PPP.
5. Section 2.5 Data Availability (pages 5-6): Revise this section to finalize the site chosen for the public repository. The only written public input the WDEQ received on whether to locate the repository in Cody or Powell was that one individual requested that the public repository be located in Powell, Wyoming. Include details on how Windsor will notify interested parties of documents and review deadlines, and how they will provide documents to those interested parties that would like a hard copy of the document.
6. Section 2.6, Current Progress Updates (page 6, 1<sup>st</sup> paragraph): The first sentence should be “organizations” not “organization”. Revise this section to include how Windsor will notify the public of public meetings. Several interested parties commented that they would like the meeting announcements to be advertised in the Cody Enterprise and the Powell Tribune.
7. Section 3.0 Remedial Investigation (pages 7-9): Again, because this is only one of several milestones for the site, the WDEQ recommends that this section be rewritten to discuss the general public involvement process for all milestones in the process. This should include a general description of how documents will progress from initial draft documents to final documents, an acknowledgement that the PPP needs to remain flexible and open for revisions to improve effectiveness, and a statement which recognizes Windsor’s commitment to a consistent and ongoing effort to involve the public and maintain open lines of communication and understanding for the Clark community.
8. Section 3.3, Public Property Permission, (page 8): This section should be revised to include what Windsor had done to date to obtain permission to drill on the Line Creek Subdivision Common Ground.

Please address the above items and incorporate them into the draft final PPP. Once the draft final PPP is completed, please forward to the WDEQ and to everyone on the interested parties mailing list. The WDEQ believes that a public meeting is necessary to discuss the draft final PPP. The WDEQ has tentatively scheduled the Clark Pioneer Recreation Center for the evening of September 24, 2007, for a public meeting to discuss the PPP. If this date fits your schedule and the public will have had sufficient time to review the draft final PPP, please notify the interested parties of the meeting when you send them the PPP. If you have any questions, please feel free to contact me at (307) 335-6949.

Sincerely,

Kathy Brown, P.G.  
Voluntary Remediation Program  
Solid and Hazardous Waste Division

CC: Lander VRP File 58.093  
Carl Anderson, WDEQ/Cheyenne; VRP File 58.093  
Michael Bullock, Terracon, 2110 Overland Ave., Suite 124, Billings, MT 59102