EXHIBIT 7
DATE 2-19-07
HB 509

# MONTANA DEPARTMENT OF ENVIRONMENTAL QUALITY

Permitting and Compliance Division

Industrial and Energy Minerals Bureau
Coal and Uranium Program

# ANNUAL REPORT

Information through June 30, 2006

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Data Compiled by:

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Coal and Uranium Program
Industrial and Energy Minerals Bureau
Permitting and Compliance Division
Department of Environmental Quality

# COAL MINING

## ACREAGE PRESENTLY BONDED UNDER STRIP MINE PERMITS

| COMPANY | PERMIT # | AC PMTD | BOND RETAINED |
|---|---|---|---|
| BIG SKY COAL COMPANY | 83004CR | 2,264.76 | 16,956,534.00 |
| BIG SKY COAL COMPANY | 88004B | 5,458.60 | 8,423,505.00 |
| BMP INVESTMENTS INC. | 93017 | 4,236 | 1,182,000.00 |
| COAL CREEK | 80009C | 120.00 | 0.00 |
| DECKER COAL COMPANY | 83007 | 4,361.40 | 55,825,089.00 |
| DECKER COAL COMPANY | 87001C | 7,356.80 | 58,693,478.09 |
| SPRING CREEK COAL COMPANY | 79012 | 6,706.2 | 63,806,766.00 |
| WARBURTON | 78011R | 10.00 | 2,000.00 |
| WARBURTON | 86016 | 7.00 | 1,400.00 |
| WESTERN ENERGY | 81003E | 1,485.00 | 1,268,888.00 |
| WESTERN ENERGY | 84003B | 6,058.50 | 48,403,696.00 |
| WESTERN ENERGY | 85003C | 9,360.50 | 41,755,536.00 |
| WESTERN ENERGY | 86003A | 4,167.40 | 18,202,793.00 |
| WESTERN ENERGY | 86003D | 4,554.40 | 28,660,982.00 |
| WESTMORELAND RESOURCES INC. | 85005 | 5,387.00 | 10,613,868.00 |
| WESTMORELAND SAVAGE CORP. | 84002 | 874.00 | 3,212,879.21 |
| TOTALS | | 62,407.56 | 357,009,414.30 |

One Company (Coal Creek) does not have a valid bond. The area encompassed by this expired/suspended permit is 120 acres.

## MONTANA COAL MINING COMPANIES

Decker Coal Company
P.O. 12
Decker, MT 59025-0012

Westmoreland Resources, Inc.
P.O. Box 449
Hardin, MT 59034-0449

Spring Creek Coal Company
P.O. Box 67
Decker, MT 59025-0067

BMP Investments Inc.
275 Madison Ave, Suite 1505
New York, NY 10016

Coal Processing Facility Only
Wolf Mountain Coal, Inc.
215 1st West Parkway
Sheridan, MT 82801

Western Energy Company
PO Box 99
Colstrip, MT 59323-0099

Big Sky Coal Company
PO Box 97
Colstrip, MT 59323-0097

Westmoreland Savage Corp.
PO Box 99
Colstrip, MT 59323-0099

BMP Investments Inc. (local office)
490 North 31ST Street, #305
Billings, MT 59101

Bull Mountain Land Company
3203 3rd Ave North, Suite #300
Billings, MT 59101

Reclamation Only or Inactive

Coal Creek
Clayton Tonnemaker (Deceased)
212 S. Cudd
River Falls, WI 54022

BlackJack Mine
Blaine Warburton
Route 70, Box 51
Chinook, MT 59523

Prospecting Companies

Carpenter Creek LLC
3203 3rd Ave North, #305
Billings, MT 59101

Kennecott Energy
PO Box 3009
Gillette, WY 82717-3009

PROPOSED NEW MINES & EXPANSIONS AT EXISTING MINES

I. Large New Mines

B. Pending Expansions, Reductions and Major Revisions at Existing Mines

1. Wolf Mountain Coal Inc.
Application 00173, Coal Processing Facility
Received: 4/2/2004
Declared Complete: 7/20/2004
Declared Acceptable: 5/17/2005
Issued: Awaiting submittal of bond

2. Western Energy Company (Area C)
Application 00172, Area C North-North additional 170 acres
Received: 2/5/2004
Declared Complete: 9/21/2004
Declared Acceptable:
Issued:

3. Westmoreland Resources Inc.
Application 00170, Tract III South, additional 1,713 acres
Received: 6/4/2004
Declared Complete: 11/19/2004
Declared Acceptable: 06/07/2006
Issued: 07/05/2006

