



## Department of Environmental Quality

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



Matthew H. Mead, Governor

Todd Parfitt, Director

April 19, 2016

Ms. Jennifer Hartman  
Bentonite Performance Minerals  
554 U.S. Highway 212  
Belle Fourche, SD 57717

**RE: Round One Completeness Review of Bentonite Performance Mineral's (permit no. 267c) State Lease 42804 Amendment (TFN 6 1/197)**

Dear Ms. Hartman:

The above referenced permitting action arrived in the District III office on February 25, 2016 under your cover letter. I have reviewed the amendment package for completeness and have the following comments:

- 1) Although the mine has submitted a table of contents updating the Land Owner Consent section of the permit, I cannot locate an actual Form 8 or other instrument indicating that the surface owner has consented to the mining and reclamation plans. Please submit this Form into this section of the permit.
- 2) Although not related to completeness, I do note that the mine has utilized different names to refer to this amendment throughout the application document. In some places it is "State Lease 42804" in others it is "WY S04", "WY State 04", or "State Lease 04". To avoid confusion the application will need to be edited to select a single name before this amendment package can be approved.
- 3) If the mine has received correspondence of the Army Corp of Engineers since submitting this package, please take the opportunity to include it in this round of completeness review. Otherwise it will be an issue taken up during technical review, but will not hinder the application being declared complete.

**BPM 101**

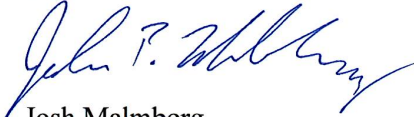
2100 West 5th Street • SHERIDAN, WY 82801  
(307) 673-9337 • FAX (307) 672-2213



Ms. Jennifer Hartman  
Bentonite Performance Minerals (Permit No. 267c)  
Round One Completeness Review for State Lease 42804 Amendment TFN 6 1/197  
April 19, 2016  
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Your application cannot be declared complete until the first comment above has been adequately addressed. If you have any question please contact me at (307) 673-9337.

Sincerely,



Josh Malmberg  
Natural Resources Analyst  
LQD District 3

/jm

xc: Cheyenne LQD files