



# INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

*We Protect Hoosiers and Our Environment.*

100 N. Senate Avenue • Indianapolis, IN 46204  
(800) 451-6027 • (317) 232-8603 • [www.idem.IN.gov](http://www.idem.IN.gov)

Eric J. Holcomb  
Governor

Brian C. Rockensuess  
Commissioner

March 27, 2024

VIA ELECTRONIC MAIL: [JBoswell@peabodyenergy.com](mailto:JBoswell@peabodyenergy.com)

Mr. James Boswell, Authorized Representative  
United Minerals Company, LLC  
566 Dickeyville Rd.  
Lynnville, IN 47619

Dear Mr. Boswell:

Re: IDEM Approval of Renewal of NPDES  
General Permit Coverage # ING040290  
DNR Permit # S-00357  
Seven Hills Mine  
9200 W CR 750N  
Elberfeld, IN - Warrick County

Our office received your Notice of Intent (NOI) submittal on December 16, 2023, requesting renewal of NPDES general permit coverage for the above-referenced facility. We are pleased to inform you that the submittal is sufficient to comply with the NOI requirements for 327 IAC 15-7 and that general permit coverage for this mine will be renewed.

We have reviewed your request and have determined that the activities associated with it will not violate the antidegradation rules as set forth in 327 IAC 2-1.3. Our office has further determined that the request will not affect this facility's eligibility for coverage under the general permit rules outlined in 327 IAC 15-1 through 15-4 and 327 IAC 15-7, Facilities Engaged in Mining of Coal, Coal Processing, and Reclamation Activities. Therefore, your petition to obtain permit coverage as is described in your NOI has been approved in accordance with Indiana rules promulgated under 327 IAC 15-7 and 327 IAC 2-1.3. Coverage for the facility will include all outfalls listed on the first table of Attachment 1 to this correspondence.

The NPDES general permit identification number assigned to this facility is referenced above. This renewal of NPDES general permit coverage for this facility **will become effective on April 1, 2024.** You are required to continue following all terms and conditions of 327 IAC 15-7. The new expiration date is **March 31, 2029.** In order to receive authorization to discharge beyond the date of expiration, you must submit a renewal NOI to IDEM no later than ninety (90) days prior to the date of expiration.

One condition of your permit requires periodic reporting of several effluent parameters. You are required to submit both federal discharge monitoring reports (DMRs) and state Monthly Monitoring Reports (MMRs) on a routine basis. The MMR form can be found on IDEM's website at <https://www.in.gov/idem/cleanwater/wastewater-compliance/wastewater-reporting-forms-notices-and-instructions/>.

All NPDES permit holders are required to submit their monitoring data to IDEM using NetDMR. Please contact Helen Demmings (317) 232-8815 if you would like more information on NetDMR or see IDEM's website at <https://www.in.gov/idem/cleanwater/resources/netdmr/>. Also, all current agency rules, including the general NPDES permits-by-rule 327 IAC 15, are posted at <https://www.in.gov/idem/legal/environmental-laws-and-rules/>.

The effluent limitations and monitoring requirements at this site differ from the standard monitoring requirements found in 327 IAC 15-7-7 due to its location in a watershed listed on the 303(d) list of impaired watersheds, so **additional sampling parameters will continue to be required**. Please provide appropriate data on the reports mentioned above.

Please note that IDEM is required to serve notice of its decision to accept your facility for renewal of coverage under the general permit in accordance with the requirements of 327 IAC 5-3-14. It should also be noted that any appeal must be filed under procedures outlined in IC 13-15-6, IC 4-21.5, and the enclosed Public Notice. The appeal must be initiated by filing a petition for administrative review with the Office of Environmental Adjudication (OEA) within fifteen (15) days of the emailing of an electronic copy of this letter or within eighteen (18) days of the mailing of this letter. The addresses are as follows:

Director  
Office of Environmental Adjudication  
Indiana Government Center North  
Room N103  
100 North Senate Avenue  
Indianapolis, IN 46204

Commissioner  
Indiana Department of Environmental Management  
Indiana Government Center North  
Room 1301  
100 North Senate Avenue  
Indianapolis, IN 46204

The Office of Environmental Adjudication will provide parties who request review of this acceptance for coverage with notice of prehearing conferences, preliminary hearings, hearing, and stays or orders disposing of all proceedings. Nonparties may receive such notices without intervening and formally becoming parties in the proceeding by requesting copies of such notices from the Office of Environmental Adjudication.

If you have any questions regarding this letter, please contact Ms. C. Anne Burget of my staff at (317) 234-8745 or via email at [owqwwper@idem.IN.gov](mailto:owqwwper@idem.IN.gov).