4. Spring Creek Coal Company
Application 00174, South Fork Extension, additional 157.6 acres
Received: 6/4/2004
Declared Complete: 10/26/2005
Declared Acceptable:
Issued:

5. Decker Coal Company
Application 00175, West

Received: 10/13/2005
Declared Complete: 12/16/2005
Declared Acceptable: 02/16/2006
Issued: 04/03/06

6. Western Energy Company (Area E)
Application 00177, Area E-additional 21.3 acres
Received: 09/17/2005
Declared Complete:
Declared Acceptable:
Issued:

7. BMP Investments Inc.
Application 00178, Amendment and Mine Plan Revision
Received: 01/26/2006
Declared Complete: 03/16/2006
Declared Acceptable:
Issued:

8. Bull Mountain Land Company
Application 00179
Received: 3/15/2006
Declared Complete:
Declared Acceptable:
Issued:

C. Renewals and Transfers at Existing Mines

1. Western Energy Company
Application for 5-year Renewal of 84003B
Received: 2/28/2005
Declared Complete: 5/25/2005
Declared Acceptable: 11/08/2005
Issued: 12/08/2005

2. Western Energy Company
Application for 5-year Renewal of 86003D
Received: 7/22/05
Declared Complete: 8/11/05
Declared Acceptable: 02/24/2006
Issued: 03/21/2006

3. Decker Coal Company
Application for 5-year Renewal of 87001C
Received: 7/29/05
Declared Complete: 9/8/05
Declared Acceptable: 03/02/2006
Issued: 03/27/2006

II. Small Mines:

Bull Mountain Land Company
3203 3rd Ave North, Suite 300
Billings MT 59101

## PERMITTED AND DISTURBED ACREAGE

| Company | Permit No | Permitted Acreage1 | Current Disturb | Facilities2 | Active Mining3 | Rough Backfill4 | Current Backfill5 | Current Soiled/ seeded6 | 10-Year seeded7 | Cumul. Disturb8 | Cumul Backfill | Cumul soiled/ seeded | Cumul 10-year seeded |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| Western Energy* | 86003A | 4,161.9 | 8.3 | 414 | 435 | 453.1 | 56.0 | 67.6 | 0.0 | 2768.6 | 1466.5 | 1409.5 | 1192.0 |
| Western Energy* | 84003B | 6058.5 | 260.8 | 422 | 1154.6 | 820.1 | 2.5 | 48.7 | 0.8 | 3544 | 1147.3 | 1139.2 | 747.3 |
| Western Energy* | 85003C | 9365.5 | 116.4 | 720.7 | 1384.3 | 1260.3 | -18.3 | -18.3 | 251 | 4866.5 | 1701.2 | 1701.2 | 1282.2 |
| Western Energy* | 86003D | 4,554.4 | 184.7 | 322.4 | 657.1 | 664.4 | 78 | 84.5 | 91.7 | 2749 | 1105.1 | 1101.9 | 500.6 |
| Western Energy* | 81003E | 1,485.0 | 0 | 18.6 | 0 | 12.1 | 0 | 0 | 97.4 | 1263 | 1232.3 | 1217.9 | 1010.7 |
| Western Energy* | 85003P | 20.4 | -491.9 | 0 | 0.0 | 0.0 | -491.8 | -491.8 | -469.6 | 20.4 | 20.4 | 20.4 | 20.4 |
| Westmoreland* | 85005 | 5496 | 88.5 | 454.5 | 462.5 | 208.5 | 95.5 | 82.0 | 109.5 | 3745.5 | 2620 | 2637 | 1263 |
| Decker Coal Co.* | 83007 | 4361.4 | 0 | 946.4 | 568.5 | 125.2 | 44.7 | 0 | 30.1 | 2047.1 | 407 | 362.3 | 81.4 |
| Decker Coal Co.* | 87001C | 7339 | 136.2 | 1346.7 | 1439 | 412.9 | 0 | 0 | 33.1 | 5010.4 | 1811.8 | 1604.2 | 535.9 |
| Big Sky Coal Co.* | 83004CR | 2161.1 | 0.0 | 202.5 | 0.0 | 0.0 | 0.0 | 0.0 | 0 | 1687.4 | 1485.4 | 1469.1 | 910.9 |
| Big Sky Coal Co.* | 88004B | 5472 | 14.9 | 235.2 | 71.1 | 69.9 | 188.5 | 120.8 | 0.0 | 2228.8 | 1923.7 | 982.9 | 0.0 |
| Westmoreland Savage* | 84002 | 874.0 | 11.7 | 50.1 | 182.7 | 98 | 0 | 0 | 0 | 501.7 | 170.9 | 196.2 | 144.7 |
| Spring Creek Coal* | 79012 | 6926.3 | 281.4 | 1348.2 | 1031.5 | 221.3 | 24.2 | 24.2 | 0 | 2938.7 | 552.3 | 552.3 | 16.2 |
| Warburton* | 78011R | 10 | 0 | 0.0 | 0 | 0 | 0 | 0 | 0 | 10 | 10 | 10 | 0 |
| Warburton* | 86016 | 7 | 0 | 0.0 | 0 | 0 | 0 | 7 | 0 | 7 | 7 | 7 | 0 |
| BMP Investments* | 93017 | 4216.91 | 0.0 | 44.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 44.0 | 0.0 | 0.0 | 0.0 |
| **Totals** | | 62,509.41 | 596.1 | 6525.3 | 7386.3 | 4345.8 | -65.4 | 8.7 | 144 | 33432.1 | 15660.9 | 14411.1 | 7705.3 |

