

LEGAL # 7061

LEGAL NOTICE REQUEST FOR RELEASE OF BOND

TRIAD MINING, INC. has filed a request with the Indiana Department of Natural Resources, Division of Reclamation, for partial and final release of portions of the performance bond posted to ensure reclamation of permit #S-345, commonly known as the Newberry Mine, this permit having been approved by the Natural Resources Commission on April 11, 2001. The request involves 11.2 acres for grading, 45.0 acres for revegetation and 251.5 acres for final, located in Section 29 and 30, Township 6 North, Range 5 West, in Greene County, and would be a release of 270,120.75 dollars of the 272,254.75 total dollars now being held by the Division of Reclamation for the above average acreage.

This request made pursuant to Indiana Code 14-34 and 312 Indiana Administrative Code 25-5-16, and is based upon the Fall 2009 completion of Grading and Revegetation, as specified in the approved plan of reclamation.

Any person with a valid legal interest as defined in 312 Indiana Administrative Code 25-1-104, and the head of Federal, Indiana or local government entities with jurisdiction over environmental protection standards may submit written comments, file objections to the release, request an informal conference to discuss the release or request a hearing to determine if the bond should be released.

Comments or requests must be submitted no later than 30 days from the last date of publication of this notice to the Division of Reclamation, Rt #2, Box 129, Jasonville, Indiana 47438, Attention: Director, Division of Reclamation. Comment period will close 30 days after final date of publication