

APPENDIX B
TRANSCRIPT FOR PUBLIC MEETING ON DRAFT EIS

PUBLIC MEETING



TAKEN ON BEHALF OF
SCIENCE APPLICATIONS INTERNATIONAL CORP.
DECEMBER 10, 2003

- - -

BE IT REMEMBERED THAT, the PUBLIC MEETING was taken before Mark Sanchez, Certified Shorthand Reporter and Notary Public, on December 10, 2003, commencing at the hour of 6:45 p.m., the proceedings being reported at 3815 Schreiber Way, Coeur d'Alene, Idaho.

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1 DECEMBER 10, 2003;

2 COEUR D'ALENE, IDAHO

3 6:45 P.M.

4 MAJOR CUNNINGHAM: Ladies and
5 gentlemen, let me first of all welcome you here
6 tonight, say happy holidays. My name is Major Harry
7 Cunningham, I am the acting commander in the Walla
8 Walla district of the U.S. Army Corps of Engineers.
9 My boss, Colonel Ed Curtis, is currently on his way
10 to Iraq to support efforts over there. I was over
11 there in May and June, and so I'm filling in his
12 shoes until he gets back, probably in February or
13 March. What we're here for tonight is to talk about
14 something that is obviously important to you, you've
15 taken some time to come here and listen and perhaps
16 address us. And what we would ask is that if you
17 have comments that you'd like to make, if you would
18 -- or you'd like to speak rather. If you'd fill
19 out one of the cards and turn it in, and then we
20 will call you up one by one and we'll listen to your
21 comments. The purpose of this, this meeting -- well,
22 before I get into purpose. Let me introduce the
23 people who will be here. Again my name is Major Harry
24 Cunningham. We've got Brad Bailey, he's our chief of
25 the regulatory division in the district. We've got

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1 Mike Daugherty (Phonetic), who is, like, action
2 officer for this project. Tyler Moore (Phonetic),
3 he's our assistant district counsel. And we've got
4 Jack Mazingo, he's from SAIC, Science...

5 MR. MAZINGO: Applications
6 International Corporation.

7 MAJOR CUNNINGHAM: There you go.
8 We've got Lindsay Gorrill, he's the president and CEO
9 of Emerald Creek Garnet. And we've got a court
10 reporter, court recorder type person back here, I
11 didn't catch your name.

12 THE REPORTER: Mark Sanchez.

13 MAJOR CUNNINGHAM: Mark Sanchez, he's
14 here as well. So the purpose of the meeting tonight
15 is for us to hear from you, either oral comments or
16 written comments. Those oral comments that you make
17 tonight will be recorded, and they will become part
18 of the final Environmental Impact Statement. We need
19 to -- we're required to address and consider all of
20 those comments. And in addition, the written
21 comments, they need to be post marked by December
22 29th, and those also will be included in the final
23 Environmental Impact Statement. So I invite you to,
24 either orally or in writing, let us know what your
25 thoughts are. And that will be incorporated into the

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1 process. My role here tonight, I'm the presiding
2 officer at the hearing. I will be the decision maker
3 when it comes time to issue a decision on the permit.
4 And I'm thrilled that we have so many people here
5 tonight.

6 A little bit first of all, about
7 why the Corps of Engineers -- why the Army is
8 interested in mining and wetland in northern Idaho.
9 You think well, we have many more important things to
10 do, especially nowadays with Iraq going on, right?
11 Well, our commanding general -- there were a bunch of
12 Soviet officers that were coming over and they asked
13 a question, "Why is the Corps of Engineers involved
14 in these kind of activities; building dams, managing
15 dams, managing the rocks?" And his answer was,
16 "Really, it's a mistake of history." There -- the
17 Army was started in 1775, and the Corps of Engineers
18 was established around the same time. After the
19 Revolutionary War, the engineer officers were mustered
20 out. But in 1802, congress recognized the need for a
21 standing force of engineer officers, so they
22 established West Point, and all the people that went
23 to West Point started learning and studying
24 engineering. Well, there were a series of laws that
25 came about, series of acts that congress established

