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June 5, 2007

Louise Bardy
Department of Ecology
Northwest Regional Office
3190 160th Avenue SE
Bellevue, WA 98008-5452

**Subject: Weekly Progress Report for Week Ending June 1, 2007
BNSF Skykomish Levee Zone Interim Action for Cleanup**

Dear Louise,

This weekly progress report is submitted on behalf of BNSF Railway Company (BNSF) per Agreed Order No. DE 3279 for the week ending June 1, 2007 and provides:

- A list of activities that have taken place during the week
- Detailed descriptions of any deviations from the Order and project plans
- Descriptions of all deviations from the schedule and any planned deviations in the upcoming week, and plans for recovering lost time and maintaining compliance with the schedule.

Activities

- Restoration:
 - Wilder imported and placed residential topsoil (Mitchell's east house was completed) and conducted general cleanup activities.
 - DB Davis cleaned up excess concrete around Mackner's house.
 - Resolved location of north school fence relative to the joint utility trench with Clint Stanovsky, and the school board concurred at their meeting on Wednesday. The fence will be installed above the north side of the JUT as close as possible to the road asphalt. Wilder will vacuum out the trench backfill to facilitate installation of fence posts.
 - Ordering of levee plants is in progress and the Town provided a planting list for Shawver's north property.

- Document Preparation and Reporting:

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- Weekly progress report submitted to Ecology on May 29.
- Reviewed revised DCAP and SEIS.
- Revisions to Levee Zone As-Built Report for 2006 work in progress.
- Meetings
 - DCAP discussion meeting between BNSF and Ecology on Friday, June 1 at Ecology's NWRO

Activities scheduled for the week of June 4 include the following items:

- Top soil will be imported and placed on the levee using a telebelt and air wand to blow soil into interstitial spaces. The river levels are currently 2 feet higher than the elevation above which topsoil is to be placed. Therefore, additional topsoil placement will need to be performed below the current river level later in the year when river levels drop.
- DB Davis will adjust grade of gravel drive from Mitchell and finish painting trim at Mackner's and prepare for demobilization.
- Paving of the road is scheduled for the week of June 11.
- DCAP/SEIS/CD discussion meeting between BNSF and Ecology Monday, June 4 at RETEC's Seattle office.
- Production of draft CD, DCAP, SEIS and distribution prior to public comment period beginning June 12.

Deviations

There are no deviations from the Order and project plans to report.

Schedule

Plants for the levee have been ordered. Due to the delay in ordering the plants to accommodate the Town's desire to modify the planting plan, it is possible that the plants will not arrive in time for planting to be completed by June 30, 2007 per Exhibit E of the Agreed Order. Also, river levels are currently two feet higher than the elevation above which topsoil is specified to be placed. Therefore, placement of topsoil on the levee will be delayed for the two foot width that is currently submerged pending lower river levels. We will continue to keep Ecology apprised of the planting and topsoil placement schedule.

Sincerely yours,



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cc: Susan Lee – Ecology
Angie Thomson, Lauren Stensland, Hillary Johnson – Enviroissues
Bruce Sheppard – BNSF
Chris Yates, Clint Stanovsky – Town of Skykomish
Craig Trueblood – K&L Gates
Daryl Petrarca – AdaPT
David Carson – Bell & Ingram, P.S.
Desiree Gould – Skykomish School Superintendent
Gary West – Skykomish Resident
John Robinson – US Forest Service
Michael Moore – Skykomish Environmental Coalition
Ron Timm – Ecology
Tom Bean – King County
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