* Updated for FY 06

These numbers are collected from the current year's Annual Report for each mine; most annual reports are submitted between January and June. Occasionally a minor revision or incidental boundary change may be approved during the year; the permitted acreages will be updated as that occurs.

All acres permitted are not scheduled for disturbance. There are various levels of disturbance, ranging from "associated" to "mine level". Associated disturbance consists of soil stockpiles, sediment ponds, other facilities, and mine level disturbance is actual coal removal area. Bonding is calculated partially on the type of disturbance an area is scheduled for. For those permitted areas not subject to any surficial disturbance, bonding is minimal.

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1 Permitted Acreage is the total acreage included in the surface mine permit area.

2 Includes facilities that will be in place for about one year or more, such as: roads, railroads, load out facilities, mine offices, equipment storage areas, coal storage barns, dams and impoundments, conveyor routes or other routes, powerlines, pipelines, etc.

3 Pits, spoil peaks and areas in advance of the pits stripped of topsoil

4 This includes acreage at the end of the report period where spoil peaks have been graded or where spoil has been moved or spoil has been brought into a spoil peak area in anticipation of achieving final elevation of backfilled areas.

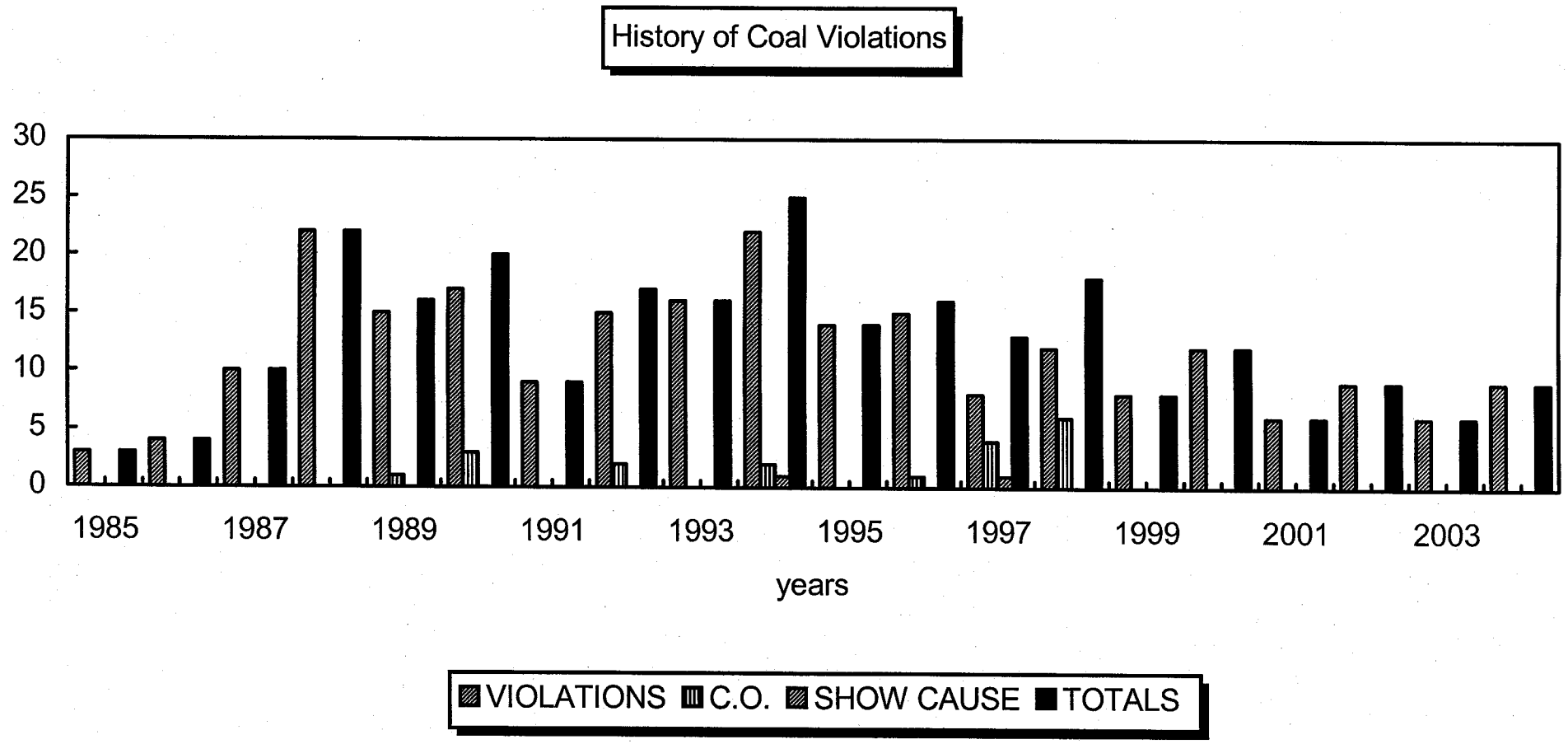
5 That acreage backfilled and graded to the approved postmine topography, elevation, slope, and aspect with drainages and drainage divides rough graded.

