

August 19, 2010

HAND-DELIVERED

Ms. Jennifer Edwards Theis
Project Manager
ADEQ
Remedial Projects Unit - 4415B-1
1110 West Washington
Phoenix, Arizona 85007



Re: Roosevelt Irrigation District (RID) Public Health Exposure
Assessment and Mitigation Work Plan (Risk Assessment and Plan)
West Van Buren WQARF Site

Dear Ms. Theis:

On behalf of this firm's clients, Prudential Overall Supply (Prudential) and Maricopa Land & Cattle (Maricopa), I appreciate the opportunity ADEQ provided to submit the following comments on the RID Assessment and Plan dated July 26, 2010. The RID Assessment and Plan purport to satisfy Task No. 1 of the ADEQ conditional approval of RID's February 3, 2010 Early Response Action (ERA) Work Plan. RID's submission does not meet the requirements of Task No. 1. ADEQ's conditional approval requires RID to "submit a risk analysis work plan to ADEQ documenting the risks and demonstrating to ADEQ how and when the ERA will mitigate the risks." (emphasis added) Unless ADEQ intends to depart significantly from its well-established and long-standing methodology for evaluating threats to public health, the RID July 26, 2010 submission fails to satisfy ADEQ's requirements and thus ADEQ should revoke the conditional approval of the ERA.

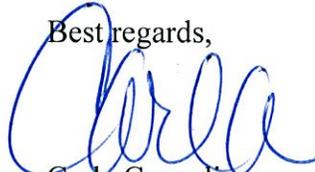
As ADEQ properly noted in its conditional approval: "[t]he RID work plan states there's a current risk to the public ... however, specific documentation about the risks ... has not yet been provided." The Risk Assessment and Plan do not document public health risks and specifically state that risks will not be quantified. See page 2, paragraph 1. While identification of contaminants of concern and exposure pathways are part of a risk assessment, the failure to quantify the actual risk leaves ADEQ without any evidence that mitigation of any type is necessary. Since RID states that it will not quantify the risk, the Risk Assessment and Plan are fundamentally flawed and non-responsive to ADEQ's requirements.

Prudential and Maricopa appreciate the attention and time you and others at ADEQ have spent on this project to date. We were provided courtesy copies of the recently filed Salt River Project and Honeywell comments to the RID Risk Assessment and Plan. Out of respect for your

time, rather than repeat each of those comments or submit substantially similar comments, please know that we agree with the comments, analyses and work product submitted by SRP and Honeywell. As SRP's submission clearly and professionally sets forth, there is no public health risk. Thus, no mitigation is necessary, reasonable or cost effective.

As a result of RID's complete failure to comply with the first condition of approval, ADEQ should revoke the approval and return to the well-established WQARF process.

Best regards,



Carla Consoli

CC/nlt