



Via Email – john.hoke@dnr.mo.gov



September 3, 2013

Mr. John Hoke
Water Protection Program
P.O. Box 176
Jefferson City, MO 65102

Re: Statement in Support of Proposed Segmentation Dry Fork, Maries County; Department of Natural Resources Proposed Rule 10 CSR 20-7.031 Table J; Missouri Register Volume 38, Number 12, June 17, 2013.

Dear Mr. Hoke:

Kingsford Manufacturing Co. (Kingsford) supports the proposed segmentation of Dry Fork as follows:

10 CSR 20-7.031 Table J

Stream Name	Counties	Miles	From	To
Dry Fk.	Maries Gasconade	7.7	NE NW NW 05 40N 7W	SE SW NW 29 41N 06 W
Dry Fk.	Maries	5.6	SE SE SE 25 40N 08W	SE SE NE 07 40N 07W

The attached map from the Missouri Department of Natural Resources (MDNR) GIS website illustrates the relevant portion of Dry Fork that is the subject of this proposed change. MDNR's data indicates that the upstream point of the gaining segment is -91.738959, 38.222625 and the downstream portion is 91.733738, 38.24474.

According to MDNR staff, because the Table J descriptions are not as precise as GIS data, permitting decisions involving gaining and losing streams are based upon the department's GIS data. Kingsford requests that the MDNR affirms this understanding of the permitting process with a written confirmation.

Thank you again for your assistance in this matter. Please feel free to contact me or Greg Hanlin, Plant Engineering Manager if you have any questions.

Sincerely,

Steve Miller
Plant Manager

Enclosures

c: Greg Hanlin, Kingsford Mfg. Co
Mike Young, Kingsford Mfg. Co
Ed Galbraith, Barr Engineering Co.

Ed Galbraith

From: Gateley, Curtis <curtis.gateley@dnr.mo.gov>
Sent: Friday, March 02, 2012 9:02 AM
To: Ed Galbraith
Cc: Hoke, John; Kruse, Michael; Hanlin, Greg
Subject: RE: Kingsford Map

Correct. Our GIS shape file from the geologists is updated weekly, while the regulations are always behind. Therefore we must rely on the GIS map when doing a permit review.

Curtis B. Gateley, Chief
Domestic Wastewater Unit
Water Protection Program
(573) 526-1155

-----Original Message-----

From: Ed Galbraith [<mailto:EGalbraith@barr.com>]
Sent: Friday, March 02, 2012 8:01 AM
To: Gateley, Curtis
Cc: Hoke, John; Kruse, Michael; Hanlin, Greg
Subject: FW: Kingsford Map

Curt, the facility has asked me to confirm with you what Mike says below. When the permit review occurs, is it the practice of permit writers to review actual GIS data, where it exists, to locate a losing stream and not rely solely on the Table J descriptions?

Thanks.

Ed Galbraith

Senior Environmental Scientist
Jefferson City office: 573.638.5024 | cell: 573.418.5562 <mailto:egalbraith@barr.com> www.barr.com

resourceful. naturally.

-----Original Message-----

From: Kruse, Michael [<mailto:michael.kruse@dnr.mo.gov>]
Sent: Tuesday, February 28, 2012 2:11 PM
To: Ed Galbraith
Cc: Hanlin, Greg; Hoke, John; Price, Peter; Gateley, Curtis
Subject: RE: Kingsford Map

Ed,

I asked Peter Price with DGLS to take another look at the legal descriptions being proposed in rule and he states that the starting point of the first stretch should be changed to NE NW NW 05, 40N, 7W and not NE NE NW 05 40N 7W. Since this is DGLS's area of expertise I will defer to their opinion, however as I stated on the phone, depending on what stage of the rule-making we are in, we might not be able to make changes at this time.

Regarding permits, both John Hoke and Curt Gateley state that permit writers use the GIS data when making their determinations as opposed to using the legal descriptions found in Table J.

If you have any other questions or comments, please let me know.

Thanks,

Mike Kruse
Environmental Specialist
Div. of Env. Quality/Water Protection Program Mo. Dept. of Natural Resources, Jefferson City
Ph: (573) 522-4901 FAX: (573) 522-9920
michael.kruse@dnr.mo.gov

-----Original Message-----

From: Ed Galbraith [<mailto:EGalbraith@barr.com>]
Sent: Tuesday, February 28, 2012 9:10 AM
To: Kruse, Michael; Hoke, John; Price, Peter
Cc: Hanlin, Greg
Subject: FW: Kingsford Map

Mike,

Using the attached maps, here is our comment.

On the gaining section, we believe that the downstream point is in NW NE NW 5 40 70. The draft rule has NE NE NW 5 40 70. So if nothing else that needs to be fixed.

However our bigger concern is that if the designation of the losing stream includes all of the stream within the quarter described in Table J, then KMC's outfalls could potentially not meet two mile requirement. However if the segment points given by DGLS will "trump" Table J, then the concern is less, although not entirely gone.

