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MONTANA FIRST JUDICIAL DISTRICT COURT
LEWIS AND CLARK COUNTY

<p>RIKKI HELD, et al.,</p> <p>Plaintiffs,</p> <p>v.</p> <p>STATE OF MONTANA, et al.,</p> <p>Defendants.</p>	<p>Cause No. CDV-2020-307</p> <p>Hon. Kathy Seeley</p> <p>NOTICE OF FILING IN RESPONSE TO ORDER GRANTING PLAINTIFFS' UNOPPOSED MOTION TO COMPLETE THE HELD v. STATE OF MONTANA RECORD</p>
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436

Pursuant to this Court's Order Granting Plaintiffs' Unopposed Motion to Complete the *Held v. State of Montana* Record (Doc. 435), on December 5, 2023, Plaintiffs submitted to the District Court a thumb drive containing complete electronic copies of exhibits P23, P37, P82, P223, P224 to P229, P231 to P260, and P262 to P301. An index describing these exhibits is attached herewith.

Consistent with Montana Rule of Appellate Procedure 8(6), the District Court may now transmit the thumb drive containing complete electronic copies of the above-referenced exhibits to the Montana Supreme Court to be included in the *Held v. State of Montana* record. (DA 23-0575).

RESPECTFULLY SUBMITTED this 5th day of December, 2023.

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EXHIBIT A: INDEX OF EXHIBITS CONTAINED ON THUMB DRIVE

Ex. No.	Bates No.	Description of Document	Author/Agency Source	Year
P23	P-0003630- P-0004106	Climate Science Special Report: Fourth National Climate Assessment, Volume I	U.S. Global Change Research Program	2017
P37	P-0014306- P-0014659	Montana Energy Policy Study	Environmental Quality Council	1975
P82	P-0039994- P-0040401	Connectivity of Streams and Wetlands to Downstream Waters: A Review and Synthesis of the Scientific Evidence Technical Report, EPA/600/R-14/475F	U.S. Environmental Protection Agency	2015
P223	D-003402- D-004927	Impacts, Risks, and Adaptation in the United States: Fourth National Climate Assessment, Volume II	U.S. Global Change Research Program	2018
P224	P-0017502- P-0017628	Roundup Power Project Final Environmental Impact Statement	Montana Department of Environmental Quality (DEQ)	2003
P225	P-0018783- P-0019276	Highwood Generating Station Final Environmental Impact Statement, Volume I	Montana Department of Environmental Quality (DEQ)	2007
P226	P-0019277- P-0019880	Highwood Generating Station Final Environmental Impact Statement, Volume II	Montana Department of Environmental Quality (DEQ)	2007
P227	P-0022541- P-0022861	Final Environmental Impact Statement for the Spring Creek Mine TR1 Project	Montana Department of Environmental Quality (DEQ)	2020
P228	P-0041666- P-0041958	Final Environmental Impact Statement Appendices Rosebud Mine Area B AM5	Montana Department of Environmental Quality (DEQ)	2022
P229	P-0041982- P-0042094	Highwood Air Quality Permit No. 3423-00	Montana Department of Environmental Quality (DEQ)	2007
P231	P-0042107- P-0042117	Record of Decisions for Silver Bow Generation Project	Montana Department of Environmental Quality (DEQ)	2002
P232	P-0042118- P-0042497	Roundup Power Project Draft Environmental Impact Statement	Montana Department of Environmental Quality (DEQ)	2002
P233	P-0047549- P-0047552	Checklist Environmental Assessment, Approve Drilling Permit (Form 22) for Flynn Well 2-27-35-20, Behm Energy, Inc.	Montana Bureau of Mines and Geology	2022
P234	P-0047553- P-0047562	Checklist Environmental Assessment, D&H Energy Oil and Gas Pipeline Installation, OG-20298-79	Montana Department of Natural Resources and Conservation (DNRC) Trust Land Management Division	2022
P235	P-0047563- P-0047568	Checklist Environmental Assessment, Hiland Pipeline LUL-1281 Conversion to Easement, Kinder Morgan, Inc.	Montana Department of Natural Resources and Conservation (DNRC) Eastern Land Office	2022

