

## Notice Concerning Proposed Phase II Acid Rain Permit

Notice is hereby given that the Kansas Department of Health and Environment (KDHE) is proposing to issue a five-year permit to the Mid-Kansas Electric Company, LLC - Cimarron River Station (formerly known as Aquila, Inc. – Cimarron River Station with Plant Code: 1230) pursuant to Title IV (Acid Deposition Control) of the Federal Clean Air Act and implementing regulations found at 40 CFR Parts 72 through 78. The effective date of the permit is from January 1, 2010 through December 31, 2014.

One (1) utility boiler is affected by this permit action, identified as unit No. 1, located at the US Highway 54 and Cimarron River, Liberal, Seward County, Kansas 67901, WE ¼, Section 213, Township 33S, Range 32W and operated by Sunflower Electric power Corporation., PO Box 1020, Hays, Kansas 67601 would receive 11 allowances for each year from 2010 through 2014. Mid-Kansas Electric Company, LLC-Cimarron River proposes to comply with the Acid Rain Program emission requirements by holding enough allowances to cover all sulfur dioxide emissions. Issuance of this permit would not affect the responsibility of Mid-Kansas Electric Company, LLC's Cimarron Station to meet all other existing local, state, and federal sulfur dioxide emission requirements.

The designated representative for Mid-Kansas Electric Company, LLC – Cimarron River Station is Wayne E. Penrod.

A copy of the proposed permit, permit application, all supporting documentation and all information relied upon during the permit application review process is available for public review during normal business hours at the KDHE, Bureau of Air and Radiation (BAR), 1000 SW Jackson, Suite 310, Topeka, KS 66612-1366 and at the Southwest District Office, 302 West McArtor Rd., Dodge City, KS 67801-6098. To obtain or review the proposed permit and supporting documentation, contact Lynette Bayless, (785) 291-3271 at the central office of the KDHE, and to review the proposed permit only, contact Ethel Evans, (620) 225-0596, at the Southwest District Office. The standard departmental cost will be assessed for any copies requested.

Direct written comments or questions regarding the proposed permit to Lynette Bayless, KDHE, BOA, 1000 SW Jackson, Suite 310, Topeka, KS 66612-1366, (785) 291-3271. Written comments must be received no later than the close of business on November 23, 2009 in order to be considered in formulating a final permit decision.

A person may request a public hearing be held on the proposed permit. The request for a public hearing shall be in writing and set forth the basis for the request. The written request must be submitted to Ms. Sharon Burrell, KDHE, BAR, 1000 SW Jackson, Ste. 310, Topeka, KS 66612, no later than the close of business on November 23, 2009 in order for the Secretary of Health and Environment to consider the request.

Roderick L. Bremby, Secretary  
Kansas Department of Health and Environment