

WYOMING DEPARTMENT OF ENVIRONMENTAL QUALITY
LAND QUALITY DIVISION
CHEYENNE, WY

PERMIT NO. 599-T4
DOCKET NO. 4412-09

MODIFICATION OF NOTICE OR ORDER

PERMITTEE, OPERATOR OR LICENSEE

Name: **Western Fuels – Wyoming, Inc.**
Mine: **Dry Fork Mine, Permit No. 599-T4**
County and State: **Campbell Co., Wyoming**
Address: **Ms. Beth Goodnough
Dry Fork Mine
P.O. Box 1089
Gillette, WY 82717-1809**

Name: **Ames Construction, Inc.**
Mine: **Dry Fork Mine, Permit No. 599-T4**
County and State: **Campbell Co., Wyoming**
Address: **Mr. Tony Ames
Ames Construction, Inc.
18450 East 28th Ave
Aurora, CO 80011**

Surface Coal Mine X

Under the authority of the Wyoming Environmental Quality Act:

Notice of Violation No. 100199, dated **January 8, 2009**

is modified on **January 23, 2009** as follows:

- 1) **Western Fuels – Wyoming, Inc. will be removed from the Notice of Violation. Ames construction, Inc. will remain.**
- 2) **The remedial action will be completely deleted.**

Reasons:

Western Fuels-Wyoming, Inc. in their January 9, 2009 letter have listed the numerous times that they met with Ames Construction, Inc. between October 22, 2008 and December 17, 2008. The number of meetings demonstrates that Western Fuels-Wyoming, Inc. was available and willing to communicate with Ames Construction, Inc on mining and compliance issues. The letter is attached.

Ames Construction, Inc. has removed all of the earthen materials that were transported onto the Dry Fork Mine permit area. A permit revision is no longer required.

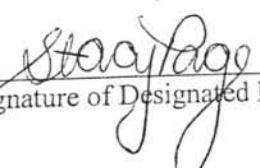
Effective Date : **January 23, 2009**

STACY PAGE

Printed Name of Designated Representative

Manner of Service : **CERTIFIED MAIL**

Proof of Service: **RETURN RECEIPT**


Signature of Designated Representative

cc: Cheyenne LQD
District Office
OSM – Casper Field Office

Page 1 of 1

Attachment