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JEFFREY C. GOSMAN
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Ferri A. Lorenzon, Adm. Aide
Environmental Quality Council

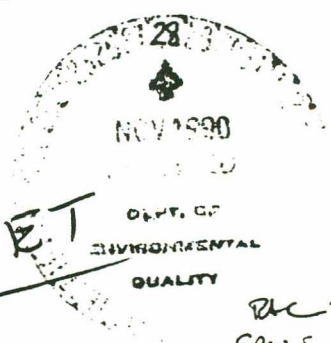
139 WEST 2nd, SUITE 1A
CASPER, WY 82601
FAX (307) 234-1576

November 27, 1990

FEDERAL EXPRESS LETTER

Dennis Hemmer, Executive Secretary
Environmental Quality Council
Herschler Building
Cheyenne, WY 82001

*Rick
File 767 E.T.*



Re: Rissler & McMurry Co. Application to Mine
Limestone from Bessemer Mountain pursuant to
W.S. 35-11-401(e)(vi)

*Pat B
File*

NOTICE

Bill and Phyllis Snodgrass and Rodney Stalkup ("Snodgrass") own property adjacent to the proposed limestone quarry of Rissler & McMurry Co. referenced above and are the actual surface owners of affected lands to be utilized as a mine haul road.

Snodgrass intends to commence a civil action against the Environmental Quality Council for violations of the Environmental Quality Act, W.S. 35-11-101 et. seq. ("The Act"), which are set out as follows:

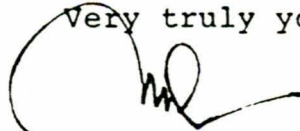
1. The area of the proposed limestone quarry is known as Bessemer Mountain and is an area of rare and uncommon historical, archaeological, wildlife, botanical and scenic value.
2. The Environmental Quality Council has been mandated the responsibility to designate such areas for purposes consistent the Act and has failed and neglected to do so.
3. The Plaintiffs, as owners of land adjacent to Bessemer Mountain and land which has been confiscated for use as a mine haul road by Rissler & McMurry, are persons interested in the designation set out above and believe that Bessemer Mountain should be included in that designation.
4. Plaintiffs' action against the Environmental Quality Council will be based on Wyoming Statute 35-11-902

Dennis Hemmer, Executive Secretary
Environmental Quality Council
November 27, 1990
Page 2

to require compliance with the provisions of Wyoming Statute 35-11-112(a)(v), which sets forth the duty of the council to complete at the earliest date and to the extent possible, "those areas of the state which are very rare or uncommon and have particular historical, archaeological, wildlife, surface geological, botanical or scenic value."

This notice is provided pursuant to W.S. 35-11-902(c)(1). Rissler intends to make immediate improvements to the Snodgrass property pursuant to its condemnation action, said improvements and said condemnation action constituting an imminent threat to the legal interests of Snodgrass. Snodgrass will bring this action immediately after notification.

Very truly yours,



Jeffrey C. Gosman

JCG:rms
cc: Bill and Phyllis Snodgrass
Rodney Stalkup

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DEC 3 1990

Ferris A. Lorenzon, Man. Sec.
Environmental Quality Council

Merrill Weikum
6135 Raderville Rt.
Casper, Wy 82604

Robert S. Sawin
P.O. Box 1101
Casper, Wy 82602

January 29, 1990

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FEB 15 1990

Environmental Quality Council
2301 Central Ave.
Cheyenne, WY 82002

Terri A. Lorenzon, Adm. Aide
Environmental Quality Council

Dear Members,

In reference to the limestone quarry that is proposed by Rissler & McMurry on Section 16-32N-81W, 6th P.M. Natrona County, we are writing this letter to petition the Environmental Quality Council to provide a public forum to address not only air quality but several other concerns as well. We are acting as representatives of approximately 100 residents in the Bessemer Bend area.

In addition to air quality we have many concerns that need to be addressed. The major concerns of the residents of the Bessemer Bend area are as follows:

- 1) Speas Spring which is located about a mile and a quarter from the quarry site may be affected. What research has been done to determine the safety of the spring if dynamite is used in the quarry process? Has the effect of blasting near the major fault that runs directly through the quarry site and down to the springs aquifer been addressed? The spring is a vital water source which supplies water to a fish hatchery and irrigation water to nearby ranchers. A limestone deposit further out was ruled out because they felt the blasting could have an adverse affect on the tunnels of the Alcova - Kenricks canal. If the blasting will have an adverse affect on reinforced concreat, it is safe to assume that it will have an adverse affect on the Speas Spring?
- 2) Who is going to monitor dust escaping from the area and what assurances do we have that air quality standards will be adhered too?
- 3) The quarry is within the watershed of the North Platte river. How will the quarry operators deal with runoff from roads and the quarry site proper? What toxic or erodible materials will be exposed tnd allowed to run into the river? the North Platte river is just recovering from a devistating gasoline spill. Are we prepared to threaten the river and wildlife with almost certain pollution.

- 4) Will the water source for wetting the crusher and roads be selenium laden and contribute or cause additional problems?
- 5) The proposed quarry site is near the North Platte River. A quarry is not part of the Bureau of Land Management's North Platte River plan.
- 6) What noise reduction measures will be used to control noise pollution?
- 7) The area is used by many types of wildlife. Have they and their value been given proper consideration when this site was selected?
- 8) An increase in truck traffic on the dirt roads will create unsafe travel conditions. If the access route overlaps with school bus routes, how can we be assured that our children can travel the roads safely?
- 9) What research has been done concerning the history and archeology of the area?
- 10) Bessemer Mountain is currently a popular recreation area. The quarry will eliminate this opportunity for local residents as well as visitors.
- 11) Property values will be reduced because of the impacts of the quarry. How will the property owners be compensated for their loss? Who will be liable?
- 12) The general quality of life will be lowered to all who live in this community due to the impacts of the quarry.
- 13) What plans have been made for reclamation? Five miles from Bessemer Bend, Rissler & McMurry operated a gravel pit that has been for all practical purposes, abandoned with no attempt made toward reclamation.
- 14) Rissler & McMurry is technically operating within the law as set forth in the environmental quality act for a small (less than 10 acre) mine. Their plans to expand the mine beyond the original ten acres and operate for an extended period of time (30 years) suggests that this is merely an attempt to circumvent the intent of the law.
- 15) Have all other possible sources of limestone been exhausted? Areas that will not impact so many people should be explored before using areas that are so close to populated areas such as the Bessemer Bend area.

The people of the Bessemer Bend area take pride in where they live and refuse to let the area be damaged beyond repair for the profits of a few. Please consider these concerns very carefully and grant us a forum to address the many burdens that the quarry will

place upon us. We look forward to your affirmative response to our petition.

Sincerely,

Robert S. Sawin
Merrill R. Weikum

A handwritten signature in cursive script, appearing to read "Merrill R. Weikum", with a long horizontal flourish extending to the right.