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rec'd 4/17/12
via email kay

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ARKANSAS DEPARTMENT OF ENVIRONMENTAL QUALITY
NOTICE OF INTENT
AGGREGATE FACILITIES
NPDES GENERAL PERMIT ARG500000

MAR 05 2012

Application Type: New Renewal (Permit # ARG50

I. PERMITTEE/OPERATOR INFORMATION

James Fecho dba
call 4/17/12 kay
23172
Permittee (Legal Name): Bear Mt. Mine Operator Type:
Permittee Mailing Address: 3819 Hwy 470-E State Partnership
Permittee City: MT. Ida Federal Corporation*
Permittee State: AR Zip: 71957 Sole Proprietorship/Private
Permittee Telephone Number: 870-867-2314 *State of Incorporation: _____
Permittee Fax Number: N-A The legal name of the Permittee must be
Permittee E-mail Address: fecho@ipa.net identical to the name listed with the Arkansas
Secretary of State.

II. INVOICE MAILING INFORMATION

Invoice Contact Person: _____ City: _____
Invoice Mailing Company: GAME State: _____ Zip: _____
Invoice Mailing Address: _____ Telephone: _____

III. FACILITY INFORMATION

Facility Name: Bear Mtn Mine Facility Contact Person: James Fecho
Facility Address: Crystal park road Telephone Number: 870-867-2314
Driving Directions to Facility: From Hwy 27 take Crystal Park Rd 1.5 miles
Facility County: Montgomery Co. Facility City, State & Zip: Mt. Ida, AR 71957
Facility Latitude: 34 Deg 28 Min 55.14 Sec Facility Longitude: 93 Deg 39 Min 46.70 Sec
Accuracy: NA Method: Satellite Datum: UN Scale: UN Description: Centroid
Facility SIC Code: _____ Facility NAICS: _____

call 4/18/12
kay

IV. DISCHARGE INFORMATION

Outfall Number: # 1 Estimated Flow: 1000 gal/day
Effluent Description: Syphon From Hose
Stream Segment: 2 P Hydrologic Basin Code: 08040102
Outfall Latitude: 34 Deg 28 Min 57.07 Sec Outfall Longitude: 93 Deg 39 Min 50.32 Sec
Accuracy: NA Method: Satellite Datum: UN Scale: UN Description: Centroid
Receiving Stream: Huddleston Creek to Ouachita River
Treatment System*: 2 Settling Ponds
Outfall Number: _____ Flow: _____ MGD (Million Gallons per Day)
Effluent Description: _____
Stream Segment: _____ Hydrologic Basin Code: _____
Outfall Latitude: _____ Deg _____ Min _____ Sec Outfall Longitude: _____ Deg _____ Min _____ Sec

WATER DIVISION
5301 NORTHSHORE DRIVE / NORTH LITTLE ROCK, ARKANSAS 72118
PHONE 501-682-0623 / FAX 501-682-0880
www.adeg.state.ar.us

Accuracy: _____ Method: _____ Datum: _____ Scale: _____ Description: _____
 Receiving Stream: _____
 Treatment System*: _____
 *Include addition of any chemicals, if applicable.

V. FACILITY PERMIT INFORMATION

NPDES Individual Permit Number (If Applicable): AR00
 NPDES General Permit Number (If Applicable): ARG
 State Construction Permit Number: ARG50 C
 NPDES General Construction Stormwater Permit Number (If Applicable): ARR15
 NPDES Industrial Stormwater General Permit Number: ARR00
 Mining Permit Number: _____
 Other Department Permits: _____

VI. OTHER INFORMATION:

Geological Description of Site: Arkansas novaculite, Blakely sandstone, Crystal Mt Sand Stone
 Additional Location Description: NA
 Additional Comments: no washing, crushing or screening. Only discharge is stormwater dewatering.
 Consultant Contact Name: NA
 Consultant Email Address: NA
 Consultant Address: _____ City: _____ State: _____ Zip: _____
 Consultant Phone Number: _____ Consultant Fax Number: _____