Ex. No.	Bates No.	Description of Document	Author/Agency Source	Year
P236	D-000020- D-000021	Written Findings for Permit Renewal, Decker Coal Company Permit C1983007	Department of Environmental Quality (DEQ) Coal & Uranium Program	2012
P237	D-000022- D-000038	Written Findings for Amendment and Mine Plan Revision, (for Amendment 3 to its current mining and reclamation plan at the Bull Mountains Mine No. 1 (SMP C1993017)	Montana Department of Environmental Quality (DEQ), Industrial and Energy Minerals Bureau Coal Program	2013
P238	D-000041	Findings for Permit Renewal - Decker Coal Company - West Pits (C1987001C)	Montana Department of Environmental Quality (DEQ)	2010
P239	D-000042- D-000043	Written Findings for Permit Renewal - Western Energy Company (C1985003C)	Montana Department of Environmental Quality (DEQ)	2016
P240	D-000044- D-000045	Written Findings for Permit Renewal - Westmoreland Savage Corporation (C1984002)	Montana Department of Environmental Quality (DEQ)	2017
P241	D-000046- D-000047	Written Findings for Permit Renewal - Western Energy Company (C1986003A)	Montana Department of Environmental Quality (DEQ)	2017
P242	D-000048- D-000049	Written Findings for Permit Renewal - Western Energy Company (C1984003B)	Montana Department of Environmental Quality (DEQ)	2015
P243	D-000050- D-000068	Written Findings (for AM3 to its current mining permit at the Bull Mountains Mine No. 1 (SMP C1993017)) (Signal Peak Energy)	Montana Department of Environmental Quality (DEQ)	2016
P244	D-000069- D-000084	Written Findings (AM4 Additional 49 Acres Western Energy Company, Rosebud Coal Mine Area B)	Montana Department of Environmental Quality (DEQ)	2015
P245	D-000085- D-000101	Written Findings (Major Revision TR3 for WDA2 and Expansion of WDA1 - Bull Mountain Coal Mining Inc. C1993017)	Montana Department of Environmental Quality (DEQ)	2017
P246	D-000102- D-000116	Written Findings (Amendment Application 00185 Savage Coal Mine - Westmoreland Savage Corp. Permit No. C1984002)	Montana Department of Environmental Quality (DEQ)	2012
P247	D-000117- D-000118	Findings for Permit Renewal - Signal Peak Energy (C1993017)	Montana Department of Environmental Quality (DEQ)	2013
P248	D-000121- D-000197	Written Findings (Pearson Creek Amendment, Application 00183 Spring Creek Coal Mine - Spring Creek Coal Company Permit No. 79012)	Montana Department of Environmental Quality (DEQ)	2011
P249	D-000198- D-000199	Findings for Permit Renewal - Western Energy Company (C1986003D)	Montana Department of Environmental Quality (DEQ)	2011
P250	D-000200- D-000201	Written Findings for Permit Renewal - Decker Coal Company (C1987001C)	Montana Department of Environmental Quality (DEQ)	2016
P251	D-000202- D-000203	Written Findings for Permit Renewal - Westmoreland Resources, Inc. (C1985005)	Montana Department of Environmental Quality (DEQ)	2018
P252	D-000204- D-000211	Written Findings: Major Revision TR3 for East Decker Coal Mine (C1983007)	Montana Department of Environmental Quality (DEQ)	2018