6 Acreage intended as final reclamation, soiled and seeded, and planted with permanent seed mixtures and seedlings (ARM 17.24.702 and 725)

7 Acres which were planted in the reporting period 10 years prior (ARM 17.24.725).

8 Includes all surface which has been disturbed. (Cumulative Disturbance = **Facilities + Active Mining + Rough Backfill + Cumulative Backfill)**

Coal Enforcement




The above chart shows the historic coal/uranium violation database for the period 1985 through 2006. Active current violations are listed below.

Active Violations from July 1, 2005 through June 30, 2006

| COMPANY | N.O.N.# | FID | DATE ISS | VIOLATION | A.R.M./M.C.A.# | TOA ISSUED | NOV ISSUED | FFCLO ISS | RLS SENT |
|---|---|---|---|---|---|---|---|---|---|
| Absaloka Coal Mine | 05-05-01 | 985 | 09-Sep-05 | Initiating construction of truck loadout area prior to approval of the minor revision | 82-4-221; 82-4-222(2)(I); 17.24.308(1)(b)(iii); 17.24.415(2) | | 07-Oct-05 | | 20-Apr-06 |
| Bull Mtn Coal Mine #1 | 05-17-02 | 1001 | 30-Nov-05 | Coal stockpiled on an unapproved area | 17.24.413(1)(a) | | 30-Dec-05 | 16-Dec-05 | 09-Mar-06 |
| Bull Mtn Coal Mine #1 | 06-17-01 | 1089 | 09-Feb-06 | Run-of-mine coal stockpiles extend beyond the approved boundary for coal stockpiles | 17.24.413(1)(a); 17.24.415(2); 17.24.609(3) | | 27-Mar-06 | | |
| Bull Mtn Coal Mine #1 | 06-17-02 | 1183 | 09-Jun-06 | Using underburden water wells for mine operations | 17.24.308 | | | | |

-01- is West Decker; -02- is Savage Mine; -03- is Rosebud Mine; -04- is Big Sky Miine; -05- is Absaloka Mine; -07- is East Decker; -12- is Spring Creek Mine; -17- is Bull Mountain Mine #1.; -11- is Blackjack I; -16- is Blackjack II; and –17- is Bull Mountains Mine #1.

