

# Department of Environmental Quality

To protect, conserve and enhance the quality of Wyoming's environment for the benefit of current and future generations.

Dave Freudenthal, Governor



*John* 8/30/10

John Corra, Director

*email copy to Becky B ✓*

*Jen* \_\_\_\_\_  
LQD

*RC*  
8/27/10

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RECEIVED

CERTIFIED MAIL No. 7009 1410 0000 9032 9029

August 24, 2010

Ms. Wendy Hutchinson  
Thunder Basin Coal Co.  
P.O. Box 406  
Wright, WY 82732

**RE: Approval of Non-Significant Revision Application, TFN 5 6/143, Change No. 26; and Termination of Notice of Violation No. 100561; Black Thunder Mine, Permit No. 233-T7**

Dear Wendy,

This letter approves your Non-significant Revision (NSR) which updates the Mine Plan text in response to Mr. John Corra's October 14, 2009 Findings of Fact, Conclusion of Law and Decision associated with Notice of Violation (NOV) No. 100561. The permit change clarifies procedures the mine will follow when it is necessary to construct road crossings across diversions within the Black Thunder Mine area. Approval of this NSR also provides the basis of the attached termination for NOV No. 100561.

Receipt of this letter grants the Black Thunder Mine permission to change the Mine plan as proposed. In the event that revisions other than those listed on the Index of changes inadvertently occurred within this package, those revisions are not automatically considered approved.

The LQD tracks this NSR as Change No. 26.

Please submit one copy each of the final index sheet, the final revision materials, and a copy of this letter to the Office of Surface Mining (OSM) in Denver, the OSM Casper Field Office, and the U.S. Forest Service at the following addresses:

Mr. Gene Hay  
Office of Surface Mining  
Western Regional Coordinating Center  
P.O. Box 46667  
1999 Broadway, Suite 3320  
Denver, CO 80201-6667

Mr. Jeff Fleischman  
Casper Field Office Director  
P.O. Box 11018  
Casper, WY 82602

*MSR*  
8/24/10



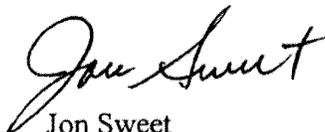
Permit No. 233-T7; TFN 5 6/143  
August 24, 2010  
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Ms. Misty Hays  
United States Forest Service  
Medicine Bow-Routt & Thunder Basin  
Grasslands  
2250 East Richards Street  
Douglas, WY 82633

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If you have questions, please contact me in the Sheridan District III Office (675-5623).

Sincerely,



Jon Sweet  
Permit Coordinator

/js

Cc: ✓ Ramona Christensen  
District III

WYOMING DEPARTMENT OF ENVIRONMENTAL QUALITY  
LAND QUALITY DIVISION  
CHEYENNE, WY

*DRM 8/30/10*

PERMIT NO. 233-T7  
DOCKET NO. 4519-09

LQD

VACATION OR TERMINATION OF NOTICE OR ORDER

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To the Following Permittee or Operator or Licensee:

Name: Thunder Basin Coal Co., Black Thunder Mine

Mailing Address P.O. Box 406, Wright, Wyoming 82732

Under the authority of the Wyoming Environmental Quality Act of 1973, as amended, with respect to:

Notice of Violation No. **100561**, dated July 2, 2009

Violation No. 1 of 2 is hereby Terminated  
Violation No. 2 of 2 is hereby Terminated

Violation No. 1 required no remedial action.

Violation No. 2: remedial action is satisfied by the approval of Change No. 26 to Permit No. 233-T7.

Jon Sweet  
Printed Name of Designated Representative

*Jon Sweet*  
Signature of Designated Representative

Date of Service August 25, 2010

Manner of Service us mail

Proof of Service Certified Mail

Person Served Wendy Hutchinson

cc: Cheyenne LQD  
District Office  
OSM - Casper Field Office