

October 17, 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 *Final Draft Public Participation Plan, September 14, 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) final draft *Public Participation Plan, September 14, 2007* (PPP) for the Crosby 25-3 well blowout (site). The final draft Public Participation Plan (PPP) incorporated the WDEQ's August 20, 2007 review of the amended draft which also included pertinent public comments received by the WDEQ.

The WDEQ has completed review of the final draft PPP. In addition, the WDEQ held a public meeting on October 2, 2007 in Clark, Wyoming to accept additional public comments on the final draft PPP. WDEQ received minimal public comments on the final draft PPP. Therefore, once the following comments have been incorporated into the document, please finalize and distribute the PPP. The WDEQ has identified the following issues that need to be addressed in the document:

1. Section 2.3, Public Participation to Date (Page 3, 3rd paragraph): The public commented that it would be very valuable to have a local contact for Windsor. At the October 2, meeting it was discussed that Rick Johnson could potentially be that contact. Revise this section to include a local contact for Windsor along with contact information.
2. Section 2.4, Current Progress Updates (Page 3, 2nd paragraph): The public commented that it was important to have meetings advertised in the newspaper. Change the "or" to "and" in this paragraph.
3. Section 2.4, Current Progress Updates (Page 4, 1st paragraph): Include contact information for the WDEQ as an additional source to obtain information:

Wyoming Department of Environmental Quality

Kathy Brown, Project Manager
510 Meadowview Drive
Lander, Wyoming 82520
Phone (307) 335-6949
Fax: (307) 332-3183
e-mail: kbrown2@state.wy.us
web: <http://deq.state.wy.us/volremedi/clarkwell.htm>

4. Section 2.5, Proposed Schedule (Pages 4-6): Based upon the fact that the scheduled dates for specific items have changed on each draft PPP, it seems appropriate to remove specific dates and list timeframes to accomplish each task. Revise the schedule to remove dates and insert appropriate timeframes. In addition, it was discussed that the Remedial Investigation Report and the Remedial Alternatives Report could be combined into one document to reduce the number of document reviews. Revise the schedule to reflect this change. Finally, item #9 on page 6 of this section is confusing. Revise this item so that its meaning is clear.
5. Section 2.5, Proposed Schedule (Page 7): In the first paragraph add the sentences: “However, the PPP outlines a procedure where the public will receive notification of documents, meetings and other items pertinent to the site. Per the final PPP, Windsor has committed to notifying the public of all pertinent documents, issues, and activities related to the site”. Change the second paragraph to read: “In addition to the general process as described above, the Remedy Agreement will also require public notification by Windsor as stated in Wyoming Statute 35-11-1604(d)”.
6. Section 2.6, Data Availability (Page 7-8): This section states that the Northwest College’s Hinckley Library in Powell, Wyoming will only keep documents for five years from the date of publication. The WDEQ believes that all documents should be kept until the Remedy Agreement for the site has been closed. Documents for another WDEQ site are currently being kept at the Cody Library and there has not been a time limit set for document retention. The WDEQ recommends that Windsor have additional conversations with the libraries located in Powell and Cody, and revise this section to include document retention until the Remedy Agreement is closed at the appropriate library.
7. Section 3.0, Common Ground Access Discussion (Page 10): Add text at the end of this section to indicate that Windsor and the WDEQ are in process of evaluating the Line Creek Wilderness Subdivision responses and Protective Covenants in an attempt to access the common ground for monitoring and potential remedial activities. Include a statement that the public will be notified of all decisions made on this topic by both the WDEQ and Windsor. Finally, include a statement that these actions are in no way limiting the Line Creek Subdivision property owners’ rights to seek outside legal opinions on

this matter.

8. Addendum, Mailing List: Revise this list to include all of the interested parties which include Line Creek Subdivision property owners, parties requesting a public participation plan, and subsequent parties who have requested inclusion on the list.

Please address the above items and incorporate them into the final PPP. Once the PPP is finalized, please distribute it to the WDEQ, the interested parties mailing list, and the central repository. If you have any questions, 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