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1 in the 1820s. And then in 1899 with the Rivers and
2 Harbor Act -- Rivers and Harbors Act that gave the
3 Corps of Engineers responsibility for maintaining the
4 waterways of the nation for interstate commerce. It
5 has been -- we worked in that role for a while. And
6 then in the 1970s, the Clean Water Act came about and
7 gave the Corps responsibility for regulating dredge
8 and fill material in the waters of the United States.
9 So the reason the Corps of Engineers is here, is that
10 we issue the permit that is gonna be used, if it is,
11 if it's printed. Since this is a wetland and it's a
12 part of the waters of the United States, that's why a
13 permit's required. So that's why the Army's here.

14 We do have a lot of focus overseas
15 right now, of course. We as a Corps, nationwide,
16 have sent about 1500 civilians over to Iraq and
17 Afghanistan to support the global war on terror. And
18 as you know, many military officers and NCO's and
19 enlisted folks are over there as well. All heroes,
20 in my mind, all heroes. I took a team of eight
21 civilians with me when I went. All heroes, male and
22 female, all heroes. And I'm thrilled to be a part
23 of this great nation and to serve -- to serve you.

24 So with that, let's see. Did I
25 forget anything? Hope I didn't mis-speak. I've got

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1 the counsel here to make sure I said the right thing.
2 Did I miss anything? Okay. What we're gonna do,
3 first of all Brad Bailey, our chief of regulatory
4 division, is gonna talk to you a little about -- talk
5 to you about the format of this hearing, kinda the
6 rules and regulations -- he's a regulator so he's got
7 to come up with regulations for the regulatory
8 meeting. So he'll address us for awhile. And we're
9 gonna have Mr. Lindsay Gorrill talk to you, the
10 president of the company, talk to you about the
11 mining and the process, and a little bit of history,
12 perhaps. And then we'll turn it over for comments
13 and questions. Again if you have any -- if you'd
14 like speak, please fill out a card. We're gonna try
15 to get elected officials to speak first, and then
16 anybody can come and talk. We'll look at how many
17 people want to speak, we'll look at the allotted
18 time, and then Brad will tell you the rules from
19 there. So thank you very much for coming tonight.

20 MR. BAILEY: Okay. Thanks. Let me
21 welcome you all here tonight as well. I'll keep my
22 comments real brief 'cause that's -- my part isn't
23 the important part here; yours is. I just wanted to
24 let you know how the meeting's -- just repeat how the
25 meeting's gonna be conducted here. Again if you

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1 would like to speak at the meeting tonight, at the
2 hearing tonight, fill out a card and drop it in the
3 basket. We use that to call you up to the podium.
4 Are there any representatives of elected officials, or
5 elected officials, here tonight? 'Cause that's the
6 first thing. Okay. Then we'll just take comments at
7 a -- in a random manner from the general public.
8 I've got, to help me here, a couple of -- a little
9 sign front and back, let you know when you have 30
10 seconds left. And then the other side tells you --
11 this basically is the hint that your time is up.
12 Okay. As the major said, we're here to listen to
13 your comments. It's not an opportunity, really, for
14 questions and answers, but we're more than willing to
15 stay around at the end of the hearing to talk to you
16 if you have any specific questions that we might try
17 to answer. Especially about the process.

18 As he said, the comments here
19 tonight are gonna be considered in the final EIS.
20 You can either submit 'em in writing or orally here
21 tonight. Deadline on the comments is December 29th.
22 And you submit the comments to -- if you want to
23 submit 'em in writing, they go to our Coeur d'Alene
24 office here. And we have copies of the public notice
25 that we distributed over on the table here. That

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1 public notice has the address where to send the
2 comments. Just to let you know, if you haven't seen
3 it, the draft EIS is available on the internet, and
4 the web site where that can be located is on the
5 public notice as well, so pick that up if you want
6 that. You can get a hard copy of the -- if you
7 want a hard copy of the draft Environmental Impact
8 Statement by calling our Coeur d'Alene office, and the
9 number for that is on the public notice. Okay.
10 Mike tells me we have a few draft EIS's here as
11 well.