INSPECTIONS, MAINTENANCE ITEMS AND MINOR REVISIONS

| MINE NAME | COMPLETE INSPECTIONS | PARTIAL INSPECTIONS | NEW MAINT. ITEM | COMPLETED MAINT. ITEM | MINOR REVISIONS RECEIVED | MINOR REVISIONS COMPLETED |
|---|---|---|---|---|---|---|
| Big Sky A* | 6 | 7 | 1 | 0 | 5 | 3 |
| Big Sky B* | 6 | 7 | 11 | 4 | 8 | 8 |
| BMP Investments Inc. | 6 | 8 | 9 | 8 | 8 | 4 |
| Bull Mountain Land Company | 1 | 4 | 0 | 0 | 0 | 0 |
| Coal Creek | 0 | 0 | 0 | 0 | 0 | 0 |
| Decker (East) * | 5 | 8 | 3 | 2 | 3 | 3 |
| Decker (West) | 5 | 10 | 15 | 9 | 17 | 16 |
| Roundup Power | 1 | 4 | 0 | 0 | 0 | 0 |
| Spring Creek | 6 | 8 | 11 | 11 | 8 | 7 |
| Warburton BJ I* | 5 | 0 | 1 | 0 | 0 | 0 |
| Warburton BJ II | 5 | 0 | 1 | 0 | 0 | 0 |
| Western Energy A | 5 | 9 | 4 | 6 | 9 | 5 |
| Western Energy B | 5 | 9 | 7 | 3 | 10 | 8 |
| Western Energy C | 5 | 8 | 7 | 6 | 6 | 4 |
| Western Energy D | 5 | 9 | 12 | 6 | 7 | 5 |
| Western Energy E | 5 | 8 | 2 | 0 | 3 | 2 |
| Western Energy Pit 6 | 5 | 7 | 0 | 1 | 1 | 2 |
| Westmoreland | 7 | 6 | 15 | 11 | 9 | 12 |
| Westmoreland Savage | 5 | 8 | 3 | 3 | 5 | 2 |
| Totals | 88 | 120 | 101 | 70 | 99 | 81 |

For those mines marked with "*", Maintenance items are not broken out by location; All Decker maintenance items are together, all Warburton, etc. Western Energy has some "mine-wide" minor revisions that are counted in the Area A section, instead of having a minor revision counted for each area.

BOND RELEASE ACTIVITY; TABLES TO FOLLOW

I. Completed Bond Releases
   A. Phase I
   B. Phase II
   C. Phase III
   D. Phase IV or Full Release
   E. Administrative, or Lands not Disturbed

II. Bond Release Applications Pending
   A. Phase I
   B. Phase II
   C. Phase III
   D. Phase IV or Full Release

Reclamation Activity reflected by Bond Release

I. Completed Bond Releases

A. Phase I Bond Release Applications **

| APP. # | COMPANY | AREA | DATE REC'D | DATE RLSD | AMT RLSD | PHASE | ACRES RLSD |
|---|---|---|---|---|---|---|---|
| 20 | Westmoreland | | 17-Apr-91 | 05-Aug-91 | $0.00 | I | 276.5 |
| 21 | WESTMORELAND | | 04-May-93 | 24-Aug-93 | $0.00 | I | 247.0 |
| 28 | WESTMORELAND | | 03-Jul-95 | 06-Jun-96 | 0 | I | 262.0 |
| 4 | Westmoreland | | 18-Jun-85 | 20-Feb-86 | $916,983.00 | I | 370 |
| 5 | Western Energy | B | 20-Oct-86 | 23-Jul-87 | $1,135,794.00 | I | 449.5 |
| 6 | Warburton | BJ I | 30-Dec-86 | 25-Feb-87 | $9,528.75 | I | 10 |
| 7 | Western Energy | A | 26-Mar-87 | 04-Jan-88 | $1,295,206.00 | I | 521 |
| 8 | Hathaway | | 20-Mar-87 | 27-May-87 | $34,939.20 | I | 17 |
| 9 | Westmoreland | | 04-Apr-89 | 03-Jan-90 | $0.00 | I | 70.7 |
| 53 | Westmoreland | | 08-Aug-01 | 22-Mar-02 | $0.00 | I | 608.5 |
| 68 | Westmoreland | | 30-Aug-04 | 19-Jan-05 | $0.00 | I | 276.5 |
| 39 | Westmoreland | | 17-Aug-98 | 13-May-99 | $700,965.00 | I | 126.3 |
| 51 | Wesmoreland | | 10-May-00 | 19-Nov-01 | $1,051,725.00 | I | 189.5 |
| 10 | Big Sky Coal | A | 26-Jan-88 | 8-Dec-2003 | $9,085,762.85.00 | I | 823.43 |
| 57 | Decker Coal | East Pits | 24-Sep-02 | 13-Jan-2004 | $943,737.91 | I | 362.3 |
| 58 | Decker Coal | West Pits | 24-Sep-02 | 13-Jan-2004 | $198,322.51 | I | 1384.5 |
| 11 | Western Energy | A | 04-Mar-88 | 07-Jun-96 | $0.00 | I | 64 |
| 12 | Western Energy | B | 04-Mar-88 | 07-Jun-96 | $0.00 | I | 151.5 |
| 13 | Western Energy | C | 04-Mar-88 | 07-Jun-96 | $0.00 | I | 72 |
| | | | | | $15,372,964.22 | | 6,282.23 |

