



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

Eric J. Holcomb
Governor

Bruno Pigott
Commissioner

VIA ELECTRONIC MAIL:
SEG@sunenergygrp.net

October 8, 2020

Mr. Scott Schue, V.P., Secretary
Sun Energy Group, LLC
2701 West 1100 South
Huntingburg, IN 47542

Dear Mr. Schue:

Re: IDEM Approval of Request to Modify
NPDES General Permit No. ING040220
IDNR Permit No. S-0356
Sun Energy Group, LLC Hilsmeier Mine
8750 W. Old SR 64
Holland, IN / Pike & Dubois Counties

On August 5, 2020, our office received your Notice of Intent (NOI), submitted by David McLimore on your behalf, requesting modification of NPDES general permit coverage for the Hilsmeier Mine. We are pleased to inform you that the following changes in general permit coverage have been approved:

- **Outfalls 024 and 036 have been removed; watersheds for both outfalls have been completely reclaimed**

Staff at the IDNR Division of Reclamation have confirmed that these changes to your NPDES general permit coverage are appropriate and may be approved.

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 also 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.

Due to the requirements of our ICIS database, modification of NPDES general permit coverage will be deemed effective on **October 1, 2020**. You are required to follow all terms and conditions of 327 IAC 15-7 until coverage expiration on **July 31, 2021**. In order to receive authorization to discharge beyond the date of expiration, you are required to submit a renewal NOI to IDEM by no later than May 2, 2021, which is ninety (90) days prior to the expiration date.

Please note that IDEM is required to serve notice of its decision to approve the modification of general permit coverage for your facility under the general permit rule 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 4-21.5-3-7 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. 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.

Questions regarding this letter may be directed to Ms. C. Anne Burget of my staff at (317) 234-8745 or via email at cburget@idem.IN.gov.

Sincerely,

Catherine Hess

Catherine Hess, Chief
Permits Administration Section
Office of Water Quality

Attachment

cc: Dubois County Health Department
Pike County Health Department
Mr. David McLimore and Ms. Cheryl Childress, Sun Energy Group, LLC
Ms. Jayne Peltier, IDNR, Division of Reclamation
Ms. Andrea Schaller, US EPA, Region 5

