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BEFORE THE ENVIRONMENTAL QUALITY COUNCIL
STATE OF WYOMING

| | | |
|-----------------------------|---|--------------------|
| In re Black Hills Bentonite |) | |
| Permit to Mine No. 248C |) | |
| (Herco Amendment) |) | Docket No. 17-1601 |
| |) | |

PETITIONER'S NOTICE OF ADDITIONAL EXHIBITS

Petitioner, Black Hills Bentonite, provides the following three additional exhibits to be added to its exhibit list included with Petitioner's Prehearing Disclosure Statement:

- 39. Oct 10 2014 letter from Marlo Sabec to Tom Thorson
- 40. Dec 15 2014 letter from ALG to Margo Sabec
- 41. Jul 14 2016 letter from Tom Thorson to Jim Crossingham

Petitioner has attached hereto an amended Exhibit List with the three additional exhibits added.

DATED this 12th day of February, 2018.



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CERTIFICATE OF SERVICE

The undersigned hereby certifies that he provided a copy of the foregoing by email and regular, U.S. first class mail to the following on the 12th day of February, 2018, addressed as follows:

Scott Klosterman
Williams, Porter, Day & Neville, P.C.
159 North Wolcott, Suite 400
P.O. Box 10700
Casper, WY 82602-3902



David G. Ditto

Petitioner's Exhibit List

Docket No. 17-1601

| NO. | DESCRIPTON | NOTES | WITNESS |
|------------|---|--------------|----------------|
| 1 | September 11, 2012 letter from Jim Crossingham to Tom Thorson | | |
| 2 | October 22, 2012 letter from Larry Madsen to Jim Crossingham | | |
| 3 | October 22, 2012 letter from ALG Law to Tom Thorson and Larry Madsen | | |
| 4 | October 16, 2015 Letter from Tom Thorson to Jim Crossingham re proposed Surface Use and Damage Agreement | | |
| 5 | Nov 6 2015 letter from Jim Crossingham to Tom Thorson re request for additional information | | |
| 6 | Dec 15 2015 letter from Tom Thorson to Jim Crossingham with documents requested | | |
| 7 | Feb 26 2016 letter from ALG to Jim Crossingham re follow-up from earlier letters, threat to file petition with EQC | | |
| 8 | Mar 23 2016 letter from Jim Crossingham to Tom Thorson re lack of mining and reclamation plan, and request for surface use payments | | |
| 9 | Mar 28 2016 letter from Bruce Lawson to Jim Crossingham with attachments re Bobcat #10 | | |
| 10 | Apr 14 2016 letter from Jim Crossingham to Bruce Lawson | | |
| 11 | Apr 14 2016 letter from Jim Crossingham to Tom Thorson | | |
| 12 | Apr 20 2016 letter from Tom Thorson to Jim Crossingham | | |
| | | | |

Petitioner's Exhibit List**Docket No. 17-1601**

| NO. | DESCRIPTON | NOTES | WITNESS |
|------------|--|--------------|----------------|
| 13 | Jan 31, 2017 letter from TT to JC | | |
| 14 | Feb 1, 2017 letter from DG to JC re revised Snyder Ranch Amendment with mining and reclamation plans | | |
| 15 | March 10, 2017 letter from DG to JC re second request and copy of mining and reclamation plans | | |
| 16 | March 22 2017 letter from JC to TT re proposed Agreement | | |
| 17 | March 24 2017 letter from TT to JC | | |
| 18 | Apr 24 2017 letter from ALG to JC re refusal to provide landowner consent to sections 11 and 13 | | |
| 19 | May 1 2017 letter from JC to TT | | |
| 20 | May 4, 2017 letter from ALG to Jim Crossingham re May 1 letter | | |
| 21 | May 12 2017 letter from TT to JC | | |
| 22 | May 16, 2017 letter from Jim Crossingham to Tom Thorson | | |
| 23 | May 31, 2017 letter from Doug Gibson to Jim Crossingham re DEQ will not accept modified Form 8 | | |
| 24 | June 12 2017 letter from Doug Gibson to Jim Crossingham re Form 8 | | |
| 25 | June 15, 2017 letter from Doug Gibson to Jim Crossingham with mining and reclamation plans | | |
| 26 | Aug 21 2017 letter from ALG to JC re Herco Amendment | | |

Petitioner's Exhibit List

Docket No. 17-1601

| NO. | DESCRIPTON | NOTES | WITNESS |
|------------|---|--------------|----------------|
| 27 | April 30, 2013 Assignment of TTT #10 and TTT #11 | | |
| 28 | Copies of checks for annual payment for Assignment, from June 2013 – April 2017 \$15,000 annually for total of \$75,000 | | |
| 29 | Bobcat #10 Patent | | |
| 30 | Location Notice and & Certificate of Bentonite Placer Mining Claim | | |
| 31 | Aug 15, 2016 Lease Agreement | | |
| 32 | Bobcat #10 NOITL Documents | | |
| 33 | TTT Ranch Company Deed | | |
| 34 | 1982 Mineral Deed | | |
| 35 | Herco Mineral Deed | | |
| 36 | Form 8 – Snyder Amendment (same as Exhibit | | |
| 37 | Memorandum – Grant of ROW for access road | | |
| 38 | Expert Report and documents attached thereto | | |
| 39 | Oct 10 2014 letter from Marlo Sabec to Tom Thorson | | |
| | | | |

Petitioner's Exhibit List

Docket No. 17-1601

| NO. | DESCRIPTON | NOTES | WITNESS |
|------------|--|--------------|----------------|
| 40 | Dec 15 2014 letter from ALG to Margo Sabec | | |
| 41 | Jul 14 2016 letter from Tom Thorson to Jim Crossingham | | |
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