** Phase I Bond Release Applications released prior to 1989 are equivalent to Phase I and II bond release now.

B. Phase I and II Bond Release Applications

| APP. # | COMPANY | AREA | DATE REC'D | DATE RLSD | AMT RLSD | PHASE | ACRES RLSD |
|---|---|---|---|---|---|---|---|
| 19 | Warburton | BJ II | 03-Dec-90 | 12-Jul-91 | $0.00 | I AND II | 22.6 |
| 22 | Western Energy | E | 19-Sep-94 | 07-Jun-96 | $449,475.00 | I AND II | 47.1 |
| 24 | Western Energy | A | 23-Mar-95 | 07-Jun-96 | $0.00 | I AND II | 218 |
| 25 | Western Energy | B | 23-Mar-95 | 07-Jun-96 | $0.00 | I AND II | 85.8 |
| 26 | Western Energy | C | 23-Mar-95 | 07-Jun-96 | $0.00 | I AND II | 145 |
| 27 | Western Energy | E | 23-Mar-95 | 07-Jun-96 | $4,010,932.00 | I AND II | 420.3 |
| 29 | Meridian | TEST PIT | 11-Jul-95 | 09-Apr-96 | $0.00 | I AND II | 6.09 |
| 30-B | Western Energy | C | 26-Jan-96 | 16-Mar-04 | $108,252.00 | I AND II | 52.2 |
| 31 | Western Energy | A | 10-Jun-96 | 31-Jul-97 | $0.00 | I AND II | 200 |
| 32 | Western Energy | B | 10-Jul-96 | 31-Jul-97 | $0.00 | I AND II | 1 |
| 33 | Western Energy | C | 10-Jul-96 | 31-Jul-97 | $0.00 | I AND II | 565 |
| 34 | Western Energy | D | 10-Jul-96 | 31-Jul-97 | $0.00 | I AND II | 177.8 |
| 35 | Western Energy | E | 10-Jul-96 | 31-Jul-97 | $2,196,799.00 | I AND II | 230.2 |
| 37 | Western Energy | B | 16-May-97 | 03-Sep-98 | $0.00 | I AND II | 25 |
| 38 | Western Energy | C | 16-May-97 | 03-Sep-98 | $0.00 | I AND II | 154 |
| 36 | Western Energy | A | 16-May-97 | 14-Feb-00 | $0.00 | I AND II | 115 |
| 41 | Western Energy | D | 29-Jul-98 | 14-Feb-00 | $0.00 | I AND II | 118.1 |
| 42 | Western Energy | E | 29-Jul-98 | 14-Feb-00 | $1,452,445.00 | I AND II | 152.2 |
| 44 | Western Energy | A | 10-Sept-99 | 12-6-00 | $0.00 | 1 AND II | 91 |
| 46 | Western Energy | D | 10-Sept-99 | 12-6-00 | $0.00 | 1 AND II | 91.9 |
| 52 | Spring Creek | | 2-Mar-01 | 12-Dec-01 | $0.00 | I AND II | 63.9 |
| 48 | Western Energy | B | 10-Apr-00 | 29-Jan-04 | $0.00 | I AND II | 42.8 |
| 49 | Western Energy | D | 10-Apr-00 | 29-Jan-04 | $0.00 | I AND II | 91.7 |
| 50 | Western Energy | E | 10-Apr-00 | 29-Jan-04 | $0.00 | I AND II | 251.2 |
| | | | Total bond amount and acres released | | $8,217,903.00 | | 3,367.89 |

C. Phase II Bond Release Applications

| APP. # | COMPANY | AREA | DATE REC'D | DATE RLSD | AMT RLSD | PHASE | ACRES RLSD |
|---|---|---|---|---|---|---|---|
| 39 | Westmoreland | | 07-Oct-98 | 13-May-99 | $0.00 | II | 847 |
| 51 | Westmoreland | | 10-May-00 | 19-Nov-01 | $0.00 | II | 62.50 |
| 57 | Decker Coal | East Pits | 24-Sep-02 | 13-Jan-04 | $198,322.51 | II | 81.4 |
| 58 | Decker Coal | West Pits | 24-Sep-02 | 13-Jan-04 | $943,737.91 | II | 523.9 |
| 68.2 | Westmoreland | | 31-Aug-04 | 19-Nov-05 | $0.00 | II | 557 |
| | | | Total bond amount and acres released | | $1,142,060.42 | | 2,071.8 |

