



Mark Parkinson, Governor
J. Michael Hayden, Secretary

www.kdwp.state.ks.us

October 20, 2009

Ms. Kristin Kerwin
NEPA Document Manager
U.S. Dept. of Energy
Golden Field Office
1617 Cole Blvd.
Golden, CO 80401
Kristin.kerwin@go.doe.gov

Ref: D5.0105
Stevens
Track: 20080060-5

RE: Abengoa Biorefinery Project EIS

Dear Ms. Kerwin:

We have previously commented on the proposed project in letters dated December 02, 2008 (Track: 20080060-3 and 20080060-4). These comments and concerns remain valid.

Plains *minor* should read plains minnow and should be updated to (state threatened) on Page 3-54. Plains minnow should also be updated on page 3-58 in Table 3-12. The Bald Eagle has been de-listed at the state level.

Thank you for the opportunity to provide additional comments and recommendations. If you have any questions or concerns, please contact me at (620)-672-0798 or ericj@wp.state.ks.us.

Sincerely,

A handwritten signature in black ink that reads "Eric R. Johnson". The signature is written in a cursive style with a large, looped "E" and "J".

Eric R. Johnson, Ecologist
Environmental Services Section