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R645-301-100 (GENERAL)

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INCORPORATED
DEC 2 4 2003
DIV OF OIL GAS & MINING
LIST OF EXHIBITS

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<tr>
<th>Prime Reference</th>
<th>Exhibit</th>
<th>Description</th>
<th>Page</th>
</tr>
</thead>
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<td></td>
<td>112.300a</td>
<td>PMC Officers and Directors</td>
<td>100-2</td>
</tr>
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<td>100-14</td>
</tr>
<tr>
<td></td>
<td>117.200a</td>
<td>Proof of Publication</td>
<td>100-14</td>
</tr>
</tbody>
</table>
R645-301-100. GENERAL

110. LEGAL, FINANCIAL, COMPLIANCE AND INFORMATION.

111. thru 111.300 INTRODUCTION.

The objective of this permit is to provide the Division with information relevant to the property and mining activities of Plateau Mining Corporation (PMC).

The PMC property is located at Wattis, Utah, as shown on Figure 111a, Location Map. Mining activities are permitted by Permit C/007/006 for the Star Point Mines issued by the Utah Division of Oil, Gas, and Mining on January 27, 1982, renewed on August 7, 1987, January 28, 1992, January 28, 1997, and January 28, 2002. The Surface Ownership Map 112.500a, shows the official Permit Boundary.

On January 31, 2002, Sunnyside Cogeneration Associates (SCA) acquired certain assets, including the fee property, rights-of-way, personal property, and waste coal refuse pile. SCA became the permittee for the area shown on Maps 112.500a and 542.200c on November 14, 2003, pursuant to Utah’s R645 Coal Rules. All reference to the refuse pile, topsoil borrow, and subsoil stockpile sites mentioned within the Plan are superseded with the information provided in SCA’s Permit C/007/042.

112. IDENTIFICATION OF INTERESTS.

112.100. TYPE OF BUSINESS.

The applicant mine operator, Plateau Mining Corporation (PMC), is a Delaware corporation duly authorized to do business in the State of Utah. PMC is a wholly-owned subsidiary of RAG American Coal Company.

112.200. thru 112.230. NAMES, LOCATIONS, RESIDENT AGENT.

The name, addresses, and telephone numbers of the applicant are:

<table>
<thead>
<tr>
<th>General Office</th>
<th>Local Office</th>
</tr>
</thead>
<tbody>
<tr>
<td>Plateau Mining Corp.</td>
<td>Plateau Mining Corp.</td>
</tr>
<tr>
<td>RAG American Coal Company</td>
<td>847 Northwest Highway 191</td>
</tr>
<tr>
<td>999 Corporate Blvd.</td>
<td>Helper, UT 84526</td>
</tr>
<tr>
<td>Linthicum Heights, MD 21090</td>
<td>(435) 472-0475</td>
</tr>
<tr>
<td>(410) 689-7500</td>
<td></td>
</tr>
</tbody>
</table>

The address and phone number of the resident agent of PMC who will accept service of process is:

C. T. Corporation System
50 West Broadway
Salt Lake City, UT 84101
(801) 364-5101

The person who will pay the Abandoned Mine Lands Reclamation Fee is:

Dennis N. Ware
847 Northwest Highway 191
Helper, UT 84526
(435) 472-4737
112.300. thru 112.330. OTHER THAN SINGLE PROPRIETORSHIPS. OFFICERS AND SHAREHOLDERS.

The names and addresses of the officers and directors of PMC are presented in Exhibit 112.300a.

The name and address of the principal shareholder of PMC is as follows:

RAG American Coal Company
999 Corporate Blvd.
Linthicum Heights, MD 21090

112.340. thru 112.350. PREVIOUS MINING OPERATIONS.

Applicant

The applicant's predecessor operated the Star Point Mines from its date of incorporation, October 21, 1971, until April 2, 1979, under the name Plateau Mining Company.

From April 2, 1979, until July 23, 1980, the applicant's predecessor operated the Star Point Mines under the name UNC Plateau Mining Company, after which time the name was changed to Plateau Mining Company. On August 26, 1982, a new company bearing the name Plateau Mining Company was formed to operate the subject mine. The company name has since been changed to Cyprus Plateau Mining Company, and most recently to Cyprus Plateau Mining Corporation. The company's predecessor changed its name from Plateau Mining Company to Plateau Company. The current name of the operator is Plateau Mining Corporation.

On June 30, 1999, Cyprus Plateau Mining Corporation was no longer affiliated with Cyprus Amax Mineral Company or Amax Energy Inc. The stock of Cyprus Amax Coal Company was sold to RAG American Coal Company. Subsequently, Cyprus Amax Coal Company was merged into RAG American Coal Company, with RAG American Coal Company being the surviving entity (Exhibit 112.300a).

Due to the fact that the permittee is no longer affiliated with Cyprus Amax Minerals Company or Amax Energy Inc., Cyprus Plateau Mining Corporation changed its name, effective June 30, 1999. The new name of this same corporate entity is Plateau Mining Corporation (Exhibit 112.300a).

An organizational structure identifying the various relationships of different divisions is found in Figure 112a.

Principal Shareholder

The principal shareholder of PMC is RAG American Coal Company. RAG American Coal Company operates coal mines at various locations. For more information on the organizational structure, see Figure 112a.

112.400. OTHER OPERATIONS

Other operations related by ownership to PMC (including PMC) are as shown in Figure 112a. For further up-to-date information on other organizations, a request may be submitted to PMC directly at the address previously identified.
112.500. SURFACE AND MINERAL OWNERSHIP.

