Brian Schweitzer, Governor Richard H. Opper, Director

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FINAL ENVIRONMENTAL ASSESSMENT E. S. STONE AND STRUCTURE, INC. OPERATING PERMIT 00163 AMENDMENT 3

November 23, 2010

Dear Reader:

E.S. Stone and Structure, Inc. (ES Stone) applied for an amendment to their operating permit (00163) located near Harlowton, MT. ES Stone, located at PO Box 28, Ryegate, MT 59074 filed an amendment on August 24, 2010 to their Operating Permit from the Montana Department of Environmental Quality (DEQ), Environmental Management Bureau in Helena. The amendment would add two sites for a total of 320 acres on private land to the existing thirteen sites and 4,439 permitted acres. ES Stone uses dozers, excavators or backhoes to pick up rock and boulders for landscaping and possible masonry purposes. The amendment would be on private land in the northwest quarter of Section 35, Township 8 North, Range 15 East (site 14) and the southern half of Section 26, Township 8 North, Range 15 East (site 15). Both sites are located about one mile southeast of Harlowton, MT. ES Stone would post a bond to ensure reclamation is completed.

A Draft CEA evaluating the potential impacts from this proposed amendment was issued on September 6, 2010 with a comment period that ended on October 22, 2010. No comments were received. The DEQ has decided to approve the amendment to the permit as proposed contingent on ES Stone posting additional bond for reclamation.

Warren D. McCullough, Chief

Environmental Management Bureau

 $\frac{11/23/10}{\text{Date}}$

File: 00176.353

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