



STATE OF TENNESSEE  
DEPARTMENT OF ENVIRONMENT AND CONSERVATION  
KNOXVILLE ENVIRONMENTAL FIELD OFFICE  
3711 MIDDLEBROOK PIKE  
KNOXVILLE, TENNESSEE 37921-6538  
PHONE (865) 594-6035 STATEWIDE 1-888-891-8332 FAX (865) 594-6105

September 6, 2006

Mr. David Slater, President  
Crossville Coal Inc.  
P.O. Box 267  
Harriman, TN 37748

**RE: Transfer of Ownership**  
Crossville Coal Inc.  
Turner Surface Mine  
NPDES Permit TN0071633  
SMCRA Permit 3189  
Cumberland County

Dear Mr. Slater:

On July 18, 2005, the Division was in receipt of an agreement and application for transfer of the referenced NPDES permit. The permit transfer from Cumberland Coal Company, LLC (original permittee) to Crossville Coal Inc. (new permittee) became effective thirty (30) days after our receipt of the agreement and transfer. Enclosed is a copy of the NPDES permit and permit title page for your files.

As the new permittee, you agree to comply with the terms and conditions of the permit, and to follow all monitoring and reporting requirements. You also agree that there will be no change in any operation at the site covered by this permit. Before any major modification or change in your operation occurs, the Division must approve revised plans and appropriate NPDES permit application forms.

If you have any questions concerning this correspondence write to the letterhead address above, or telephone Gary Mullins at (865) 594-5536 or John Price at (865) 594-5585.

Sincerely,

Paul E. Davis, Director  
Division of Water Pollution Control

PED:MPS:GWM:JCP

Enclosure

cc: Elaine Hartmann, OSM, Knoxville Field Office  
NPDES Permit File

# STATE OF TENNESSEE



## NPDES PERMIT

### NPDES Permit TN0071633 Transfer of Ownership

Authorization to discharge under the  
National Pollutant Discharge Elimination System

Issued By

**Tennessee Department of Environment and Conservation  
Division of Water Pollution  
2700 Middlebrook Pike, Suite 220  
Knoxville, Tennessee 37921**

Under authority of the *Tennessee Water Quality Control Act of 1977 (T.C.A. 69-3-101 et seq.)* and the delegation of authority from the United States Environmental Protection Agency under the *Federal Water Pollution Control Act*, as amended by the *Clean Water Act of 1977 (33 U.S.C. 1251, et seq.)*

Discharger: **Transferred to: Crossville Coal Inc. (new permittee)  
Turner Surface Mine - SMCRA Permit 3189**

From: Cumberland Coal Company, LLC (original permittee)  
Turner Mine 1 - SMCRA Permit 2981

is authorized to discharge treated wastewater and stormwater:

from a facility located in **Cumberland County** at **latitude N35° 59' 34"**, **longitude W84° 44' 47"**

consisting of **584 acres**

to receiving waters named: **Island Creek - 001, 001A; Unnamed tributary to Meadow Branch - 002; Millstone Branch - 003A, 003B, 003C; Little Meadow Branch - 004, 004A, 005, 005A; Rogers Creek - 006**

in accordance with effluent limitations, monitoring requirements and other conditions set forth herein.

This permit shall become effective on: **August 17, 2005**

This permit shall expire on: **January 26, 2009**

Transmittal date: **September 6, 2006**

Paul E. Davis, Director

FILE COPY

JUL 18 2005

Notice of Transfer  
National Pollutant Discharge Elimination System Permit

NPDES Permit TN00 71633

Cumberland Coal, Turner Mine hereafter known as the Existing Permittee, and  
(Company Name and Site Identification)

Crossville Coal, Turner Mine hereafter known as the Proposed New Permittee,  
(Company Name and Site Identification)

agree to the following:

The Proposed New Permittee, who has read and agrees to the terms of the permit issued to the Existing Permittee, hereby notifies the Division that the permit identified above is to be transferred to the Proposed New Permittee along with all rights and legal responsibilities, effective the time and dated listed below. The Proposed New Permittee agrees that there will be no changes in the permitted facilities that would affect the wastewater treatment systems as approved for the above identified permit.

Please note that there address of the proposed permittee must accompany this Notice of Transfer.

The transfer shall be effective on August 15, 2005.  
Time Date

Note: This Notice of Transfer shall be filed at least 30 days in advance of the proposed transfer date with the Division of Water Pollution Control-Mining Section, Knoxville Environmental Assistance Center, 2700 Middlebrook Pike, Suite 220, Knoxville, TN 37921.

For the Proposed New Permittee:

*[Handwritten Signature]*

David Slater  
Responsible Official's Name

President/Director  
Title

Subscribed and sworn to before me by DAVID GUNASEKERA this 14<sup>th</sup> day of July, 2005.

*[Handwritten Signature]*  
Notary Public

DAVID GUNASEKERA  
Barrister & Solicitor  
1100 - 888 DUNSMUIR STREET  
VANCOUVER, B.C.  
V6C 3K4

N/A  
My Commission Expires

For the Existing Permittee:

*[Handwritten Signature]*

H.E. Hearn  
Responsible Official's Name

Chief Manager  
Title

Subscribed and sworn to before me by H.E. Hearn this 15<sup>th</sup> day of July, 2005.

*[Handwritten Signature]*  
Notary Public



6-28-06  
My Commission Expires