

PUBLIC NOTICE

Pursuant to the Administrative Rules of Montana, ARM 17.24.401(3), notice is hereby given that Cloud Peak Energy Resources, LLC (CPER) (fka Kennecott Energy Company), a Delaware limited liability company, authorized to do business in Montana, mailing address 606 Post Rd E #624, Westport, CT 06880, has filed a Bond Release application for Prospecting Permit #X2004321 (aka 04321) (issued 6/18/2004) with the Montana Department of Environmental Quality. The prospecting activity was completed on the Otter Creek area approximately 9 miles southeast of Ashland, Powder River County, Montana in 2004. Reclamation was completed as approved with regard to surface and subsurface disturbance. Total performance bond held is \$16,000, for which CPER is requesting release of \$16,000. The area encompassed by the application comprises approximately 5.2 acres of disturbance or 52 drill holes, within all or parts of the following:

T3S, R45E, MPM, Sec 26, 34, 36

T4S, R45E, MPM, Sec 2, 6, 8, 10, 12, 14, 16, 18, 20, 22, 24, 26, 36

The application is available for inspection at the Department of Environmental Quality offices in Helena (1218 E 6th Avenue). Electronic copies of the application may be requested by visiting the website <http://deq.mt.gov/Public/ea/coal> or by emailing DEQCoal@mt.gov.

Written comments or objections on this application may be submitted to the Department of Environmental Quality, Coal Section, P.O. Box 200901, Helena, MT 59620-0901 or by going to <http://svc.mt.gov/deq/publiccomment/> within 30 days of the final date of publication.

The State of Montana, Department of Environmental Quality, makes reasonable accommodations for any known disability that may interfere with a person's ability to participate in the above state governmental proceedings. Persons needing accommodation must notify the Department with their requests to allow adequate time to make needed arrangements. You may call (406) 444-4970, write to the Coal Section, Department of Environmental Quality, P.O. Box 200901, Helena, MT 59620-0901 or email DEQCoal@mt.gov to make your request known.