Legal or equitable owners of record of areas to be affected by surface operations and facilities are as follows:

**Surface Ownership**

<table>
<thead>
<tr>
<th>Owner</th>
<th>Address</th>
<th>City, State, Zip</th>
</tr>
</thead>
<tbody>
<tr>
<td>Plateau Mining Corporation</td>
<td>999 Corporate Blvd.</td>
<td>Linthicum Heights, MD 21090</td>
</tr>
<tr>
<td>United States Government</td>
<td>Manti-La Sal Forest</td>
<td>Price, UT 84501</td>
</tr>
<tr>
<td>United States Government</td>
<td>Bureau of Land Management</td>
<td>Price, UT 84501</td>
</tr>
<tr>
<td>State of Utah</td>
<td>Division of State Lands</td>
<td>105 State Capitol Building, Salt Lake City, UT 84114</td>
</tr>
<tr>
<td>John J. &amp; LaRue Petitti</td>
<td>822 W. 1800 S.</td>
<td>Price, UT 84501</td>
</tr>
<tr>
<td>Sunnyside Cogeneration Associates</td>
<td>One Power Plant Road, P.O. Box 159</td>
<td>Sunnyside, Utah 84539</td>
</tr>
</tbody>
</table>

The road used to access the mine and many of the surface facilities associated with the mine is County Road No. 290. Carbon County 290 will remain in place after postmining reclamation to provide access to land above the mine area, as required by the postmining land use plan.

On January 31, 2002, Sunnyside Cogeneration Associates (SCA) acquired certain assets, including the fee property, rights-of-way, personal property, and waste coal refuse pile (Map 112.500a). On December 14, 2009 ConocoPhillips Company (COP) entered into an option to purchase 40 acres of land from PMC (see Map 412.200a). Upon Phase III bond release of this area and exercise of the option, COP will become the owner of the surface land indicated on Map 112.500a and this land will be removed from the PMC mining permit area. Refer to Map 112.500a for surface ownership associated with the soil borrow area and the COP option.

**Coal Ownership**

<table>
<thead>
<tr>
<th>Owner</th>
<th>Address</th>
<th>City, State, Zip</th>
</tr>
</thead>
<tbody>
<tr>
<td>Plateau Mining Corporation</td>
<td>999 Corporate Blvd.</td>
<td>Linthicum Heights, MD 21090</td>
</tr>
<tr>
<td>United States Government</td>
<td>State of Utah</td>
<td></td>
</tr>
</tbody>
</table>

The major lessee of the surface areas to be affected by surface operations or facilities is Plateau Mining Corporation ("PMC") as shown on Map 112.500a, Surface Ownership. The only holder of any leasehold interest in the coal to be mined is Plateau Mining Corporation. Coal in two parcels within the present permit area is controlled by other owners as shown on Map 112.500b, Coal Ownership and Cultural Resource Survey Areas. No mineable coal exists in either parcel.

**Map 112.500a**

**Map 112.500b**

There are no known purchasers of record under real estate contracts of surface or coal interests for property to be mined or the surface areas to be affected.
112.600. ADJACENT SURFACE AND MINERAL OWNERSHIP.

The owners of record of surface areas contiguous to the proposed permit area are shown on Map 112.500a and are listed below:

State of Utah
Division of State Lands
105 State Capital Building
Salt Lake City, UT 84114

Plateau Mining Corporation
999 Corporate Blvd.
Linthicum Heights, MD 21090

United States Government
Bureau of Land Management
Price, UT 84501

Lanny K. and Kelly P. Burnside
30 West First North Street
Huntington, UT 84528

United States Government
Manti-La Sal Forest
Price, UT 84501

Weston L. Hamaker &
Scott Stella
490 W. Stake Farm Rd.
Price, UT 84501

Merrill and Freda L. Fillmore
Cleveland, UT

Clifford and Hazel Smith
Route #1
Price, UT 84501

Carbon County
Carbon County Courthouse
Price, UT 84501

United States Government
Bureau of Land Management
Price, UT 84501

U. S. Fuel Company (Mine)
P. O. Box A
Hiawatha, UT 84527

Sunnyside Cogeneration Associates
One Power Plant Road, P.O. Box 159
Sunnyside, Utah 84539

Owners of record of subsurface areas contiguous to the permit area are shown on Map 112.500b and are listed below.

State of Utah
Division of State Lands
105 State Capitol Building
Salt Lake City, UT 84114

Plateau Mining Corporation
999 Corporate Blvd.
Linthicum Heights, MD 21090

United States Government
Bureau of Land Management
Price, UT 84501

U. S. Fuel Company (Mine)
P. O. Box A
Hiawatha, UT 84527

U. S. Fuel Company (Business)
136 East South Temple
Salt Lake City, UT 84111

INCORPORATED

112.700. MSHA NUMBERS FOR ALL MINE-ASSOCIATED STRUCTURES.

The name of the mining operation for which this application is submitted is:

Page 100-4

Revised: 1/04
STAR POINT MINES

The Mine Safety and Health Administration (MSHA) identification numbers are:

ID# 42-00170 No.1 Mine & surface (6 sealed portals)
ID# 42-00171 No.2 Mine (12 existing portals)

112.800. STATEMENT OF ALL LANDS AND INTEREST IN LANDS.

Maps 112.500a and 112.500b show ownership interest in lands contiguous to the permit area. The applicant has no leasehold interest, options, or pending bids on any of these lands.

The existing permit renewal application covers all land areas currently permitted by PMC, but not limited as to any future by-pass acquisitions, lease modifications, or areas designated in expressions of interest, or areas under investigation that are contiguous to the operator's present permit boundaries.

