



STATE OF UTAH
NATURAL RESOURCES
Oil, Gas & Mining

Scott M. Matheson, Governor
Temple A. Reynolds, Executive Director
Dianne R. Nielson, Ph.D., Division Director

4241 State Office Building • Salt Lake City, UT 84114 • 801-533-5771

August 24, 1984

Mr. Trevor Whiteside
Valley Camp of Utah, Inc.
P. O. Box 507
Clear Creek Utah 84517

Dear *Trevor* Mr. Whiteside:

RE: State Permit Approval, Belina Complex, ACT/007/001,
Folder No 2, 4, 6, Carbon County, Utah

The Division has received a signed copy of the Office of Surface Mining's permit with conditions thereby indicating that Valley Camp of Utah, Inc. accepts and will comply with all conditions and time frames set forth in the permit. A signed and executed bond in the amount of \$1,521,000, and payable to both the State of Utah and the United States of America has also been received, and signed by the Board of Oil, Gas and Mining. A signed copy of the bond is enclosed for your files.

Therefore, the State of Utah hereby issues Final Permit Approval for the Belina Complex at this time. Consider this letter to be the Permanent Coal Regulatory Program Permit for the above referenced mine. This permit is conditional upon satisfactory completion of all work designated in Conditions 1-9 of the Office of Surface Mining's permit in a timely manner, and compliance with Section UMC 786.29 of the Utah Coal Mining and Reclamation Permanent Program, Chapter I (UCA 40-10-1 et seq.) which is attached to this letter.

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Mr. Trevor Whiteside
August 24, 1984

The Division greatly appreciates your cooperation in working with us during the permitting process, and we look forward to dealing with your company in the future.

Best Regards,



Dianne R. Nielson
Director

SCL:jvb
Attachments
cc: R. Hagen
A. Klein
R. Daniels
90350-2

J. Smith
S. Linner

UMC 786.29 Conditions Of Permits: Environment, Public Health, And Safety

Each permit issued by the Division shall ensure and contain specific conditions requiring that the-

(a) Permittee shall take all possible steps to minimize any adverse impact to the environment or public health and safety resulting from non-compliance with any term or conditions of the permit, including, but not limited to:

(1) Any accelerated or additional monitoring necessary to determine the nature and extent of noncompliance and the results of the noncompliance;

(2) Immediate implementation of measures necessary to comply; and

(3) Warning, as soon as possible after learning of such noncompliance, any person whose health and safety is in imminent danger due to the non-compliance.

(b) The permittee shall dispose of solids, sludge, filter backwash, or pollutants removed in the course of treatment or control of waters or emissions to the air in the manner required by Subchapter K of this Chapter, the regulatory program, and which prevents violation of any other applicable State or Federal law.

(c) The permittee shall conduct its operations-

(1) In accordance with any measures specified in the permit as necessary to prevent significant, imminent environmental harm to the health or safety of the public; and,

(2) Utilizing any methods specified in the permit by the Division in approving alternative methods of compliance with the performance standards of the Act and the regulatory program, in accordance with the provisions of the Act, UMC 786.19(m), and Subchapter K.

Bond Number 8099-56-50
Permit Number UT-0013 and UT-0049
Mine Name Belina Mine Complex

STATE OF UTAH
DEPARTMENT OF NATURAL RESOURCES
DIVISION OF OIL, GAS AND MINING
4241 State Office Building
Salt Lake City, Utah 84114

RECEIVED

AUG 13 1984

DIVISION OF OIL
GAS & MINING

THE MINED LANDS RECLAMATION ACT

BOND

The undersigned Valley Camp of Utah, Inc.
as principal, and Federal Insurance Company as
surety, hereby jointly and severally bind ourselves, our heirs, administrators,
executors, successors and assigns unto the State of Utah, Division of Oil, Gas
and Mining, and the U. S. Department of the Interior, Office of Surface Mining
in the penal sum of one million five hundred twenty one thousand
dollars (\$1,521,000.00). Such sum shall be payable to
one, but not both, of the above-named agencies.

The principal estimated in a "Notice of Intention to Commence Mining
Operations and a Mining and Reclamation Plan," filed with the Division of Oil,
Gas and Mining on the ninth day of February,
19 81, that 79 acres of land will be disturbed by this mining
operation in the State of Utah. A description of the disturbed land is
attached hereto as Exhibit "A."

When the Division has determined that the principal has satisfactorily
reclaimed the above-mentioned lands affected by mining in accordance with the
approved Mining and Reclamation Plan and has faithfully performed all
requirements of the Mined Land Reclamation Act, and complied with the Rules
and Regulations adopted in accordance therewith, then this obligation shall be
void; otherwise it shall remain in full force and effect until the reclamation
is completed as outlined in the approved Mining and Reclamation Plan.

If the approved plan provides for reclamation of the land affected on a
piecemeal or cyclic basis, and the land is reclaimed in accordance with such
plan, then this bond may be reduced periodically.

In the converse, if the plan provides for a gradual increase in the area
of the land affected or increased reclamation work, then this bond may
accordingly be increased with the written approval of the surety company.

The Division shall only accept the bond of a surety company if the bond is
noncancellable by the surety at any time for any reason including, but not
limited to nonpayment of premium or bankruptcy of the permittee during the
period of liability.

NOTE: Where one signs by virtue of Power of Attorney for a surety company, such Power of Attorney must be filed with this bond. If the principal is a corporation, the bond shall be executed by its duly authorized officers with the seal of the corporation affixed.

