

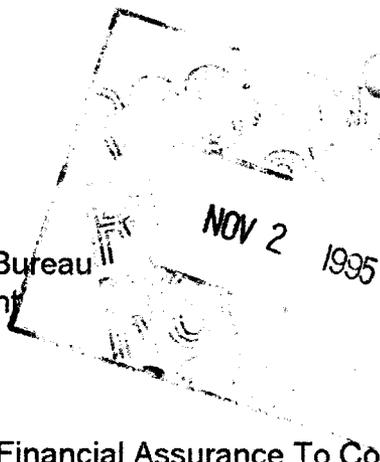
October 20, 1995

Mr. Benito J. Garcia, Chief  
Hazardous & Radioactive Materials Bureau  
New Mexico Environment Department  
525 Camino De Los Marquez  
Santa Fe, NM 87502



Route 3, Box 7  
Gallup, New Mexico  
87301

505  
722-3833



RE: Application for Conversion of Financial Assurance To Corporate Guarantee

Dear Mr. Garcia:

Giant Refining Company's Ciniza Refinery currently operates under a RCRA Hazardous Waste Facility Permit (No. NMD000333211-2) administered by the Hazardous & Radioactive Materials Bureau. The closure/post-closure financial requirements of that permit are presently being met through a Letter of Credit issued by Chase Manhattan Bank. Due to confusion regarding permit requirements, a second Letter of Credit was mistakenly issued by Bank of America on October 21, 1994.

In discussing this matter with Mr. Michael Chacón of your staff, Giant has indicated that it desires to resolve this issue by canceling both Letters of Credit and relying instead on a Corporate Guarantee as the means of meeting its financial assurance obligations. As such, Giant hereby requests a Class I modification to its RCRA Part B permit to reflect a change to the use of the Corporate Guarantee for closure.

Enclosed with this request are the supporting documents for the financial test and corporate guarantee for closure as required under 40 CFR 264.143(f) and 40 CFR 264.151(f). These documents include (1) the required statement by Giant's Chief Financial Officer, (2) the required independent auditors' report, and (3) a copy of Giant's Annual Report for the year ended December 31, 1994 (as a supporting document for the independent auditors' report).

Thank you for your and your staff's assistance in resolving this matter.

Should you or your staff have any questions regarding the above, please do not hesitate to contact me at (505) 722-0217.

Sincerely,

David C. Pavlich  
Health, Safety & Environmental Manager  
Giant Refining Company

cc: Michael Chacón - HRMB  
Kim Bullerdick (w/o 1994 Annual Report) - Giant Corporate Counsel