113. VIOLATION INFORMATION.

113.100. thru 113.110. COMPLIANCE INFORMATION.

No Federal or State mining permit held by the applicant or any subsidiary, affiliate, or persons controlled by or under common control with the applicant has been suspended or revoked.

113.120. thru 113.250 FORFEITED BONDS.

No bond or similar security deposited in lieu of bond has been forfeited.

113.300. thru 113.350 LIST OF ALL VIOLATION NOTICES.

The applicant has received 8 violation notices for non-compliance in the seven years preceding this permit application. Exhibit 113.300a, Status of Violations, lists all notices received by the applicant in connection with the underground mining activities for violations of laws, rules, and regulations pertaining to environmental protection. All violations have been abated and fines paid on time.

114. RIGHT-OF-ENTRY INFORMATION.

114.100. DOCUMENTATION.

The following documents support PMC's right of entry and operation in the permit area. That right is not the subject of pending litigation.
<table>
<thead>
<tr>
<th>Type of Document</th>
<th>Comments</th>
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</thead>
<tbody>
<tr>
<td>License</td>
<td>State of Utah Business License.</td>
</tr>
<tr>
<td>License</td>
<td>Carbon County License No. 0085.</td>
</tr>
<tr>
<td>License</td>
<td>State Tax Commission License and Account No. D-07179.</td>
</tr>
<tr>
<td>Type of Document</td>
<td>Comments</td>
</tr>
<tr>
<td>------------------</td>
<td>----------</td>
</tr>
</tbody>
</table>

Township 15 South, Range 8 East SLB&M:

Section 2: SW1/4 SW1/4, Special Warranty Deed dated January 31, 2002, grants and conveys to Sunnyside Cogeneration Associates subject to reservations contained in the Deed as provided in Exhibit 112.500.

Section 5: SW1/4 SW1/4

Section 7: S1/2 S1/2 SE1/4

Section 8: S1/2 S1/2 SW1/4; E1/2 E1/2 SW1/4;
S1/2 SW1/4 SE1/4

Section 9: SW1/4 SW1/4; SE1/4 SE1/4

Section 10: S1/2 S1/2 except parcel described as:
Beginning at a point North 0°01' West 1125.92 feet from the S1/4 corner, said point being on the North Right-of-Way of the County Road; thence North 0°01' West 194.08 feet; thence North 89°51' East 329.36 feet; thence South 0°01' East 244.53 feet to a point on the North Right-of-Way line of said County Road; thence North westerly 340 feet more or less along said Right-or-Way line to point of beginning. Contains 1.65 acres.

and NE1/4 SW1/4, and as described in the Special Warranty Deed date January 31, 2002 to Sunnyside Cogeneration Associates in Exhibit 112.500a a tract or parcel of land lying south of County Road comprising 107.59 acres more or less.

Section 17: N1/2 N1/2.


Township 15 South, Range 8 East, SLB&M.

Section 18:
That part lying fifty (50) feet north of U. S. Fuel's 13 East 8 North mining sections in the King IV Mine subsurface workings, at September 15, 1985, more specifically described as follows:

