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April 2, 2008

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

**Subject: Progress Report for Week Ending March 28, 2008  
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 March 28, 2008 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 that time, and
- A list of deliverables for the upcoming reporting period if different from the schedule.

Additionally, this report also provides a list of remedial design and planning activities as you requested in our meeting on Friday, January 11, 2008.

### **On-Site Levee Restoration Activities**

- Levee railing installation and levee light fixture installation will take place once weather conditions allow. Currently the light fixtures are scheduled to be installed the week of March 31<sup>st</sup> and the railing is scheduled for delivery the week of April 21<sup>st</sup>.

### **On-Site Remedial Design and Planning Activities**

- No activity.

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### On-Site Monitoring Activities

- Semi-annual site-wide groundwater gauging and sampling were completed (including the bi-monthly levee area sampling). Well monuments on wells MW-22 and MW-26 were replaced.

### Upcoming On-Site Work

- Green Earthworks will remobilize to the site weather permitting for the additional limited railyard excavation.
- SHKS historic documentation and structural assessment work on the McEvoy House has been postponed until approximately May 1 when BNSF has access to the house.

### Raw Data

- No data has been received during the reporting period.

### Deviations

- Ecology approved an extension of the March 31, 2008 deadline specified in Section VI.1.a. and b of the CD for completion of levee planting and as-built reporting. The new deadline is August 31, 2008. Ecology revised Exhibit C of the CD on Thursday, March 27<sup>th</sup> to correctly reflect the Final As-Built Report for 2007 deadline of August 31, 2008.
- Preparing the draft Former Maloney Creek Special Design Report for submittal to Ecology in mid-April instead of March 31, 2008.

### Additional Remedial Design and Planning Activities

- Received bids from three potential contractors on Friday, March 28<sup>th</sup>. Bid evaluation and contractor interviews are scheduled for the week of March 31<sup>st</sup>.
- Preparing the draft Former Maloney Creek Special Design Report for submittal to Ecology.
- Distributed addenda to the Master and 2008 Engineering Design Reports based on comments from and discussions with Ecology.
- Meeting with Skykomish School treatment stakeholders on Thursday, March 27<sup>th</sup>.

Sincerely yours,



Sarah Albano, P.E.

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Project Engineer  
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cc: Amy Essig Desai- Farallon Consulting  
Angie Thomson, Lauren Stensland, Hillary Johnson - Enviroissues  
Brad Petrovich, Louise Bardy, Ron Timm – Ecology  
Bruce Sheppard – BNSF  
Chris Yates, Clint Stanovsky – Town of Skykomish  
Craig Trueblood – K&L Gates  
Daryl Petrarca – Adapt Engineering, Inc.  
David Carson – Bell & Ingram, P.S.  
Desiree Gould – Skykomish School Superintendent  
Gary West – Skykomish Resident  
John Robinson – US Forest Service  
Larry Johnson – Light Brigade  
Michael Moore – Skykomish Environmental Coalition  
Tom Bean – King County  
Dave Pischer- Landau  
Mike Byers, Steve Howard, John Guenther, Halah Voges, Mark Havighorst, Winston Chen,  
Joyce Sheldon, Ericka Camp, File 01140-204 and 01140-144 – ENSR