VII. CERTIFICATION OF OPERATOR

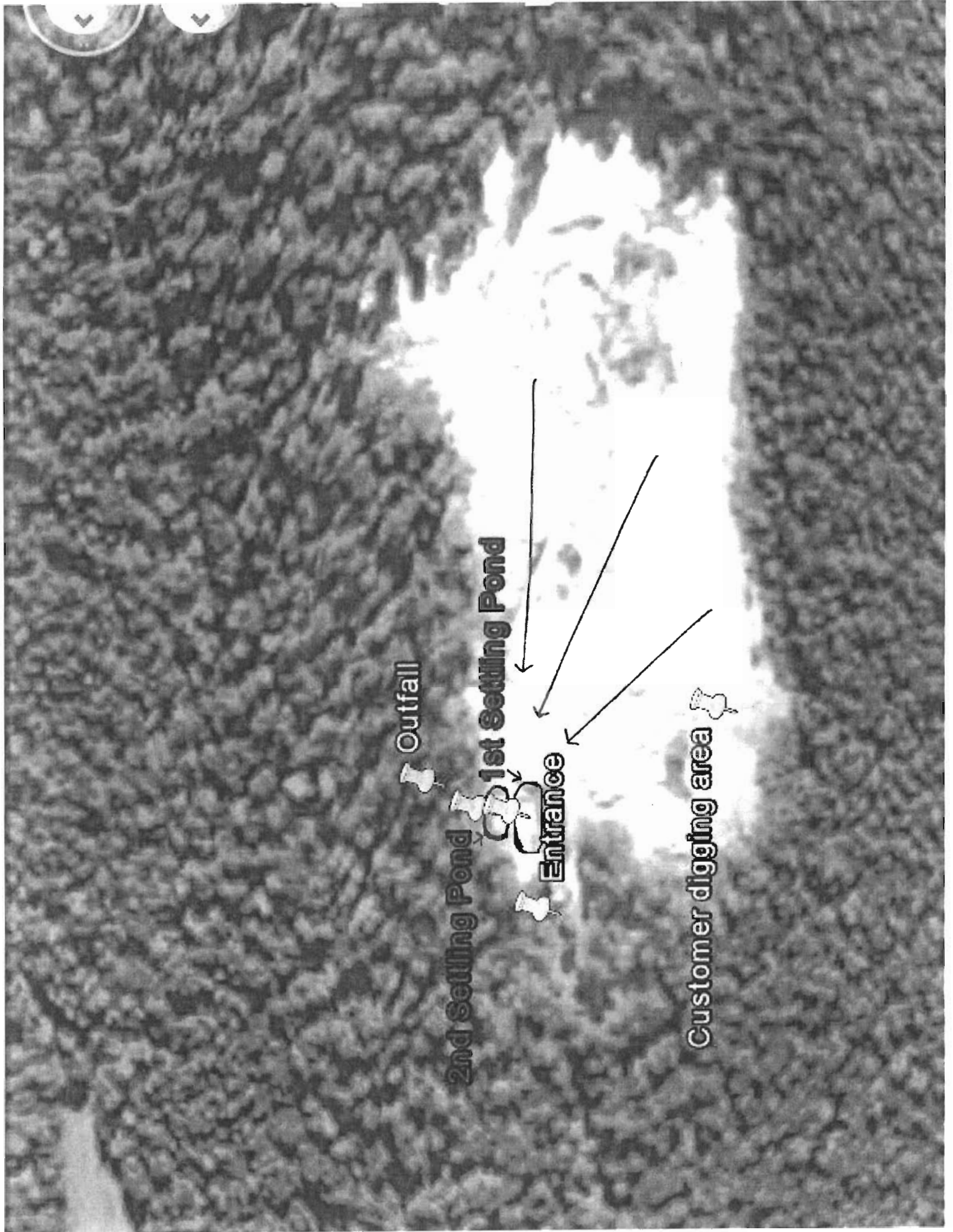
"I certify that, if this facility is a corporation, it is registered with the Secretary of the State of Arkansas. I certify that the cognizant official designated in this Application is qualified to act as a duly authorized representative under the provisions of 40 CFR 122.22(b). If no cognizant official has been designated, I understand that the Department will accept reports signed only by the Applicant. 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 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."