Beginning at the northwest corner of Section 18, Township 15 South, Range 8 East, Salt Lake Base and Meridian; thence N87°01'47"E along the section line 2558.26 feet to the North 1/4 corner of said Section 18, thence N87°02'21"E along the section line 2629.85 feet to the northeast corner of said Section 18, thence S0°17'55"E along the section line 2755.81 feet to the East 1/4 corner of said Section 18, thence S0°12'05"E along the section line 1362.19 feet, thence west 3618.00 feet, thence north 268.00 feet, thence west 1641.59 feet to the west boundary of said Section 18, thence N0°10'23"E along the section line 962.79 feet to the West 1/4 corner of said Section 18, thence N1°14'00"E along the section line 2619.37 feet more or less to the point of beginning. Containing 468.07 acres.
<table>
<thead>
<tr>
<th>Type of Document</th>
<th>Comments</th>
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<tbody>
<tr>
<td>Township 15 South, Range 8 East, SLB&amp;M.</td>
<td></td>
</tr>
<tr>
<td>Section 7: NW1/4 NE1/4, S1/2 NE1/4, N1/2 SE1/4, N1/2 S1/2 SE1/4</td>
<td></td>
</tr>
<tr>
<td>Section 8: NW1/4 SW1/4, N1/2 SW1/4 SW1/4, NW1/4 SE1/4 SW1/4, W1/2 NE1/4 SW1/4</td>
<td></td>
</tr>
<tr>
<td>Section 17: S1/2 NW1/4, NW1/4 SW1/4 North of the Right Fork of the North Fork of Miller Creek.</td>
<td></td>
</tr>
<tr>
<td>Containing 430.00 Acres more or less.</td>
<td></td>
</tr>
<tr>
<td>Township 15 South, Range 8 East, SLB&amp;M.</td>
<td></td>
</tr>
<tr>
<td>Section 10: 1.65 acres out of the SW1/4 SE1/4 described as follows:</td>
<td></td>
</tr>
<tr>
<td>Beginning at a point north 0° 01' west 1125.92 feet from the south quarter corner, said point being on the north right-of-way of the county road; thence north 0° 01' west 194.08 feet; thence north 89° 51' east 329.36 feet; thence south 0° 01' east 244.53 feet to a point on the north right-or-way line of said county road; thence north westerly 340 feet more or less along said right-of-way line to the point of beginning.</td>
<td></td>
</tr>
<tr>
<td>Warranty Deed</td>
<td>Dated June 28, 1984 between Clifford Smith, Grantor and Getty Mining Company, Grantee.</td>
</tr>
<tr>
<td>Township 15 South, Range 8 East, SLB&amp;M.</td>
<td></td>
</tr>
<tr>
<td>Section 9: NE1/4 SE1/4</td>
<td></td>
</tr>
<tr>
<td>Section 10: NW1/4 SE1/4; A strip of land in the SE corner of the NW1/4 SW1/4 and more specifically described as:</td>
<td></td>
</tr>
<tr>
<td>Beginning at a point which is 1347.88 feet north and 1302.24 feet east of the southwest corner of Section 10, Township 15 South, Range 8 East, Salt Lake Base and Meridian; said point being the center of the southwest quarter of Section 10; said point having Utah state Plane - Central Zone coordinates of N 436,651.71, E 2,136,348.04; thence South 88° 48'48&quot; west 700 feet to a point with State Plane coordinates of N 436,637.21, E 2,135,648. A; Thence north 65° 44'32&quot; east 765.48 feet to a point with State Plane coordinates of N436,951.70, E2,136,346.08; thence south 0° 22'30&quot; east 300 feet to the point of beginning; containing 2.41 acres, more or less.</td>
<td></td>
</tr>
<tr>
<td>Containing 82.41 acres, more or less, located in Carbon County, Utah.</td>
<td></td>
</tr>
<tr>
<td>Type of Document</td>
<td>Comments</td>
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<tr>
<td>------------------</td>
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<tr>
<td><strong>Description</strong></td>
<td></td>
</tr>
<tr>
<td>Township 15 South, Range 8 East, SLB&amp;M</td>
<td>Section 10: Beginning at a point on the east boundary line of the SW1/4 SW1/4, 602.9 feet north 0 01' west of the southeast corner of the SW1/4 SW1/4, Section 10, running thence north 0 01' west 305.97 feet along said east boundary line; thence 200 feet north 78 39' east; thence 300 feet south 11' 21' east; thence 260.13 feet south 78 39' west to the point of beginning. Containing 1.58 acres, more or less, located in Carbon County, Utah.</td>
</tr>
<tr>
<td>Quitclaim Deed</td>
<td>Dated April 13, 1949 between Carbon County, Grantor and Lion Coal Company (predecessor through mergers) to Plateau Company, Grantee.</td>
</tr>
<tr>
<td>Township 15 South, Range 8 East, SLB&amp;M</td>
<td>Section 17: NW1/4 NW1/4.</td>
</tr>
<tr>
<td>Township 15 South, Range 8 East, SLB&amp;M</td>
<td>20 foot corridor in Sections 11 and 15, T15S, R8E, parallel to the URR spur track serving Plateau Mining Company's loadout silo.</td>
</tr>
<tr>
<td>Lease</td>
<td>State of Utah Special Use Lease Agreement No. 288 (SULA No. 963) issued November 1, 1972.</td>
</tr>
<tr>
<td>Township 15 South, Range 8 East, SLB&amp;M</td>
<td>Section 16: all. And as amended by Letter Agreement dated July 22, 2002</td>
</tr>
<tr>
<td>Township 15 South, Range 7 East, SLB&amp;M</td>
<td>Section 14: S1/2, E1/2 NE1/4, SW1/4 NE1/4; Section 25: W1/2 NW1/4; Section 11: SE1/4 SE1/4; Section 26: N1/2; Section 23: all.</td>
</tr>
<tr>
<td>Type of Document</td>
<td>Comments</td>
</tr>
<tr>
<td>------------------</td>
<td>----------</td>
</tr>
<tr>
<td><strong>Lease</strong> Federal Coal Lease SL 031286 issued September 4, 1982.</td>
<td></td>
</tr>
<tr>
<td>Township 15 South, Range 7 East, SLB&amp;M.</td>
<td></td>
</tr>
<tr>
<td>Section 1: S1/2;</td>
<td></td>
</tr>
<tr>
<td>Section 2: SE1/4 SE1/4;</td>
<td></td>
</tr>
<tr>
<td>Section 11: E1/2 NE1/4, NE1/4 SE1/4;</td>
<td></td>
</tr>
<tr>
<td>Section 12: all;</td>
<td></td>
</tr>
<tr>
<td>Section 13: N1/2;</td>
<td></td>
</tr>
<tr>
<td>Township 15 South, Range 8 East, SLB&amp;M.</td>
<td></td>
</tr>
<tr>
<td>Section 7: lots 1-4, E1/2, W1/2;</td>
<td></td>
</tr>
<tr>
<td>Section 8: SW1/4 NW1/4.</td>
<td></td>
</tr>
<tr>
<td><strong>Lease</strong> Federal Coal Lease U-7949 issued September 1, 1970.</td>
<td></td>
</tr>
<tr>
<td>Township 15 South, Range 8 E, SLB&amp;M.</td>
<td></td>
</tr>
<tr>
<td>Section 8: SE1/4 SE1/4;</td>
<td></td>
</tr>
<tr>
<td>Section 17: S1/2 NE1/4, SE1/4;</td>
<td></td>
</tr>
<tr>
<td>Section 20: NE1/4;</td>
<td></td>
</tr>
<tr>
<td>Section 21: E1/2 NW1/4.</td>
<td></td>
</tr>
<tr>
<td><strong>Lease</strong> Federal Coal Lease U-37045 issued April 1, 1980</td>
<td></td>
</tr>
<tr>
<td>Township 15 South, Range 8 East, SLB&amp;M.</td>
<td></td>
</tr>
<tr>
<td>Section 5: Lots 4, 5, 12, NW1/4 SW1/4;</td>
<td></td>
</tr>
<tr>
<td>Section 6: Lots 2, 3, 6, 7, 9, 10, 11, 14, E1/2 SW1/4, SE1/4;</td>
<td></td>
</tr>
<tr>
<td>Section 7: NE1/4 NE1/4;</td>
<td></td>
</tr>
<tr>
<td>Section 8: NW1/4 NW1/4.</td>
<td></td>
</tr>
<tr>
<td><strong>Lease</strong> Federal Coal Lease UTU-64263</td>
<td></td>
</tr>
<tr>
<td>Township 15 South, Range 7 East, SLB&amp;M.</td>
<td></td>
</tr>
<tr>
<td>Section 34: Lots 3, 4 N1/2 SE1/4.</td>
<td></td>
</tr>
<tr>
<td>Township 15 South, Range 7 East, SLB&amp;M.</td>
<td></td>
</tr>
<tr>
<td>Section 2: Lots 2 thru 7, 10 thru 12, SW1/4, W1/2, SE1/4;</td>
<td></td>
</tr>
<tr>
<td>Section 3: Lots 1, 2, 7 thru 10, E1/2 SE1/4, E1/2 W1/2 SE1/4;</td>
<td></td>
</tr>
<tr>
<td>Section 10: E1/2 EI/2, E1/2 NW1/4 NE1/4;</td>
<td></td>
</tr>
<tr>
<td>Section 11: W1/2, W1/2 EI/2;</td>
<td></td>
</tr>
<tr>
<td>Section 14: NW1/4, NW1/4 NE1/4;</td>
<td></td>
</tr>
<tr>
<td>Section 15: E1/2 EI/2 NE1/4.</td>
<td></td>
</tr>
<tr>
<td><strong>Lease Modification</strong> Federal Coal Lease UTU-64263 issued May 10, 1991</td>
<td></td>
</tr>
<tr>
<td>Township 15 South, Range 7 East, SLB&amp;M.</td>
<td></td>
</tr>
<tr>
<td>Section 15: E1/2 EI/2 SE1/2;</td>
<td></td>
</tr>
<tr>
<td>Section 22: E1/2 EI/2 NE1/4 NE1/4.</td>
<td></td>
</tr>
<tr>
<td><strong>Lease Modification</strong> Federal Coal Lease UTU-64263 issued March 29, 1993</td>
<td></td>
</tr>
<tr>
<td>Section 22: E1/2 EI/2 SE1/4 SE1/4, E1/2 NE1/4 SE1/4, E1/2 SE1/4 NE1/4</td>
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<td>Section 27: E1/2 EI/2 NE1/4 NE1/4</td>
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<td>Type of Document</td>
<td>Comments</td>
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<tr>
<td>Right-of-Way U-47965</td>
<td>Township 15 South, Range 8 East, SLB&amp;M. (Assigned to SCA in January 2002)</td>
</tr>
<tr>
<td>Right-of-Way U-52409</td>
<td>Township 15 South, Range 8 East, SLB&amp;M.</td>
</tr>
<tr>
<td>Deed</td>
<td>Dated September 2, 1997, Cyprus Plateau Mining Corporation, Grantor, and Carbon County, Grantee, Real Property</td>
</tr>
<tr>
<td>Lease Agreement</td>
<td>dated August 9, 2002, Plateau Mining Corporation, Lessor, and Phillips Petroleum Company, Lessee, Rights to develop oil and gas interests, Exhibit 412.200a, Postmining Land Use Change and Permit Area Reduction.</td>
</tr>
<tr>
<td>Surface Use Agreement</td>
<td>dated August 9, 2002, Plateau Mining Corporation, grants Phillips Petroleum Company certain rights to use the Property, Exhibit 412.200a, Postmining Land Use Change and Permit Area Reduction.</td>
</tr>
</tbody>
</table>

