

**WHITE OAK MINING & CONSTRUCTION COMPANY, INC.**  
**SCOFIELD ROUTE**  
**P.O. BOX 60**  
**HELPER, UTAH 84526**

May 25, 1994

James W. Carter, Director  
UTAH DIVISION OF OIL, GAS & MINING  
355 West North Temple, Suite 350  
3 Triad Center  
Salt Lake City, Utah 84180-1203

RE: Transfer, Assignment or Sale of Permit Rights -- Permit No.  
ACT/007/001

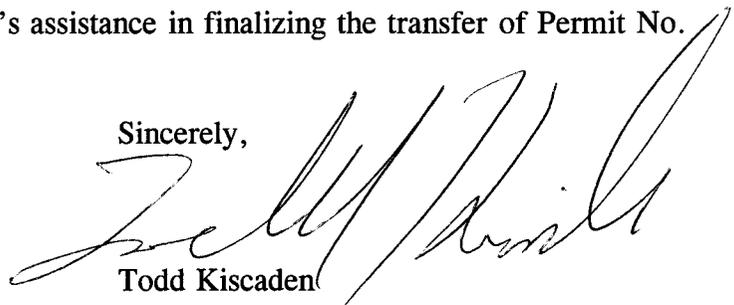
Dear Director Carter:

The Utah Division of Oil, Gas & Mining has notified White Oak Mining & Construction Company, Inc. ("White Oak") of the approval of its application for transfer, assignment or sale of permit rights regarding ACT/007/001. Pursuant to R645-303-360, White Oak agrees to assume the liability and reclamation responsibilities of the existing permit and will conduct the coal mining and reclamation operations in full compliance with the state program and the terms and conditions of the existing permit. Specifically, White Oak assumes the liability for and the right to defend against the following notices of violations pending against Valley Camp of Utah, Inc.:

Utah NOV N94-39-02-01  
Utah NOV N94-43-01-01

We appreciate the Division's assistance in finalizing the transfer of Permit No. ACT/007/001.

Sincerely,



Todd Kiscaden

TK:jmc:34963

cc: Scott Kiscaden  
Mike Gipson  
Steve Tanner  
Denise A. Dragoo, Esq.  
David E. Lung  
John S. Kirkham, Esq.

# APPLICATION FOR PERMIT CHANGE

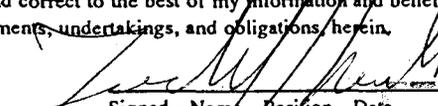
Title of Change:  <div style="text-align: center; font-size: 1.2em;">MINE NAME CHANGE</div>	Permit Number: ACT /007 /001 <hr/> Mine: BELINA MINE COMPLEX <hr/> Permittee: WHITE OAK MINING & CONSTRUCTION CO., INC.
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Description, include reason for change and timing required to implement:  
 NAME CHANGE FROM BELINA MINE NOS. 1 AND 2 TO WHITE OAK MINE NO. 1 AND WHITE OAK MINE NO. 2

- |                              |  |  |
|------------------------------|--|--|
| <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No | 1. Change in the size of the Permit Area? _____ acres <input type="checkbox"/> increase <input type="checkbox"/> decrease.               |
| <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No | 2. Change in the size of the Disturbed Area? _____ acres <input type="checkbox"/> increase <input type="checkbox"/> decrease.            |
| <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No | 3. Will permit change include operations outside the Cumulative Hydrologic Impact Area?  |
| <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No | 4. Will permit change include operations in hydrologic basins other than currently approved?   |
| <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No | 5. Does permit change result from cancellation, reduction or increase of insurance or reclamation bond?                                  |
| <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No | 6. Does permit change require or include public notice publication?  |
| <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No | 7. Permit change as a result of a Violation? Violation #   |
| <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No | 8. Permit change as a result of a Division Order? D.O.#  |
| <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No | 9. Permit change as a result of other laws or regulations? Explain:  |
| <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No | 10. Does permit change require or include ownership, control, right-of-entry, or compliance information?                                 |
| <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No | 11. Does the permit change affect the surface landowner or change the post mining land use?  |
| <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No | 12. Does permit change require or include collection and reporting of any baseline information?  |
| <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No | 13. Could the permit change have any effect on wildlife or vegetation outside the current disturbed area?                                |
| <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No | 14. Does permit change require or include soil removal, storage or placement?  |
| <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No | 15. Does permit change require or include vegetation monitoring, removal or revegetation activities?                                     |
| <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No | 16. Does permit change require or include construction, modification, or removal of surface facilities?                                  |
| <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No | 17. Does permit change require or include water monitoring, sediment or drainage control measures?                                       |
| <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No | 18. Does permit change require or include certified designs, maps, or calculations?  |
| <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No | 19. Does permit change require or include underground design or mine sequence and timing?  |
| <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No | 20. Does permit change require or include subsidence control or monitoring?  |
| <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No | 21. Have reclamation costs for bonding been provided or revised for any change in the reclamation plan?                                  |
| <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No | 22. Is permit change within 100 feet of a public road or perennial stream or 500 feet of an occupied dwelling?                           |
| <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No | 23. Is this permit change coal exploration activity <input type="checkbox"/> inside <input type="checkbox"/> outside of the permit area? |

Attach 3 complete copies of proposed permit change as it would be incorporated into the Mining and Reclamation Plan.

I hereby certify that I am a responsible official of the applicant and that the information contained in this application is true and correct to the best of my information and belief in all respects with the laws of Utah in reference to commitments, undertakings, and obligations herein.

  
 Signed - Name - Position - Date  
 \_\_\_\_\_  
 Notary Public  
 My Commission Expires: 3097 \_\_\_\_\_, 1997  
 Attest: STATE OF UTAH  
 COUNTY OF Salt Lake



**CONNIE L. COLLINS**  
 Fabian & Clendinning  
 215 South State Street, 12th Floor  
 Salt Lake City, Utah 84111  
 My Commission Expires 3/2/97  
 STATE OF UTAH

Received by Oil, Gas & Mining

ASSIGNED PERMIT CHANGE NUMBER



## **NOTE**

Effective May 27, 1994, the Permit No. ACT/007/001 for the Belina Mine Complex was transferred to White Oak Mining & Construction Co., Inc. as Permittee and the Belina Mine Complex, Belina Mine No. 1 and Belina Mine No. 2 was renamed White Oak Mine No. 1 and White Oak Mine No. 2. References throughout the Mining and Reclamation Plan to Belina Mine Complex should be revised to refer to White Oak Mine No. 1 and White Oak Mine No. 2.