



GALLUP

Via E-mail and Federal Express

August 26, 2010

Mr. James P. Bearzi
State of New Mexico Environment Department
2905 Rodeo Park Drive East
Santa Fe, New Mexico 87505-6303

**RE: CAFO - CMI WORK PLAN SUBMITTAL DATE
WASTEWATER AERATION LAGOONS
WESTERN REFINING COMPANY SOUTHWEST INC., GALLUP REFINERY
EPA ID # NMD000333211
HWB-GRCC-09-003**

Dear Mr. Bearzi:

Pursuant to your email of August 24th regarding the closure of AL-1 and AL-2 and the submittal date of the revised CMI Work Plan for the Aeration Lagoons, Western offers the following responses:

1. The proposed closure option for AL-1 and AL-2 is closure in-place;
2. Western will submit responses to NMED's NOD dated June 7, 2010 and the revised CMI Work Plan on or before October 29, 2010.
3. Western proposes the submittal date of October 29, 2010 to allow sufficient time to revise the CMI Work Plan for closure in-place. This schedule includes time to conduct meetings and additional discussions, as necessary, between NMED's staff and Western's representatives to help ensure the revised CMI Work Plan is acceptable to NMED.

Western appreciates NMED's consideration in this matter. If there are any questions, then please contact Mr. Ed Riege at (505) 722-0217.

Sincerely,

Mr. Mark B. Turri
Refinery Manager
Western Refining Southwest, Inc. – Gallup Refinery



ENTERED NYSE

cc J. Kieling, NMED HWB
D. Cobrain NMED HWB
H. Monzeglio, NMED HWB
C. Chavez, OCD
E. Riege, Western Gallup
A. Allen, Western El Paso