

BEFORE THE
WYOMING ENVIRONMENTAL QUALITY COUNCIL
STATE OF WYOMING

FILED

JUL 20 2011

Jim Ruby, Executive Secretary
Environmental Quality Council

IN THE MATTER OF THE OBJECTION)
TO THE MINE PERMIT OF)
LOST CREEK ISR, LLC, TFN 4 6/268)

Docket No. 11-4803

WYOMING OUTDOOR COUNCIL'S FIRST LIST OF EXHIBITS

Comes now the Petitioner in this matter, Wyoming Outdoor Council, by and through its attorney, Steve Jones, pursuant to the Joint Stipulated Motion to Modify Prehearing Deadlines, dated July 18, 2011, and hereby presents its First List of Exhibits, as follows:

Exhibits

1. Draft Environmental Impact Statement for the Lost Creek ISR Project -- Supplement to the Generic Environmental Impact Statement for In-Situ Leach Uranium Milling Facilities, NUREG-1910, Supplement 3, December 2009.
2. Final Environmental Impact Statement for the Lost Creek ISR Project -- Supplement to the Generic Environmental Impact Statement for In-Situ Leach Uranium Milling Facilities, June, 2011. <http://www.nrc.gov/reading-rm/doc-collections/nuregs/staff/sr1910/s3/>
3. Comments of Wyoming Outdoor Council and Powder River Basin Resource Council on the Draft Environmental Impact Statement for the Lost Creek ISR Project, March 3, 2010.
4. Wyoming Executive Order No. 2011-5, Greater Sage Grouse Core Area Protection, June 2, 2011.
5. Wyoming Executive Order No. 2010-4, Greater Sage Grouse Core Area Protection, June, 2010.
6. Letter dated May 7, 2008, from Steven J. Pratt of EPA Region 8 to Don McKenzie of WDEQ/LQD regarding aquifer exemption language in Chapter 11, LQD Non-Coal rules.
7. Sage Grouse update newsletters, Wyoming Game and Fish Department, dated February 18, 2011, March 16, 2011, May 13, 2011 and June 21, 2011. http://gf.state.wy.us/wildlife/wildlife_management/sagegrouse/index.asp

8. Greater Sage Grouse Implementation Team Development Stipulations June 28, 2010. http://gf.state.wy.us/wildlife/wildlife_management/sagegrouse/index.asp
9. Bui, T.-V. D., J. M. Marzluff, and B. Bedrosian. 2010. Common raven activity in relation to land use in western Wyoming: Implications for greater sage-grouse reproductive success. *Condor* 112:65-78.
10. Coates, P. S., and D. J. Delehanty. 2010. Nest predation of greater sage-grouse in relation to microhabitat factors and predators. *Journal of Wildlife Management* 74:240-248.
11. Hagen, C. A. 2011. Predation on Greater Sage-Grouse: Facts, process, and effects. *In* S. T. Knick and J. W. Connelly (editors). *Greater Sage-Grouse: ecology and conservation of a landscape species and its habitats*. Studies in Avian Biology (vol. 38), University of California Press, Berkeley, CA.
12. Holloran, M. J. 2005. Greater sage-grouse (*Centrocercus urophasianus*) population response to natural gas field development in western Wyoming. Ph. D. Dissertation. University of Wyoming, Laramie, Wyoming.
13. Kaiser, R. C. 2006. Recruitment by greater sage-grouse in association with natural gas development in western Wyoming. M. S. thesis. University of Wyoming. Laramie, Wyoming.
14. Knick, S. T., and J. W. Connelly (editors). 2011. *Greater Sage-Grouse: ecology and conservation of a landscape species and its habitats*. Studies in Avian Biology Series (vol. 38), University of California Press, Berkeley, CA.
<http://sagemap.wr.usgs.gov/monograph.aspx>
15. Lyon, A. G. and S. H. Anderson. 2003. Potential gas development impacts on sage grouse initiation and movement. *Wildlife Society Bulletin* 31:486-491.
16. Naugle, D. E., K. E. Doherty, B. L. Walker, M. J. Holloran, and H. E. Copeland. 2011. Energy development and Greater Sage-Grouse. *In* S. T. Knick and J. W. Connelly (editors). *Greater Sage-Grouse: ecology and conservation of a landscape species and its habitats*. Studies in Avian Biology (vol. 38), University of California Press, Berkeley, CA.
17. Sage-grouse Implementation Team. 2007. Sage grouse strategies identified by implementation team – September 24, 2007. Cheyenne, Wyoming.
18. U.S. Fish and Wildlife Service. 2011. Letter from Mark Sattleberg, Field Supervisor, Wyoming Field Office, U.S. Fish and Wildlife Service, to Governor Mead, Deputy Chief of Staff, Office of the Governor, June 24, 2011.