Sincerely,

*Catherine Hess*

Catherine Hess, Chief  
Permits Administration Section  
Office of Water Quality

Attachments

cc: Ms. Jayne Peltier, DNR, Division of Reclamation (JPeltier1@dnr.IN.gov)  
U.S. EPA, Region 5, NPDES Permits (R5NPDES@epa.gov)  
Ms. Karen Risner, Peabody Midwest Mining, LLC (Krisner@peabodyenergy.com)

**ATTACHMENT 1**

UNITED MINERALS COMPANY, LLC – SEVEN HILLS MINE

NPDES GENERAL PERMIT COVERAGE # ING040290

RENEWAL EFFECTIVE DATE : APRIL 1, 2024

**AUTHORIZED OUTFALLS**

<b>Outfall</b>	<b>DNR Basin #</b>	<b>Latitude</b>	<b>Longitude</b>	<b>Receiving Water</b>	<b>Mine Drainage &amp; Active/Inactive Status</b>
001*	SB001	38° 06' 31.2"	-87° 24' 12.9"	Unnamed Tributary to Pigeon Creek	Alkaline Active
002*	SB002	38° 06' 12.7"	-87° 24' 24.4"	Unnamed Tributary to Pigeon Creek	Alkaline Active
003*	SB003	38° 08' 24.9"	-87° 25' 2.1"	Unnamed Tributary to Pigeon Creek	Alkaline Active
004*	SB004	38° 08' 11.1"	-87° 24' 3.3"	Unnamed Tributary to Pigeon Creek	Alkaline Active
005*	SB005	38° 07' 17"	-87° 23' 56"	Unnamed Tributary to Pigeon Creek	Alkaline Active
009**	SB009	38° 08' 15.2"	-87° 24' 44.7"	Unnamed Tributary to Pigeon Creek	Alkaline Unconstructed
010**	RB001	38° 05' 58.6"	-87° 22' 42.9"	Unnamed Tributary to Squaw Creek	Alkaline Unconstructed

\* Coordinates have been updated with as-built location. These are unchanged from the previous coverage approval letter.

\*\* Unconstructed outfall

**ATTACHMENT 2**

The following effluent limitations and monitoring requirements are applicable to all outfalls listed in Attachment 1 of this approval letter:

**Table 1 [1][5]**

<u>Parameter</u>	<u>Monitoring Requirements</u>		<u>Units</u>	<u>Measurement Frequency [3][4]</u>	<u>Sample Type</u>
	<u>Monthly Average</u>	<u>Daily Maximum</u>			
Flow	Report	Report	MGD	2 X Monthly	Instantaneous
TSS	35	70	mg/l	2 X Monthly	Grab
Total Iron [2]	3.0	6.0	mg/l	2 X Monthly	Grab
Total Dissolved Solids [3]	Report	Report	mg/l	1 X Quarterly	Grab
Chloride [3]	Report	Report	mg/l	1 X Quarterly	Grab
Sulfate [3]	Report	Report	mg/l	1 X Quarterly	Grab
Magnesium [2] [3]	Report	Report	mg/l	1 X Quarterly	Grab
Manganese [2] [3]	Report	Report	mg/l	1 X Quarterly	Grab
Hardness (as CaCO <sub>3</sub> ) [3]	Report	Report	mg/l	1 X Quarterly	Grab

**Table 2**

<u>Parameter</u>	<u>Quality or Concentration</u>		<u>Units</u>	<u>Monitoring Requirements Measurement Frequency</u>	<u>Sample Type</u>
	<u>Daily Minimum</u>	<u>Daily Maximum</u>			
pH	6.0	9.0	s.u.	2 X Monthly	Grab

- [1] In addition to the effluent limitations and monitoring requirements contained in Tables 1 and 2 of this authorization letter, the permittee must also ensure that all discharges comply with the Minimum Narrative Water Quality Standards as set forth in 327 IAC 15-7-7(b).
- [2] The permittee shall measure and report the identified metal in total recoverable form.
- [3] A minimum of one sample shall be collected, analyzed, and the results reported each calendar quarter. The monitoring results shall be reported on the March, June, September, and December DMR forms. The MMRs shall denote the actual day(s) on which the monitoring occurred. After a minimum of ten (10) quarters of sampling data have been completed, the permittee may submit a written request to IDEM to review this monitoring data for potential reduction or elimination of these monitoring requirements.
- [4] Monitoring and sampling are required when discharging. For months during which there is no discharge from a permitted outfall, the MMR/DMR should state "No discharge".
- [5] The permittee has stated that the dry weather base flow value for these outfalls is zero (0) cfs. The dry weather base flow is the normal base flow coming from an area or treatment facility which is not immediately affected by runoff caused by rainfall or a snowmelt. This flow is the result of ground water interference or a build-up of rainwater over a long period of time. The permittee may choose to apply the alternate effluent limitations set forth in 327 IAC 15-7-7(c) to a discharge (in lieu of the limits in Table 1) when the discharge flow rate exceeds the dry weather base flow based upon the precipitation events described therein.

