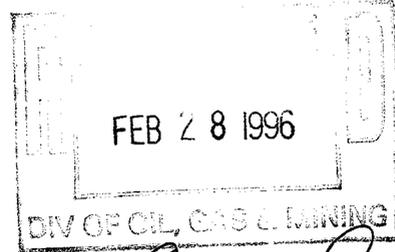


WHITE OAK MINING & CONSTRUCTION CO., INC.
SCOFIELD ROUTE
HELPER, UTAH 84526

February 27, 1996

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



Copy Lowell (Person) (already copy to [unclear]) (Kam)
ACT/000/001 #2

Dear Mr. Carter:

Please find enclosed three copies the proposed Permit Change as per Division Order #95A, responding to the "Permit Deficiency" regarding Spoil Maintenance at the White Oak Complex.

Should you have any questions, please feel free to call me at (801) 448-9413 or 9420.

Thank you for your time and effort in helping resolve this matter, it was greatly appreciated by White Oak.

Sincerely,

Steven K. Tanner

Enclosures

Mine Discharge

Mine water discharges from Filter Pond 005A are monitored according to the current UPDES permit. Grab samples taken monthly are analyzed for pH, TDS, Iron, and Oil and Grease. Flow and TSS samples are taken bimonthly. All discharge samples are collected at the Parshall Flume installed at the pond outlet prior to mixing of the mine discharge water with Whisky Creek.

Disturbed Area Spoil Management

For the purpose of this section, the following terms have the specified meanings:

“Spoil” means, Sediment from Sed-Pond 004A, ditch sediment, material from sediment traps, embankment sloughage, coal laden soils, and materials gathered from general maintenance cleanup.

“Temporary” means, interval until cured or sampled and analyzed for stability and/or contaminates.

Spoils generated within the Disturbed Area will be taken to the upper pad area east of S-25 which is labeled “Spoil Management Area” on Map R645-301-231.300, Sheet 4 of 4 of the MRP. This area will be used for temporary storage, curing or drying, sampling, blending, gradation, and segregating of materials. Analyses of the spoils will be run prior to placement. Each lift will be placed and compacted in a controlled manner. The fill material will only be placed on cut in this area and will be designed to attain a minimum long-term static safety factor of 1.5. The finished slope will not exceed the natural undisturbed slopes above and below the subject area as shown of Drawing No. R645-301-527, Sheet 12 of the MRP. Certified “As Built” drawing will be submitted when final grade is reached. The initial fill will start near N 486,400 and E 2,08,8375 and will carry easterly until it catches natural or stable material.

The road through this area will remain until reclamation is completed and will be used to remove the equipment following reclamation. Culvert C-29-16 and Ditch D-29A will both be relocated as shown on Map R645-301-231.300, Sheet 4 of 4 of the MRP. The easterly end of the pad will remain as a riprap storage area, until further notice. Ancillary support supplies for ground maintenance work may be stored adjacent to the riprap from time to time. The spoil material may also be utilized elsewhere within the disturbed area for routine maintenance.

If acid or acid forming materials are encountered, disposal will be in accordance with the regulations. Coal laden material will be blended so as to prevent combustion or create instability.

No “Coal Mine Waste” or None-Coal Mine Waste will be stored in this area.