ATTACHMENT 1

Sun Energy Group, LLC Hilsmeier Mine

NPDES PERMIT NO.: **ING040220**

IDNR PERMIT NO.: **S-0356**

EFFECTIVE DATE: **OCTOBER 1, 2020**

OUTFALLS PERMITTED FOR THIS FACILITY

OUTFALL	DNR BASIN	LATITUDE	LONGITUDE	MINE DRAINAGE STATUS	RECEIVING WATER
011	SP-011	38° 16' 20"	-87° 04' 07"	Acid	Tributary to Sugar Creek
025	SP-025	38° 16' 22"	-87° 04' 41"	Post-Mining	Tributary to Sugar Creek
026	SP-026	38° 16' 10"	-87° 04' 41"	Alkaline	Tributary to Sugar Creek
027	SP-027	38° 16' 08"	-87° 04' 08"	Alkaline	Tributary to Sugar Creek
029	SP-029	38° 15' 49"	-87° 04' 12"	Post-Mining	Tributary to Sugar Creek
030	SP-030	38° 15' 48"	-87° 04' 17"	Post-Mining	Tributary to Sugar Creek
031	SP-031	38° 15' 48"	-87° 04' 22"	Post-Mining	Tributary to Sugar Creek
032	SP-032	38° 16' 09"	-87° 05' 00"	Post-Mining	Tributary to Rock Creek
033	SP-033	38° 16' 20"	-87° 05' 00"	Post-Mining	Tributary to Rock Creek
034	SP-034	38° 16' 11"	-87° 05' 12"	Post-Mining	Tributary to Cup Creek
035	SP-035	38° 16' 31"	-87° 05' 21"	Post-Mining	Tributary to Rock Creek
038	SP-038	38° 16' 31"	-87° 04' 41"	Alkaline	Tributary to Rock Creek
039	SP-039	38° 16' 25"	-87° 04' 41"	Alkaline	Tributary to Rock Creek
040	SP-040	38° 16' 31"	-87° 04' 33"	Alkaline	Tributary to Rock Creek
041	SP-041	38° 16' 36"	-87° 04' 40"	Alkaline	Tributary to Rock Creek
042	SP-042	38° 16' 35"	-87° 04' 53"	Alkaline	Tributary to Rock Creek
043*	SP-043	38° 16' 37"	-87° 04' 55"	Unconstructed	Tributary to Rock Creek
044	SP-044	38° 16' 42"	-87° 05' 01"	Alkaline	Tributary to Rock Creek
045*	SP-045	38° 16' 14"	-87° 04' 13"	Unconstructed	Tributary to Sugar Creek
047	SP-047	38° 16' 31"	-87° 04' 54"	Alkaline	Tributary to Rock Creek
048*	SP-048	38° 16' 37"	-87° 05' 06"	Unconstructed	Tributary to Rock Creek
050	SP-050	38° 15' 40"	-87° 04' 29"	Alkaline	Tributary to Sugar Creek
051*	SP-051	38° 15' 45"	-87° 04' 36"	Unconstructed	Tributary to Sugar Creek
052	SP-052	38° 15' 43"	-87° 04' 26"	Post-Mining	Tributary to Sugar Creek
054	SP-054	38° 15' 33"	-87° 04' 25"	Alkaline	Tributary to Sugar Creek
056	SP-056	38° 15' 29"	-87° 04' 34"	Alkaline	Tributary to Sugar Creek
058*	SP-058	38° 15' 25"	-87° 04' 29"	Unconstructed	Tributary to Sugar Creek
060	SP-060	38° 15' 26"	-87° 04' 42"	Alkaline	Tributary to Sugar Creek
061*	SP-061	38° 15' 21"	-87° 04' 38"	Unconstructed	Tributary to Sugar Creek
062	SP-062	38° 15' 15"	-87° 04' 39"	Alkaline	Tributary to Sugar Creek
063	SP-063	38° 15' 15"	-87° 04' 44"	Alkaline	Tributary to Sugar Creek
064	SP-064	38° 15' 07"	-87° 04' 44"	Alkaline	Tributary to Sugar Creek
065*	SP-065	38° 15' 07"	-87° 04' 39"	Unconstructed	Tributary to Sugar Creek
066	SP-066	38° 15' 21"	-87° 04' 18"	Alkaline	Tributary to Sugar Creek
067	SP-067	38° 15' 10"	-87° 04' 13"	Alkaline	Tributary to Sugar Creek
068*	SP-068	38° 15' 23"	-87° 04' 09"	Unconstructed	Tributary to Sugar Creek
069*	SP-069	38° 15' 17"	-87° 04' 09"	Unconstructed	Tributary to Sugar Creek
070*	SP-070	38° 15' 20"	-87° 04' 03"	Unconstructed	Tributary to Sugar Creek
071	SP-071	38° 15' 30"	-87° 04' 14"	Alkaline	Tributary to Sugar Creek

*Unconstructed Outfall

The following outfalls have been removed and are no longer covered under this permit:

OUTFALL	DNR BASIN	LATITUDE	LONGITUDE	MINE DRAINAGE STATUS	RECEIVING WATER
001*	001	38°, 15', 47"	-87°, 04', 22"	Never constructed	Tributary to Sugar Creek
002*	002	38°, 16', 05"	-87°, 03', 55"	Never constructed	Tributary to Sugar Creek
003*	003	38°, 15', 52"	-87°, 05', 14"	Never constructed	Tributary to Cup Creek
004*	004	38°, 15', 49"	-87°, 05', 04"	Never constructed	Tributary to Cup Creek
005*	005	Location not given	Location not given	Never constructed	Location not given
006*	006	Location not given	Location not given	Never constructed	Location not given
007*	007	Location not given	Location not given	Never constructed	Location not given
008*	008	Location not given	Location not given	Never constructed	Location not given
009*	009	Location not given	Location not given	Never constructed	Location not given
010*	010	Location not given	Location not given	Never constructed	Location not given
012*	012	38°, 16', 21"	-87°, 04', 29"	Never constructed	Tributary to Rock Creek
013*	SP-013	38°, 16', 28"	-87°, 04', 33"	Never constructed	Tributary to Rock Creek
014*	014	38°, 16', 38"	-87°, 04', 40"	Never constructed	Tributary to Rock Creek
015*	015	38°, 16', 40"	-87°, 05', 04"	Never constructed	Tributary to Rock Creek
017	SP-017	38°, 15', 39"	-87°, 03', 32"	Fully Reclaimed	Tributary to Rock Creek
018	SP-018	38°, 16', 33"	-87°, 03', 45"	Fully Reclaimed	Tributary to Sugar Creek
019	SP-019	38°, 16', 39"	-87°, 04', 22"	Fully Reclaimed	Tributary to Rock Creek
020	SP-020	38°, 16', 30"	-87°, 04', 20"	Fully Reclaimed	Tributary to Rock Creek
022*	SP-022	38°, 16', 44"	-87°, 04', 13"	Never Constructed	Tributary to Rock Creek
024	SP-024	38°, 16', 30"	-87°, 04', 32"	Fully Reclaimed	Tributary to Rock Creek
028	SP-028	38°, 16', 06"	-87°, 04', 09"	Fully Reclaimed	Tributary to Sugar Creek
036	SP-036	38°, 16', 26"	-87°, 04', 58"	Fully Reclaimed	Tributary to Rock Creek
037*	SP-037	38°, 16', 22"	-87°, 04', 50"	Never Constructed	Tributary to Rock Creek
046*	SP-046	38°, 16', 47"	-87°, 04', 51"	Never Constructed	Tributary to Rock Creek
049*	SP-049	38°, 16', 40"	-87°, 04', 53"	Never Constructed	Tributary to Cup Creek
053*	SP-053	38°, 15', 40"	-87°, 04', 30"	Never Constructed	Tributary to Cup Creek
055*	SP-055	38°, 15', 33"	-87°, 04', 24"	Never Constructed	Tributary to Cup Creek
057*	057	38°, 15', 49"	-87°, 05', 04"	Never Constructed	Tributary to Cup Creek