**STATE OF INDIANA  
DEPARTMENT OF ENVIRONMENTAL MANAGEMENT**

**PUBLIC NOTICE NO. 20240327-ING040290-GP**

**DATE OF NOTICE: March 27, 2024**

The Office of Water Quality approves the following NPDES GENERAL PERMIT coverage:

**RENEWAL OF PERMIT COVERAGE UNDER 327 IAC 15-7**

**UNITED MINERALS LLC - SEVEN HILLS MINE**, NPDES General Permit Coverage No. ING040290, located at 9200 W CR 750N, Elberfeld, IN (WARRICK COUNTY). The permittee has submitted a complete Notice of Intent requesting renewal of NPDES general permit coverage under 327 IAC 15-7. All outfalls are regulated as a part of existing DNR permit S-00357. There continue to be seven (7) permitted outfalls, five (5) of which are active and discharge into unnamed tributaries to Pigeon Creek. Two additional outfalls are not yet constructed. The permitted outfalls, including their locations and mine drainage status, are listed in Attachment 1 to the approval letter. For more information regarding this permit coverage renewal, please contact Ms. C. Anne Burget at (317) 234-8745 or via email at [cburget@idem.IN.gov](mailto:cburget@idem.IN.gov).

**Notice of Right to Administrative Review**

If you wish to challenge this permit action, you must file a Petition for Administrative Review with the Office of Environmental Adjudication (OEA) and serve a copy of the petition upon IDEM. The requirements for filing a Petition for Administrative Review are found in IC 4-21.5-3-7, IC 13-15-6-1 and 315 IAC 1-3-2. A summary of the requirements of these laws is provided below.

A Petition for Administrative Review must be filed with the Office of Environmental Adjudication (OEA) within fifteen (15) days of the issuance of this notice (eighteen (18) days if you received this notice by U.S. Mail), and a copy must be served upon IDEM. Addresses are:

Director  
Office of Environmental Adjudication  
Indiana Government Center North  
Room N103  
100 N. Senate Ave.  
Indianapolis, IN 46204

Commissioner  
Indiana Department of Environmental Management  
Indiana Government Center North  
Room 1301  
100 N. Senate Ave.  
Indianapolis, IN 46204

The petition must contain the following information:

1. The name, address and telephone number of each petitioner.
2. A description of each petitioner's interest in the permit.
3. A statement of facts demonstrating that each petitioner is:
  - a. a person to whom the order is directed;
  - b. aggrieved or adversely affected by the permit; or
  - c. entitled to administrative review under any law.
4. The reasons for the request for administrative review.
5. The particular legal issues proposed for review.
6. The alleged environmental concerns or technical deficiencies of the permit.
7. The permit terms and conditions that the petitioner believes would be appropriate and would comply with the law.
8. The identity of any persons represented by the petitioner.
9. The identity of the person against whom administrative review is sought.
10. A copy of the permit that is the basis of the petition.

11. A statement identifying petitioner's attorney or other representative, if any.

Failure to meet the requirements of the law with respect to a Petition for Administrative Review may result in a waiver of your right to seek administrative review of the permit. Examples of these include the following:

1. Failure to file a Petition by the applicable deadline;
2. Failure to serve a copy of the Petition upon IDEM when it is filed; or
3. Failure to include the information required by law.

If you seek to have a permit stayed during the administrative review, you may need to file a Petition for a Stay of Effectiveness. The specific requirements for such a Petition can be found in 315 IAC 1-3-2 and 315 IAC 1-3-2.1.

Pursuant to IC 4-21.5-3-17, OEA will provide all parties with notice of any pre-hearing conferences, preliminary hearings, hearings, stays, or orders disposing of the review of this action. If you are entitled to notice under IC 4-21.5-3-5(b) and would like to obtain notices of any pre-hearing conferences, preliminary hearings, hearings, stays, or orders disposing of the review of this action without intervening in the proceeding you must submit a written request to OEA at the address above.

If you have procedural or scheduling questions regarding your Petition for Administrative Review, please refer to OEA's website at <https://www.in.gov/oea/>.



UNITED MINERALS COMPANY, LLC  
566 Dickeyville Road  
Lynnville, IN 47619  
812.922-1015

December 15, 2023

Indiana Dept. of Environmental Management  
Office of Water Management  
Permits Section  
100 North Senate Avenue  
Indianapolis, IN 46206-6015

**RE: Notice of Intent of Comply with 327 IAC 15-7  
United Minerals Company, LLC – Seven Hills Mine  
NPDES Permit No. ING040290 RENEWAL**

Dear Sir or Madam:

On behalf of United Minerals Company, LLC (UMI), I am submitting the enclosed NPDES Renewal Application for Seven Hills Mine Permit No. ING040290. The renewal contains no modifications to the existing permit that became effective on August 1, 2022.

