

FILED

MAY 21 2013

Jim Ruby, Executive Secretary
Environmental Quality Council

NOTE: DO NOT CUT OR MODIFY THIS FORM. Use typewriter or print neatly with blue or black ink. Submit two (2) copies one of which must be an original Form 1(t) as supplied by the Department of Environmental Quality, Land Quality Division.

STATE OF WYOMING

DEPARTMENT OF ENVIRONMENTAL QUALITY
LAND QUALITY DIVISION
APPLICATION FOR
PERMIT TRANSFER

DEC 1999
Received
Land Quality Division

1. (a) Name, telephone number, and mailing address of transferor (current permittee): Neosho Construction Company, Inc., 2953 S.W. Wanamaker Drive, Topeka, KS 66614 (785) 273-0200
- (b) Location of mining operation (county): Niobrara County
- (c) Permit number to be transferred: 551(s)
- (d) The total number of acres in the permit area and an estimate of the total number of acres affected by the operation through date of transfer.

Permit Acres	Approved Acreage to Affect
Original Permit <u>50.6</u>	Original Permit <u>32</u>
Approved Amendments <u>9.1</u>	Approved Amendments <u>9.1</u>
Total Acres <u>59.7</u>	Total Acres <u>41.1</u>

Attach a legal description of above acreages as Appendix "C" and original USGS Quad Map(s) with permit and amendment areas clearly shown and identified.

2. (a) Name, telephone number, and mailing address of transferee (proposed permittee): GCH, L.P., 2945 S.W. Wanamaker Drive, Suite D, Topeka, Kansas 66614 (785) 273-7996 Bald Butte Quarry, LP 785-233-5347
- (b) If the Transferee is a partnership, association or corporation, the names and addresses of all managers, partners and executives directly responsible for operations in this State:

2945 Wanamaker Drive, Suite D	
Name: <u>C. C. Hutchinson</u>	Address: <u>Topeka, KS 66614</u>
Title: <u>General Partner</u>	Phone No: <u>(785) 273-7996</u>
Name: _____	Address: _____
Title: _____	Phone No: _____
Name: _____	Address: _____
Title: _____	Phone No: _____

3. Name, telephone number, and address of the agent or person of the Transferee to whom any notices under the provisions of the Wyoming Environmental Quality Act, Land Quality Division or Rules and Regulations adopted thereunder may be sent: C. C. Hutchinson, 2945 S.W. Wanamaker Drive, Suite D, Topeka, KS 66614 (785) 273-7996

4. The provisions of the transferred permit are severable, and if any provision of the permit, or the application of any provision of the permit, to any circumstance, is held invalid, the application of such provision to other circumstances, and the remainder of the permit, shall not be affected thereby.

5. For surface coal mining operations, right of entry to or inspection of any operation, premises, records, or equipment shall not require advance notice.



Permit No. 551(s)
TFN No. 35/303

SWORN STATEMENT OF TRANSFEROR



State of Kansas)
)ss
County of Shawnee)

I Steven G. Hutchinson being duly sworn on my oath that I am the Transferor (or President or Vice President if the Transferor is a corporation) for the foregoing permit transfer; that I have read the said application and fully know the contents thereof; that all statements contained in the permit transfer application are true and correct to my best knowledge and belief; by execution of this statement I certify that Transferor is in full compliance with the Wyoming Environmental Quality Act, the Rules and Regulations promulgated thereunder, and the terms and conditions of Mining Permit No. 551(s). Approval of this transfer by the Department of Environmental Quality does not constitute a conclusion that the Transferor is in full compliance.

Dated this 23rd day of December, 1999.

Signature: [Handwritten Signature]

Name: Steven G. Hutchinson
(Printed or typed)

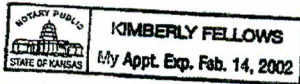
(Corporate Seal)

Title: President

The foregoing instrument was acknowledged before me by Steven G. Hutchinson this 23rd day of December, 1999.

Witness my hand and official seal.

[Handwritten Signature]
(Notary Public or Secretary if a Corporation)



Kimberly Fellows
(Name printed or typed)

(Notary Seal)

My Commission Expires: 2/14/02

FINAL SWORN STATEMENT OF TRANSFEREE



State of Kansas)
)ss
County of Shawnee)

I C. C. Hutchinson being duly sworn on my oath that I am the Transferee (or President or Vice President if the Transferee is a corporation) for the foregoing mining permit transfer; that I have read the said application and fully know the contents thereof; that I further agree to be bound by all of the terms and conditions of the original permit and any amendments, revisions, or renewals thereof and accept all unfulfilled reclamation liabilities of statutes, rules and of the permit; that all statements contained in the permit transfer application are true and correct to my best knowledge and belief, by execution of this statement I certify that EGH-L+P- Bald Butte Quarry, L.P Transferee, or entities controlled by or under common control with the transferee has the right and power by legal estate owned to mine from the land for which this permit transfer is desired; that transferee or entities controlled by or under common control with the transferee has not forfeited, or is not involved in forfeiture proceedings for, a bond posted for reclamation purposes; and if a **surface coal mining application**, that transferee or entities controlled by or under common control with the transferee has paid the reclamation fees for this and all coal mining operations under the jurisdiction of P.L. 95-87 as required by Title IV of that law; and the applicant or entities controlled by or under common control with the applicant has not had any Federal or State coal mining permits suspended or revoked in the five years preceding the date of this applicant; and by completion and submission of this application, hereby give consent to allow the Director, the Administrator and/or his authorized representatives, at reasonable times and upon presentation of appropriate credentials, to enter upon and have access to any and all lands covered by this permit and amendments thereto and to inspect and copy any records or documents, obtain or monitor any samples or sampling, for any activities associated with the operation and permit.

