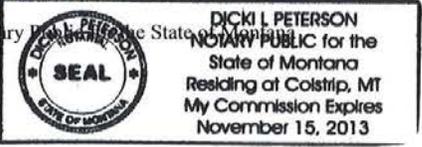


APPLICATION FORM FOR STRIP OR UNDERGROUND MINING PERMIT

STATE OF MONTANA DEPARTMENT OF ENVIRONMENTAL QUALITY PO Box 200901 Helena, MT 59620-0901 Phone (406)444-4970	APPLICATION FOR STRIP/UNDERGROUND MINING PERMIT APPLICATION NUMBER: _____  Pursuant to Title 82, Chapter 4, Part 2, MCA requiring permits for mining coal and uranium.												
NAME AND ADDRESS OF APPLICANT: (Corporations or other business entity: give names and addresses of principal officers, agents, etc.)  Western Energy Company PO Box 99 Colstrip, MT 59323	INSTRUCTIONS: See rules and regulations pursuant to the above.  LOCATION OF MINE AREA: T2N, R38E Sections 12, 13, 14, 23, 24, and 25 T1N, R39E Sections 3, 4, 5, and 6 T2N, R39E Sections 19, 20, 27, 28, 29, 30, 31, 32, 33, and 34 Refer to Exhibit A for location of affected area.  County: Rosebud and Treasure												
NAME AND ADDRESS OF DESIGNATED AGENT: Jesse Noel Western Energy Company PO Box 99 Colstrip, MT 59323 (406) 748-5152	<table border="0"> <tr> <td></td> <td style="text-align: center;"><u>Surface</u></td> <td style="text-align: center;"><u>Mineral</u></td> </tr> <tr> <td>FEE acres to be permitted:</td> <td style="text-align: center;">6,746.0</td> <td style="text-align: center;">3,479.0</td> </tr> <tr> <td>STATE acres to be permitted:</td> <td style="text-align: center;">0.0</td> <td style="text-align: center;">0.0</td> </tr> <tr> <td>FEDERAL acres to be permitted:</td> <td style="text-align: center;">0.0</td> <td style="text-align: center;">3,267.0</td> </tr> </table>		<u>Surface</u>	<u>Mineral</u>	FEE acres to be permitted:	6,746.0	3,479.0	STATE acres to be permitted:	0.0	0.0	FEDERAL acres to be permitted:	0.0	3,267.0
	<u>Surface</u>	<u>Mineral</u>											
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TELEPHONE NUMBER: (406) 748-5100	TOTAL ACRES TO BE PERMITTED: 6746.0												
NAME AND ADDRESS OF SURFACE OWNER: (if different from above)  See Section 17.24.303(1)(c)	Mineral to be mined: Coal  Acres to be disturbed in the 60 months following permit issuance: 1,109												
NAME AND ADDRESS OF MINERAL OWNER: (if different from above)  See Section 17.24.303(1)(d)	Acres to be disturbed in life of operation: 4,287.0 Expected date of commencement: 2014 Expected date of completion: 2038 Estimated reclamation cost (per acre): The bond calculation will be submitted closer to approval of the permit.												
CONTRACTORS WHO WILL BE WORKING ON PROJECT: (Show names, addresses and function)	THIS APPLICATION MUST BE ACCOMPANIED BY: 1. Proposed mining and reclamation plan 2. Maps (see rules and regulations) 3. Bond (see rules and regulations) 4. All materials and information required under the law and rules and regulations pursuant to it.												
SUBSCRIBED AND SWORN TO before me, the undersigned, a Notary Public for the State of Montana <u>28<sup>th</sup></u> this day of <u>October</u> , 2011.  	I, the undersigned, hereby certify that the materials and information contained in this application are complete and correct to the best of my knowledge and belief.  SIGNATURE OF APPLICANT  _____ Title <u>ENGINEERIAL MANAGER</u> _____ Date <u>10-28-11</u> _____												