Should you have any questions or comments regarding this submittal, please contact me at our Lynnville office, (812) 922-1044.

Sincerely,

A handwritten signature in blue ink, reading "James Boswell". The signature is fluid and cursive, with a large loop at the end.

James Boswell  
Authorized Representative

cc: Ms. Jayne Peltier, IDNR Division of Reclamation  
Ms. Phyllis Hart, IDNR Division of Reclamation

Enclosures



Indiana Department of Environmental Management  
 NPDES General Permit Notice of Intent (NOI) Letter Submittal Application  
 327 IAC 15-7 Facilities Engaging in Mining of Coal, Coal Processing and Reclamation Activities

<b>I. PURPOSE OF SUBMITTAL:</b>					12/15/2023
Please check one box. Also provide existing permit number and reason for modification if applicable. You may attach additional sheets if they are needed.					
NEW	RENEW	MODIFY	EXISTING PERMIT NO.	IF MODIFICATION WHAT IS CHANGING	
	<b>X</b>		<b>ING040290</b>	<b>None</b>	

<b>II. GENERAL INFORMATION</b>					
Complete all boxes in sections <b>a</b> and <b>b</b> for name of company and person who is to receive the permit. Complete boxes in sections <b>c</b> , <b>d</b> , <b>e</b> , <b>f</b> , <b>g</b> , <b>h</b> , and <b>i</b> or fill in N/A for non-applicable as they apply for the facility that the permit is to apply to.					
a. APPLICANT NAME (TO THE ATTENTION OF)		e. FACILITY SIC CODE	f. FACILITY COUNTY		g. DNR FACILITY NUMBER
<b>United Minerals Company, LLC. Attn: Jimmy Boswell</b>		<b>1221</b>	<b>Warrick</b>		<b>S-00357</b>
b. APPLICANT'S COMPANY AND COMPLETE MAILING ADDRESS			h. LATITUDE AND LONGITUDE OF APPROXIMATE FACILITY CENTER		
COMPANY NAME <b>United Minerals Company, LLC.</b>			<u>Latitude</u>		<u>Longitude</u>
STREET ADDRESS <b>566 Dickeyville Road</b>			<u>Degrees</u>	<u>minutes</u>	<u>seconds</u>
CITY <b>Lynnville</b>	STATE <b>IN</b>	ZIP CODE <b>47619</b>	<b>38°</b>	<b>08'</b>	<b>34"</b>
c. FACILITY NAME			i. FACILITY TOWNSHIP, RANGE, SECTION, QUARTER SECTION		
<b>United Minerals Company, LLC. – Seven Hills Mine</b>			Township	Range	Section
			<b>4S</b>	<b>9W</b>	<b>26, 27, 28, 33, 34, 35</b>
			<b>5S</b>	<b>9W</b>	<b>1, 2, 3, 4, 10, 11, 12</b>
d. FACILITY MAILING ADDRESS			j. FACILITY PHYSICAL LOCATION IF DIFFERENT FROM IId		
<b>566 Dickeyville Road</b>			STREET ADDRESS <b>9200 W CR 750 N</b>		
CITY, <b>Lynnville</b>	STATE <b>IN</b>	ZIP CODE <b>47619</b>	CITY <b>Elberfeld</b>		STATE <b>IN</b>
					ZIP CODE <b>47613</b>

<b>III. CONTACT INFORMATION AUTHORIZED SIGNATORY</b>	
This section applies to the responsible corporate officer and/or alternate person who is authorized in writing by the responsible corporate officer to carry signatory responsibilities for the facility under 327 IAC 15-4-3 (g). Please complete all boxes or mark N/A for non-applicable. If the signatory is not a corporate officer please also submit the letter from the responsible corporate officer granting him/her this authority.	
a. APPLICANT SIGNATORY CONTACT PERSON AND TITLE	d. ALTERNATE PERSON TO ANSWER QUESTIONS
<b>James Boswell, Authorized Representative</b>	<b>Karen Risner, Authorized Representative</b>
b. APPLICANT SIGNATORY CONTACT PERSON TELEPHONE	e. ALTERNATE PERSON'S TELEPHONE
<b>(812) 922-1044</b>	<b>(812) 922-1048</b>
c. APPLICANT EMAIL ADDRESS	f. ALTERNATE PERSON'S EMAIL ADDRESS
<a href="mailto:jboswell@peabodyenergy.com">jboswell@peabodyenergy.com</a>	<a href="mailto:krisner@peabodyenergy.com">krisner@peabodyenergy.com</a>