**Description**

- Township 15 South, Range 8 East, SLB&M.
  - Section 15: the N1/2 NW1/4 NW1/4 NE1/4, SW1/4 NW1/4 NW1/4 NE1/4, N1/2 NE1/4 NW1/4, SE1/4 NE1/4 NW1/4 NW1/4, N1/2 NE1/4 NW1/4, comprising 40 acres, more or less.
- Township 15 South, Range 8 East, SLB&M.
  - Section 15: Beginning at a point 7.75 feet North and 955.88 feet East of the North 1/4 corner of Section 15, Township 15 South, Range 8 East, Salt Lake Base and Meridian; thence N 89°21'07" E 460.00 feet; thence S 28°17'26" E 849.46 feet; thence S 85°45'02" E 205.39 feet; thence East 160.73 feet; thence S 29°05'00" W 455.15 feet; thence S 33°14'52" W 411.58 feet; thence N 70°00'00" W 550.00 feet; thence S 36°38'03" W 183.31 feet; thence N 45°00'00" W 348.20 feet; thence N 70°00'10" W 140.15 feet; thence North 888.83 feet more or less to the point of beginning containing 23.2 acres, situated in Carbon County, Utah.
- Township 15 South, Range 8 East, SLB&M.
  - Section 7 and 8: Beginning at a point which is located 330 feet north of the southeast corner, thence west 330 feet; thence north 330 feet; thence east 2310 feet; thence north 330 feet; thence south 45 degrees east, 466.69 feet; thence south 330 feet; thence west 2310 feet to the point of beginning, containing 21.25 acres, more or less.
- Township 15 South, Range 8 East, SLB&M.
  - Section 2: SW1/4 SW1/4;
  - Section 10: S1/2 S1/2 a tract or parcel of land lying south of County Road comprising 107.95 acres more or less.
- Township 15 South, Range 8 East, SLB&M.
  - Section 10: N1/2SE1/4SE1/4, N1/2SW1/4SE1/4, N1/2SE1/4SW1/4, N1/2SW1/4SW1/4, a tract or parcel of land lying north of County Road 290 comprising 11.77 acres, more or less.
- Township 15 South, Range 8 East, SLB&M.
  - Section 10: All those certain lands located in the N1/2SE1/4SE1/4, N1/2SW1/4SE1/4, N1/2SE1/4SW1/4, and the N1/2SW1/4SW1/4, situated north of County Road 290 comprising 11.77 acres, more or less.
<table>
<thead>
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<tbody>
<tr>
<td>Right-of-Way</td>
<td>Federal Right-of-Way U-39779 issued April 11, 1979 (Assigned to Carbon County 3/31/97)</td>
</tr>
</tbody>
</table>