D. Phase IV and Full Bond Releases -- Includes Permit Area Adjustments

| APP. # | COMPANY | AREA | DATE REC'D | DATE RLSD | AMT RLSD | PHASE | ACRES RLSD |
|---|---|---|---|---|---|---|---|
| A | Western Energy | B | 26-Jan-79 | 31-Jan-79 | $10,167.50 | FULL | 2.5 |
| B | Western Energy | A | 01-Jul-80 | 28-Jul-80 | $46,832.10 | FULL | 14.0 |
| C | Western Energy | A | 10-Dec-82 | 25-Oct-83 | $195,398.50 | FULL | 57 |
| D | Western Energy | B | 30-Apr-87 | 23-Jun-89 | $11,551.00 | FULL | 4.4 |
| 18 | Western Energy | Pit 6 | 13-Feb-90 | 08-Jul-91 | $134,692.00 | FULL | 63.9 |
| 29 | Meridian | Huntley Load Out | 11-Jul-95 | 12-Oct-95 | $11,394.00 | FULL | 6.91 |
| 30 | Western Energy | C | 21-Sep-00 | 16-Mar-2004 | $0.00 | FULL | 49.6 |
| 43 | Western Energy | Pit 6 | 17-Feb-99 | 26-Jul-05 | $1,085,805.00 | FULL | 500.5 |
| 59 | Jesse Minor | Hathaway Coal Mine | 23-Jan-2004 | 8-June-2004 | $23,292.80 | FULL | 18.08 |
| 73 | Western Energy | Pit 6 | 13-Oct-05 | 07-Jun-06 | $44,988.00 | FULL | 20.4 |
| | | | Total bond amount and acres released | | $1,564,120.00 | | 737.29 |

E. Administrative, or Lands Not Disturbed

The following releases of either lands or bond obligation occurred as a result of either taking undisturbed lands out of the permit area, recalculation of bond resulting in a significantly lower bond, or a ruling that the lands in question were double permitted, and an Act, other than the Montana Strip and Underground Mine Reclamation Act, had primacy.

| APP. # | COMPANY | AREA | DATE REC'D | DATE RLSD | AMT RLSD | PHASE | ACRES RLSD |
|---|---|---|---|---|---|---|---|
| 1 | Western Energy | E | 04-Oct-83 | 29-Nov-83 | $1,003,757.12 | full | 240 |
| 14 | Spring Creek | | 14-Nov-88 | 08-Mar-89 | $2,942,816.00 | NA* | NA* |
| 15 | Western Energy | D | 06-Feb-89 | 28-Mar-89 | $1,206,539.00 | NA* | NA* |
| 16 | Western Energy | E | 06-Feb-89 | 28-Mar-89 | $5,643,638.00 | NA* | NA* |
| 17 | Western Energy | B | 06-Feb-89 | 28-Mar-89 | $2,142,954.00 | NA* | NA* |
| 19 | Warburton | BJ II | 03-Dec-90 | 12-Jul-91 | $23,125.00 | I, II and full* | 22.6 |
| | Decker Coal Co. | East | 20-Jul-2002 | 6-Mar-03 | 2,428,178 | NA | 0 |
| | Decker Coal Co. | West | 20-Jul-2002 | 6-Mar-03 | 24,557,298 | NA | 0 |
| | Western Energy | E | | 10-1-02 | 10,279,065 | NA | 0 |
| | | | | Total bond amount and acreage released | $50,227,370.12 | | 262.6 |

II. Bond Release Applications Pending

A. Phase I Applications

| APP. # | COMPANY | AREA | DATE REC'D | DATE RLSD | AMT TO BE RLSD | PHASE | ACRES RLSD |
|---|---|---|---|---|---|---|---|
| 61 | Big Sky Coal Co. | B | 31-May-05 | | $1,199,308.00 | I | 996 |
| 62 | Western Energy | A | 04-Aug-04 | | $327,000.00 | I | 101.6 |
| 71 | Western Energy | D | 01-Feb-05 | | $106,862.00 | I | 83.1 |
| 75 | Western Energy | A | 27-Apr-06 | | $1,193,423.00 | I | 370.3 |
| | | | | Total bond amount and acres requested for release | $2,826,593.00 | | 1,551 |