IV. CONTACT INFORMATION OTHER:			
DISCHARGE MONITORING REPORTS CONTACT AND MAILING INFORMATION		c. CONTACT AND COMPANY NAME <b>Karen Risner United Minerals Company, LLC.</b>	
a. CONTACT TELEPHONE NUMBER <b>(812) 922-1048</b>		d. STREET ADDRESS <b>566 Dickeyville Road</b>	
b. CONTACT EMAIL ADDRESS <b>krisner@peabodyenergy.com</b>		e. CITY <b>Lynnville</b>	f. STATE <b>IN</b>
ANNUAL FEE AND FINANCIAL CONTACT AND BILLING ADDRESS		g. ZIP CODE <b>47619</b>	
		j. COMPANY AND CONTACT PERSON NAME <b>Karen Risner United Minerals Company, LLC.</b>	
h. CONTACT TELEPHONE NUMBER <b>(812) 922-1048</b>		k. STREET ADDRESS <b>566 Dickeyville Road</b>	
i. CONTACT EMAIL ADDRESS <b>krisner@peabodyenergy.com</b>		l. CITY <b>Lynnville</b>	m. STATE <b>IN</b>
OTHER CONTACT AND MAILING INFORMATION (SPECIFY BELOW)		n. ZIP CODE <b>47619</b>	
		q. COMPANY AND CONTACT PERSON NAME <b>James Boswell United Minerals Company, LLC.</b>	
o. CONTACT TELEPHONE NUMBER <b>(812) 922-1044</b>		r. STREET ADDRESS <b>566 Dickeyville Road</b>	
p. CONTACT EMAIL ADDRESS <b>jboswell@peabodyenergy.com</b>		s. CITY <b>Lynnville</b>	t. STATE <b>IN</b>
		u. ZIP CODE <b>47619</b>	

V. RULE QUALIFICATION:
<p>The purpose of this rule is to regulate wastewater discharges from surface mining, underground mining, and reclamation projects which utilize sedimentation basin treatment for pit dewatering and surface run-off and to require best management practices for storm water run-off.</p> <p>Does this facility meet these requirements? (please check one) <b>YES</b> <input checked="" type="checkbox"/> <b>NO</b> <input type="checkbox"/></p> <p>Please provide a brief description of the facility operation that results in the discharge. You may attach additional sheets.  <b>This facility is a surface coal mine. Stormwater will be collected and passed through sediment treatment structures designed and certified by professional engineers to detain and treat a 10-year 24-hour storm event.</b></p>

VI. OUTFALL INFORMATION: Please fill out the following information FOR ALL OUTFALLS											
a. IDEM OUTFALL NO.	b. DNR BASIN NO.	c. LATITUDE			d. LONGITUDE			e. DWBF*	f. MINE DRAINAGE STATUS	g. Is this discharge to a STORM SEWER	h. Name of RECEIVING WATER OR if g is YES name of OPERATOR OF MUNICIPAL STORM SEWER, AND WATER IT DISCHARGES TO
		deg	min	sec.	deg	min	sec.				
<b>Outfall information is included as Attachment A.</b>											

**VII. OUTFALL INFORMATION FOR MODIFICATIONS:** Please provide the following if this is a request to ADD, DELETE, or CHANGE MINE DRAINAGE STATUS of one or more outfalls:

a. IDEM OUTFALL NO.	b. DNR BASIN NO.	c. DEL, ADD, or CHANGE	d. DATE OF CHANGE	e. REASON FOR THE CHANGE: EXPLAIN IN DETAIL AND ATTACH CONFIRMING DOCUMENTATION IN THE FORM OF INSPECTORS REPORTS, LAB DATA, ETC.
NA	NA	NA	NA	NA

**VIII. TOPOGRAPHICAL MAP**

A topographical map must be submitted with this application. The map must include the following items:

- (A) the location of the coal mining operation, including contiguous facility property lines, shown clearly and identified by name and by mark;
- (B) the location of each numbered outfall shown clearly and identified by number and by mark;
- (C) the receiving streams and tributaries to them that each outfall discharges to shown clearly and identified by name;
- (D) any existing permanent structures or roads in the area shown clearly and identified by name.