**Description**

Township 15 South, Range 8 East, SLB&M.

**Section 9:**

**Parcel A** - A strip of land, to be used as an access right-of-way, 100 feet wide, lying on each side of the following described line: Beginning at a point which is N 55°11'56" E 1602.57 feet from the southwest corner of Section 9, Township 15 South, Range 8 East, Salt Lake Base and Meridian; thence N 67°47'21" E 1026.86 feet; thence N 76°16'16" E 678.38 feet; thence S 86°10'44" E 540.20 feet; thence N 63°43'55" E 538.09 feet to a point which is N 38°35'33" W 2110.17 feet from the southeast corner of said Section 9. Contains 6.4 acres.

**Parcel B** - A strip of land to be used as an access right-of-way, 100 feet wide, lying on each side of the following described line: Beginning at a point which is N 81°37'41" E 1329.89 feet from the southwest corner of Section 9, Township 15 South, Range 8 East, Salt Lake Base and Meridian; thence N 57°47'30" E 1675.75 feet; thence N 77°50'51" E 1106.8 feet; thence N 50°34'44" E 170.8 feet to a point which is N 43°00'14" W 1929.84 feet from the southeast corner of said Section 9. Contains 6.8 acres.

**Parcel 1** - A strip of land, to be used as a runoff control structure right-of-way, 5 feet in width, lying 2.5 feet on each side of the following described line: Beginning at a point which is N 77°44'22" E 1731.19 feet from the southwest corner of Section 9, Township 15 South, Range 8 East, Salt Lake Base and Meridian; thence S 30°56'57" E 285.00 feet to a point which is N 81°40'55" W 801.48 feet from the south quarter corner of said Section 9. Contains 0.03 acres more or less.

**Parcel 2** - A strip of land, to be used as a runoff control structure right-of-way, 5 feet in width, lying 2.5 feet on each side of the following described line: Beginning at a point which is N 64°28'45" E 3276.67 feet from the southwest corner of Section 9, Township 15 South, Range 8 East, Salt Lake Base and Meridian; thence S 23°02'36" E 175.00 feet to a point which is N 61°07'36" W 2555.63 feet from the southeast corner of said Section 9. Contains 0.02 acres more or less.

**Parcel 3** - A parcel of land, to be used as an access and utility right-of-way, beginning at a point which is N 85°39'47" W 1319.82 feet from the southeast corner of Section 9, Township 15 South, Range 8 East, Salt Lake Base and Meridian; running thence S 00°01'00" E 104.50 feet; thence S 89°47'46" W 648.00 feet; thence N 80°38'27" E 656.73 feet to the point of beginning. Contains 0.78 acres more of less.

Surface Use Agreement and Bill of Sale, dated August 30, 2002, grants Sunnyside Cogeneration Associates certain rights to use the Property, Exhibit 112.500a, Refuse Pile

Township 15 South, Range 8 East, SLB&M

**Section 10:** A portion of the E/2NE/4SW/4 and the W/2NW/4SE/4 situated north of County Road 290 comprising of 5.96 acres, more or less.

**Section 10:** A portion of the SW/4SE/4 lying north of County Road 290, and the NW/4SE/4 comprising of 0.31 acres, more or less.

INCORPORATED

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Revised: 1/04

DIV OF OIL GAS & MINING
<table>
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<tr>
<th>Type of Document</th>
<th>Comments</th>
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<tbody>
<tr>
<td>Right-of-Way</td>
<td>Federal Right-of-Way U-48025 issued May 25, 1982 (Terminated 03/01/02)</td>
</tr>
<tr>
<td></td>
<td>Township 15 South, Range 8 East, SLB&amp;M.</td>
</tr>
<tr>
<td></td>
<td>Section 15:</td>
</tr>
<tr>
<td></td>
<td>A strip of land, to be used as a power transmission line right-of-way, 20 feet in width, lying 10 feet on each side of the following described line: Beginning at a point which is N 89°31'59&quot; E 330.68 feet from the northwest corner of Section 15, Township 15 South, Range 8 East, Salt Lake Base and Meridian; thence S 31°17'36&quot; W 636.31 feet to a point which is S 77°53'09&quot; W 2679.87 feet from the north quarter corner of said Section 15. Contains 0.29 acres more or less.</td>
</tr>
</tbody>
</table>

Prior to initiating additional surface disturbance within the permit area on lands administered by the BLM, which are not in the control of PMC, PMC will obtain the necessary rights-of-way or other rights as required by the BLM.

