

LEGAL ADVERTISING AFFIDAVIT

DESCRIPTION OF ADVERTISEMENT: Medicine Bow Fuel & Power 7/03/08

PUBLISHED: July 3, 2008

LEGAL PUBLICATION NO: 1087

- (NO2) is as follows:
- The Class II increment consumption attributable to the Medicine Bow IGL Plant is estimated to be:
 - 24% of the 24-hr PM10 increment
 - 85% of the annual PM10 increment
 - 1% of the 3-hour SO2 increment
 - 2% of the 24-hour SO2 increment
 - 2% of the annual SO2 increment
 - 15% of the annual NO2 increment
- The increment consumption at the following Class I areas attributable to the Medicine Bow IGL Plant is estimated to be:
 - Bridger Wilderness Area, WY
 - Less than 1% of the 24-hour and annual PM10 increments
 - Less than 1% of the 3-hour, 24-hour and annual SO2 increments
 - Less than 1% of the annual NO2 increment
 - Eagle Nest Wilderness Area, CO
 - Less than 1% of the 24-hour and annual PM10 increments
 - Less than 1% of the 3-hour, 24-hour and annual SO2 increments
 - Less than 1% of the annual NO2 increment
 - Fitzpatrick Wilderness Area, WY
 - Less than 1% of the 24-hour and annual PM10 increments
 - Less than 1% of the 3-hour, 24-hour and annual SO2 increments
 - Less than 1% of the annual NO2 increment
 - Flat Tops Wilderness Area, CO
 - Less than 1% of the 24-hour and annual PM10 increments
 - Less than 1% of the 3-hour, 24-hour and annual SO2 increments
 - Less than 1% of the annual NO2 increment
 - Maroon Bells Wilderness Area, CO
 - Less than 1% of the 24-hour and annual PM10 increments
 - Less than 1% of the 3-hour, 24-hour and annual SO2 increments
 - Less than 1% of the annual NO2 increment
 - Mount Zirkel Wilderness Area, CO
 - Less than 1% of the 24-hour and annual PM10 increments
 - Less than 1% of the 3-hour, 24-hour and annual SO2 increments
 - Less than 1% of the annual NO2 increment
 - Rawah Wilderness Area, CO
 - Less than 1% of the 24-hour and annual PM10 increments
 - Less than 1% of the 3-hour, 24-hour and annual SO2 increments
 - Less than 1% of the annual NO2 increment
 - Rocky Mountain National Park, CO
 - Less than 1% of the 24-hour and annual PM10 increments
 - Less than 1% of the 3-hour, 24-hour and annual SO2 increments
 - Less than 1% of the annual NO2 increment

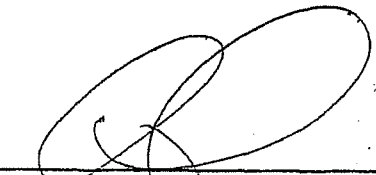
increment
 - Savage Run Wilderness Area, WY
 - Less than 1% of the 24-hour and annual PM10 increments
 - Less than 1% of the 3-hour, 24-hour, and annual SO2 increments
 - Less than 1% of the annual NO2 increment
 Pursuant to the provisions of the Wyoming Environmental Quality Act and the Wyoming Air Quality Standards and Regulations, a public hearing relative to the requested issuance of an air quality permit for the proposed modification will be held by the Administrator of the Air Quality Division, Department of Environmental Quality at 6:00 pm, Monday, August 4, 2008, at the Medicine Bow Senior Center, located at 520 Utah Street, Medicine Bow, Wyoming.
 The hearing will be conducted pursuant to the provisions of Chapter III of the Rules of Practice and Procedure adopted by the Environmental Quality Council, and therefore, will not be conducted as a contested case. The purpose of the hearing is to gather information concerning the emissions of air pollutants into the atmosphere and the impact of such pollutants on the ambient air quality. The scope of the hearing will be limited to such issues in order for the Department of Environmental Quality to determine whether or not the applicable Air Quality Standards and Regulations will be violated as a result of the construction and/or operation of the facility.
 All persons desiring to be heard on this matter are hereby notified to appear at the designated time and place. Oral statements will be accepted at the time of the hearing, but for accuracy of the record, written statements are encouraged and will be accepted at the time of the hearing or prior thereto.
 Comments may be directed to David A. Finley, Administrator, Division of Air Quality, Department of Environmental Quality, 122 W. 25th St., Cheyenne, Wyoming 82002. Please reference AP-5873 in your comment. All comments received prior to and during the public hearing, Monday, August 4, 2008, will be considered in the final determination on this application.
 Publish: July 3, 2008
 No. 1087

THE STATE OF WYOMING)
)
 COUNTY OF CARBON)
)
 I, Jerry Kaehal,
 do solemnly swear that I am the
 Publisher

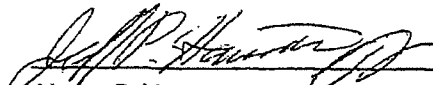
of the Rawlins Daily Times, a newspaper of general circulation published daily (except Sunday and Monday), in the CITY OF RAWLINS, CARBON COUNTY, WYOMING; that the notice of which the attached is a true copy, was published in said newspaper for

One (1)
 publication having been made on the
 3rd day of July, A.D. 2008

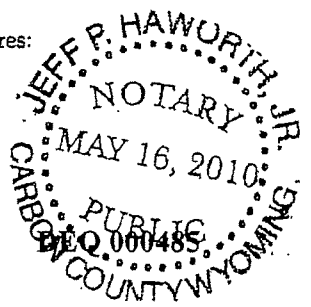
that said notice was published in the regular and entire issue of said paper during the period and times of publication, aforesaid and that the notice was published in the newspaper proper and not in a supplement. So help me God.


 Subscribed and sworn to before me, this
 3rd day of July, A.D. 2008

Printer's Fees: \$137.52


 Notary Public

My Commission Expires:



MEDICINE BOW
 EXHIBIT JJ
 PRE-HRG MEMO

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

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.

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 Carbon County, Wyoming.

Medicine Bow Fuel & Power, LLC
Two Riverway, Suite 1780
Houston, TX 77056

The applicant has requested permission to construct an underground coal mine and industrial gasification and liquefaction (IGL) plant that will produce transportation fuels and other products. The underground coal mine is expected to have a maximum production rate of 8,700 tons per day (TPD) of coal or approximately 3.2 million tons per year (MMTPY) of coal as feed to the IGL Plant. The plant will gasify coal to produce synthesis gas (syngas) to produce the following products: 18,500 barrels per day (bpd) of gasoline, 42 tons per day of sulfur, 1.98 million standard cubic feet per day (MMscfd) of carbon dioxide (CO₂), and 712 tons per day of coarse slag. The Medicine Bow IGL Plant is located in Section 29, T21N, R79W, approximately eleven (11) miles, southwest of Medicine Bow, in Carbon County, Wyoming. A copy of the permit application and the agency's analysis is available for public inspection at the Carbon County Clerk's Office, Rawlins, 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 Medicine Bow IGL Plant is subject to Prevention of Significant Deterioration Regulations. The anticipated degree of increment consumption for sulfur dioxide (SO₂), particulate matter (PM₁₀) and nitrogen dioxide