12 The way the process works on this,
13 is hear the comments tonight, take those back,
14 evaluate them, consider them, address them in the
15 final Environmental Impact Statement. The final EIS
16 is published, and then we make a permit decision
17 based on information in our evaluation that's in the
18 EIS. The permit decision is based on an evaluation
19 of the impacts of the proposed project, and what we
20 consider there is opportunity to mitigate those
21 impacts, alternatives to the proposed project, and
22 consideration of public interest, general public
23 interest factors. It's -- just to let you know, we
24 -- it's our responsibility to make a permit decision
25 balancing the benefits and impacts of the project, and

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1 that's based on an objective review of the best
2 available information we've got. That's our charge
3 and we're prepared to do that. I guess as some of
4 the information you're gonna see indicates that we're
5 anticipating, we're gonna shoot for, trying to get a
6 final EIS done around March or April, and permit
7 decision should follow with a record of decision
8 shortly after that. Okay? All right. Now Lindsay.
9 We're gonna give Lindsay a little time here to
10 basically make a summary of the project that's being
11 proposed.

12 MR. GORRILL: Thanks, Major, thanks,
13 Brad. Welcome, everybody. What I want to do is
14 just quickly go over the draft EIS we're doing, a
15 little bit about the history of the company, how we
16 mine down there, and we'll walk through that. So you
17 want to go to the next slide? Basically, our
18 existing operations are up here in the water sheds,
19 Emerald Creek -- that's right, Carpenter Creek and
20 Carpenter Creek in the green. This is what we've
21 been mining since 1992. We took over the company in
22 1991, November. We believe that our -- our products
23 are used for environmentally sound manners,
24 environmentally (Inaudible) of the world. And we
25 believe we want to make sure our company operation

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1 worldwide, both in Idaho and also in India, have won
2 numerous environmental awards, and we believe that we
3 continue to do things over the last nine years. I'll
4 explain that. Basically what we have left in these
5 green areas is about four to seven years existing
6 currently. So we're basically -- this EIS is about
7 the St. Maries river basin, that's in purple. Go
8 ahead.

9 I'm gonna explain just quickly a
10 little bit about the mining process itself so you
11 guys can understand, you understand how it works. We
12 basically have about between nine -- we go about nine
13 feet to 18 feet deep. What we do is there's
14 topsoil, overburden and the gravel. Inside the gravel
15 is where the garnet is. Our first thing we do is we
16 basically remove the topsoil, and we use the topsoil
17 as a berm. We use topsoil as a berm, we seed it.
18 That leaves overburden and gravels. The next thing
19 we do is leave the overburden, and we'll show
20 pictures of this in a second. We then take the
21 gravels and we put it through a trommel. All a
22 trommel is is a big screen. Water's used. The
23 coarse rock comes out, the coarse rock goes back in
24 the hole. The garnet and the sand goes to a jig
25 plant, it separates the garnet from the sand, using

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1 water again. The sand comes back and is used for
2 reclamation. Once that's done, the sand and gravel,
3 the rock, go back into the hole, overburden's
4 replaced, and the topsoil's replaced and seeded. That
5 gives you an idea of how it's done. I'll go through
6 some pictures like that. So that's basically what
7 we're doing there.

8 Want to look at our -- the
9 products themselves? We're in the abrasive blasting
10 industry. Our garnet is an environmentally friendly
11 product. It's inert and it doesn't -- it's not
12 toxic. We replace hazardous slags, like copper slag
13 and nickel slag, around the world. We replace silica
14 cell (Phonetic), which is a carcinogenic, around the
15 world. And it's also recyclable. So the benefit for
16 garnet worldwide, is the people that consume it can
17 use it more than three or four or five times.
18 Obviously then, there's less waste and it's
19 environmentally friendly. It's also used in oil well
20 recovery, it's used in water filtration treatment
21 plants, water/oil water separation. Drinking water,
22 Culligan Water, our product's in that. Denver water
23 treatment systems, water jet cutting. It's used --
24 very fine garnet, high pressure water, cuts through
25 four-inch steel with no heat. We cut the Boeing

