

AUG 07/001 96C
#2

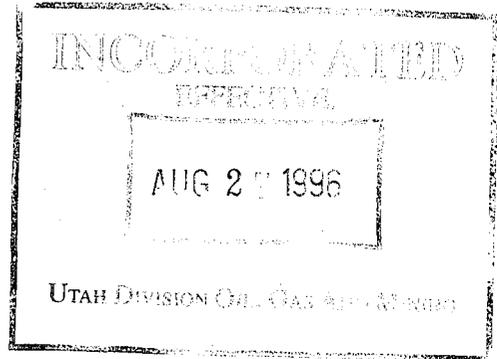
WHITE OAK MINING & CONSTRUCTION CO., INC.

SCOFIELD ROUTE
HELPER, UTAH 84526
(801) 637-9200
Fax: (801) 448-9456

August 6, 1996

Mr. Ken Wyatt
Utah Division of Oil Gas, and Mining
1594 West North Temple, Suite 1210
Box 145801
Salt Lake City, Utah 84114-5801Re: NOV N96-7-1-1,
Pond Survey

Dear Mr. Wyatt;

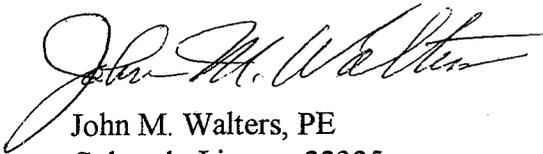


As required in the abatement provisions of NOV N96-7-1-1 a survey of Pond 003 at the loadout has been completed. This survey, like the previous, has shown that there is adequate storage volume in the pond. The volume of the pond after repairing the leak and cleaning out some material is now 57,419 ft³ (1.3 acre-feet). Attached is an AutoCAD drawing and volume calculation for the pond. The elevation of the primary spillway is denoted by the green line. The volume of the pond was calculated for elevations below the primary spillway.

Appendix 742.221a of the MRP indicates that the pond should have a liquid volume of 0.67 acre feet. Sediment storage volume for three years is 0.51 acre-feet. The current volume of 1.3 acre-feet exceeds the required minimum volume of 1.18 acre-feet.; therefore the volume of the pond is adequate.

Please contact me if you have questions or if additional information is needed.

Sincerely,



John M. Walters, PE
Colorado License 22325

APPLICATION FOR PERMIT CHANGE

Title of Change: Permit Update August '96

Permit Number: ACT/007/001

Mine: WHITE OAK #1/#2 LOADOUT

Permittee: WHITE OAK MINING/CONSTR.

Description, include reason for change and timing required to implement: UPDATE AVS & Id. of Interests For changes Update Text for Spoil Mgmt. Bedo 2645-301-231.300 4of4 to show changes. Sed Pond 003 As Built.

- Yes No 1. Change in the size of the Permit Area? _____ acres increase decrease.
- Yes No 2. Change in the size of the Disturbed Area? _____ acres increase decrease.
- Yes No 3. Will permit change include operations outside the Cumulative Hydrologic Impact Area?
- Yes No 4. Will permit change include operations in hydrologic basins other than currently approved?
- Yes No 5. Does permit change result from cancellation, reduction or increase of insurance or reclamation bond?
- Yes No 6. Does the permit change require or include public notice publication?
- Yes No 7. Does the permit change require or include ownership, control, right-of-entry, or compliance information?
- Yes No 8. Permit change as a result of a Violation? Violation # _____
- Yes No 9. Permit change as a result of Division Order? D.O. # _____
- Yes No 10. Permit change as a result of other laws or regulations or policies? Explain: _____
- Yes No 11. Does the permit change affect the surface landowner or change the post mining land use?
- Yes No 12. Does permit change require or include underground design or mine sequence and timing? (Modification of R2P2?)
- Yes No 13. Does permit change require or include collection and reporting of any baseline information?
- Yes No 14. Could the permit change have any effect on wildlife or vegetation outside the current disturbed area?
- Yes No 15. Does permit change require or include soil removal, storage or placement?
- Yes No 16. Does permit change require or include vegetation monitoring, removal or revegetation activities?
- Yes No 17. Does permit change require or include construction, modification, or removal of surface facilities?
- Yes No 18. Does permit change require or include water monitoring, sediment or drainage control measures?
- Yes No 19. Does permit change require or include certified designs, maps, or calculations?
- Yes No 20. Does permit change require or include subsidence control or monitoring?
- Yes No 21. Have reclamation costs for bonding been provided for any change in the reclamation plan? Explained in Cover Letter
- Yes No 22. Is permit change within 100 feet of a public road or perennial stream or 500 feet of an occupied dwelling?
- Yes No 23. Is this coal exploration activity?

Attach 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.