**Please see the attached Map.**

**IX. PROOF OF PUBLICATION**

It is required that a public notice statement be published in a newspaper of largest circulation in the area where the discharge(s) will be occurring. This publication must be in the newspaper for a minimum of one day and must include the following language: (your facility name, address, address of the location of the discharging facility, and the streams receiving the discharge(s)) “is submitting a Notice of Intent letter to notify the Indiana Department of Environmental Management of our intent to comply with the requirement under 327 IAC 15-7 to discharge wastewater associated with the mining of coal, coal processing and /or reclamation activities. Any person aggrieved by this action may appeal in writing to the Environmental Law Judge of the Office of Environmental Adjudication for an adjudicatory hearing on the question of whether this facility should operate under this NPDES general permit rule. An appeal must be postmarked no later than fifteen (15) days from the date of this public notice. Such a written request for an adjudicatory hearing must:

- (A) state the name and address of the person making the request;
- (B) identify the interest of the person making the request;
- (C) identify any persons represented by the person making the request;
- (D) state with particularity the reasons for the request;
- (E) state with particularity the issues proposed for consideration at the hearing; and
- (F) state with particularity the reasons why the NPDES general permit rule should not be available to the discharger identified in this notice.

Any such request shall be mailed or delivered to:  
 Office of Environmental Adjudication  
 Indiana Government Center – North  
 100 North Senate Avenue, Room N501  
 Indianapolis, Indiana 46204”

**The public notice request has been submitted to the local newspaper. The affidavit showing proof of publication will be submitted under separate cover upon receipt from the newspaper.**

**X. POTENTIALLY AFFECTED PERSONS FORM**

Pursuant to IC 4-21.5 it is required that a Potentially Affected Person form be completed and submitted with this application. The form and instructions are attached.

**The potentially affected persons form is completed and mailing labels are included with the application.**

**XI. REQUIRED FEES:**

A \$50 application fee is required to be submitted with applications for new permits, permit modifications, and permit renewals in accordance with IC 13-18-20-12. In addition the \$500 annual fee is required to be submitted for NEW APPLICATIONS at the time of submitting the application.

**An online payment to IDEM in the amount of \$100.00 was submitted through the IDEM online payment system.**

**XII. NOTIFICATION OF INDIANA DEPARTMENT OF NATURAL RESOURCES**

It is required in all circumstances that a copy of this application is sent to the Indiana Department of Natural Resources (IDNR) Division of Reclamation in Jasonville, Indiana.

**A copy of this application has been forwarded to Ms. Phyllis Hart, Indiana Department of Natural Resources, Division of Reclamation, 14619 West State Road 48, Jasonville, IN 47438 on this date.**

**XIII. CERTIFICATION STATEMENT**

It is required by 327 IAC 15-4-3(g)(3) that the following statement shall be included in the application. The authorized signatory representative (as defined by 327 IAC 15-5-3(g)(2) and identified in item IIIa above) makes the following certification by signing and dating this section of the application below:

**“I certify under penalty of law that this document and all its attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the person or persons who manage the system or those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations.”**

**James Boswell, Authorized Representative**

**(812) 922-1044**

Name and official title (type or print)

Area Code and phone No.



**12/15/2023**

Signature

Date signed

Submit completed form and attachments to the following address:

**Indiana Department of Environmental Management  
Office of Water Quality – Mail Code 65-42  
NPDES Permits Section  
100 North Senate Avenue  
Indianapolis, Indiana 46204-2251**



## Identification of Potentially Affected Parties

State Form 49456 (7-99)

Indiana Department of Environmental Management

Office of Water Management, Permits Section

The Administrative Orders and Procedures Act (AOPA) IC 4-21.5-3-5(b), requires that the Indiana Department of Environmental Management (IDEM) give notice of its decision on your application to the following persons:

- (a) each person to whom the decision is specifically directed;
- (b) each person to whom a law requires notice to be given;
- (c) each competitor who has applied to the IDEM for a mutually exclusive license, if issuance is the subject of the decision and the competitor's application has not been denied in an order for which all rights to judicial review have been waived or exhausted;
- (d) each person who has provided the IDEM with a written request for notification of the decision;
- (e) each person who has a substantial and direct proprietary interest in the issuance of the (permit/variance);
- (f) each person whose absence as a party in the proceeding concerning the (permit/variance) decision would deny another party complete relief in the proceeding or who claims an interest related to the issuance of the (permit/variance) and is so situated that the disposition of the matter, in the person's absence may:
  - (1) as a practical matter impair or impede the person's ability to protect that interest, or
  - (2) leave any other person who is a party to a proceeding concerning the permit subject to a substantial risk of incurring multiple or otherwise inconsistent obligations by reason of the person's claimed interest.

IC 4-21.5-3-5(f) provides that we may request your assistance in identifying these people. Our failure to properly identify and notify these people of the decision could have the result of avoiding any decision which is made.

Additionally, IC 13-15-3-1 requires IDEM to send notice that the permit application has been received by the department to the following:

- (a) the board of county commissioners of a county affected by the permit application and
- (b) the mayor of a city that is affected by the permit application, or
- (c) the president of a town council of a town affected by the permit application

Please provide on the attached form the names of those persons affected by these statutes.