114.200. thru 114.230. SEVERED SURFACE AND MINERAL ESTATES.

The deeds, leases, licenses, and rights-of-way listed in 114.100 give PMC the right and legal authority to extract coal from the subject properties.

114.300. ADJUDICATION OF PROPERTY RIGHTS DISPUTES.

It is not construed that the Division has the authority to adjudicate property rights disputes.

115. STATUS OF UNSUITABILITY CLAIMS.

115.100. thru 115.300. IDENTIFICATION OF LANDS UNSUITABLE.

There are no areas designated as unsuitable for mining within or adjacent to the permit area. This information was obtained by personal communication with Lowell Braxton of the Division, December 17, 1986; Jim Dryden, BLM, December 18, 1986; and Walt Nowak, USFS, December 17, 1986.

116. PERMIT TERM.

116.100. SCHEDULE OF PHASED MINING AND RECLAMATION ACTIVITIES.

The approximate mining dates are shown on Map 116.100a, Mine Plan - Hiawatha Seam; Map 116.100b, Mine Plan - Third Seam; and Map 116.100c, Mine Plan - Wattis Seam. The horizontal extent of mining is shown on the maps mentioned above, and the vertical extent is shown on Maps 624.110Hi, 624.110 Ti, and 624.110 Wi (Confidential Volume). The approximate dates of reclamation activities are shown in Table 542.100a. Mining dates beyond the current permit term are not shown because these dates are uncertain because of market conditions, coal quality, and unanticipated geologic hazards.
116.200. thru 116.220  PERMIT TERM IN EXCESS OF FIVE YEARS.

This permit application is for a term of 5 years.

117.  INSURANCE, PROOF OF PUBLICATION AND FACILITIES OR STRUCTURES USED IN COMMON.

117.100. LIABILITY INSURANCE.

PMC, through its parent corporation, carries public liability and property damage insurance in due force. A copy of the certificate of insurance is presented in Exhibit 117.100a, Certificate of Insurance.

117.200. NEWSPAPER PUBLICATION.

In compliance with R645-300-121.100, newspaper advertisements will be published in the Sun Advocate and Emery County Progress and will appear four consecutive weeks. A copy of the proposed notice is provided as Exhibit 117.200a, Proof of Publication. Proof of publication and copies of the notices will be filed with the Division and made a part of this application when available.

117.300. FACILITIES USED IN COMMON.

No facilities are used in common with another coal mining operation.

118. FILING FEE.

This permit application was accompanied by the fee required, $5.00.

120. PERMIT APPLICATION FORMAT AND CONTENTS.

121. REQUIREMENTS.

121.100. thru 121.300. CURRENT INFORMATION.

The information contained in this permit application is current. An attempt has been made to make this permit clear, concise, and in the appropriate format.

123. APPLICATIONS FOR PERMITS, CHANGES, RENEWALS, OR TRANSFERS.

The permit application includes a submittal letter with original signature. This letter has been placed in the front of the application immediately before the Table of Contents. The certification that the information contained in this application is true and correct to the best of current knowledge, information, and belief is set forth in the cover letter provided with the appropriate signatures.
130. thru 132. REPORTING OF TECHNICAL DATA.

The following are the technical and professional personnel and organizations who collected, analyzed, and/or assisted in the development of the information contained in this permit application.

**Plateau Mining Corporation**

Johnny Pappas  Sr. Environmental Engineer  
John Mercier  Geologist  
Tom Hurst  Senior Staff Engineer  
Art Palm  Acting General Manager  
Jack Trackemas  Manager of Technical Services  

**Cyprus Minerals Company**

Les Darling  Director of Environmental Services  
Greg Walker  Attorney  
Lee Gaskins  Land Person  

All technical data in this application have been analyzed under the requirements of the Rules. Many of the technical analyses have been done in accordance with the guidelines issued by the State of Utah.

PMC personnel have met with the Division to discuss pertinent aspects of mining and reclamation plans. Most of the technical work in this application has proceeded or was generated in accordance with determinations and conversations with the agency. As questions concerning various parts of the rules emerged, PMC immediately contacted the Division for direction and guidance concerning the methodologies to be followed.

The following are the names, addresses, and positions of officials of each private or academic research organization or governmental agency consulted by the applicant in preparation of this permit application for information on land uses, soils, geology, vegetation, fish and wildlife, water quantity and quality, air quality, and archaeological, cultural, and historic features:

**Land Uses**

Carbon County  U. S. D. I. Bureau of Land Management  
County Courthouse  125 South 600 West  
Price, Utah 84501  Price, Utah 84501  

U. S. D. A. Manti-La Sal  
National Forest  
599 West Price River Drive  
Price, Utah 84501
Soils

Bookcliffs Commercial Laboratories
1475 Pine Grove Road
P.O. Box 774018
Steamboat Springs, CO 80477
Ralph V. Poulsen

Commercial Testing & Engineering Co.
139 South Main
Helper, UT 84526

Endangered Plant Studies, Inc.
129 North 1000 East
Orem, UT 84057
Leah Jeuarrys
Joseph R. Murdock
Stanley L. Welsh

Ford Chemical Laboratory, Inc.
40 West Louise Ave.
Salt Lake City, UT 84115

Getty Mining Company
23385 Routt County Road #33
Oak Creek, CO 80467
Clem R. Parkin
Kent A. Crofts
David B. McMindes

Hansen, Allen, and Luce, Inc.
6771 South 900 East
Salt Lake City, UT 84121

IME
P.O. Box 270
Yampa, CO 80483
Kent A. Crofts

Mesa Corporation
Suite 2003
Salt Lake City, UT 84111
Wesley L. Koetch
Laurel Stott
John L. Swenson