**STATE OF INDIANA
DEPARTMENT OF ENVIRONMENTAL MANAGEMENT**

PUBLIC NOTICE NO. 20201008 –ING040220 –GP

DATE OF NOTICE: October 8, 2020

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

MODIFICATION

SUN ENERGY GROUP, LLC – HILSMEYER MINE, Permit Coverage No. ING040220. The project location is at 8750 W. Old S.R. 64, near Holland, IN. The mine is located in both PIKE and DUBOIS COUNTIES. The permittee requested modification of NPDES general permit coverage under 327 IAC 15-7, the general NPDES permit-by-rule for Coal Mining, Coal Processing, and Reclamation Activities, to remove 2 of its permitted outfalls (Outfalls 024 and 036) from coverage, because the watersheds for both outfalls have been completely reclaimed. This modification shall be deemed effective October 1, 2020. For more information regarding this modification of coverage please contact Ms. C. Anne Burget at (317) 234-8745 or via e-mail at cburget@idem.IN.gov.

Notice of Right to Administrative Review

If you wish to challenge this permit, 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 North Senate Avenue
Indianapolis, Indiana 46204

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

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 <http://www.in.gov/oea>.



SUN ENERGY GROUP **SUN ENERGY GROUP LLC**

2701 West 1100 South, Huntingburg, IN 47542

Phone: 812-683-1178 Fax: 812-683-1418

SunEnergy@fullnet.com

Ms. Catherine Hess
IDEM Office of Water Quality – Mail Code 65-42
100 N. Senate Avenue, MC 61-53 Room 1003
Indianapolis, IN 46204-2251

August 4, 2020

**RE: Modify NPDES Permit ING040220
Sun Energy Group, LLC - Hilsmeier Mine #S-356**

Dear Ms. Hess:

Sun Energy Group, LLC is submitting the enclosed Notice of Intent (NOI) to modify existing General Permit No. ING040220. This facility is a surface coal mine (SIC Code: 1221) located in Pike and Dubois Counties. The proposed modification would delete outfalls 024 and 036. Both of these watersheds have been completely reclaimed.

The following information is being submitted for the facility in support of this NOI:

- 1) Completed NPDES General Permit NOI Submittal Application Form
- 2) Check in the amount of \$ 50.00 as payment for the Application Fees
- 3) A copy of the "NPDES Outfall Location Map"
- 4) List of Potentially Affected Persons

If you have any questions regarding this submittal, or need additional information, please contact me at (812) 683-1178 or at dmclimore@sunenergygrp.net.

Sincerely,

A handwritten signature in blue ink, appearing to read 'David McLimore'.

David McLimore
SUN ENERGY GROUP, LLC

cc: Jeanne Lorenzo, IDNR – Division of Reclamation



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

I. PURPOSE OF SUBMITTAL:				
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
		X	ING040220	Delete Outfalls: 024, 036

