

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

IN THE MATTER OF THE OBJECTION)
TO THE SMALL MINE PERMIT OF)
ARROWHEAD CONCRETE, INC.)
TFN 4 2/343)

Docket No. 07-4803

FILED

JUL 10 2007

Terri A. Lorenzon, Director
Environmental Quality Council

ORDER OF DISMISSAL

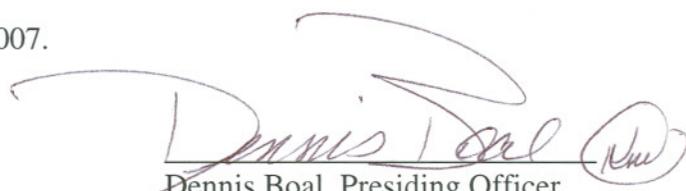
THIS MATTER, having come before the Presiding Officer for a Pre-hearing Conference on July 3, 2007 in the Sweetwater County Courthouse with the Arrowhead Concrete, Inc., (the "Mine") appearing by and through Corey Bernard and the Department of Environmental Quality appearing through its Attorney, John Burbridge. Also attending was the Sweetwater County Engineer, John Radosevich and Tony Carson, a Foreman for the Sweetwater County Roads and Bridges Department. None of the Protestants appeared.

At the conference, the Mine and the county reported that they had met on May 23, 2007, and came to an agreement on controlling dust on Blue Rim Road and improving the condition of the road. Minutes of that meeting, setting forth the agreement, are attached. The county and Mine also reported that they had agreed to meet on or before May 1 of each year to develop a yearly plan for dust suppression on Blue Rim Road, so long as necessary.

The Notice and Order issue herein on June 26, 2007, notified the Protestants that failure to appear at the Pre-hearing will result in a dismissal from the case. Because none of the Protestants appeared at the Pre-hearing Conference, the Presiding Officer has no option but to dismiss this case.

THEREFORE, IT IS HEREBY ORDERED that this matter is dismissed and the hearing set for July 12, 2007 is vacated.

DATED this 10th day of July, 2007.



Dennis Boal, Presiding Officer
Environmental Quality Council
122 W. 25th St., Rm.1714
Herschler Building
Cheyenne, WY 82002
PHONE: 777-7170
FAX: 777-6134

CERTIFICATE OF SERVICE

I, Kim McGee, certify that at Cheyenne, Wyoming, on the 10th day of July, 2007, I served a copy of the foregoing **ORDER OF DISMISSAL** by depositing copies of the same in the United States mail, postage prepaid, duly enveloped and addressed to:

Barry & Glenda Toone
9 Gaensslen Ranch
Green River, WY 82935

Cora & Bill Croy
4 Gaensslen Drive
Green River, WY 82935

Ann & Dick Hodges
Blue Rim Rd., 4 mi. N
Green River, WY 82935

John & Virginia Fuller
16 Gaensslen Drive
Green River, WY 82935

Andy & Gale Pleasant
72 Firehole Basin Drive
Green River, WY 82935

Ford Bussart
409 Broadway, Ste. A.
Rock Springs, WY 82902

John & Linda Seiller
12 Gaensslen Ranch
Green River, WY 82935

Doug & Shelly Vanderpool
1 Gaensslen Drive
Green River, WY 82935

Dalson Ash
#61 Blue Rim Rd.
Green River, WY 82935

Dave & Sandra Pagniano
8 Gaensslen Drive
Green River, WY 82935

Mark Pleasant
86 Firehole Basin Drive
Green River, WY 82935

Jerry Cover
Arrowhead Concrete
P.O. Box 238
Green River, WY 82935

Dawn & Fred Trujillo
#72 Blue Rim Rd.
Green River, WY 82935

also to the following persons via interoffice mail:

John Burbridge
Assistant Attorney General
123 Capitol Building
Cheyenne, WY 82002

Richard Chancellor
Administrator
Land Quality Division
122 West 25th Street
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Cheyenne, WY 82002

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