19. U.S. Fish and Wildlife Service. 2010. Endangered and Threatened Wildlife and Plants; 12-month Findings for Petitions to List the Greater Sage-Grouse (*Centrocercus urophasianus*) as Threatened or Endangered. Fed Reg Vol. 75, No. 55 (Tuesday, March 23, 2010).
20. Walker, B. L., D. E. Naugle, and K. E. Doherty. 2007 Greater sage-grouse population response to energy development and habitat loss. *Journal of Wildlife Management* 71(8):2644-2654.
21. Western Association of Fish and Wildlife Agencies. 2008. Using the best available science to coordinate conservation actions that benefit greater sage-grouse across states affected by oil and gas development in Management Zones I-II (Colorado, Montana, North Dakota, South Dakota, Utah, and Wyoming). Western Association of Fish and Wildlife Agencies.
22. Wyoming Game and Fish Department (WGFD). 2006. Wyoming sage-grouse definitions: (revised 12/08/06). Wyoming Game and Fish Department, Cheyenne, Wyoming.
23. Wyoming Game and Fish Department (WGFD). 2008. Memorandum from T. Christiansen and J. Bohne to T. Cleveland and J. Emmerich re: Multi-state sage-grouse coordination and research-based recommendations. Wyoming Game and Fish Department, Cheyenne, Wyoming.
24. Sage Grouse Strategies Identified By Implementation Team, September 24, 2007
25. Letter from US Department of the Interior, BLM, dated 12-9-09 to District Managers and Deputy State Directors RE: Greater Sage-Grouse Habitat Management Policy on Wyoming Bureau of Land Management (BLM) Administered Public Lands including the Federal Mineral Estate from the State Director.
26. Supplement to Memorandum of Understanding No. WY 19 Between the United States Department of the Interior Bureau of Land Management and the Wyoming Department of Environmental Quality Land Quality Division for Management of Surface Mining and Exploration for Locatable Minerals on Public Lands, signed and dated November 19, 2003.
27. Transcript, public hearing on WDEQ/LQD Non-Coal Rules, Chapter 7 and 11, in 2005.
28. Press Release dated July 19, 2011, from Respondent UR-Energy entitled Ur-Energy Announces Start of 2011 Drilling Program.
29. Aerial photo of Lost Creek in situ mine permit area from 2006
30. Aerial photo of Lost Creek in situ mine permit area from 2009

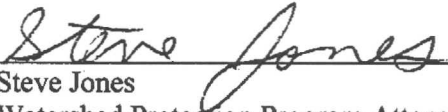
31. Aerial photo and map showing application of Density Disturbance Calculation tool to the Jonah Field area in Sublette County, Wyoming.

32. Aerial photo and map showing 2 mile buffer zones around sage grouse leks located in the vicinity of the Lost Creek in situ mine permit area.

33. U.S. Dept. of Interior, Bureau of Land Management sage grouse policy, dated Dec. 29, 2009. Instruction Memorandum No. WY- 2010-012
<http://www.blm.gov/pgdata/etc/medialib/blm/wy/resources/efoia/TMs/2010.Par.61358.File.dat/wy2010-012.pdf>

Dated this 20th day of July 2011.

Respectfully submitted,


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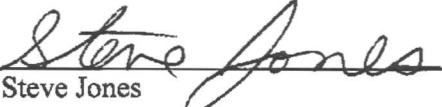
CERTIFICATE OF SERVICE

I hereby certify that I served a copy of the foregoing Wyoming Outdoor Council's First List of Exhibits, by placing a copy of the same in the U.S. mail, postage prepaid, on the 20th day of July, 2011, and by forwarding to them an electronic version of the same, addressed to the following:

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