

California Regional Water Quality Control Board  
North Coast Region

ORDER NO. R1-2010-0032

RECISION OF CLEANUP AND ABATEMENT ORDER NO. R1-2006-0058

FOR

JOHN E. DIEHL

And

SQUARE DEAL BUILDERS SUPPLY

And

L.C. BLISS and SONS LIVESTOCK CORPORATION

and

L. C. BLISS AND SONS LIVESTOCK CORPORATION EMPLOYEE STOCK  
OWNERSHIP TRUST

475 K Street  
Crescent City, California

Del Norte County

The California Regional Water Quality Control Board, North Coast Region (hereinafter Regional Water Board) finds that:

1. John E. Diehl, Square Deal builders Supply, L.C. Bliss and Sons Livestock Corporation, and L.C. Bliss and Sons Livestock Corporation Employee Stock Ownership Trust (hereinafter Dischargers) owned and/or operated a facility located at Second and Y Streets in Eureka (Site). The Dischargers operated two 6,000 gallon above ground storage tanks that were discovered releasing gasoline and diesel to the environment in 1991.
2. The Executive Officer of the Regional Water Board issued Cleanup and Abatement Order No. R1-2006-0058 to the Dischargers on May 10, 2006.
3. In early 2007 the Site was sold to Mr. Matt Fearing. Mr. Fearing has complied with the applicable portions of Cleanup and Abatement Order No. R1-2006-0058 and the Site is being considered for case closure.
4. On September 21, 2008 the Superior Court of the State of California for the County of Del Norte ordered that the North Coast Regional Water Quality

Control Board set aside Cleanup and Abatement Order No. R1-2006-0058 as it relates to John E. Diehl.

5. Regional Water Board action to rescind Cleanup and Abatement Order No. R1-2006-0058 is exempt from provisions of the California Environmental Quality Act (Public Resources Code Section 21000 et seq.) in accordance with Title 14, California Code of Regulations, Section 15061(b)(3).

THEREFORE, IT IS HEREBY ORDERED that Cleanup and Abatement Order No. R1-2006-0058 for John E. Diehl, Square Deal builders Supply, L.C. Bliss and Sons Livestock Corporation, and L.C. Bliss and Sons Livestock Corporation Employee Stock Ownership Trust, located at 475 K Street in Crescent City, California, be rescinded.

Ordered by: \_\_\_\_\_

Catherine Kuhlman  
Executive Officer

March 18, 2010