II. GENERAL INFORMATION								
Complete all boxes in sections a and b for name of company and person who is to receive the permit. Complete boxes in sections c, d, e, f, g, h, and i 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 PERMIT OR AML SITE NUMBER		
SCOTT SCHUE			1221	PIKE & DUBOIS		S-356		
b. APPLICANT'S COMPANY AND COMPLETE MAILING ADDRESS			h. LATITUDE AND LONGITUDE OF APPROXIMATE FACILITY CENTER					
COMPANY NAME			Latitude		Longitude			
SUN ENERGY GROUP, LLC								
STREET ADDRESS			degree	minute	second	degree	minute	second
2701 WEST 1100 SOUTH			38	16	19	-87	04	11
CITY	STATE	ZIP CODE						
HUNTINGBURG	IN	47542						
c. FACILITY NAME			i. FACILITY TOWNSHIP, RANGE, SECTION, QUARTER SECTION					
SUN ENERGY GROUP, LLC – HILSMAYER MINE			Township	Range	Section	Quartersection		
			3S	6W	3,4,9,10,15,16			
d. FACILITY MAILING ADDRESS			j. FACILITY PHYSICAL LOCATION IF DIFFERENT FROM IID					
STREET ADDRESS			STREET ADDRESS					
2701 WEST 1100 SOUTH			OLD STATE ROAD 64					
CITY	STATE	ZIP CODE	CITY	STATE	ZIP CODE			
HUNTINGBURG	IN	47542	HOLLAND	IN	47541			

III. CONTACT INFORMATION AUTHORIZED SIGNATORY	
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
SCOTT SCHUE – VICE PRESIDENT, SECRETARY	DAVID MCLIMORE
b. APPLICANT SIGNATORY CONTACT PERSON TELEPHONE	e. ALTERNATE PERSON'S TELEPHONE
(812) 683-1178	(812) 683-1178
c. APPLICANT EMAIL ADDRESS	f. ALTERNATE PERSON'S EMAIL ADDRESS
seg@sunenergygrp.net	dmclimore@sunenergygrp.net

IV. CONTACT INFORMATION OTHER:			
DISCHARGE MONITORING REPORTS CONTACT AND MAILING INFORMATION		c. CONTACT AND COMPANY NAME DAVID MCLIMORE SUN ENERGY GROUP, LLC	
a. CONTACT TELEPHONE NUMBER (812) 683-1178		d. STREET ADDRESS 2701 West 1100 South	
b. CONTACT EMAIL ADDRESS seg@sunenergygrp.net		e. CITY HUNTINGBURG	f. STATE IN
ANNUAL FEE AND FINANCIAL CONTACT AND BILLING ADDRESS		g. ZIP CODE 47542	
		j. COMPANY AND CONTACT PERSON NAME CHERYL CHILDRESS SUN ENERGY GROUP, LLC	
h. CONTACT TELEPHONE NUMBER (812) 683-1178		k. STREET ADDRESS 2701 WEST 1100 SOUTH	
i. CONTACT EMAIL ADDRESS seg@sunenergygrp.net		l. CITY HUNTINGBURG	m. STATE IN
OTHER CONTACT AND MAILING INFORMATION (SPECIFY BELOW)		n. ZIP CODE 47542	
		q. COMPANY AND CONTACT PERSON NAME N/A	
o. CONTACT TELEPHONE NUMBER N/A		r. STREET ADDRESS N/A	
p. CONTACT EMAIL ADDRESS N/A		s. CITY N/A	t. STATE N/A
		u. ZIP CODE N/A	

