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May 12, 2010

Brian Sato, P.E.
Department of Ecology
Northwest Regional Office
3190 160th Avenue SE
Bellevue, WA 98008-5452

**Subject: Progress Report for Week Ending May 7, 2010
BNSF Skykomish Cleanup- Consent Decree No. 07-2-33672-9**

Dear Brian,

This progress report is submitted on behalf of BNSF Railway Company (BNSF) pursuant to Section XI of Consent Decree No. 07-2-33672-9 (Consent Decree) for the week ending May 7, 2010 and provides:

- A list of on-site activities that have taken place during the week
- Detailed description of any deviations from tasks required by the Consent Decree not otherwise documented in project plans or amendment requests
- Description of all deviations from the Cleanup Action Plan (CAP) and schedule contained therein, during the reporting period and any planned deviations in the upcoming month
- For any deviations in the schedule, a plan for recovering lost time and maintaining compliance with the schedule
- All raw data (including laboratory analyses) received by BNSF during the reporting period and an identification of the source of the sample, unless Ecology agrees that submitting raw data is not necessary at this time
- A list of deliverables for the upcoming reporting period if different from the schedule.

On-Site Activities

- Continued operation of the hydraulic containment and control system.
- Operation of the air sparging system.
- Temporary relocation of the Theater Building and Town Maintenance Building on Wednesday May 5th and Friday May 7th respectively.
- Demolition of the Community Center foundation on Tuesday, May 4th.
- Continued mobilization and set-up of oil recovery and construction wastewater system equipment to the site.

- Completed temporary water by-pass line on Wednesday, April 28th.
- Overburden sampling activities began on Monday, May 3rd.
- Archeological monitoring of overburden sampling activities.
- Abandonment of wells located within excavation area between 5th and 6th Streets, within the bridge excavation prism, within the railyard excavation prism, along the northern boundary of the west wetland, and within the east end Hydraulic Containment and Control System excavation as described in the 2010 Groundwater Monitoring Plan.

Upcoming On-Site Work

- Site restoration to be completed at a later time includes: final paving of roads, installation of curb and gutter, final sidewalks, and installation of the irrigation system in the Town park.
- Hydraulic control and containment and air sparging systems operation.
- Overburden excavation is anticipated to begin the week of May 10th. Routine air and noise monitoring is scheduled to begin when excavation starts.
- Mobilization of the on-site laboratory.

Raw Data

Data received during the reporting period have been submitted via virtual project manager.

Deviations

There are no schedule deviations to report at this time.

Document Preparation

- Finalizing the Annual Hydraulic Containment and Control System Operations Report- 2009.
- Submitted the final hard copies of the 2010 Engineering Design Report and the Compliance Monitoring Plan 2010 Update.

Documents Pending Agency Review

Document Title	Submittal Date	Awaiting Agency Action
Consent Decree and Cleanup Action Plan amendments for the Former Maloney Creek East Wetlands	Electronic submittal on April 14, 2010	Initiation of public comment
Former Maloney Creek Special Design Report Amendment #1 and Hydrology Report	Electronic submittal on April 9, 2010	Review and comment

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Additional Remedial Design and Planning Activities

BNSF representatives are contacting property owners regarding access for the 2010 remediation activities.

Received the general permit from Washington State Department of Transportation (WSDOT) on Monday, May 3rd and addendum 1 on Thursday, May 6th.

Ecology, BNSF, and the Skykomish School District met on Wednesday, May 5th.

Sincerely yours,



Sarah E. Albano, P.E.
Project Engineer
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cc: Amy Essig Desai – Farallon Consulting
Angie Thomson, Lauren Stensland, Hillary Johnson – EnviroIssues
Brad Petrovich, Ron Timm, Jeanne Tran – Ecology
Bruce Sheppard – BNSF
Clint Stanovsky, Fred Black, Kevin Wiederstrom – Town of Skykomish
Craig Trueblood – K&L Gates
Daryl Petrarca – Adapt Engineering, Inc.
David Carson – Bell & Ingram, P.S.
Jeff Long, Kimberly McCullough – Skykomish School District
Gary West – Skykomish Resident
Henry Sladek- Cascadia Inn Owner
John Robinson – US Forest Service
Larry Johnson – Light Brigade
Lorna Goebel and Charlotte Mackner- Skykomish Residents
Michael Moore – Skykomish Environmental Coalition
Mike Byers – Crete Consulting Inc.
Rich Truax, Halah Voges, Steve Howard, John Guenther, Mark Havighorst, Winston Chen,
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