**From:** David A. Ludder [mailto:davidaludder@enviro-lawyer.com]

**Sent:** Friday, December 18, 2009 18:07

To: John P. Hagood (jhagood@adem.state.al.us); James McIndoe (JMI@adem.state.al.us); Glenda Dean

(GLD@adem.state.al.us); 'Collins Pettaway Jr. (collins\_pettawayjr@yahoo.com)'

**Cc:** A. Stanley Meiburg (meiburg.stan@epa.gov); James D. Giattina (giattina.jim@epa.gov)

**Subject:** Marion Lagoon, WWTP, and Rice Creek

Attached are the analytical results of sampling at the Marion lagoon, WWTP and Rice Creek. These results confirm that the discharge has a reasonable potential to cause or contribute to an exceedence of the water quality criterion for Arsenic (0.0003 mg/L) and support the need for modification of the Marion WWTP NPDES Permit No. AL0023809 referenced in my letter to Trey Glenn dated November 18, 2009.



9150 McDougal Court Tallahassee Florida 32312-4208 Telephone 850-386-5671 Facsimile 206-888-5671 <u>v-Card</u> e-Mail <u>DavidALudder@enviro-lawyer.com</u> Web www.enviro-lawyer.com

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