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 require best management practices for storm water run-off.</p> <p>Does this facility meet these requirements? (please check one) YES <input checked="" type="checkbox"/> NO <input type="checkbox"/></p> <p>Please provide a brief description of the facility operation that results in the discharge. You may attach additional sheets.</p> <p>The Hilsmeier Mine is a surface coal mine. Wastewater runoff associated with the mining of coal, coal processing, and/or reclamation activities is influent into basins. Water will be treated, as necessary, before discharge.</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. DRY WEATHER BASE FLOW	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				
011	SP-11	38	16	20	-87	04	07	0	Acid	Y/ <u>N</u>	Tributary to Sugar Creek
025	SP-25	38	16	22	-87	04	41	0	Post-Mining	Y/ <u>N</u>	Tributary to Sugar Creek
026	SP-26	38	16	10	-87	04	41	0	Alkaline	Y/ <u>N</u>	Tributary to Sugar Creek
027	SP-27	38	16	08	-87	04	08	0	Alkaline	Y/ <u>N</u>	Tributary to Sugar Creek
029	SP-29	38	15	49	-87	04	12	0	Post-Mining	Y/ <u>N</u>	Tributary to Sugar Creek
030	SP-30	38	15	48	-87	04	17	0	Post-Mining	Y/ <u>N</u>	Tributary to Sugar Creek
031	SP-31	38	15	48	-87	04	22	0	Post-Mining	Y/ <u>N</u>	Tributary to Sugar Creek
032	SP-32	38	16	09	-87	05	00	0	Post-Mining	Y/ <u>N</u>	Tributary to Rock Creek
033	SP-33	38	16	20	-87	05	00	0	Post-Mining	Y/ <u>N</u>	Tributary to Rock Creek
034	SP-34	38	16	11	-87	05	12	0	Post-Mining	Y/ <u>N</u>	Tributary to Cup Creek
035	SP-35	38	16	31	-87	05	21	0	Post-Mining	Y/ <u>N</u>	Tributary to Rock Creek
038	SP-38	38	16	31	-87	04	41	0	Alkaline	Y/ <u>N</u>	Tributary to Rock Creek
039	SP-39	38	16	25	-87	04	41	0	Alkaline	Y/ <u>N</u>	Tributary to Rock Creek
040	SP-40	38	16	31	-87	04	33	0	Alkaline	Y/ <u>N</u>	Tributary to Rock Creek
041	SP-41	38	16	36	-87	04	40	0	Alkaline	Y/ <u>N</u>	Tributary to Rock Creek
042	SP-42	38	16	35	-87	04	53	0	Alkaline	Y/ <u>N</u>	Tributary to Rock Creek
043*	SP-43	38	16	37	-87	04	55	0	Alkaline	Y/ <u>N</u>	Tributary to Rock Creek
044	SP-44	38	16	39	-87	05	03	0	Alkaline	Y/ <u>N</u>	Tributary to Rock Creek
045*	SP-45	38	16	14	-87	04	13	0	Alkaline	Y/ <u>N</u>	Tributary to Sugar Creek
047	SP-47	38	16	31	-87	04	54	0	Alkaline	Y/ <u>N</u>	Tributary to Rock Creek
048*	SP-48	38	16	37	-87	05	06	0	Alkaline	Y/ <u>N</u>	Tributary to Rock Creek
050	SP-50	38	15	40	-87	04	29	0	Alkaline	Y/ <u>N</u>	Tributary to Sugar Creek
051*	SP-51	38	15	45	-87	04	36	0	Alkaline	Y/ <u>N</u>	Tributary to Sugar Creek
052	SP-52	38	15	43	-87	04	26	0	Post-Mining	Y/ <u>N</u>	Tributary to Sugar Creek
054	SP-54	38	15	33	-87	04	25	0	Alkaline	Y/ <u>N</u>	Tributary to Sugar Creek
056	SP-56	38	15	29	-87	04	34	0	Alkaline	Y/ <u>N</u>	Tributary to Sugar Creek
058*	SP-58	38	15	25	-87	04	29	0	Alkaline	Y/ <u>N</u>	Tributary to Sugar Creek
060	SP-60	38	15	26	-87	04	42	0	Alkaline	Y/ <u>N</u>	Tributary to Sugar Creek
061*	SP-61	38	15	21	-87	04	38	0	Alkaline	Y/ <u>N</u>	Tributary to Sugar Creek
062	SP-62	38	15	17	-87	04	41	0	Alkaline	Y/ <u>N</u>	Tributary to Sugar Creek
063	SP-63	38	15	19	-87	04	44	0	Alkaline	Y/ <u>N</u>	Tributary to Sugar Creek
064	SP-64	38	15	10	-87	04	45	0	Alkaline	Y/ <u>N</u>	Tributary to Sugar Creek
065*	SP-65	38	15	07	-87	04	39	0	Alkaline	Y/ <u>N</u>	Tributary to Sugar Creek
066	SP-66	38	15	25	-87	04	18	0	Alkaline	Y/ <u>N</u>	Tributary to Sugar Creek
067	SP-67	38	15	21	-87	04	13	0	Alkaline	Y/ <u>N</u>	Tributary to Sugar Creek
068*	SP-68	38	15	23	-87	04	09	0	Alkaline	Y/ <u>N</u>	Tributary to Sugar Creek
069*	SP-69	38	15	17	-87	04	09	0	Alkaline	Y/ <u>N</u>	Tributary to Sugar Creek
070*	SP-70	38	15	20	-87	04	03	0	Alkaline	Y/ <u>N</u>	Tributary to Sugar Creek
071	SP-71	38	15	31	-87	04	20	0	Alkaline	Y/ <u>N</u>	Tributary to Sugar Creek

* Denotes an unconstructed outfall

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

Publication of the newspaper notice is not required for modifications.

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.

Identification of Potentially Affected Persons form is attached.

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.

Please list amount submitted \$ 50.00, attach to and submit with application.
Checks or money orders shall be made payable to IDEM.

XII. NOTIFICATION OF INDIANA DEPARTMENT OF NATURAL RESOURCES

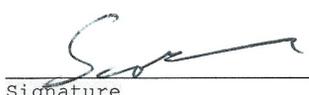
It is required in all circumstances that a copy of this application is sent to the Indiana Department of Natural Resources (IDNR) Division of Reclamation in Jasonville, Indiana.