Ex. No.	Bates No.	Description of Document	Author/Agency Source	Year
P253	D-000212- D-000213	Written Findings for Permit Renewal - Spring Creek Coal LLC (C1979012)	Montana Department of Environmental Quality (DEQ)	2019
P254	D-000214- D-000233	Record of Decision & Written Findings for Rosebud Coal Mine Area F - Western Energy Company (C2011003F)	Montana Department of Environmental Quality (DEQ)	2019
P255	D-000234- D-000252	Record of Decision & Written Findings for Spring Creek Coal Mine - Spring Creek Coal, LLC (C1979012)	Montana Department of Environmental Quality (DEQ)	2020
P256	D-000268- D-000269	Written Findings for Permit Renewal - Signal Peak Energy, LLC (C1993017)	Montana Department of Environmental Quality (DEQ)	2018
P257	D-000270- D-000271	Written Findings for Permit Renewal - Decker Coal Company (C1983007)	Montana Department of Environmental Quality (DEQ)	2018
P258	D-000272- D-000273	Written Findings for Permit Renewal - Decker Coal Company (C1987001C)	Montana Department of Environmental Quality (DEQ)	2021
P259	D-000274- D-000280	Written Findings: Major Revision for Rosebud Coal Mine Area D Westmoreland Rosebud Mining, LLC Permit ID# C1986003D	Montana Department of Environmental Quality (DEQ)	2021
P260	D-000281- D-000287	Written Findings: Major Revision for Rosebud Coal Mine Area A Westmoreland Rosebud Mining, LLC Permit ID# C1986003A	Montana Department of Environmental Quality (DEQ)	2021
P262	P-0014720- P-0015133	Climate Change: The IPCC Scientific Assessment	Intergovernmental Panel on Climate Change (IPCC)	1990
P263	P-0015499- P-0016086	Climate Change 1995: The Science of Climate Change	Intergovernmental Panel on Climate Change (IPCC)	1995
P264	P-0000783- P-0000808	Signal Peak Energy, LLC, Bull Mountain, Montana Air Quality Permit #3179-12	Montana Department of Environmental Quality (DEQ)	2016
P265	P-0014234- P-0014259	Gas Well File for Chapman 5	Oil Conservation Board of the State of Montana	1931
P266	P-0014260- P-0014305	Gas Well File for Two Horseshoes 2	Board of Oil and Gas Conservation of the State of Montana	1974
P267	P-0014660- P-0014719	Gas Well File for CROFT 7- 32	Board of Oil and Gas Conservation of the State of Montana	1976
P268	P-0015341- P-0015367	Gas Well File for Hochsprung 6-18	Board of Oil and Gas Conservation of the State of Montana	1992
P269	P-0018742- P-0018782	Oil Well File for Baldwin Federal 12-15	Board of Oil and Gas Conservation of the State of Montana	2007

Ex. No.	Bates No.	Description of Document	Author/Agency Source	Year
P270	P-0020888- P-0021004	Oil Well File for Alice 3-21H	Board of Oil and Gas Conservation of the State of Montana	2008
P271	P-0021005- P-0021036	Gas Well File for Boggess- DIR 2-12	Board of Oil and Gas Conservation of the State of Montana	2008
P272	P-0021037- P-0021071	Gas Well File for Bickett 3- 14-34N-5W	Board of Oil and Gas Conservation of the State of Montana	2008
P273	P-0021410- P-0021467	Oil Well File for #1 Heberle 33-28	Board of Oil and Gas Conservation of the State of Montana	2012
P274	P-0021468- P-0021673	Oil Well File for 71 Ranch 44-1H	Board of Oil and Gas Conservation of the State of Montana	2012
P275	P-0021743- P-0021768	Oil Well File for Kendrick Heirs 4-6	Board of Oil and Gas Conservation of the State of Montana	2016
P276	P-0022437- P-0022458	Express Pipeline, LLC, Montana Air Quality Permit #5121-02	Montana Department of Environmental Quality (DEQ)	2019
P277	P-0022503- P-0022522	Record of Decision & Written Findings for Rosebud Coal Mine Area F, Western Energy Company	Montana Department of Environmental Quality (DEQ)	2019
P278	P-0022523- P-0022540	Westmoreland Rosebud Mining LLC, Rosebud Coal Mine Area A, Montana Air Quality Permit # 1483-09	Montana Department of Environmental Quality (DEQ)	2019
P279	P-0022862- P-0023045	CHS Inc. Laurel Refinery, Final Title V Operating Permit #OP1821-18	Montana Department of Environmental Quality (DEQ)	2020
P280	P-0023046- P-0023182	Calumet Montana Refining, LLC, Final Title V Operating Permit #OP2161-16	Montana Department of Environmental Quality (DEQ)	2020
P281	P-0023183- P-0023291	Talen Montana, LLC Colstrip Steam Electric Station, Final Title V Operating Permit #OP0513-16	Montana Department of Environmental Quality (DEQ)	2020
P282	P-0023292- P-0023295	TransCanada Keystone Pipeline, LP, 401 Water Quality Certification	Montana Department of Environmental Quality (DEQ)	2020
P283	P-0023296- P-0023344	Oil Well File for Dagney 33- 21 #3H	Board of Oil and Gas Conservation of the State of Montana	2020
P284	P-0023345- P-0023392	Oil Well File for Rowin 17-5 #3H	Board of Oil and Gas Conservation of the State of Montana	2020

