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April 29, 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 24, 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 24, 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. Crawl space air monitoring was also completed this week. Air monitoring will continue weekly for the next two months per the 2008 Compliance Monitoring Plan.
- Continue installing electrical components, vault, and skimmers for recovery wells RW-7 and 8 on the Railyard.

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- Began installing topsoil and grading as part of restoration for 2008 work.
- Potelco began installing Town's street lights.
- Monthly gauging was completed on Tuesday, April 21st.
- BNSF representatives were on-site to identify boring locations in the Former Maloney Creek West Wetlands on Monday, April 20th.

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 of the manually operated hydraulic containment and control system.
- Additional site surveying by True North is scheduled to be completed the week of April 27th.
- Potelco is scheduled to complete the installation of the Town's street lights.
- Continue installation of topsoil and grading.

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

- Received Ecology's approval of the Former Maloney Creek East Wetland Special Design Report.
- Preparing the Bridge Coordination Report and the draft 2007-2008 Annual Site-Wide Groundwater Monitoring Report for submittal to Ecology.

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
Draft Former Maloney Creek West Wetland Special Design Report	Electronic: March 31, 2009	Review and comment
Draft 2008 As-Built Completion Report	Electronic text and appendices, hard copy figures and tables: March 31, 2009	Review and comment

Brian Sato, P.E.

Page 3

Additional Remedial Design and Planning Activities

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

BNSF is evaluating cost proposals for the 2009 and 2010 remediation and restoration work in the northwest developed zone and mobile laboratory services for the 2009 construction season.

Public comment period on Cleanup Action Plan amendment ended on Tuesday, April 21st.

BNSF and Ecology discussed coordination between the School and overall project at their weekly meeting on Tuesday, April 21st.

BNSF representatives met with the Town on Wednesday, April 22nd to discuss temporary restoration of Depot Park prior to the centennial celebration.

Sincerely yours,



Sarah 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, 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
Larry Johnson – Light Brigade
Lorna Goebel- Skykomish Resident
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