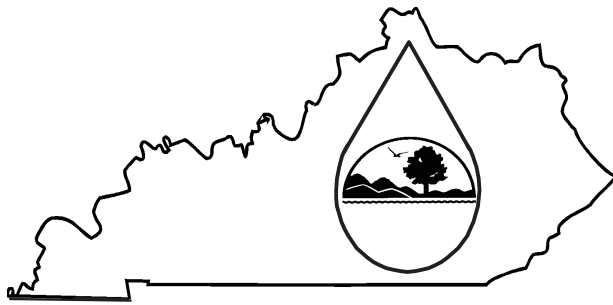


KPDES FORM 1

KENTUCKY POLLUTANT DISCHARGE ELIMINATION SYSTEM

PERMIT APPLICATION



This is an application to: (check one)

- Apply for a new permit.
- Apply for reissuance of expiring permit.
- Apply for a construction permit.
- Modify an existing permit.

Give reason for modification under Item II.A.

A complete application consists of this form and one of the following:

Form A, Form B, Form C, Form F, or Form SC

For additional information contact:

Surface Water Permits Branch (502) 564-3410

I. FACILITY LOCATION AND CONTACT INFORMATION		AGENCY USE							
A. Name of Business, Municipality, Company, Etc. Requesting Permit Blue Diamond Coal Company									
B. Facility Name and Location					C. Primary Mailing Address (all facility correspondence will be sent to this address). Include owner's mailing address (if different) in D.				
Facility Location Name: #76 Preparation Plant					Facility Contact Name and Title: Mr. <input checked="" type="checkbox"/> Ms. <input type="checkbox"/> Craig Travis, Chief Engineer				
Facility Location Address (i.e. street, road, etc., not P.O. Box): 48 Beech Fork Rd.					Mailing Address: Same as owner's address				
Facility Location City, State, Zip Code: Slemp, KY 41763					Mailing City, State, Zip Code: Same as owner's address				
D. Owner's name (if not the same as in part A and C): Same as part A.					Facility Contact Telephone Number: 606-878-7411				
Owner's Mailing Address: 1374 Highway 192 East, London, KY 40741					Owner's Telephone Number (if different): Same				
II. FACILITY DESCRIPTION									
A. Provide a brief description of activities, products, etc: Coal processing & loading facility with a small amount of proposed contour mining associated with reclamation.									
B. Standard Industrial Classification (SIC) Code and Description									
Principal SIC Code & Description:			1221 Bituminous coal and liq. surface coal processing & loading facility						
Other SIC Codes:									
III. FACILITY LOCATION									
A. Attach a U.S. Geological Survey 7 ½ minute quadrangle map for the site. (See instructions)									
B. County where facility is located: Perry					City where facility is located (if applicable): Near Slemp, KY				
C. Body of water receiving discharge: Beech Fork of Leatherwood Creek									
D. Facility Site Latitude (degrees, minutes, seconds): 37-03-05					Facility Site Longitude (degrees, minutes, seconds): 83-07-43				
E. Method used to obtain latitude & longitude (see instructions): 7.5' USGS topo									

IV. OWNER/OPERATOR INFORMATION

A. Type of Ownership:

Publicly Owned Privately Owned State Owned Both Public and Private Owned Federally owned

B. Operator Contact Information (See instructions)

Name of Treatment Plant Operator:

N/A

Telephone Number:

Operator Mailing Address (Street):

Operator Mailing Address (City, State, Zip Code):

Is the operator also the owner?

Yes No

Is the operator certified? If yes, list certification class and number below.

Yes No N/A

Certification Class:

N/A

Certification Number:

N/A

V. EXISTING ENVIRONMENTAL PERMITS

Current NPDES Number:

KY0091847

Issue Date of Current Permit:

6/29/06

Expiration Date of Current Permit:

6/30/11

Other DOW Operational Permit #:

04055014

Kentucky DMR Permit Number(s):

897-8039 MI 14

Sludge Disposal Permit Number:

Other Existing Environmental Permit #:

Other Existing Environmental Permit #:

Other Existing Environmental Permit #:

Which of the following additional environmental permit/registration categories will also apply to this facility?

CATEGORY	EXISTING PERMIT WITH NO.	PERMIT NEEDED WITH PLANNED APPLICATION DATE
Air Emission Source	21 193 00094	
Solid or Special Waste		
Hazardous Waste - Registration or Permit		

VI. DISCHARGE MONITORING REPORTS (DMRs)

KPDES permit holders are required to submit DMRs to the Division of Water on a regular schedule (as defined by the KPDES permit). Information in this section serves to specifically identify the name and telephone number of the DMR official and the DMR mailing address (if different from the primary mailing address in Section I.C).

A. DMR Official (i.e., the department, office or individual designated as responsible for submitting DMR forms to the Division of Water):

Craig Travis

DMR Official Telephone Number:

606-878-7411

B. DMR Mailing Address:

- Address the Division of Water will use to mail DMR forms (if different from mailing address in Section I.C), or
- Contact address if another individual, company, laboratory, etc. completes DMRs for you; e.g., contract laboratory address.

DMR Mailing Name:

Blue Diamond Coal Company

DMR Mailing Address:

1374 Hwy 192 East

DMR Mailing City, State, Zip Code:

606-878-7411


VII. APPLICATION FILING FEE

KPDES regulations require that a permit applicant pay an application filing fee equal to twenty percent of the permit base fee. Please examine the base and filing fees listed in "Form 1 Instructions" and enclose a check payable to "Kentucky State Treasurer" for the appropriate amount. For permit renewals, please include the KPDES permit number on the check to ensure proper crediting. Please see the separate document "General Instructions" for an expanded description of the base fee amounts.

Facility Fee Category: Surface Mining Operation	Filing Fee Enclosed: \$660
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VIII. CERTIFICATION

I certify under penalty of law that this document and all 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.

NAME AND OFFICIAL TITLE (type or print): Mr. <input checked="" type="checkbox"/> Ms. <input type="checkbox"/> Joseph G. Evans, President Blue Diamond Coal Company	PHONE NUMBER: 606-878-7411 EMAIL: joseph.evans@JamesRiverCoal.com
SIGNATURE 	DATE: 1-21-11

Return completed application form and attachments to: **Surface Water Permits Branch, Division of Water, 200 Fair Oaks Lane, Frankfort, KY 40601. Direct questions to: Surface Water Permits Branch at (502) 564-3410.**