A copy of this application was mailed to Jeanne Lorenzo with Indiana Division of Reclamation on 8/4/2020.

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."

SCOTT SCHUE VICE PRESIDENT, SECRETARY _____ Name and official title (type or print)	(812) 683-1178 _____ Area Code and Phone No.
 _____ Signature	8/4/2020 _____ 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

I. Identification of Potentially Affected Persons

Please list here any and all persons whom 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.

65-42PS Gary Doughty 10176 E Ralph C BLVD Huntingburg, IN 47542	65-42PS Ryan Hilsmeier 10209 S. Elizabeth LN Huntingburg, IN 47542	65-42PS Paul Newland 9568 S Leota LN Huntingburg, IN 47542
65-42PS Mark Lampert 10274 E Don Peach DR Huntingburg, IN 47542	65-42PS Harold Ostonko 9532 S Hildebrand Road Huntingburg, IN 47542	65-42PS John Campbell 9487 S Hildebrand Dr Huntingburg, IN 47542
65-42PS William Mangold 10372 E Busters Bend Huntingburg, IN 47542	65-42PS Kelly Kluesner 9464 Hilsmeier Dr Huntingburg, IN 47542	65-42PS Christopher Kamuf 9522 Hilsmeier Dr Huntingburg, IN 47542
65-42PS Tim Sickard 9485 N Hilsmeier Dr Huntingburg, IN 47542	65-42PS Brenda Delapaz et al 1505 Silva St Long Beach, CA 90807	65-42PS Jack Brown 10443 E Lake Edward Dr Huntingburg, IN 47542
65-42PS Shirley Barrett 9464 Hilsmeier Dr Huntingburg, IN 47542	65-42PS Shawn Worden 9669 S Lakeshore Dr Huntingburg, IN 47542	65-42PS Elwood Cunningham 9501 CR 1100 East Huntingburg, IN 47542
65-42PS Rebecca Gallagher 10634 E Lake Edward Dr Huntingburg, IN 47542	65-42PS Jason Roy PO Box 1347 Evansville, IN 47706	65-42PS Michael Wagner 9736 Edward Ct Huntingburg, IN 47542
65-42PS Connie Evans 9683 S Lakeshore Dr Huntingburg, IN 47542	65-42PS George Johnson 315 NW 1 st St Washington, IN 47501	65-42PS Lance Barker 9693 S Lakeshore Dr Huntingburg, IN 47542
65-42PS Michael Meyer 9407 S Stone Cutter Ct Huntingburg, IN 47542	65-42PS William Pinkstaff 10500 E Mary Ct Huntingburg, IN 47542	65-42PS Larry Cox 10699 E Mary Ct Huntingburg, IN 47542
65-42PS Jerry Clem 10828 E Mary Ct Huntingburg, IN 47542	65-42PS Diane Leon 10804 E Mary Ct Huntingburg, IN 47542	65-42PS James Grant 10796 E Mary Ct Huntingburg, IN 47542
65-42PS Ron Mason 10786 E Mary Ct Huntingburg, IN 47542	65-42PS Kenneth McLean 10762 E Mary Ct Huntingburg, IN 47542	65-42PS Brian Morrision 10740 E Mary Ct Huntingburg, IN 47542

I. Identification of Potentially Affected Persons (Continued)

65-42PS Steve Miller 10700 E Hickory Ridge Huntingburg, IN 47542	65-42PS Arleen Petty 10757 E Hickory Ridge Huntingburg, IN 47542	65-42PS Helen Landers Cowger 10769 E Hickory Ridge Huntingburg, IN 47542
65-42PS Craig Folz 10791 Hickory Ridge Huntingburg, IN 47542	65-42PS Bob Hill 9791 S CR 1100 E Holland, IN 47541	65-42PS Daniel Reutepohler 9818 S Whitetail Dr Holland, IN 47541
65-42PS Derrick Leavitt 9773 S Aqua Ln Huntingburg, IN 47542	65-42PS Dick Smith 205 S US 41 Fort Branch, IN 47648	65-42PS Jeffrey Wheatley 9871 S CR 1100 E Holland, IN 47541
65-42PS Emil Dworianyn 257 Langton Ln Bloomingdale, IL 60108	65-42PS Colleen McCorry 6228 Potomac St. Louis, MO 63139	65-42PS Robert Taylor 9255 S Lakeshore Ln Huntingburg, IN 47542
65-42PS James Bursen 10924 E Kamman Ct Huntingburg, IN 47542	65-42PS Mary Lou Verkamp 10927 E Kamman Ct Huntingburg, IN 47542	65-42PS Delores Hemmer 10351 E Old SR 64 Stendal, IN 47585
65-42PS Kregg Brown 9995 E Old SR 64 Holland, IN 47541	65-42PS John Hemmer 308 S 6 th St Holland, IN 47541	65-42PS Michael Weitkamp 10402 E CR 1075 South Stendal, IN 47585
65-42PS Danny Kamman 10708 E Old SR 64 Holland, IN 47541	65-42PS Mark Gilbert 10854 E Old SR 64 Holland, IN 47541	65-42PS Michael Dunn 6705 E 11 th St. Indianapolis, IN 46219
65-42PS Tim Hilsmeier 11101 S CR 1050 East Stendal, IN 47585	65-42PS Wayne Montgomery 6630 Aqua Ln Huntingburg, IN 47542	65-42PS Derrick Roth 6587 S Aqua Ln Huntingburg, IN 47542
65-42PS Jon Ellison 10861 W SR 64 Huntingburg, IN 47542	65-42PS Dennis Stetter 8880 W Lake William Dr Huntingburg, IN 47542	65-42PS James Presley 8850 W Lake William Ln Huntingburg, IN 47542
65-42PS Charles Jones 8815 W Aqua Ln Huntingburg, IN 47542	65-42PS Edward Cook 8875 W Aqua Ln Huntingburg, IN 47542	65-42PS Russel Doughty 8945 S Aqua Ln Huntingburg, IN 47542