X Responsible Official Printed Name: JAMES FECHO Title: OWNER
 Responsible Official Signature: [Signature] Date: 2-22-2012
 Responsible Official Email: _____
 Cognizant Official Printed Name: Helen Fecho Title: OWNER
 Cognizant Official Signature: [Signature] Telephone: 870-867-7314
 Cognizant Official Email: fecho@ipa.net

X. PERMIT REQUIREMENT VERIFICATION

Please check the following to verify completion of permit requirements. If you answer "NO" to any of questions below the application will be considered incomplete and cause a delay in the permitting process.
 Yes No

WATER DIVISION
 5301 NORTHSHORE DRIVE / NORTH LITTLE ROCK, ARKANSAS 72118
 PHONE 501-682-0623 / FAX 501-682-0880
 www.adeq.state.ar.us



Outfall

2nd Settling Pond

1st Settling Pond

Entrance

Customer digging area

INSTRUCTIONS FOR DISCLOSURE STATEMENT

Arkansas Code Annotated Section 8-1-106 requires that all applicants for the issuance, or transfer of any permit, license, certification or operational authority issued by the Arkansas Department of Environmental Quality (ADEQ) file a disclosure statement with their applications. The filing of a disclosure statement is mandatory. No application can be considered complete without one.

Disclosure statement means a written statement by the applicant that contains:

- The full name and business address of the applicant and all affiliated persons;
- The full name and business address of any legal entity in which the applicant holds a debt or equity interest of at least five percent (5%) or that is a parent company or subsidiary of the applicant, and a description of the ongoing organizational relationships as they may impact operations within the state;
- A description of the experience and credentials of the applicant, including any past or present permits, licenses, certifications, or operational authorizations relating to environmental regulation;
- A listing and explanation of any civil or criminal legal actions by government agencies involving environmental protection laws or regulations against the applicant and affiliated persons in the ten (10) years immediately preceding the filing of the application, including administrative enforcement actions resulting in the imposition of sanctions, permit or license revocations or denials issued by any state or federal authority, actions that have resulted in a finding or a settlement of a violation, and actions that are pending;
- A listing of any federal environmental agency and any other environmental agency outside this state that has or has had regulatory responsibility over the applicant; and
- Any other information the Director of the Arkansas Department of Environmental Quality may require that relates to the competency, reliability, or responsibility of the applicant and affiliated persons.

Exemptions:

The following persons or entities are not required to file a disclosure statement:

- Governmental entities, consisting only of subdivisions or agencies of the federal government, agencies of the state government, counties, municipalities, or duly authorized regional solid waste authorities as defined by § 8-6-702. (This exemption shall not extend to improvement districts or any other subdivision of government which is not specifically instituted by an act of the General Assembly.)
- Applicants for a general permit to be issued by the department pursuant to its authority to implement the National Pollutant Discharge Elimination System for storm water discharge.
- If the applicant is a publicly held company required to file periodic reports under the Securities and Exchange Act of 1934 or a wholly owned subsidiary of a publicly held company, the applicant shall not be required to submit a disclosure statement, but shall submit the most recent annual and quarterly reports required by the Securities and Exchange Commission which provide information regarding legal proceedings in which the applicant has been involved. The applicant shall submit such other information as the director may require that relates to the competency, reliability, or responsibility of the applicant and affiliated persons.

Exemptions continued:

The following permits, licenses, certifications, and operational authorizations are also exempt from submitting a disclosure statement:

- Hazardous Waste Treatment, Storage, and Disposal Permit Modifications (Class 1, 2, and 3), as defined in Arkansas Pollution Control and Ecology Commission (APC&EC) Regulation 23;
- Phase 1 Consultants, as defined in APC&EC Regulation 32;
- Certifications for Operators of Commercial Hazardous Waste Facilities, as defined in APC&EC Regulation 23 § 264.16(f);
- Regulated Storage Tank Contractor or Individual License Renewals as defined in APC&EC Regulation 12;
- Certifications for Persons Operating and Maintaining Underground Storage Tank Systems which Contain Regulated Substances, as defined in APC&EC Regulation 12.701, *et. seq.*;
- Laboratory Certifications, as defined in Ark. Code Ann. § 8-2-201, *et. seq.*;
- Individual Homeowners seeking coverage under General Permit ARG5500000;
- Wastewater Operator Licenses, as defined in APC&EC Regulation 3;
- Water Permit Modifications for permits issued under the authority of the Arkansas Water and Air Pollution Control Act (Ark. Code Ann. §8-4-101, *et. seq.*);
- Solid Waste Permit Modifications for permits issued under APC&EC Regulation 22;
- Solid Waste Landfill Operator License Renewals, as defined in Regulation No. 27;
- Air Permit Modifications for permits issued under APC&EC Regulations 18, 19, and 26; and
- Asbestos Certification Renewals, as defined in Regulation 21.

