



May 24, 2024

Sent via ePermit system

Clayton Cross
Hillsboro Energy, LLC
12051 9th Avenue
Hillsboro, IL 62049
ccross@pattonmining.com

Re: Incidental Boundary Revision No. 20 to Permit No. 399
Deer Run Mine
Supplemental Information

Dear Mr. Cross:

After reviewing the information in the above-referenced Incidental Boundary Revision application, the Department has determined that additional information is necessary.

Please review and address the issues below and complete the ePermit Application System as necessary prior to resubmitting to comply with 62 Ill. Adm. Code 1700-1850. Please note, supplemental information not received timely may result in the Department denying the application.

1.6.4: In response to Question 1.6.4, the applicant indicates no uncontrolled property in the proposed area. However, based on the information in Table 1.6.2, the applicant has also indicated a lease agreement with the property owner. Pursuant to 62 Ill. Adm. Code 1778.15(d), the applicant shall revise the response to Question 1.6.4 and provide a copy of the lease agreement for the area where surface ownership has been severed from the mineral ownership; showing the legal right to enter and commence operations.

1.8: In response to Form 1.8 for the Public Notice and pursuant to 62 Ill. Adm. Code 1773.13(a), the applicant shall revise the draft public notice to include the Department's email address, dnr.mmldr@illinois.gov, along with the street address.

2.1.1: In response to Question 2.1.1, the applicant does not have soil capability labeled on the pre-mining/post-mining land use map. Pursuant to 62 Ill. Adm. Code 1780.23(a) and 1777.1(a)(3), the applicant shall provide an updated pre-mining and post-mining land use map that includes soil capability.

2.2.4: In response to Question 2.2.4, the applicant has incorrect depths listed for high capability and limited capability soil. Pursuant to 62 Ill. Adm. Code 1783.21(a)(3), the applicant shall update the depth of both high capability and limited capability to 9 inches if using a

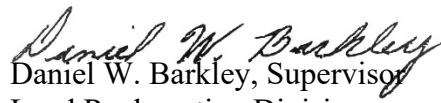
weighted average or 14 inches if using the highest value from the provided web soil survey report.

2.4.2: The applicant has uploaded the Archeological Phase I survey under Part 99 for Confidential Information. Unless historic sites are found within the proposed area, the information should not be kept confidential. Pursuant to 62 Ill. Adm. Code 1783.12(a), the applicant shall either provide an explanation of the significance of keeping this information confidential or upload the report in response to Question 2.4.2.

8.3.3: In response to Question 8.3.3, the applicant states prime farmland does not need to be segregated. To assure compliance with 62 Ill. Adm. Code 1823.12, prime farmland soils shall be segregated and labeled separately from non-prime farmland soils. The applicant shall update all responses to comply.

Should you have any questions, please contact this office.

Sincerely,


Daniel W. Barkley, Supervisor
Land Reclamation Division

DWB:KO:kr

cc: C. Johnson
K. Osibamowo