**I. Identification of Potentially Affected Persons**


Please list here any and all persons who you have reason to believe have a substantial or proprietary interest in this matter, or could otherwise be considered to be potentially affected under the law. Failure to notify any person who is later determined to be potentially affected could result in voiding our decision on procedural grounds. To ensure conformance with AOPA and to avoid reversal of a decision, please list all such parties. The letter attached to this form will further explain the requirements under the AOPA. Attach additional names and addresses on a separate sheet of paper, as needed. Please indicate below the type of action you are requesting.

**The potentially affected persons list is included below. Mailing labels are attached.**

Name: American Land Holdings of Indiana LLC Street: 701 Market St. City/State/Zip: St. Louis MO 63101	Name: Kenneth Sullivan Street: 5000 Jersey St. City/State/Zip: Vergennes VT 05491
Name: Adele Wasson Street: 618 Bunker Ln City/State/Zip: Mason OH 45040	Name: MidAmerica Outdoors LLC Street: 955 E Riverside Dr. City/State/Zip: Evansville IN 47713
Name: John Wasson Trust Street: 4540 Mystic Ct. City/State/Zip: Evansville IN 47715	Name: BFP LLC Street: 2549 E Boonville New Harmony Rd. City/State/Zip: Evansville IN 47725
Name: Karen Robinson, R. & J. Meier Street: 8505 Woodland Rd. City/State/Zip: Charlestown IN 47111	Name: Street: City/State/Zip:
Name: Warrick County Board of Commissioners Street: 107 W Locust St City/State/Zip: Boonville IN 47601	Name: Street: City/State/Zip:
Name: NCJ Properties LLC Street: 10999 Stahl Rd. City/State/Zip: Newburgh IN 47630	Name: Street: City/State/Zip:

**II. Please complete this form by signing the following statement.**

I certify to the best of my knowledge I have listed all potentially affected parties, as defined by IC 4-21.5.

Signature: 	Printed Name: <b>James Boswell</b>	Date: <b>12/15/2023</b>
Facility Name: <b>Seven Hills Mine</b>		
Facility Address: <b>United Minerals Company, LLC., 566 Dickeyville Road, Lynnville, IN 47619</b>		

**III. Type of Action (check one)**

<input checked="" type="checkbox"/>	NPDES PERMIT – 327 IAC 5
<input type="checkbox"/>	PRETREATMENT PERMIT – 327 IAC 5
<input type="checkbox"/>	SEWER BAN WAIVER REQUEST – 327 IAC 4
<input type="checkbox"/>	CONSTRUCTION PERMIT – 327 IAC 3

**Return To:**

Indiana Department of Environmental Management Office of Water Quality Permits Section 100 North Senate Avenue Indianapolis, IN 46204
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**ATTACHMENT A:  
OUTFALL INFORMATION**

<b>VI. OUTFALL INFORMATION:</b> Please fill out the following information FOR ALL OUTFALLS											
a. IDEM OUTFALL NO.	b. DNR BASIN NO	c. LATITUDE			d. LONGITUDE			e. DWBF*	f. MINE DRAINAGE STATUS	g. Is this discharge to a STORM SEWER	h. Name of RECEIVING WATER <b>OR if g is YES</b> name of OPERATOR OF MUNICIPAL STORM SEWER, AND WATER IT DISCHARGES TO
		deg	min	sec.	deg	min	sec.				
001*	SB001	38	6	31.2	87	24	12.9	0	Alkaline	No	Unnamed tributary to Pigeon Creek
002*	SB002	38	6	12.7	87	24	24.4	0	Alkaline	No	Unnamed tributary to Pigeon Creek
003*	SB003	38	8	24.9	87	25	2.1	0	Alkaline	No	Unnamed tributary to Pigeon Creek
004*	SB004	38	08	11.1	87	24	3.3	0	Alkaline	No	Unnamed tributary to Pigeon Creek
005*	SB005	38	7	17.1	87	23	55.6	0	Alkaline	No	Unnamed tributary to Pigeon Creek
009**	SB009	38	8	15.2	87	24	44.7	0	Unconstructed / Alkaline	No	Unnamed tributary to Pigeon Creek
010**	RB001	38	5	58.6	87	22	42.9	0	Unconstructed / Alkaline	No	Unnamed tributary to Squaw Creek
007**	SB007	38	5	31.8	87	22	47.4	0	Removed	No	Unnamed tributary to Squaw Creek
008*	SB008	38	06	59.0	87	24	20.7	0	Removed	No	Unnamed tributary to Pigeon Creek

DWBF – Dry Weather Base Flow

\* Coordinates updated with as-built location

\*\* Outfalls unconstructed



UNITED MINERALS COMPANY, LLC  
566 Dickeyville Road  
Lynnville, IN 47619  
812.922-1015

January 3, 2024

Indiana Dept. of Environmental Management  
Office of Water Management  
Permits Section  
100 North Senate Avenue  
Indianapolis, IN 46206-6015

**RE: Notice of Intent of Comply with 327 IAC 15-7  
United Minerals Company, LLC – Seven Hills Mine  
NPDES Permit No. ING040290 RENEWAL  
Public Notice Publisher’s Affidavit**

Dear Sir or Madam:

On behalf of United Minerals Company, LLC (UMC), I am submitting the attached public notice publisher’s affidavit for the Seven Hills Mine NPDES Permit No. ING040290 Renewal. The public notice was run in The Standard on December 21, 2023.