Ex. No.	Bates No.	Description of Document	Author/Agency Source	Year
P285	P-0023393- P-0023436	Talen Montana, LLC, Colstrip Steam Electric Station, Montana Air Quality Permit #0513-14	Montana Department of Environmental Quality (DEQ)	2020
P286	P-0023437- P-0023516	Colstrip Energy Limited Partnership, Final Title V Operating Permit Renewal #OP2035-04	Montana Department of Environmental Quality (DEQ)	2020
P287	P-0023517- P-0023551	TrueNorth Steel, Montana Air Quality Permit #5249-00	Montana Department of Environmental Quality (DEQ)	2020
P288	P-0023552- P-0023583	NorthWestern Energy Corporation, Belfry Compressor Station, Montana Air Quality Permit #5245-00	Montana Department of Environmental Quality (DEQ)	2020
P289	P-0023584- P-0023629	Malteurop North America, Inc., Great Falls Malting Plant, Montana Air Quality Permit #3238-08	Montana Department of Environmental Quality (DEQ)	2020
P290	P-0024125- P-0024308	CHS Inc. Laurel Refinery, Final Title V Operating Permit #OP1821-19	Montana Department of Environmental Quality (DEQ)	2021
P291	P-0024309- P-0024408	Exxon Mobil Corporation Billings Petroleum Refinery, Final Title V Operating Permit #OP1564-17	Montana Department of Environmental Quality (DEQ)	2021
P292	P-0024409- P-0024449	Phillips 66 Company Great Falls Terminal, Final Title V Operating Permit #OP2946- 12	Montana Department of Environmental Quality (DEQ)	2021
P293	P-0024450- P-0024497	NorthWestern Energy Mainline #1 Compressor Station, Final Title V Operating Permit #OP2428- 15	Montana Department of Environmental Quality (DEQ)	2021
P294	P-0024499- P-0024590	NorthWestern Energy, Laurel Generating Station, Montana Air Quality Permit #5261-00	Montana Department of Environmental Quality (DEQ)	2021
P295	P-0024600	Signal Peak Energy, LLC, Bull Mountain, Approval of MR281 (C1993017)	Montana Department of Environmental Quality (DEQ)	2022
P296	P-0027530- P-0027546	Phillips 66 Carrier LLC, Crude Oil Tank Farm, Glacier Pipeline, Montana Air Quality Permit #2757-06	Montana Department of Environmental Quality (DEQ)	2016
P297	P-0028555- P-0028576	Westmoreland Rosebud Mining LLC, Rosebud Coal Mine Area F, Montana Air Quality Permit #1570-09	Montana Department of Environmental Quality (DEQ)	2019
P298	P-0042665- P-0042685	East Decker Mine, Surface Coal Mine, Montana Air Quality Permit #1435-07	Montana Department of Environmental Quality (DEQ)	2012
P299	P-0042686- P-0042705	Westmoreland Absaloka Mine, Surface Coal Mine, Montana Air Quality Permit #1418-07	Montana Department of Environmental Quality (DEQ)	2017
P300	P-0042706- P-0042744	Northern Border Pipeline Compressor Station No. 1, Montana Air Quality Permit # OP2979-15	Montana Department of Environmental Quality (DEQ)	2022
P301	D-000326- D-00)443	CHS Inc. Laurel Refinery, Montana Air Quality Permit #1821-332	Montana Department of Environmental Quality (DEQ)	2013