Dated this 23rd day of December, 1999.

Signature: *C. C. Hutchinson*

Name: C. C. Hutchinson
(Printed or typed)

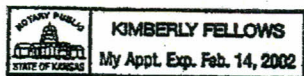
(Corporate Seal)

Title: General Partner

The foregoing instrument was acknowledged before me by C. C. Hutchinson this 23rd day of December, 1999.

Witness my hand and official seal.

Kimberly Fellows
(Notary Public or Secretary if a Corporation)



Kimberly Fellows
(Name printed or typed)

(Notary Seal)

My Commission Expires: 2/14/02

NOTE:

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STATE OF WYOMING
DEPARTMENT OF ENVIRONMENTAL QUALITY
LAND QUALITY DIVISION
APPLICATION FOR LICENSE TO MINE

DEC 1999
Received
Land Quality Division

This application in duplicate for a license to mine is submitted in accordance with the provisions of the Wyoming Statute §35-11-410.

1. Name, telephone number, and mailing address of applicant: Bald Butte Quarry, L.P.
CCH, L.P., 2945 S.W.
Wanamaker Drive, Suite D, Topeka, Kansas 66614 (785) 273-7996
2. Location of mining operation (County): Niobrara County
3. (a) A copy of the mining permit, submitted herewith, for the lands which are to be affected by the proposed mining operation:

Permit No. 551(s) Issued 22nd day of November, 1983.

(b) If the applicant is other than the permit holder, a copy of the instrument of permission submitted herewith, from the permit holder granting to the applicant the right thereto;
4. If the applicant is other than the permit holder:
 - (a) A statement that the applicant has never had a permit issued by the Administrator revoked;
 - (b) Or license to mine issued by the board revoked;
 - (c) Or bond posted to comply with the act forfeited for intentional and substantial violation of the provisions of this act.
5. Maps showing the location and the numbers of acres to be affected by the proposed mining operation for the first year of operation if less than the full extent of the permit area.

(Map of affected area may be submitted with legal description if desired). The scale of maps shall be reasonable so as to show necessary detail. width of map not to exceed 48".

Suggested scales: Up to 10 acres - 1" = 100'
 Up to 40 acres - 1" = 200'
 40 acres or more - 1" = 400'
6. Date (month and year) when operation will commence: January 2000
Estimated date (year) of termination of the proposed mining operation: 2005
7. A fee of \$25.00.
8. Name, telephone number, and address of the agent or persons to whom any notice under the provisions of the Wyoming Environmental Quality Act, Land Quality Division or Rules and Regulations adopted thereunder may be sent: C. C. Hutchinson, CCH, L.P., 2945 S.W. Wanamaker
Drive, Suite D, Topeka, Kansas 66614 (785) 273-7996
9. The provisions of this license are severable, and if any provision of the license, or the application of any provision of this license to any circumstance, is held invalid, the application of such provision to other circumstances, and the remainder of this license shall not be affected thereby.

TIN 3 51303

FINAL SWORN STATEMENT

State of Kansas)
)ss.
County of Shawnee)

DEC 1999
Received
Land Quality Division

I C. C. Hutchinson being duly sworn on my oath that I am the applicant (or the President or Vice President if the applicant is a corporation) for the foregoing "License to Mine"; that I have read the said application and fully know the contents, thereof; and that all statements contained in the License to Mine application are true and correct to my best knowledge and belief; by execution of this statement I certify that CCH, L.P. Bald Butte Quarry, L.P. applicant or entities controlled by or under common control with the applicant has the right and power by the legal estate owned to mine from the land for which this License to Mine is desired; that applicant or entities controlled by or under common control with the applicant has not forfeited, or is not involved in forfeiture proceedings for, a bond posted for reclamation purposes; and if a **surface coal mining application**, that applicant or entities controlled by or under common control with the applicant has paid the reclamation fees for this and all coal mining operations under the jurisdiction of P.L. 95-87 as required by Title IV of that law; and that applicant or entities controlled by or under common control with the applicant has not had any Federal or State Coal mining permits suspended or revoked in the five years preceding the date of this application.

Dated this 23rd day of December, 1999.

CCH, L.P. Bald Butte Quarry, L.P.

Signature [Signature]

(Corporate Seal)

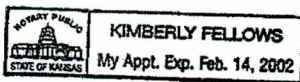
Name C. C. Hutchinson
(printed or typed)

Title General Partner

The foregoing instrument was acknowledged before me by C. C. Hutchinson this 23rd day of December 1999.

Witness my hand and official seal.

[Signature]
Notary Public or Secretary if a Corporation



Kimberly Fellows
Title (Name printed or typed)

This application when returned to you with the validating signature of the Administrator of the Land Quality Division, Department of Environmental Quality, becomes your License No. 55113-13. Effective date: March 8, 2000.

Approved by:

By: [Signature]
Director
Department of Environmental Quality

[Signature]
Administrator
Land Quality Division
Department of Environmental Quality