Deliberate falsification or omission of relevant information from disclosure statements shall be grounds for civil or criminal enforcement action or administrative denial of a permit, license, certification, or operational authorization.

ARKANSAS DEPARTMENT OF ENVIRONMENTAL QUALITY DISCLOSURE STATEMENT

Instructions for the Completion of this Document:

- A. Individuals, firms or other legal entities with no changes to an ADEQ Disclosure Statement, complete items 1 through 5 and 18.
- B. Individuals who never submitted an ADEQ Disclosure Statement, complete items 1 through 4, 6, 7, and 16 through 18.
- C. Firms or other legal entities who never submitted an ADEQ Disclosure Statement, complete 1 through 4, and 6 through 18.

Mail to:
 ADEQ
 DISCLOSURE STATEMENT
 [List Proper Division(s)]
 5301 Northshore Drive
 North Little Rock, AR 72118-5317

Hand Deliver to:
 ADEQ
 DISCLOSURE STATEMENT
 [List Proper Division (s)]
 5301 Northshore Drive
 North Little Rock, AR 72118-5317

1. APPLICANT: (Full Name) James Andrew Fecho

2. MAILING ADDRESS (Number and Street, P.O.Box Or Rural Route) :
3319 Hwy 270-E

3. CITY, STATE, AND ZIP CODE:
MT, Ida, AR, 71957

4. (check all that apply.)

Individual Corporate or Other Entity

Permit License Certification Operational Authority

New Application Modification Renewal Application (If no changes from previous disclosure statement, complete number 5 and 18.)

Air Water Hazardous Waste Regulated Storage Tank Mining Solid Waste

Environmental Preservation and Technical Service

5. Declaration of No Changes:
 The violation history, experience and credentials, involvement in current or pending environmental lawsuits, civil and criminal, have not changed since the last Disclosure Statement I filed with ADEQ on NA

X Signature of Individual or Authorized Representative of Firm or Legal Entity
 (Also complete #18.) James Fecho

6. Describe the experience and credentials of the Applicant, including the receipt of any past or present permits, licenses, certifications or operational authorization relating to environmental regulation. (Attach additional pages, if necessary.)

We have been in the mining business for 40 yrs.
Never Had a Permit.

7. List and explain all civil or criminal legal actions by government agencies involving environmental protection laws or regulations against the Applicant * in the last ten (10) years including:

1. Administrative enforcement actions resulting in the imposition of sanctions;
2. Permit or license revocations or denials issued by any state or federal authority;
3. Actions that have resulted in a finding or a settlement of a violation; and
4. Pending actions.

(Attach additional pages, if necessary.)

NA

* Firms or other legal entities shall also include this information for all persons and legal entities identified in sections 8-16 of this Disclosure Statement.

8. List all officers of the Applicant. (Add additional pages, if necessary.)

NAME: James Fecho TITLE: owner
STREET: 3819 Hwy 270-E
CITY, STATE, ZIP: MT. Ida, AR 71957

NAME: _____ TITLE: _____
STREET: _____
CITY, STATE, ZIP: _____

NAME: Helen Fecho TITLE: owner
STREET: 3819 Hwy 270-E
CITY, STATE, ZIP: MT. Ida, AR 71957

9. List all directors of the Applicant. (Add additional pages, if necessary.)

NAME: _____ TITLE: _____
STREET: _____
CITY, STATE, ZIP: NA

NAME: _____ TITLE: _____
STREET: _____
CITY, STATE, ZIP: _____

NAME: _____ TITLE: _____
STREET: _____
CITY, STATE, ZIP: _____

10. List all partners of the Applicant. (Add additional pages, if necessary.)

NAME: _____ TITLE: _____
STREET: _____
CITY, STATE, ZIP: NA

NAME: _____ TITLE: _____
STREET: _____
CITY, STATE, ZIP: _____

NAME: _____ TITLE: _____
STREET: _____
CITY, STATE, ZIP: _____

11. List all persons employed by the Applicant in a supervisory capacity or with authority over operations of the facility subject to this application.

NAME: Bobby Fecho TITLE: operator
STREET: _____
CITY, STATE, ZIP: _____

NAME: _____ TITLE: _____
STREET: _____
CITY, STATE, ZIP: _____

NAME: _____ TITLE: _____
STREET: _____
CITY, STATE, ZIP: _____

12. List all persons or legal entities, who own or control more than five percent (5%) of the Applicant's debt or equity.

