



**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION 8**

1595 Wynkoop Street  
DENVER, CO 80202-1129  
Phone 800-227-8917  
<http://www.epa.gov/region08>

Ref: 8ENF-L

**VIA CERTIFIED MAIL**  
**RETURN RECEIPT REQUESTED**  
**7008 1830 0000 5157 1710**

Karen E. Traeger, Esq.  
Of Counsel  
Legacy Site Services LLC  
6081 S. Kearney Street  
Centennial, Colorado 80111

Re: Notice of Effective Date – Payment Due Letter  
Administrative Settlement Agreement for Recovery of Past  
Costs Regarding the Bueno Mill and Mine Site in Jamestown,  
Boulder County, Colorado  
EPA Docket # CERCLA-08-2009-0001

Dear Ms. Traeger:

I am pleased to inform you that on May 20, 2009, the notice of the “Settlement Agreement for Recovery of Past Costs” (Settlement Agreement) for the Bueno Mill and Mine Site in Jamestown, Boulder County, Colorado was published in the *Federal Register*. As you are aware, the proposed settlement was subject to a thirty-day public comment period, which ran through June 19, 2009. Enclosed please find a complete copy of the final, fully-executed Settlement Agreement.

In accordance with Section XIV. of the Settlement Agreement (Public Comment), EPA hereby notifies you that the public comment period has ended and that EPA has received no comments that would require modification of, or withdrawal from, the Settlement Agreement. Pursuant to Section XV. of the Settlement Agreement (Effective Date), the Settlement Agreement becomes effective as of the date of this letter.

In accordance with Section V of the Settlement Agreement (Payment of Response Costs), Ozark-Mahoning Company and its parents, Delaware Chemicals Corporation and Arkema Inc.’s payment of One Million Three Hundred Twenty-One Thousand Six Hundred Nineteen Dollars

(\$1,321,619) is due within thirty (30) days of the effective date of the Order (the date of this letter). Payment is to be made as set forth in Section V (Payment of Response Costs).

If you have questions regarding this letter, or need clarification on how to make payment, please contact Bill Ross, Enforcement Specialist, at (303) 312-6208, or you may call Michelle Marcu, Enforcement Attorney, at (303) 312-6921. Thank you for your cooperation and participation in this settlement.

Sincerely,

Matthew Cohn, Supervisory Attorney  
Legal Enforcement Program  
Office of Enforcement, Compliance  
and Environmental Justice

Kelcey Land, Acting Director  
Technical Enforcement Program  
Office of Enforcement, Compliance  
and Environmental Justice

Enclosure

cc: Bill Ross (w/out encl.)  
Tina Artemis (w/out encl.)  
Martha Walker (w/out encl.)  
Kirk Minckler, USFS (w/ encl.)