

DOSS LAW FIRM

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March 15, 2017

Director Becky Keough
Attn: Basil Hicks
Arkansas Department of Environmental Quality
5301 Northshore Drive
North Little Rock, AR 72118
Via email: hicks@adeg.state.ar.us

RE: C&H Hog Farm Permit No. 5264-W

Dear Director Keough,

I represent Ozark River Stewards and Teresa Turk Enterprises, LLC. C&H Hog Farm has requested a Regulation 5 permit (Permit No. 5264-W) that is currently under a 30 day public comment period set to expire this Friday March 17, 2017. We respectfully request an extension of the public comment period for the following reasons:

1. There are three (3) studies that are currently undergoing peer review or final approval that contain important scientific information directly related to whether C&H Hog Farm is impacting the Buffalo National River. These documents are scheduled to be publicly available on May 1, 2017. The critical documents are:
 - a. "Permitted Concentrated Animal Feeding Operation Assessment, Buffalo National River, Arkansas", prepared by David N. Mott, retired National Parks Service hydrogeologist.
 - b. "An Evaluation of Continuous Monitoring Data for Assessing Dissolved-Oxygen in the Boston Mountains" by US Geological Survey water quality specialists/biologists, Billy Justus and Lucas Driver
 - c. "Utilizing Fluorescent Dyes to Identify Meaningful Water-Quality Sampling Locations and Enhance Understanding of Groundwater Flow Near a Hog CAFO on Mantled Karst—Buffalo National River, Southern Ozarks" by Dr. Van Brahana, Emeritus Professor of Geosciences, University of Arkansas, Fayetteville.

2. C&H Hog Farms' request for a Regulation 5 permit is extremely complex and involves thousands of pages of documents for review. An extension of the public comment period would recognize the complexity of the review and allow the citizens of Arkansas sufficient time to prepare informed comments.
3. A regulation 5 permit is granted in perpetuity with very little oversight and no opportunity to open the permit for review in the future. Therefore ensuring that all germane documents concerning the operation and the environment surrounding the operation is essential in the fulfillment of Regulation 8.102(b).

To ensure that all scientific information is available to the public as well as the state, and for the public to have sufficient time to thoroughly review and provide comments based on these documents, we request that you delay closing the public comment period to May 31, 2017. Please also note that the tax payer funded Big Creek Research and Extension Team has yet to provide any analysis of the information it has collected during the past 3 years. A full analysis and peer review should be conducted before any permitting decisions are made by ADEQ.

We look forward to working with you in the future.

Cordially,
DOSS LAW FIRM P.A.



D. Westbrook Doss, Jr.

Cc. Governor Asa Hutchinson

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March 15, 2017

Governor Asa Hutchinson
C/o Governor's Office
500 Woodlane St.
Little Rock, AR 72201
Via email: asahutchinson@governor.arkansas.gov

RE: C&H Hog Farm Permit No. 5264-W

Dear Governor Hutchinson:

I represent a group named Ozark River Stewards and Teresa Turk Enterprises, LLC in the above referenced. A thirty (30) day comment period is set to expire this Friday. We feel that extra time is critical for this issue. There are three studies as addressed in the attached continuance request, which will influence any decision. These studies will be available May 1, 2017.

The taking of extra time for review is important because a Regulation 5 permit is granted in perpetuity with very little oversight and no opportunity to open the permit for review.

Further, the taxpayer funded Big Creek Research and Extension Team has yet to provide any analysis of the information it has collected in the past (3) years.

We thank you in advance for any consideration you can give us.

Cordially,
DOSS LAW FIRM P.A.



D. Westbrook Doss, Jr.

From: [Solaimanian, Jamal](#)
To: [Deardoff, Amy](#)
Subject: FW: Ozark River Stewards correspondence
Date: Thursday, March 16, 2017 8:29:21 AM
Attachments: [Ltr to Governer Hutchinson.docx](#)
[Ltr to Keough Hicks at AR DEPT Environmental Quality Turk.docx](#)

Jamal Solaimanian, Ph.D., P.E.

Engineering Supervisor
Office of Water Quality, ADEQ
501-682-0620
jamal@adeq.state.ar.us

From: Osborne, Caleb
Sent: Thursday, March 16, 2017 8:29 AM
To: Solaimanian, Jamal
Subject: FW: Ozark River Stewards correspondence

See attached. Please add extension request to ADEQ to docs online.

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

From: Hicks, Basil
Sent: Thursday, March 16, 2017 08:20 AM Central Standard Time
To: Osborne, Caleb; McAlister, Michael
Subject: FW: Ozark River Stewards correspondence

This is the request I told you about yesterday.

Basil

From: West Doss [<mailto:west@dosslaw.biz>]
Sent: Wednesday, March 15, 2017 4:19 PM
To: Hicks, Basil
Subject: FW: Ozark River Stewards correspondence

Basil,

Thank you for taking my call. The Request for a continuance is attached.

Cordially,

West

D. Westbrook Doss, Jr.
121 N. School Ave
Fayetteville, Arkansas 72701
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Fax: 800-986-1136

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From: Madeline Willyard [<mailto:office@dosslaw.biz>]
Sent: Wednesday, March 15, 2017 4:11 PM
To: 'West Doss' <west@dosslaw.biz>
Subject: Ozark River Stewards correspondence

corrected

Madie Willyard
Doss Law Firm
479.521-1033
Fax: 800.986.1136

"The only thing necessary for the triumph of evil is for good men to do nothing." [Edmund Burke](#)

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