

Bentonite Performance Minerals, LLC
Permit 267C –Appendix D
Supporting Information – 2.3

**Section 2.3.19 Cultural Resources Survey of Lands in Wyoming State Lease 42804
(WSL04) Amendment**

This section contains correspondence and data addressing the need of a Cultural Resources Survey for the WY State Lease 42804 Amendment area. The WY State Lease 42804 amendment area includes private surface and state mineral rights.

Prior to collecting baseline information for the WSL04 Amendment in 2014 it was determined via April 2014 email correspondence with WY DEQ and the State lands office, that unless a lease specifically states that cultural resource survey need to be completed the State Lands would not require one be carried out. It was also determined the lease for WY State Lease 42804 contained no language requesting a cultural survey be completed; therefore none was performed.

The WY State Lease 42804 amendment area includes private surface and state mineral rights.

2.3.19-1

BPM 110

Jennifer Hartman

From: Jennifer Hartman
Sent: Thursday, February 04, 2016 3:51 PM
To: Jennifer Hartman
Subject: FW: Non-coal Cultural Resources - Private/Private Ownership

Jennifer Hartman
Environmental Specialist

554 US Hwy 212
Belle Fourche, SD 57717
Email: jennifer.hartman@halliburton.com
Office: +1 307-896-8507
Fax: +307-896-8530

From: Dianna Wolvin [mailto:dianna.wolvin@wyo.gov]
Sent: Thursday, April 17, 2014 8:00 AM
To: Jennifer Hartman
Subject: Re: FW: Non-coal Cultural Resources - Private/Private Ownership

Hi Jennifer:

You are correct in your interpretation.

Dianna L. Wolvin
Lands Management Specialist
Trust Lands Management
Office of State Lands & Investments
307-777-6625

If you received this e-mail in error, please immediately notify me by telephone or return e-mail.

On Thu, Apr 17, 2014 at 7:54 AM, Jennifer Hartman <Jennifer.Hartman@halliburton.com> wrote:

Good morning Dianna,

Thanks for your help yesterday. Could you just confirm for me that my interpretation, written below, is correct. In addition I reviewed the leases and there was nothing requiring cultural surveys. Thank you very much!

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Jennifer Hartman

Colony, Wyo Mine

307-896-8507

From: Mark Rogaczewski [mailto:mark.rogaczewski@wyo.gov]
Sent: Wednesday, April 16, 2014 2:06 PM
To: Jennifer Hartman
Cc: Joshua Malmberg (josh.malmberg@wyo.gov); Tyler Tetrault
Subject: Re: Non-coal Cultural Resources - Private/Private Ownership

Yes, Please document this decision from State Lands in your application.

Thanks,

Mark

On Wed, Apr 16, 2014 at 1:43 PM, Jennifer Hartman <Jennifer.Hartman@halliburton.com> wrote:

Good afternoon Mark,

I spoke with Dianna Wolvin and the Office of State Lands and Investments. I'm awaiting an email from her, but haven't received it yet. She said that as long as the lease did not specifically state that a Cultural Resource survey needed to be carried out, then State Lands did not require a survey to be performed. Is this acceptable?

~Jen

From: Mark Rogaczewski [mailto:mark.rogaczewski@wyo.gov]
Sent: Tuesday, April 15, 2014 3:41 PM
To: Jennifer Hartman

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Permit 267C –Appendix D
Supporting Information – 2.3

Cc: Josh Malmberg
Subject: Re: Non-coal Cultural Resources - Private/Private Ownership

Jennifer and Josh,

The LQD supervisors discussed this topic and decided we would like BPM to ask the State Lands Office for their opinion and LQD will follow their lead. This is how LQD has made our past decisions involving Private Surface/ Federal Mineral.

Please feel free to contact me if you have any questions.

Thanks,

Mark

On Tue, Apr 15, 2014 at 2:16 PM, Jennifer Hartman <Jennifer.Hartman@halliburton.com> wrote:

Thank you Mark.

From: Mark Rogaczewski [mailto:mark.rogaczewski@wvo.gov]
Sent: Tuesday, April 15, 2014 2:16 PM
To: Josh Malmberg
Cc: Jennifer Hartman
Subject: Re: Non-coal Cultural Resources - Private/Private Ownership

Josh and Jennifer,

I believe cultural resource surveys would be required for state mineral. I will verify with Nancy Nuttbrock.

Thanks,

Mark

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On Mon, Apr 14, 2014 at 3:35 PM, Josh Malmberg <josh.malmberg@wyo.gov> wrote:

Do you know how the cultural resources policy works for this scenario?

Josh Malmberg

Natural Resources Analyst

WDEQ - Land Quality Division - District 3

[\(307\) 673-9337](tel:(307)673-9337)

josh.malmberg@wyo.gov

----- Forwarded message -----

From: Jennifer Hartman <Jennifer.Hartman@halliburton.com>

Date: Mon, Apr 14, 2014 at 3:25 PM

Subject: RE: Non-coal Cultural Resources - Private/Private Ownership

To: Joshua Malmberg <josh.malmberg@wyo.gov>

Hi Josh,

Private Surface, State Minerals?

From: Joshua Malmberg [mailto:josh.malmberg@wyo.gov]

Sent: Wednesday, August 29, 2012 10:04 AM

To: Jennifer Hartman; Jessica Baldwin; Jan Pharr

Subject: Fwd: Non-coal Cultural Resources - Private/Private Ownership

Please review the following message from Mark R. This has the potential to save you guys some effort and consultant money.

Josh Malmberg

Natural Resources Analyst

WDEQ - Land Quality Division - District 3

4