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April 8, 2009

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

**Subject: Progress Report for Week Ending April 3, 2009
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 April 3, 2009 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
- A list of deliverables for the upcoming reporting period if different from the schedule.

On-Site Activities

Remediation work included:

- Continuation of west, center and east gate vaults dewatering and manual operation of HCC treatment system in the remediation building. Continuation of twice weekly gauging.
- Operation of the air sparging system. Weekly start-up groundwater monitoring, vapor monitoring, and air monitoring were completed.
- Groundwater sampling of newly installed wells within the 2008 excavation footprint.
- Completion of structural survey and geotechnical test pits and borings at the Skykomish School.
- Groundwater monitoring well on air sparging property installed and developed.

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- A geoprobe investigation to determine the distribution of granular material and carbon in the gate vaults was attempted.

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.
- Continue HCC operations in manual mode including twice weekly gauging in the vicinity of the hydraulic containment and control system and NPDES sampling.
- Follow-up structural assessment and residential inspection of McEvoy House.
- Installation of recovery wells RW-7 and RW-8 scheduled for the week of April 6th.
- Verizon will continue to pull their lines in the joint utility trench the week of April 6th.

Raw Data

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

Deviations

There are no deviations from the consent decree schedule to report at this time.

Document Preparation

- Submitted the Draft 2008 As-Built Completion Report and the Draft Former Maloney Creek West Wetland Special Design Report to Ecology on March 31, 2009.
- Submitted the 2nd Addendum to the construction plans and specifications for distribution to bidders on Monday, March 30th. Submitted the 3rd Addendum to the construction plans and specifications for distribution to bidders on Tuesday, March 31st. Ecology's comments received on March 10th were incorporated into the addenda.
- Submitted the Draft School Comparative Physical Testing Study Report to Ecology on Wednesday, April 1st.

Documents Pending Agency Review

Document Title	Submittal Date	Awaiting Agency Action
2007-2008 Levee Interim Action As-Built Completion Report	Electronic: January 28 2009 Hardcopy: February 12, 2009	Review and approval
2009 Engineering Design Report	February 17, 2009; Revised App. B finalized on March 17, 2009; Draft Addendum 1 submitted on March 26, 2009	Review and approval
Former Maloney Creek East Wetland Special Design Report	March 23, 2009	Review and approval
Draft Bridge Coordination Report	March 27, 2009	Review and comment

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Document Title	Submittal Date	Awaiting Agency Action
Draft Former Maloney Creek West Wetland Special Design Report	March 31, 2009	Review and comment
Draft 2008 As-Built Completion Report	March 31, 2009	Review and comment

Additional Remedial Design and Planning Activities

BNSF is working with property owners on outstanding access agreements and preparation for temporary relocation.

BNSF representatives and Ecology are meeting on Tuesday, April 7th to discuss School coordination with the overall project.

BNSF representatives and Ecology are meeting on Thursday, April 9th to discuss the 2009 Compliance Monitoring Plan.

BNSF representatives will attend the Wednesday, April 15th Design Review Board Meeting.

BNSF and BNSF representatives will present the technologies under consideration for the School to parents and teachers on Tuesday, April 14th.

Public comment period on Cleanup Action Plan amendment ends on April 21, 2009.

Sincerely yours,



Sarah Albano, P.E.

Project Engineer

sarah.albano@aecom.com

cc: Amy Essig Desai – Farallon Consulting
Angie Thomson, Lauren Stensland, Hillary Johnson – Enviroissues
Brad Petrovich, Ron Timm, Jeanne Tran, Dawn Hooper – 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, Kimberly McCullough – Skykomish School District
Gary West – Skykomish Resident
Henry Sladek- Cascadia Inn Owner
John Robinson – US Forest Service

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Larry Johnson – Light Brigade
Michael Moore – Skykomish Environmental Coalition
Tom Bean – King County
Halah Voges, Mike Byers, Steve Howard, John Guenther, Mark Havighorst, Winston Chen,
Joyce Sheldon, Ericka Camp, Dan Davis, Lisa Miller, File 01140-204 and 01140-222 – AECOM