Oct. 29 L20283412

NOTICE OF REQUEST FOR DETERMINATION OF SPECIAL, EXCEPTIONAL, CRITICAL, OR UNIQUE LANDS

Notice is hereby given that Powertech (USA) Inc., P.O. Box 812, Edgemont, South Dakota 57735, has submitted a Request for Determination of Special, Exceptional, Critical, or Unique Lands and Notice of Intent to Operate to the Department of Environment and Natural Resources. The legal description of the operation is E1/2 NE1/4, E1/2 SE1/4, SW1/4 SE1/4, S1/2 NW1/4 SE1/4, SE1/4 SW1/4, and S1/2 NE1/4 SW1/4 Section 20, W1/2, W1/2 W1/2 NE1/4, and W1/2 NW1/4 SE1/4 Section 21, S1/2 Section 27, N1/2 NW1/4, SW1/4 NW1/4, and SW1/4 Section 28, Section 29, Section 30, E1/2 Section 31, Section 32, NW1/4, SW1/4, SE1/4, and S1/2 NE1/4 Section 33, Section 34, and Section 35; T6S-R1E, Custer County, and Section 1, Section 2, Section 3, W1/2 W1/2 Section 4, Section 5, Section 10, Section 11, Section 12, NW1/4, W1/2 NE1/4, and NE1/4 NE1/4 Section 14, and N1/2 Section 15; T7S-R1E, Fall River County. Powertech (USA) Inc. has submitted the Request for Determination of Special, Exceptional, Critical, or Unique Lands and Notice of Intent to Operate for purposes of determining whether the lands potentially affected by the proposed mining operation are eligible for inclusion on the preliminary list of special, exceptional, critical, or unique lands.

The proposed operation involves an in situ leach mining operation for uranium in an area located 12 to 17 miles northwest of Edgemont, South Dakota. The large scale operation will directly affect approximately 1,600 acres, although a total of 10,580 acres will be included in the permitted boundary. The in situ leach mining process involves injecting carbon dioxide and oxygen into an aquifer containing the uranium. The uranium will be oxidized, dissolved, and pumped out of the aquifer to a central processing plant where the water will be treated to remove the uranium. Reclamation will include restoration of the aquifer to baseline conditions, well plugging which will be conducted concurrently with mining, decommissioning of the processing plant, and removal of pipelines and evaporation ponds. The land will be reclaimed to its present use of grazing and wildlife habitat.

A copy of the Request may be reviewed at the Minerals and Mining Program, Joe Foss Building, 523 East Capitol, Pierre, South Dakota, at the Custer County Register of Deeds office in Custer, South Dakota, or at the Fall River Register of Deeds office in Hot Springs, South Dakota. Any citizen, organization, or agency may nominate lands described in this Request for Determination of Special, Exceptional, Critical, or Unique Lands and Notice of Intent to Operate for inclusion on the preliminary list of special, exceptional, critical, or unique lands by submitting a nominating petition to the Department of Environment and Natural Resources pursuant to the requirements of ARSD 74:29:10:16 no later than December 28, 2008. Persons desiring further information may contact Eric Holm or Roberta Fivecoate, Minerals and Mining Program, at (605) 773-4201.

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MINERALS & MINING PROGRAM

Affidavit of Publication

STATE OF SOUTH DAKOTA
County of Pennington ss.

Patricia K. Van Patten, being first duly sworn, upon her oath says: That she is now and was at all times hereinafter mentioned, an employee of the RAPID CITY JOURNAL COMPANY, a corporation, of Rapid City, South Dakota, the owner and publisher of the RAPID CITY JOURNAL, a legal and daily newspaper printed and published in Rapid City, in said County of Pennington, and has full and personal knowledge of all the facts herein stated as follows: that said newspaper is and at all of the times herein mentioned has been a legal and daily newspaper with a bonafide paid circulation of at least Two Hundred copies daily, and has been printed and published in the English language, at and within an office maintained by the owner and publisher thereof, at Rapid City, in said Pennington County, and has been admitted to the United States mail under the second class mailing privilege for at least one year prior to the publication herein mentioned; that the advertisement, a printed copy of which, taken from said RAPID CITY JOURNAL, the paper in which the same was published, is attached to this sheet and made a part of this affidavit, was published in said paper once each week for one successive week, the first publication thereof being on the twenty-ninth day of October, 2008, that the fees charged for the publication thereof are Sixty-nine Dollars and sixty cents.

Patricia K. Van Patten

Subscribed and sworn to before me this 29th day of October, 2008.

Kathy L. Graff Notary public.

April 29, 2010
My commission expires

KATHY L. GRAFF NOTARY SEAL PUBLIC STATE OF SOUTH DAKOTA