Valley Camp of Utah, Inc.

Principal (Company)

By WALTER L. WRIGHT
Company Official - Position
President and Chief Operating Officer

Date: AUGUST 3, 1984

Federal Insurance Company

Surety (Company)

By Mary Elizabeth Hammock
Official of Surety - Position
Mary Elizabeth Hammock - Attorney-in-Fact

DATE: June 29, 1984

BOARD:

[Signature]

DATE: August 23, 1984

POWER OF ATTORNEY

Know all Men by these Presents, That the FEDERAL INSURANCE COMPANY, 15 Mountain View Road, Warren, New Jersey, a New Jersey Corporation, has constituted and appointed, and does hereby constitute and appoint John W. Hunt, Julie M. Zotian, Ronald W. Brown, Mary Elizabeth Hammock, Muriel L. Hoh, Robert J. Franke, Joseph R. White, Jr., Victor G. Jamison, Jr., Thomas W. Burke and M. Joan Norville of Winston Salem, North Carolina-----

each its true and lawful Attorney-in-Fact to execute under such designation in its name and to affix its corporate seal to and deliver for and on its behalf a surety thereon or otherwise, bonds of any of the following classes, to-wit:

- 1. Bonds and Undertakings filed in any suit, matter or proceeding in any Court, or filed with any Sheriff or Magistrate, for the doing or not doing of anything specified in such Bond or Undertaking.
2. Surety bonds to the United States of America or any agency thereof, including those required or permitted under the laws or regulations relating to Customs or Internal Revenue; License and Permit Bonds or other indemnity bonds under the laws, ordinances or regulations of any State, City, Town, Village Board or other body or organization, public or private; bonds to Transportation Companies, Lost Instrument bonds; Lease bonds, Workers' Compensation bonds, Miscellaneous Surety bonds and bonds on behalf of Notaries Public, Sheriffs, Deputy Sheriffs and similar public officials.
3. Bonds on behalf of contractors in connection with bids, proposals or contracts.

In Witness Whereof, the said FEDERAL INSURANCE COMPANY has, pursuant to its By-Laws, caused these presents to be signed by its Assistant Vice-President and Assistant Secretary and its corporate seal to be hereto affixed this 9th day of December 19 83

Corporate Seal



Richard D. O'Connor
Assistant Secretary

FEDERAL INSURANCE COMPANY

By George McClellan
Assistant Vice-President

STATE OF NEW JERSEY
County of Somerset } SS.

On this 9th day of December 19 83, before me personally came Richard D. O'Connor to me known and by me known to be Assistant Secretary of the FEDERAL INSURANCE COMPANY, the corporation described in and which executed the foregoing Power of Attorney, and the said Richard D. O'Connor being by me duly sworn, did depose and say that he is Assistant Secretary of the FEDERAL INSURANCE COMPANY and knows the corporate seal thereof; that the seal affixed to the foregoing Power of Attorney is such corporate seal and was thereto affixed by authority of the By-Laws of said Company, and that he signed said Power of Attorney as Assistant Secretary of said Company by like authority, and that he is acquainted with George McClellan and knows him to be the Assistant Vice-President of said Company, and that the signature of said George McClellan subscribed to said Power of Attorney is in the genuine handwriting of said George McClellan and was thereto subscribed by authority of said By-Laws and in deponent's presence

Notarial Seal



Alice Lechard
Notary Public

CERTIFICATION

ALICE LECHARD
NOTARY PUBLIC OF NEW JERSEY
My Commission Expires June 28, 1988

STATE OF NEW JERSEY
County of Somerset } SS.

I, the undersigned, Assistant Secretary of the FEDERAL INSURANCE COMPANY, do hereby certify that the following is a true excerpt from the By-Laws of the said Company as adopted by its Board of Directors on March 11, 1953 and most recently amended March 11, 1983 and that this By-Law is in full force and effect

"ARTICLE XVIII.

Section 2. All bonds, undertakings, contracts and other instruments other than as above for and on behalf of the Company which it is authorized by law or its charter to execute, may and shall be executed in the name and on behalf of the Company either by the Chairman or the Vice-Chairman or the President or a Vice-President, jointly with the Secretary or an Assistant Secretary, under their respective designations, except that any one or more officers or attorneys-in-fact designated in any resolution of the Board of Directors or the Executive Committee, or in any power of attorney executed as provided for in Section 3 below, may execute any such bond, undertaking or other obligation as provided in such resolution or power of attorney

Section 3. All powers of attorney for and on behalf of the Company may and shall be executed in the name and on behalf of the Company, either by the Chairman or the Vice-Chairman or the President or a Vice-President or an Assistant Vice-President, jointly with the Secretary or an Assistant Secretary, under their respective designations. The signature of such officers may be engraved, printed or lithographed "

I further certify that said FEDERAL INSURANCE COMPANY is duly licensed to transact fidelity and surety business in each of the States of the United States of America, District of Columbia, Puerto Rico, and each of the Provinces of Canada with the exception of Prince Edward Island, and is also duly licensed to become sole surety on bonds, undertakings, etc., permitted or required by law

I, the undersigned Assistant Secretary of FEDERAL INSURANCE COMPANY, do hereby certify that the foregoing Power of Attorney is in full force and effect

Given under my hand and the seal of said Company at Warren, N.J., this twenty-ninth day of June 19 84

Corporate Seal



M. Stanton
Assistant Secretary