Native Plants Inc.
360 Wakara Way
University Research Park
Salt Lake City, UT 84108
Don Wagenet
Susan White

Plateau Mining Company
P.O. Drawer PMC
Price, UT 84501
Mark L. Adkins
Melvin A. Coonrod
Ben Grimes
Scott Lowe

USDA-Soil Conservation Service
Don Andrews
Brock Benson
George S. Cook
E. Jensen
Gary D. Moreau

Utah State University
Logan, UT 84322
Soils Laboratory
Ruel E. Lamborn, Professor Soil Science
Alvin Southard

Vaughn Hansen Associates
See Hansen, Allen, & Luce, Inc.
Institute for Land Rehabilitation
UMC 52, Utah State University
Logan, UT 84322
Cyrus M. McKell
Gordon A. Van Epps

Manti-La Sal National Forest
Forest Supervisors Office
Price, UT 84501
Dan Larsen, Soils Scientist

Vegetation

Endangered Plant Studies, Inc.
129 North 1000 East
Orem, UT 84057
Joseph R. Murdock
Stanley L. Welsh

Getty Mining Company
23385 Routt County Road #33
Oak Creek, CO 80467
Brenda Becker
Kent A. Crofts
Kent Carlson
Larry Germain
Sue Kelso
David B. McMIndes
Clem R. Parkin
Steve Price
Connie Roberts
Claire Semmer
Carol Sulitieau-Taylor
Tod Zechiel

Mt. Nebo Scientific
330 East 400 South, Suite 6
Springville, UT 84663
Patrick Collins

Fish and Wildlife

Brigham Young University
Provo, Utah 84602
Department of Zoology
Clyde Pritchett, Ph.D.

James Nyenhuis
330 East 400 South, Suite 6
Springville, UT 84663

EarthFax Engineering, Inc.
7324 South Union Park Avenue
Midvale, UT 84047

IME
P.O. Box 270
Yampa, CO 80483
Kent A. Crofts

Plateau Mining Company
P.O. Drawer PMC
Price, UT 84501
Mark L. Adkins
Melvin Coonrod
Ben Grimes

USDA-Soil Conservation Service
Price, UT 84501
Don Andrews
Brock Benson
George S. Cook
Gary D. Moreau

Utah Division of Wildlife Resources
Southeastern Regional Office
455 West Railroad Ave. Box 840
Price, Utah 84501
Miles/Moore/Clark/Duhn

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Water Quantity and Quality

Hansen, Allen, and Luce, Inc.
6771 South 900 East
Salt Lake City, Utah 84121
Marvin Allen
Barry Barnum
David Hansen, PhD.
Jerry Hansen
Paul Hansen
Vaughn Hansen, PhD.
Greg Poole

Utah State Engineer
Division of Water Rights
453 South Carbon Avenue
Price, Utah 84501
Mark Page

Air Quality

Utah State Department
Bureau of Air Quality
P.O. Box 16690
Salt Lake City, Utah 84116-0690
Brent Bradford

Archeological, Cultural, and Historic Features

Archaeological Environmental Research Corp.
1433 East Maple Hills Drive
Bountiful, Utah
F.R. Hauck, Ph.D.

Cultural Resource Management Specialists
Box 621
Moab, Utah 84532

Nickens and Associates
P.O. Box 727
Montrose, Colorado 81402
Diana Christensen
Paul R. Nickens, Ph.D.

P/S Scientific, Inc.
307 West 200 South
Salt Lake City, Utah 84101

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K.K. Pelli  
Lloyd M. Pierson  
Division of State History  
300 Rio Grande St.  
Salt Lake City, Utah 84101  
Melvin Smith  
Abajo Archaeology  
Bluff, Utah 84512  
Sagebrush Consultants, LLC  
3670 Quincy Avenue, Suite 203  
Ogden, UT 84403  
Kevin C. O'Dell  

Geotechnical  
Chen and Associates  
401 Ironwood Drive  
Salt Lake City, Utah 84115  
James Nordquist  
Consulting Geotechnical  
and Mining Engineers  
715 Horizon Drive, Suite 340  
Grand Junction, Colorado 81506  
Hamid Maleki  

Permit Review and Preparation  
Overall Preparation:  
Permitting Revisions:  
Sections 100, 400, 500, 700, 800:  
Sections 200 and 300:  
Section 600:
141. MAP FORMATS.

Maps which cover large areal extent will generally be at a scale of 1:12,000 (1 inch = 1,000 feet) and will include the information generally available on U. S. Geological Survey (USGS) maps. Maps of smaller areas will be at an appropriate scale to provide sufficient detail for review.

142. thru 142.400. PHASES OF OPERATIONS AND MINING ACTIVITY.

Map 142.100a, Pre-Law Mining Activity - Hiawatha Seam; Map 142.100b, Pre-Law Mining Activity - Third Seam; and Map 142.100c, Pre-Law Mining Activity - Wattis Seam show the areas mined prior to August 3, 1977.

Map 142.100a
Map 142.100b
Map 142.100c

Map 542.200c, Reclamation Topography, shows the refuse pile area as permitted by Sunnyside Cogeneration Associates (SCA). SCA is the operator and permittee, and will use the refuse material as a fuel source for its power generating plant. See SCA's Permit C/007/042 for further information regarding the refuse pile Mining and Reclamation Plan.

150. COMPLETENESS.

By providing information required under R645-301 PMC herein presents a complete permit application package.