

BEFORE THE ENVIRONMENTAL QUALITY COUNCIL  
STATE OF WYOMING

IN THE MATTER OF: )  
BASIN ELECTRICAL POWER COOPERATIVE )  
DRY FORK STATION, ) Docket No. 07-2801  
AIR PERMIT CT-4631 )

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**RESPONDENT DEPARTMENT OF ENVIRONMENTAL QUALITY'S  
MEMORANDUM IN SUPPORT OF MOTION FOR PARTIAL SUMMARY  
JUDGMENT**

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**Schlichtemeir Affidavit**

**EXHIBIT O**

# PUBLISHER'S AFFIDAVIT

STATE OF WYOMING }  
County of Campbell } ss.

**STATE OF WYOMING**  
**Department of**  
**Environmental Quality/**  
**Division of Air Quality**  
**PUBLIC NOTICE**

Chapter 6, Section 2(m) of the Wyoming Air Quality Standards and Regulations provides that prior to final determination on an application to construct a new source, opportunity be given for public comment and/or public hearing on the information submitted by the owner or operator and on the analysis underlying the proposed approval or disapproval. The regulation further requires that such information be made available in at least one location in the affected air quality control region, and that the public be allowed a period of thirty (30) days in which to submit comments. A public hearing will be conducted only if in the opinion of the administrator sufficient interest is generated or if an aggrieved party so requests. Notice is hereby given that the State of Wyoming, Department of Environmental Quality, Division of Air Quality, proposes to approve a request by the following applicant to construct a new source in Campbell County, Wyoming.  
Basin Electric Power Cooperative  
1717 East Interstate Avenue  
Bismarck, ND 58501  
The applicant has requested permission to construct a coal fired electric power generating station consisting of one pulverized coal

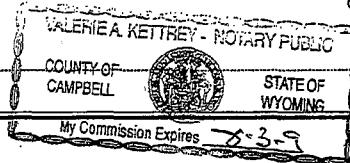
I, Ann Franscell do solemnly swear that I am the publisher of The News-Record, a daily newspaper of general circulation, printed and published each Sunday through Friday at Gillette, County of Campbell, State of Wyoming, that the notice hereto attached, and which is made a part of this affidavit, and a part of the proof of State of Wyoming / DEQ / Public Notice / Basin Electric Power Cooperative was printed and published in said newspaper for 1 issue consecutive weeks, the first publication thereof having been printed and made in said newspaper on the 26th day of February, 2007; and last on the 26th day of February, 2007; that said notice was printed and published in the regular and entire issue of said newspaper once each week during the said period and time of publication as aforesaid, and that the notice was printed and published in the newspaper proper and not in the supplement.

*Ann K. Franscell*

before me this 26th day of February, 2007.

*Valerie A. Kettrey*  
Notary Public

My Commission expires \_\_\_\_\_, 2006



AP-3546

# PUBLISHER'S AFFIDAVIT

STATE OF WYOMING }  
County of Campbell } ss.

**STATE OF WYOMING**  
(PC) boiler rated at 385 MW (net) with associated material handling and auxiliary equipment adjacent to the Dry Fork Mine on Highway 59, approximately 7 miles north northeast of Gillette, Campbell County, Wyoming. A copy of the permit application and the agency's analysis is available for public inspection at the Campbell County Clerk's Office, Gillette, Wyoming. In accordance with the Americans with Disabilities Act, special assistance or alternate formats will be made available upon request for individuals with disabilities.  
The proposed modification at the plant is subject to Prevention of Significant Deterioration Regulations. The anticipated degree of increment consumption for sulfur dioxide (SO2) near the plant site is estimated to be 28%, 40%, and 20% of the 3-hour, 24-hour, and annual SO2 increments, respectively.  
Comments may be directed to David A. Finley, Administrator, Division of Air Quality, Department of Environmental Quality, 122 W. 25th St., Cheyenne, Wyoming 82002. All comments received by 5:00 p.m., Wednesday, March 28, 2007, will be considered in the final determination on this application.  
February 26, 2007

I, Ann Franscell do solemnly swear that I am the publisher of The News-Record, a daily newspaper of general circulation, printed and published each Sunday through Friday at Gillette, County of Campbell, State of Wyoming, that the notice hereto attached, and which is made a part of this affidavit, and a part of the proof of State of Wyoming / DEQ / Public Notice / Basin Electric Power Cooperative was printed and published in said newspaper for 1 issue ~~consecutive~~ weeks, the first publication thereof having been printed and made in said newspaper on the 26th day of February, 2007; and last on the 26th day of February, 2007; that said notice was printed and published in the regular and entire issue of said newspaper once each week during the said period and time of publication as aforesaid, and that the notice was printed and published in the newspaper proper and not in the supplement.

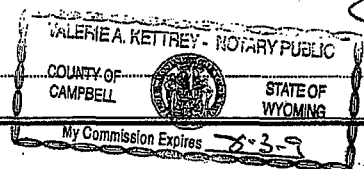
*Ann C. Franscell*

before me this 26th day of February, 2007.

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*Valerie A. Kettrey*  
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AP-3546