I. Identification of Potentially Affected Persons (Continued)

<p>65-42PS Michael O'Brien 6789 S CR 860 West Holland, IN 47541</p>	<p>65-42PS Zoar United Methodist Church 105 2nd Ave Holland, IN 47541</p>	<p>65-42PS James Wagner 8556 W Old SR 64 Holland, IN 47541</p>
<p>65-42PS Daryl Halbert 8514 W Old SR 64 Holland, IN 47541</p>	<p>65-42PS Donald Frick 8518 W Old SR 64 Holland, IN 47542</p>	<p>65-42PS Kyle Frick 8562 Old SR 64 Holland, IN 47541</p>
<p>65-42PS Perry-Spencer RTC 11877 E SR 62 St. Meinrad, IN 47577</p>	<p>65-42PS St. Henry Water Corp 1266 W 100 South Ferdinand, IN 47532</p>	<p>65-42PS Dubois REC 1400 Energy Dr Jasper, IN 47547</p>
<p>65-42PS AEP PO Box 16248 Columbus, OH 43216</p>	<p>65-42PS Southern Indiana Power 1776 10th St Tell City, IN 47586</p>	<p>65-42PS Huntingburg Gas Utility 508 N Van Buren Huntingburg, IN 47542</p>
<p>65-42PS Pike CO. Commissioners PO Box 204 Petersburg, IN 47567</p>	<p>65-42PS Holland Water Dept. PO Box 2 Holland, IN 47541</p>	<p>65-42PS Dubois CO. Commissioners One Courthouse Square Jasper, IN 47546</p>
<p>65-42PS Vectren PO Box 209 Evansville, IN 47702-0209</p>	<p>65-42PS Craig Denu 208 W 19th St Huntingburg, IN 47542</p>	<p>65-42PS Dennis Kendall 316 Robert Rose DR Murfreesboro, TN 37129</p>
<p>65-42PS Lake Helmerich Property Owners Association, Inc. P O Box 85 Huntingburg, IN 47542</p>	<p>65-42PS Gregory Gunselman PO Box 255 Huntingburg, IN 47542</p>	<p>65-42PS Jon Hemmer 11196 S CR 1050 E Stendal, IN 47585</p>
<p>65-42PS Fark Family Farms 2811 Avondale Road Vincennes, IN 47591</p>	<p>65-42PS MJ & T Farms 2208 N Chestnut St Huntingburg, IN 47542</p>	

