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your natural resources
... now and forever

June 5, 2008

Scott Turnbull
Kittitas County Community Development Services
411 N. Ruby St, Suite 2
Ellensburg, WA 98926

RE: SEPA Action McIntosh 1, 2, 3, - CUP-06-11, CUP-06-12, CUP-06-13

Dear Sir:

Thank you for the opportunity to comment on the proposed MDNS for the McIntosh CUP-06-12 proposed mine. There was insufficient information in the MDNS to determine if a Department of Natural Resources (DNR) Surface Mine Reclamation Permit will be required. If the extraction area is 2.99 acres and does not include areas disturbed by mine related activity as defined in RCW 78.44.031(5) then a permit will be required prior to the disturbed area reaching 3 acres. Disturbed areas are defined in law as:

"Disturbed area" means any place where activities clearly in preparation for, or during, surface mining have physically disrupted, covered, compacted, moved, or otherwise altered the characteristics of soil, bedrock, vegetation, or topography that existed prior to such activity. Disturbed areas may include but are not limited to: Working faces, water bodies created by mine-related excavation, pit floors, the land beneath processing plant and stock pile sites, spoil pile sites, and equipment staging areas. Disturbed areas shall also include aboveground waste rock sites and tailing facilities, and other surface manifestations of underground mines.

All areas that will be disturbed by placement of topsoil or other resource stockpiles and roads that will be reclaimed post mining would also be included in the disturbed area.

If you have any questions or need assistance, please feel free to contact me.

Sincerely,

Lorraine Powell
Surface Mine Reclamation Inspector
509-933-3847 ext. 27



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Exhibit No. A
Hearing: McIntosh
Date: 6-11-08
Submitted by: Scott T.

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Date: 6/3/08

To: Scott Turnbull, staff planner, Kittitas County, - development services.

Subject: McIntosh pond site - file # ccup-06-12

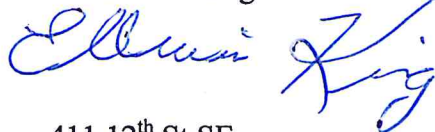
As a concerned property owner three fourths of a mile directly south of proposed project - I am opposed to the project, for the following reasons.

- 1) The effect it would have on the groundwater, above and below ground.
- 2) The effect it may have on the wells in the immediate area (residential).
- 3) The effect it could have on Dry Creek, which is a "natural" fish habitat.
- 4) Such a pond is a danger to - stock and wild life and will leave stagnant water standing.
- 5) this project should not be considered, for monetary purpose, as this land should stay for agricultural use.

If rock is needed, E.C.P. Ellensburg Cement Products-located just north on highway 97 has rock supply for many years to come.

As a concerned property owner which property has been used since 1940, I choose environment over money. This way the project should be rejected.

Ellwin King



411 12th St SE
Auburn, WA 98002

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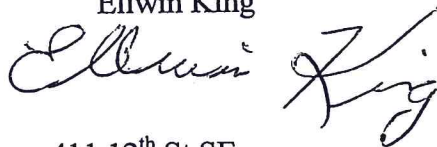
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