NAME: _____ TITLE: _____

STREET: _____

CITY, STATE, ZIP: _____

NAME: NA TITLE: _____

STREET: _____

CITY, STATE, ZIP: _____

NAME: _____ TITLE: _____

STREET: _____

CITY, STATE, ZIP: _____

13. List all legal entities, in which the Applicant holds a debt or equity interest of more than five percent (5%).

NAME: _____ TITLE: _____

STREET: _____

CITY, STATE, ZIP: _____

NAME: NA TITLE: _____

STREET: _____

CITY, STATE, ZIP: _____

NAME: _____ TITLE: _____

STREET: _____

CITY, STATE, ZIP: _____

14. List any parent company of the Applicant. Describe the parent company's ongoing organizational relationship with the Applicant.

NAME: _____

STREET: NA

CITY, STATE, ZIP: _____

Organizational Relationship:

15. List any subsidiary of the Applicant. Describe the subsidiary's ongoing organizational relationship with the Applicant.

NAME: _____

STREET: NA

CITY, STATE, ZIP: _____

Organizational Relationship:

16. List any person who is not now in compliance or has a history of noncompliance with the environmental laws or regulations of this state or any other jurisdiction and who through relationship by blood or marriage or through any other relationship could be reasonably expected to significantly influence the Applicant in a manner which could adversely affect the environment.

NAME: N/A TITLE: _____
STREET: _____
CITY, STATE, ZIP: _____

NAME: _____ TITLE: _____
STREET: _____
CITY, STATE, ZIP: _____

17. List all federal environmental agencies and any other environmental agencies outside this state that have or have had regulatory responsibility over the Applicant.

 N/A

18. VERIFICATION AND ACKNOWLEDGEMENT

The Applicant agrees to provide any other information the director of the Arkansas Department of Environmental Quality may require at any time to comply with the provisions of the Disclosure Law and any regulations promulgated thereto. The Applicant further agrees to provide the Arkansas Department of Environmental Quality with any changes, modifications, deletions, additions or amendments to any part of this Disclosure Statement as they occur by filing an amended Disclosure Statement.

DELIBERATE FALSIFICATION OR OMISSION OF RELEVANT INFORMATION FROM DISCLOSURE STATEMENTS SHALL BE GROUNDS FOR CIVIL OR CRIMINAL ENFORCEMENT ACTION OR ADMINISTRATIVE DENIAL OF A PERMIT, LICENSE, CERTIFICATION OR OPERATIONAL AUTHORIZATION.

State of Arkansas

County of Montgomery

I, James Fecho, swear and affirm that the information contained in this Disclosure Statement is true and correct to the best of my knowledge, information and belief.

APPLICANT SIGNATURE: James Fecho

COMPANY TITLE: Owner

DATE: 2/22/12

SUBSCRIBED AND SWORN TO BEFORE ME THIS 22nd DAY OF February 20 12

Andrea Hopkins
Notary Public
Pulaski County, Arkansas
My Comm. Exp. 8-10-17
Commission No. 12362307

Andrea Hopkins
NOTARY PUBLIC

MY COMMISSION EXPIRES:

8/10/17



ARKANSAS
Department of Environmental Quality

Hand Delivered Mail Receipt

Date	2/27/12
Division	Water
Sender	Andrea Hopkins, POA
Received By	

Scanned

FEB 27 2012

Mailroom

Yarberry, Katherine

From: Hopkins, Andrea
Sent: Tuesday, April 17, 2012 3:06 PM
To: Yarberry, Katherine
Cc: Benenati, Katherine; Stout, Marilyn
Subject: Bear Mountain Mine ARG5000073
Attachments: Updated Permit Application.pdf

I spoke with Kathy Fecho of Bear Mountain Mine and we were able to fill in the blanks they had on their ARG500000 NOI.


See attached. Please let me know if you need additional information. She said her computer was down the last couple of months and was unaware of the issues with the application.

Also, the site map notes a "customer digging area". The facility owns a rock shop and customers pay to be taken to the mine where they mine their own quartz. The Fechos turn over the dirt and then let the customers dig through it.

Thanks!

**Andrea Hopkins | Business Assistance Program Manager | Public Outreach & Assistance Division |
Arkansas Department of Environmental Quality**

5301 Northshore Drive | North Little Rock AR, 72118 |  hopkins@adeq.state.ar.us

 Phone: 501.682.0820 |  Fax: 501.682.0880 |  www.adeq.state.ar.us