Should you have any questions or comments regarding this submittal, please contact me at our Lynnville office, (812) 922-1044.

Sincerely,

A handwritten signature in blue ink that reads "James Boswell". The signature is fluid and cursive, with a large, stylized 'B' at the end.

James Boswell  
Authorized Representative

cc: Ms. Jayne Peltier, IDNR Division of Reclamation  
Ms. Phyllis Hart, IDNR Division of Reclamation

Enclosures

AFFP

United Minerals Company, LLC,

# Affidavit of Publication

STATE OF IN }  
COUNTY OF WARRICK } SS

Melanie Miller, being duly sworn, says:

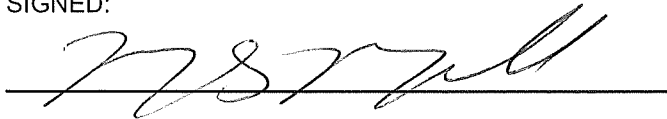
That she is Accounting Clerk of the The Standard, a newspaper of general circulation, printed and published in Boonville, Warrick County, IN; that the publication, a copy of which is attached hereto, was published in the said newspaper on the following dates:

December 21, 2023

Publisher's Fee: \$ 130.00

That said newspaper was regularly issued and circulated on those dates.

SIGNED:



Subscribed to and sworn to me this 21st day of December 2023.



United Minerals Company, LLC, 566 Dickeyville Road, Lynnville, IN 47619, which operates the Seven Hills Mine located within Sections 26, 27, 28, 33, 34, and 35 of Township 4 South, Range 9 West and Sections 1, 2, 3, 4, 10, 11, and 12 of Township 5 South, Range 9 West of Warrick County, Indiana, and has or will have ponds discharging to unnamed tributaries of Pigeon Creek and unnamed tributaries of Squaw Creek is submitting a Notice of Intent letter to notify the Indiana Department of Environmental Management of our intent to comply with the requirements under 327 IAC 15-7 to discharge wastewater associated with the mining of coal, coal processing, and/or reclamation activities. Any person aggrieved by this action may appeal in writing to the Environmental Law Judge of the Office of Environmental Adjudication for an adjudicatory hearing on the question of whether this facility should operate under this NPDES general permit rule. An appeal must be postmarked no later than fifteen (15) days from the date of this public notice. Such a written request for an adjudicatory hearing must:

- (A.) state the name and address of the person making the request;
- (B.) identify the interest of the person making the request;
- (C.) identify any persons represented by the person making the request;
- (D.) state with particularity the reasons for the request;
- (E.) state with particularity the issues proposed for consideration at the hearing; and
- (F.) state with particularity the reasons why the NPDES general permit rule should not be available to the discharger identified in this notice.

Any such request shall be mailed or delivered to:

Office of Environmental Adjudication  
Indiana Government Center – North  
100 North Senate Avenue, Room N501  
Indianapolis, Indiana 46204  
hspaxlp



70017649 70847888

Andy Nelson  
Peabody Midwest Mining, LLC  
566 Dickeyville Road  
Lynnville, IN 47619








# UNITED MINERALS CO., LLC.

566 Dickeyville Rd.  
Lynnville, IN 47619

PERMIT NO.:	S-00357	MINE NAME:	SEVEN HILLS MINE - SEVEN HILLS PIT
SCALE:	1" = 1500'	QUADRANGLE:	ELBERFELD, LYNNVILLE, DAYLIGHT, BOONVILLE 7.5 MIN. QUADS.
DRAWN BY:	JB	DESCRIPTION:	WARRICK COUNTY - INDIANA
DATE:	12/15/2023	SEC.'S	27, 28, 33, 34, & 35 T4S, R9W AND SEC.'S 1, 2, 3, 4, 10, 11, & 12 T5S, R9W

## GENERAL LOCATION MAP

-  PERMIT BOUNDARY S-00357
-  001 ACTIVE SEDIMENT BASIN
-  001 UNCONSTRUCTED / INACTIVE SEDIMENT BASIN

G:\DWG\WATERSAMPLING\SEVEN HILLS WATER SAMPLING