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

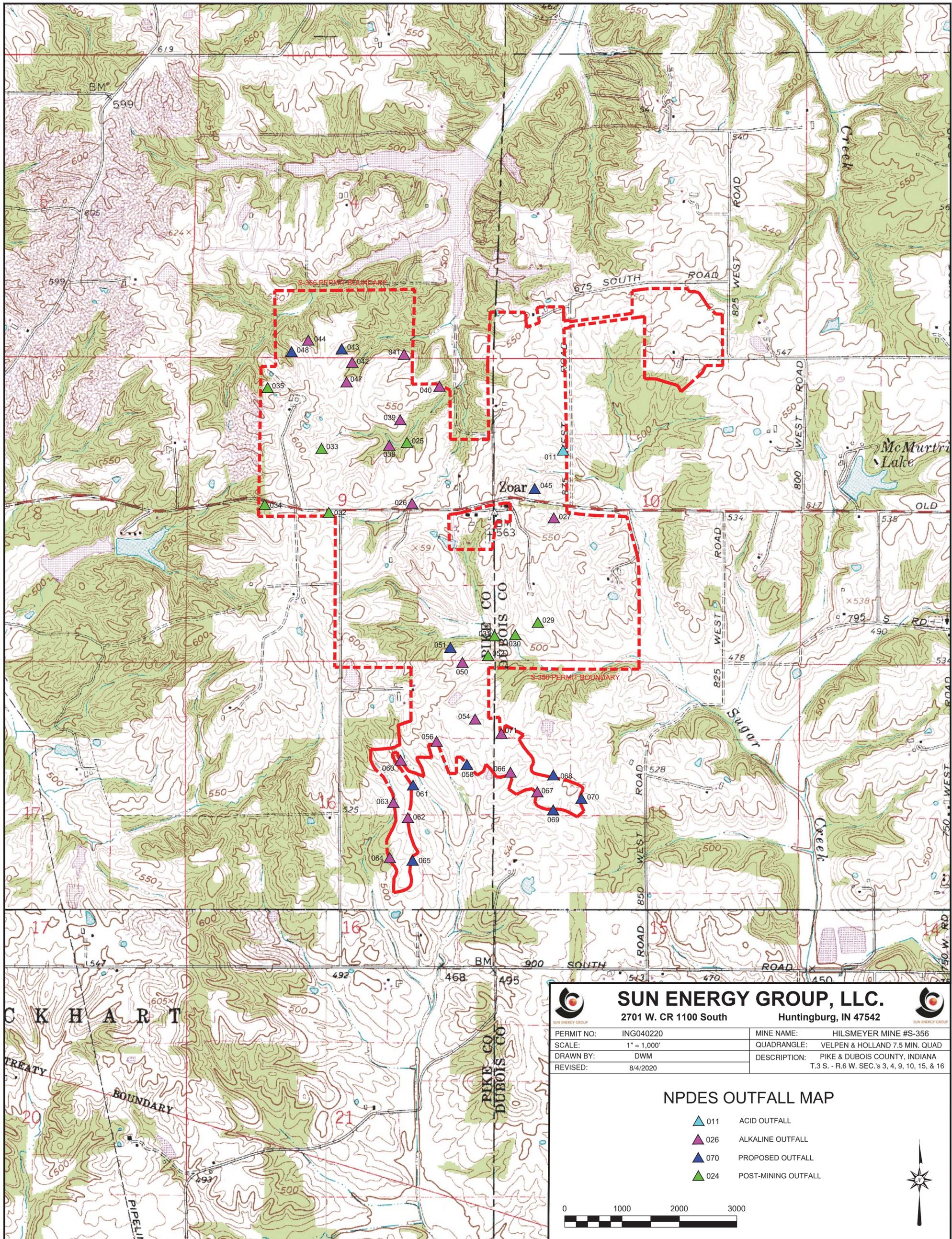
I certify to the best of my knowledge I have listed all potentially affected parties, as defined by IC 4-21.5.		
Signature: 		
Printed name: DAVID MCLIMORE	Date (month, day, year): 8/4/2020	
Name of facility: SUN ENERGY GROUP, LLC - HILSMEYER MINE		
Address of facility (number and street): OLD STATE ROAD 64		
City of facility: HOLLAND	State of facility: IN	ZIP code: 47541

III. Type of Action (check one)

- NPDES Permit-327 IAC 5
- Pretreatment Permit -327 IAC 5
- Construction Permit-327 IAC 3

A \$50.00 fee is required for a New permit, a Renewal or a Modification; if this is a renewal or modification request, include NPDES permit No. on check and return to:

INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT
Office of Water Quality – Mail Code 65-42
Room N1255
Permits Branch
100 North Senate Avenue
Indianapolis, Indiana 46204-2251



 SUN ENERGY GROUP, LLC. 2701 W. CR 1100 South Huntingburg, IN 47542			
PERMIT NO:	ING040220	MINE NAME:	HILSMEYER MINE #S-356
SCALE:	1" = 1,000'	QUADRANGLE:	VELPEN & HOLLAND 7.5 MIN. QUAD
DRAWN BY:	DWM	DESCRIPTION:	PIKE & DUBOIS COUNTY, INDIANA T.3 S. - R.6 W. SEC.'s 3, 4, 9, 10, 15, & 16
REVISED:	8/4/2020		

NPDES OUTFALL MAP

-  011 ACID OUTFALL
-  026 ALKALINE OUTFALL
-  070 PROPOSED OUTFALL
-  024 POST-MINING OUTFALL

