

STATE OF WYOMING
DEPARTMENT OF ENVIRONMENTAL QUALITY
LAND QUALITY DIVISION

401 West 19th Street
Cheyenne, Wyoming 82002
Telephone: (307) 777-7756

Coal Operation
NOTICE OF VIOLATION

N.O.V. No. 100514

PERMIT NO. 240-T5

DOCKET NO. 3847-06

Following Permittee or Operator:

Name Caballo Coal Company

Mine Rawhide Mine County Campbell Telephone: 307-687-3925

Surface Underground _____ Other _____

Mailing Address Caller Box 3034

Gillette, WY 82717-3034

Date of Inspection February 22, 1st 2006

Time of Inspection: from 9:00 a.m. to 4:00 _____ a.m.
_____ p.m. p.m.

Name of Operator (if other than permittee) _____

Mailing Address _____

Under the authority of the Wyoming Environmental Quality Act of 1973, as amended, the undersigned designated representative of the Director has conducted an inspection of the above mine on the above date and has found violation (s) of the Act, the regulations required permit condition(s) listed in the attachment(s). This Notice constitutes a separate Notice of Violation for each violation listed.

You must abate each of these violations within the designated abatement time. You are responsible for doing all work in a safe and workmanlike manner.

The undersigned designated representative finds that cessation of mining is _____ is not expressly or in practical effect required by this Notice. For this purpose "mining" means extracting coal from the earth or a waste pile and transporting it within or from the permit area.

This Notice shall remain in effect until it expires as provided on the reverse or is modified, terminated, or vacated by written notice of a designated representative or the Council. The time for abatement may be extended by a designated representative for up to 90 days from issuance of the notice, if the failure to meet the time previously set was not caused by lack of diligence on the part of the permittee or operator.

Date of Service February 24, 2006

Mark Ragaczewski
Signature of Designated Representative

Time of Service N.A. _____ a.m.
_____ p.m.

Mark Ragaczewski
Printed name

Manner of Service Certified Mail No. 7002 2410 0007 9073 5322

Proof of Service Return Mail Requested

Person Served with Notice Scott Beldon

IMPORTANT - PLEASE READ REVERSE OF THIS PAGE

2/27/06
DB

ATTACHMENT

Cessation Order Docket No. 300018

Permit No. 240-T5

Notice of Violation No. 100514

Violation No. 1 of 1

Nature of the Violation

Mining unleased federal coal.

Provision(s) of the Regulations, Act, or Permit Violated

W.S § 35-11-415 (b)(ii)

Condition No. 1 from the approved T5 Form 1

Portion of the Operation to which Notice Applies

Northern portion of the West Pit, approximately SW NE Section 4,
T51N, R72W. of Campbell County, Wyoming.

Remedial Action Required (including interim steps, if any)

1.) The operator shall cease removal of unleased federal coal.

2.) The operator shall provide a written statement to the Land
Quality Division District III office, that the unapproved
mining operation has been halted.

Time for Abatement (including time for interim steps, if any)

1.) Immediately upon receipt of Notice of Violation No. 100513

2.) Written statement shall be postmarked within seven days of receipt
Notice of Violation No. 100513 and Cessation Order No. 30018.

2/27/06
DHE