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1 water. What's going on here, this drag line goes
 2 into the hole, picks up the gravel, puts it through
 3 this trommel. All that trommel is is turning, and
 4 it's sizing the product. The coarse rock is sitting
 5 here at the end. And the fine rock -- the fine sand
 6 goes in the back where the truck is, which is trucked
 7 to a jig plant. Next one. This is what we call a
 8 dry mining panel. So it also has -- if we get into
 9 environmentally sensitive areas, we do dry mining, we
 10 don't do wet mining. What happens is, this is
 11 basically dug with a backhoe, put into a truck, and
 12 trucked to a wet panel. The wet -- it then loads in
 13 the wet panel, the drag line picks it up, puts it
 14 through a trommel. Okay? What this allows us to do
 15 -- I'm sorry. What this allows us to do there is to
 16 basically mine and reclaim immediately after we're
 17 done. Basically, we can have the ground re-put
 18 together within one month or two months after we're
 19 done, have it all reclaimed and seeded.

20 If you look at our proposed
 21 operations coming forward, this is for the -- this is
 22 Emerald Creek coming into St. Maries here. This is
 23 Emerald Creek garnet here and Carpenter Creek here.
 24 So we're looking at both sides of the No. 3 highway.
 25 And you can see St. Maries River is on the bottom

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1 side of that map. Go ahead. Basically we discover
2 new sources of garnet in about 327 acres along the
3 Highway 3. Of the 327 acres, 133 acres are wetland.
4 We basically -- our proposal is that we mine about 20
5 acres per year, over 20 years on average. The
6 wetlands reconstructed immediately after mining. And
7 mining each year will take no more than three years.
8 So the area disturbed at any one time is
9 approximately 20 acres.

10 Besides reclaiming the wetlands, we
11 actually -- we create new wetlands, and we'll go
12 through that a little bit later. I'll talk about
13 that even more. Currently we start with 133 acres of
14 wetlands, and at the end we end up with 162 acres of
15 wetlands. And obviously by getting this permit, we
16 increase the life of the company for 20 years. Again
17 we have to receive a (Inaudible) permit to do this,
18 that's what this public hearing's about. We applied
19 for the permit in '98. We've put together this EIS.
20 And obviously the EIS evaluates all the environmental
21 impacts and issues a mining permit based on those
22 alternatives that we've put through. And obviously
23 here today, the Corps is looking for public comment.

24 Look at the proposed area. Here
25 are two of the areas on each side of the highway.

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1 So about 90 -- well, almost 99 percent of the area
2 is used as either hay or cow pasture; it's either
3 cattle's on it or hay's on it right now. Want to go
4 to the next slide? This is on the other side of the
5 -- other side of the highway. And here's some more
6 areas we're looking at mining. Go ahead. Of the
7 133 acres of wetland, 33 acres of that is called our
8 oxbow complexes, which are basically old cut-off
9 oxbows from the St. Maries River. The oxbows in this
10 area are the most -- have the most ecological value.
11 Obviously not -- not mining oxbows reduce the mine
12 life significantly, that's the issue. It has highest
13 grade garnet, best garnet. What we're doing, though,
14 in the proposed mine plan, is that we are gonna build
15 the oxbows prior to mining them. So as we mine an
16 area out, we then -- before we go to mine an oxbow,
17 we reconstruct an oxbow next to it, seed it, make
18 sure it's vegetated, then mine the oxbow. So our
19 proposed mining plan basically -- there's no
20 non-oxbow. So there's five oxbows, we'll have one --
21 we'll build an oxbow before we mine the oxbow. Go
22 ahead. This is a picture of the oxbow. As you can
23 see, it's basically a cattle -- for cattle and cattle
24 grazing, that's one of the oxbow pictures.

