



Brian Schweitzer, Governor
Richard H. Opper, Director

P.O. Box 200901 • Helena, MT 59620-0901 • (406) 444-2544 • www.deq.mt.gov

November 10, 2011

Newspapers: **Bozeman: Bozeman Daily Chronicle, Billings: Billings Gazette, Butte: The Montana Standard, Kalispell: The Daily Inter Lake, Missoula: The Missoulian and Lewistown: Lewistown News Argus, Great Falls: Tribune and, Boulder: The Boulder Monitor**

RE: Legal Notice of Proposed Partial Bond Release for Graymont Western US Inc., Operating Permit 00105

Dear Editor:

Please place the following notice in the next two issues of in the legal publication section of your newspaper, preferably the Sunday edition:

Legal Notice

The Department of Environmental Quality (DEQ) has received a request from Graymont Western US Inc. (Graymont), for a partial bond release for the regrading, placement of soil and revegetation of 54 small sites totaling 72.2 acres distributed throughout its permit area. Graymont operates the Indian Creek Mine under Operating Permit No. 00105. The mine is located in Sections 28, 29, 32 & 33, Township 7 North, Range 1 East, and Sections 4, 5, 8, 9, 16 & 17, Township 6 North, Range 1 East, approximately 4.5 miles west of Townsend, in Broadwater County.

DEQ has reviewed each of the sites and is proposing a partial bond release of \$182, 622 for successful regrading, placement of soil and revegetation. DEQ currently holds bond in the amount of \$3,675,530. DEQ conducted a comprehensive five-year bond review at the same time as reviewing the request for partial bond release. The preliminary bond determination resulting from the five-year bond review would increase the bond to \$6,315,465, primarily due to a substantial increase in disturbed area during the next five years, and incorporates the proposed partial bond release.

Pursuant to Section 82-4-338(5), MCA, DEQ may not release or decrease a reclamation bond until the public has been provided an opportunity for a hearing and a hearing has been held if requested. A written request for a hearing on the proposed partial bond release must be submitted by December 19, 2011, to the postal or e-mail address set forth below.

Comments on the proposed bond release or requests for additional information should be sent to: Department of Environmental Quality, Environmental Management Bureau, P.O. Box 200901, 1520 E. Sixth Ave., Helena, MT 59620-0901, or by calling Herb Rolfes at (406) 444-3841 or e-mail at hrolfes@mt.gov. Comments must also be received by December 19, 2011.

To expedite payment, please send your *invoice, tear sheet, and affidavit of publication* to DEQ at the address above to the attention of **Dick Morrow**. Please indicate that the bill applies to EMB **20312.073**. Thank you.

Sincerely,



Herb Rolfes
Operating Permit Section Supervisor
Environmental Management Bureau
Department of Environmental Quality
P.O. Box 200901
Helena, MT 59620-0901
(406)444-3841 or email at hrolfes@mt.gov

File 00105.10 & 37
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