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-----Original Message-----

From: Timothy J. Anderson
Sent: Monday, February 27, 2012 6:04 PM
To: Ed Galbraith
Subject: RE: Kingsford Map

Timothy J. Anderson, PE

Senior Water Resources Engineer, GIS Coordinator Minneapolis office: 952.832.2783 <mailto:tanderson@barr.com>
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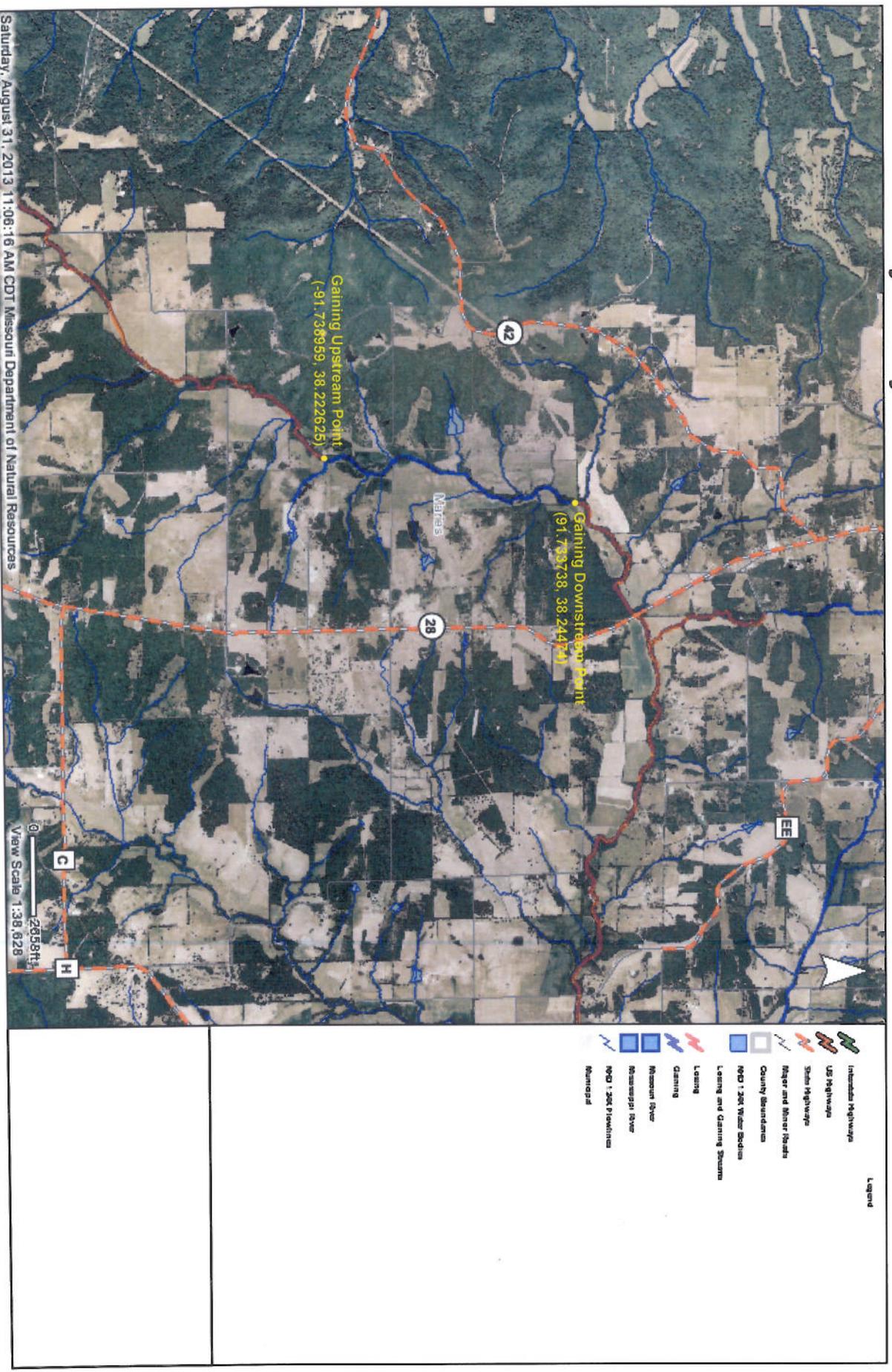
-----Original Message-----

From: JC4500@barr.com [<mailto:JC4500@barr.com>]
Sent: Monday, February 27, 2012 4:37 PM
To: Ed Galbraith
Subject:

This E-mail was sent from "RNPC5E4B1" (Aficio MP C4500).

Scan Date: 02.27.2012 16:36:34 (-0600)
Queries to: JC4500@barr.com

Maries County - Dry Fork Creek



Missouri Department of Natural Resources

Disclaimer: Although this map has been compiled by the Missouri Department of Natural Resources, no warranty, expressed or implied, is made by the department as to the accuracy of the data and related materials. The act of distribution shall not constitute any such warranty, and no responsibility is assumed by the department in the use of these data or related materials.

Hoke, John

From: Steve Miller <steve.miller@clorox.com>
Sent: Tuesday, September 03, 2013 3:08 PM
To: Hoke, John
Subject: FW: Kingsford comment of proposed segmentation- dry fork
Attachments: Kingsford comment on proposed segmentation- dry fork.pdf

From: Steve Miller
Sent: Tuesday, September 03, 2013 3:06 PM
To: 'john.hoke@dnr.mo.gov'
Cc: Greg Hanlin (greg.hanlin@clorox.com); Mike Young; 'EGalbraith@barr.com'
Subject: Kingsford comment of proposed segmentation- dry fork

John- Please see the attached Statement in Support of Proposed Segmentation of Dry Fork; Maries County; Department of Natural Resources Proposed Rule 10 CSR 20-7.031 Table J; Missouri Register Volume 38, Number 12, June 17, 2013.

Thanks, Steve

Steve Miller
Belle Plant Manager
573-859-5505 (w)
573-578-9474 (c)

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RECEIVED

SEP - 6 2013

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Water Protection Program
P.O. Box 176
Jefferson City, MO 65102

WATER PROTECTION PROGRAM

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Scan Date: 02.27.2012 16:36:34 (-0600)

Queries to: JC4500@barr.com

Maries County - Dry Fork Creek



Missouri
Department of
Natural Resources

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