25 If you look at the EIS, it

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1 evaluates potential impacts of several alternatives, we
2 can go through (Inaudible). There's basically ten
3 alternatives. Six were carried forward and four were
4 not carried forward, limited for other evaluation.
5 The main difference is, is number one, is no action.
6 Means that we don't mine the wetlands. We still mine
7 the upland in some of those areas, but not the
8 wetlands. Alternative 2 and 3. Alternative 3 is
9 12-month wet mining panel. So for the company, it's
10 a lot cheaper to mine only wet panels. But No. 3 is
11 more environmentally sound, because if we do wet and
12 dry mining, the dry mining can be done near tight
13 areas, (Inaudible) areas. We crane quickly and we
14 haul it to a wet panel. No. 8, No. 9 and 10 all
15 relate to different oxbow avoidance. We've identified
16 the five oxbows, and they're identifying which oxbows
17 based on certain issues we would avoid. And these
18 are the alternatives that were limited.

19 If you take a look -- at we
20 basically have three things we look at; wetland
21 reclamation, wetland mitigation, and wetland
22 protection. So under wetland reclamation, you want to
23 reclaim at least one (Inaudible). What we've done
24 with wetland mitigation, is we've got more than one
25 to one reclamation in kind. We start with 133 and

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1 end up with 162. We're basically providing another
2 30 acres of wetlands. We also do some -- all right.
3 Wrong button.

4 So we've looked at river bank
5 stabilization, upbank planning, which we're doing.
6 You look at wetland protection, we're doing perimeter
7 fencing, both perimeter fencing short-term and
8 long-term. So we're doing a lot of things. Once we
9 reclaim this land, we want it to basically vegetate
10 properly. And we've been pretty successful in the
11 past nine years to do a lot of things (Inaudible) the
12 area. For example, some of the streams that we
13 reclaimed. We reclaimed or rebuilt almost three miles
14 of stream now. And we're building the stream for
15 cutthroat. So before there's no cutthroat, we're
16 actually building the streams for cutthroat. I have
17 some pictures of that a little bit later. Go ahead.

18 So if you'd forget -- practice to
19 prevent or mitigate impacts to wetlands. Obviously we
20 have berms. So berms are constructed around the
21 mining area. The berms are the topsoil, which is
22 seeded. Okay. The berms are at least 18 inches
23 high and are 22.5 feet away from the high water mark.
24 Again, new oxbows are created prior to mining 'em.
25 And other wetlands reclaimed as soon as we can. And

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1 obviously we have regular inspections. We have a
2 regular team that goes up and inspects on a daily,
3 weekly basis. And we have regulatory inspections.
4 We also provide annual reclamation plans, annual
5 mining plans, analyze what we've accomplished so far.
6 And also, there's a no net increase in sediments. So
7 the Idaho DEQ requires that any discharge of sediments
8 be matched by a redemption elsewhere. Even though
9 our mine is no-discharge mining, we plan to have no
10 discharge whatsoever. But if there happens to be a
11 discharge, then we have -- we basically have to
12 reduce somewhere else, fix something somewhere else
13 that's basically adding the sediments.

14 Again you can look at the full
15 DAIS for minor, insignificant potential impacts. If
16 you look at the wetlands themselves, over the
17 full-time, 133 acres of wetlands are impacted, 33
18 acres of oxbows. There's temporary loss of some
19 wetland functions, obviously. And most areas are used
20 for grazing (Inaudible). So the value is very low.
21 Habitat. We're gonna mine, over the 20 years, 327
22 acres total. So this potential habitat would be
23 affected due to removal of vegetation except, again,
24 most areas are grazing, so the actual habitat is very
25 limited. Go ahead. Wildlife. There could be some

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1 potential impacts, like I just stated. And we've
2 done -- there's studies back and all these obvious
3 things. Fish. There may be a temporary loss of
4 fish habitat in the oxbows. We're gonna build --
5 obviously build the oxbow before. The idea is to
6 shock the fish (Inaudible), if there's any fish in
7 the oxbows. Most of them are suckers and that kind
8 of stuff, we move them to the other oxbow. Water
9 quality. Obviously there could be a possible increase
10 of sediment in St. Maries. Obviously again, our
11 whole mining plan is on no discharge. We've been
12 successful doing that. But again, if there is an
13 increase, we have to offset it against some other to
14 comply with DEQ. And again socioeconomic, we increase
15 the life of the mine for 20 years.