B. Phase I and II (combined) or Phase II Applications

| APP. # | COMPANY | AREA | DATE REC'D | DATE RLSD | AMT TO BE RLSD | PHASE | ACRES RLSD |
|---|---|---|---|---|---|---|---|
| 45 | Western Energy | C | 10-Sep-99 | **WITHDRAWN** | $0.00 | I AND II | 201 |
| 54 | Western Energy | B | 25-Sep-2002 | **WITHDRAWN** | $497,546.74 | I AND II | 202.3 |
| 55 | Western Energy | C | 25-Sep-2002 | **WITHDRAWN** | $693,171.36 | I AND II | 252.0 |
| 56 | Western Energy | D | 25-Sep-2002 | | $1,163,135.10 | I AND II | 442.6 |
| 61 | Big Sky Coal Co. | B | 31-May-05 | | $1,185,939.00 | II | 494 |
| 66 | Western Energy | C | 21-Sep-04 | | $0.00 | I AND II | 623 |
| 60 | Big Sky Coal Co. | Area A | 26-Apr-05 | | $6,565,265.00 | I AND II | 595 |
| 72 | Spring Creek Coal | | 03-Aug-05 | **WITHDRAWN** | $300,000.00 | I AND II | 352.9 |
| Total bond amount and acres requested for release | | | | | $10,405,057.20 | | 3162.8 |

C. Phase III Applications

| APP. # | COMPANY | AREA | DATE REC'D | DATE RLSD | AMT TO BE RLSD | PHASE | ACRES RLSD |
|---|---|---|---|---|---|---|---|
| 67 | Western Energy | B | 29-Nov-05 | | $0.00 | III | 27.9 |
| 70 | Westmoreland | Savage | 03-Jan-05 | **WITHDRAWN** | $477,888.00 | III | 130 |
| 74 | Western Energy | E | 28-Apr-06 | | $0.00 | III | 172.4 |
| 76 | Western Energy | E | 28-Apr-06 | | $0.00 | III | 157.5 |
| Total bond amount and acres requested for release | | | | | $477,888.00 | | 4,878 |

D. Phase IV or Full Applications

| APP. # | COMPANY | AREA | DATE REC'D | DATE RLSD | AMT TO BE RLSD | PHASE | ACRES RLSD |
|---|---|---|---|---|---|---|---|
| | | | | | | | |
| Total bond amount and acres requested for release | | | | | $0 | | 0 |

## COAL PROSPECTING

### PERMITS BY COMPANY

| Permit Holders | County | Bond Held | Number of Acres |
|---|---|---|---|
| Kennecott Energy (321) | Powder River | $16,000 | 5.2 |
| Western Energy Co. (322) | Rosebud | $28,800.00 | 9.4 |
| Western Energy Co. (323) | Treasure | $22,800.00 | 6.4 |
| Carpenter Creek LLC (324) | Musselshell | $10,000.00 | 1.0 |
| Totals | | $77,600.00 | 22 |

### PROSPECTING PERMIT BY COUNTY

| County | Number of Permits | Total Acreage Permitted |
|---|---|---|
| Powder River | 1 | 5.2 |
| Rosebud | 1 | 9.4 |
| Treasure | 1 | 6.4 |
| Musselshell | 1 | 1.0 |
| TOTAL | 4 | 22.0 |

Expired Permits - Bond Still Held

| Permit No. | Last Renew | Company | County | Bond Amt. | Acreage | Release Date |
|---|---|---|---|---|---|---|
| 136 | | Montana State University | Rosebud | $0.00 | 16.3 | |
| 288 | 84 | Peabody Coal Co. | Rosebud | $29,200.00 | 18.3 | |
| 309 | 93 | Big Sky Coal Co. | Rosebud | $11,000.00 | 1.2 | |
| 303 | 97 | Montco LLP | Rosebud | $20,500.00 | 10.5 | |
| 313 | 97 | Big Sky Coal Co. | Rosebud | $25,800.00 | 15.8 | |
| 307 | 2000 | Montco LLP | Powder River | $12,400.00 | 2.4 | |
| 316 | 2004 | Kiewit Mining Group | Custer | $15,500.00 | 4.9 | |
| 317 | 2005 | Kiewit Mining Group | Wibaux | $10,000.00 | 0.2 | |
| 318 | 2005 | Kiewit Mining Group | Dawson | $10,000.00 | 0.4 | |
| 319 | 2005 | Kiewit Mining Group | McCone | $16,000.00 | 4.0 | |
| 320 | 2005 | Kiewit Mining Group | Prairie | $12,500.00 | 1.6 | |
| Total Bond yet held on Prospecting Permits as of 7/1/2006 | | | | $162,900.00 | 75.6 | |