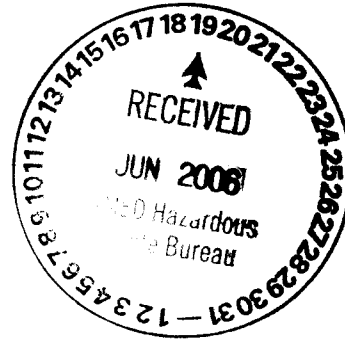


GRCC 06



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June 15, 2006

Hope Monzeglio
Environmental Specialist
New Mexico Environment Department
Hazardous Waste Bureau
2905 Rodeo Park Drive East, BLDG 1
Santa Fe NM 87505

Re: Request For Waste Determination At The Giant Ciniza Refinery

Dear Hope Monzeglio:

Giant is requesting a "contained-in" determination as per 40CFR 268.7(e) regarding soil excavated around aeration lagoons 1 and 2 and evaporation pond 1 to remediate releases of oily water containing F037/F038 from the oil water separator last fall. The amount excavated was approximately 300 cubic yards.

Giant followed your sampling directive that was given in a March 29, 2006 email. Giant collected 6 composite samples and 6 discrete samples that were representative of the soil stock pile. The 6 discrete samples were analyzed using EPA Method 8260 (VOCs). Of the 6 discrete samples, based on visual observation, 3 samples were collected from apparently contaminated soil and 3 samples were collected from less contaminated soil. The 6 composite samples were analyzed for EPA Method 8270 (SVOCs), TCLP metals, Reactivity, Ignitability, and Corrosivity (RIC), DRO and GRO. The attached results indicate mostly non-detect for the full suite and those that were not non-detect were below the EPA Region 6 Residential Soil Screening Levels.

Giant is requesting the soils excavated from around Evaporation Pond 2 be included in this contained in determination. Giant believes the soil cleanup from Evaporation Pond 2 to be similar to and no worse than Aeration Lagoons 1 and 2 and Evaporation Pond 1.

Giant would like to dispose of the soil in a non hazardous waste landfill or possibly landfarm onsite with the approval of the Oil Conservation Division. Thank you for your review.

Sincerely,

Ed Riege
Environmental Superintendent