16 Just some pictures. This is active
17 mining in section 31, this is active reclamation in
18 section 31, and this is post reclamation in section
19 31. So in this area, we actually rebuilt the stream
20 in this area and planted -- basically moved shrubs
21 from one area of trees from one area to another area.
22 Every time we move stuff out, we keep the logs, the
23 large wooded debris, to help increase the quickness it
24 reclaims. Go ahead. Again another one. This is a
25 1995 just after we reclaimed. This is -- you can

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1 see, here's the hill here that has just been -- has
2 just been logged a little bit earlier. This is 1999,
3 you can see the same hill here. And this is 2002,
4 and here's the same hill right here. So this is --
5 this is our growth in seven years. Again, this is
6 monitored and fenced. So we're very proud of what
7 we've accomplished over the last number of years. Go
8 ahead. Here's another typical wet -- so here's a wet
9 panel mine in 1995. Okay. 1997 it is reclaimed and
10 soil's put on, seeded. 1999. By 1999 you have,
11 obviously, growth. And 2002, the trees are starting
12 to come up, we've planted trees, etc. So even though
13 this might have been a -- even though this might have
14 been just a basic pasture with no trees on it, you
15 look at our reclamation plans, and we're actually
16 adding a lot more trees that are there today.

17 What's next? So the Corps of
18 Engineers, they have to consider all comments received
19 by mail and this meeting. They revise the draft EIS
20 and public the final EIS some time between February
21 and March 2004, Brad said by April. And then soon
22 after that, there's a record of decision. And that's
23 it. Thank you. This is actually a stream that we
24 rebuilt that won an award a number of years ago. We
25 build all our streams with a pool (Inaudible) glide.

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1 These are -- all these stuff you see are stuff that
2 we've kept. We rebuild and then we keep all the
3 natural vegetation (Inaudible) put back in the
4 streams, etc. So that's it. Thank you.

5 MR. BAILEY: Okay. As of right
6 now, I don't see any cards in the basket. Am I to
7 assume that nobody wants to make any comments? If
8 anybody does, I guess you can still -- go ahead and
9 step up to the podium. If you would like to, I
10 guess, since we don't have to shuffle any cards.
11 We're in order here. Yes, sir.

12 AUDIENCE MEMBER: Would this be an
13 appropriate time to ask a question? Or will that be
14 later?

15 MR. BAILEY: Yeah. Once all the
16 public comments are done, I think we can take
17 questions. Okay. What's your question?

18 AUDIENCE MEMBER: I have a question
19 for the CEO. You say there will be no net increase
20 in sedimentation for the St. Maries River. And if
21 you do, and in your draft EIS there are places that
22 you frankly state that there will be some introduction
23 of sediment, how are you going to buy that back?
24 Where are you gonna reduce sedimentation someplace
25 else? It's now -- it's on a 303 D list, as you

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1 know.

2 MR. GORRILL: Correct.

3 AUDIENCE MEMBER: And so I take it
4 if you made that even worse, I'd like to know how
5 you're gonna reduce sediment in one place to off-set
6 where you're putting sediment in on another part of
7 your mining project.

8 MR. MOZINGO: From talking to DEQ
9 within the last week or two about the new -- the
10 total maximum daily load. The St. Maries River is
11 water quality limited, it has more -- more suspended
12 solids and sediments than state standards allow. And
13 a river -- or any stream or lake or water body in
14 that situation, there can't be any more of that
15 pollutant added without a reduction elsewhere. And so
16 whether or not the matching reduction comes from the
17 mining operation, a stream restoration project that
18 Emerald Creek actually does, because there's miles of
19 the St. Maries and of creeks upstream and down
20 stream, where the river's very untrenched and there's
21 eroding river bank -- or river and stream banks.
22 There are a number of water -- of Forest Service
23 projects that could be funded or supported with some
24 road building and other things where they've had
25 logging. So it's not -- the way DEQ is thinking, is

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1 that a project doesn't have to be -- at that
2 location, it has to be in the water shed. And then
3 ultimately, there can be no additional sediment added.

4 AUDIENCE MEMBER: You can add
5 sediment to that section of the river that you have
6 private property on the float plain, and then the
7 off-set can come from a different piece of land under
8 totally different jurisdictions and ownership?

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9 MR. MOZINGO: That's to be -- I
10 don't think DEQ has firm rules on exactly where they
11 go. I think that DEQ will decide, you know, based
12 on the good of the overall water shed.

13 MR. GORRILL: And we're gonna monitor
14 our sediment loads between the upper and lower part
15 of our mine.

16 AUDIENCE MEMBER: You say you're
17 gonna monitor. How will you monitor? I mean,
18 specific -- are you gonna be able to actually tell
19 numeric values of the sediment, say in the water
20 column there? Or is this really subjective
21 monitoring?

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22 MR. MOZINGO: Emerald Creek's
23 proposing to actually monitor periodically. And then
24 any -- any discharge during a rain event has to be
25 monitored and recorded.

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1 AUDIENCE MEMBER: Does it mean you
2 will take water sample and measure the amount of
3 sediment in the water?

4 MR. MOZINGO: Yes. Measure the
5 amount of suspended solids.

6 AUDIENCE MEMBER: Thank you.

7 MR. BAILEY: Okay. Let me just
8 make sure it's clear. Any -- we'll take any comments
9 here you want to make. You don't have to be -- I
10 mean, they can be positive as well as negative. Go
11 ahead. I don't see a line. If you would though,
12 why don't you state your name and maybe possibly
13 spell your last name so the court reporter can get it
14 down.

15 AUDIENCE MEMBER: It's Mike Mihelich,
16 M-I-H-E-L-I-C-H. Do you want my home address?

17 MR. BAILEY: No.

18 AUDIENCE MEMBER: Okay. I'm gonna
19 be submitting written comments, but I do have a
20 question in your draft EIS. On a personal
21 communication. There is a person's name,
22 O-N-D-R-E-C-A-N 2002. And I looked in the references
23 and I can't find that listed. So maybe when the
24 final comes out, I would suggest that they make sure
25 that's in there. And I had another comment on the

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1 legal notice. It really didn't indicate that there
2 was a part 2 or volume 2, and so I -- when I called
3 and asked for a document, I received -- volume 1 was
4 mailed to me from Boise. And then when I started
5 reading this, then I found out there's two. So I
6 have to get a mail -- mail part 2 up from Boise.
7 So I -- anyway. And I guess the third comment is,
8 actually the public doesn't have 45 days. Seems like
9 normally some of these MEPA (Phonetic) documents you
10 have 45 days to put comments in. And I believe it's
11 this notice here says 39 days. It's -- maybe it's a
12 minor issue, but there's nobody here that I know that
13 gets the federal register that knew this thing came
14 out 'til we saw the notice in the paper. So -- but
15 anyway. I'll have my comments in December 29th.
16 Thanks.

17 MR. BAILEY: Thank you. Anyone
18 else? I suggest we adjourn, and if anybody wants to
19 stay around for questions...

20 MAJOR CUNNINGHAM: Okay. Why don't
21 we -- we'll adjourn the meeting right now. If you
22 want to stay around for questions of us or people
23 over here, you're welcome to do so. Thank you for
24 coming. Thank you.

25 (Whereupon the Public Meeting

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concluded at 7:37 p.m.)

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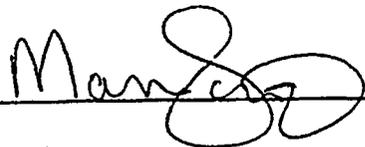
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CERTIFICATE

I, Mark Sanchez, do hereby certify that pursuant to the Rules of Civil Procedure, the witness named herein appeared before me at the time and place set forth in the caption herein; that at the said time and place, I reported in stenotype all testimony adduced and other oral proceedings had in the foregoing matter; and that the foregoing transcript pages constitute a full, true and correct record of such testimony adduced and oral proceeding had and of the whole thereof.

IN WITNESS HEREOF, I have hereunto set my hand this 26th _____ day of December _____, 2003.



Signature

4/26/2005

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