Michael A. Hess General Manager
Signed - Name - Position - Date

August 7, 1996

Subscribed and sworn to before me this 7 day of Aug, 19 96.
Michael A. Hess
Notary Public

My Commission Expires: Nov. 6, 19 97
Attest: STATE OF Utah
COUNTY OF Utah



MICHAEL A. HESS
NOTARY PUBLIC - STATE OF UTAH
c/o CENTRAL BANK
ONE NORTH MAIN
SPANISH FORK, UT 84660
FORM EXD 11-6-97

Received by Oil, Gas & Mining

RECEIVED

AUG 06 1996

DIV. OF OIL, GAS & MINING

ASSIGNED PERMIT CHANGE NUMBER

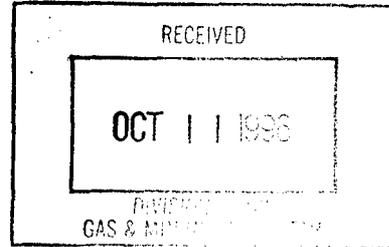
White Oak Mining & Construction Co, Inc.

Scofield Route
Helper, Utah 84526
(801) 637 - 9209 Fax (801) 448-9456

October 11, 1996

Mr. Steve Demczak .
Utah Division of Oil Gas & Mining
%College of Eastern Utah
451 East 400 North
Box 156
Price, Utah 84501

JS



Re: Spoil Area
NOV 96-7-3-1

96D

Dear Mr. Demczak;

White Oak Mining & Construction Co, Inc. (White Oak) submits the enclosed amendment to be added to its Mining Permit Application. The amendment addresses the items contained in your letter dated October 3, 1996. I trust that all of your questions are answered adequately.

Please contact me should you have questions regarding this matter.

Sincerely,

A handwritten signature in cursive script that reads "John M. Walters".

John M. Walters
Consulting Engineer

APPLICATION FOR PERMIT CHANGE

Title of Change:

Add Section 9 to PAP - Spoil Area

Permit Number: ACT/007/001

Mine: WHITE OAK #1/#2 LOADOUT

Permittee: WHITE OAK MINING/CONSTR.

Description, include reason for change and timing required to implement:

A new Section 9 is being added to the PAP - Volume 3
The section gives design & construction specifics for
the Spoil Area.

- Yes No 1. Change in the size of the Permit Area? _____ acres increase decrease.
- Yes No 2. Change in the size of the Disturbed Area? _____ acres increase decrease.
- Yes No 3. Will permit change include operations outside the Cumulative Hydrologic Impact Area?
- Yes No 4. Will permit change include operations in hydrologic basins other than currently approved?
- Yes No 5. Does permit change result from cancellation, reduction or increase of insurance or reclamation bond?
- Yes No 6. Does the permit change require or include public notice publication?
- Yes No 7. Does the permit change require or include ownership, control, right-of-entry, or compliance information?
- Yes No 8. Permit change as a result of a Violation? Violation # NOU # N-96-7-3-1
- Yes No 9. Permit change as a result of Division Order? D.O. #
- Yes No 10. Permit change as a result of other laws or regulations or policies? Explain:
- Yes No 11. Does the permit change affect the surface landowner or change the post mining land use?
- Yes No 12. Does permit change require or include underground design or mine sequence and timing? (Modification of R2P2?)
- Yes No 13. Does permit change require or include collection and reporting of any baseline information? SOILS
- Yes No 14. Could the permit change have any effect on wildlife or vegetation outside the current disturbed area?
- Yes No 15. Does permit change require or include soil removal, storage or placement? Spoil Material
- Yes No 16. Does permit change require or include vegetation monitoring, removal or revegetation activities?
- Yes No 17. Does permit change require or include construction, modification, or removal of surface facilities? SPOIL PILE
- Yes No 18. Does permit change require or include water monitoring, sediment or drainage control measures? MOVE DITCH
- Yes No 19. Does permit change require or include certified designs, maps, or calculations? STABILITY & PILE CERT
- Yes No 20. Does permit change require or include subsidence control or monitoring?
- Yes No 21. Have reclamation costs for bonding been provided for any change in the reclamation plan?
- Yes No 22. Is permit change within 100 feet of a public road or perennial stream or 500 feet of an occupied dwelling?
- Yes No 23. Is this coal exploration activity?

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

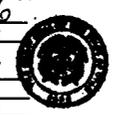
I hereby certify that I am a responsible official of the applicant and that the information contained in this application is true and correct to the best of my information and belief in all respects with the laws of Utah in reference to commitments, undertakings, and obligations, herein.

John M. Walter Consultant 10/14/96
Signed - Name - Position - Date

Subscribed and sworn to before me this 14th day of October, 1996

Notary Public

My Commission Expires _____
Attest: STATE OF _____
COUNTY OF _____



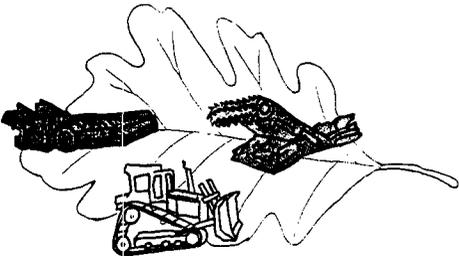
JOAN TAYLOR
Notary Public
STATE OF UTAH
My Comm. Expires **JAN 18, 1997**
451 E. 400 N PRICE UT 84001

Received by RECIVED Gas & Mining

OCT 11 1996
DIVISION OF OIL
GAS & MINING PRICE UTAH

ASSIGNED PERMIT CHANGE NUMBER

960



White Oak Mining

Scofield Route • Helper, Utah 84526 • Phone: 1-801-637-9200 • Fax: 1-801-448-9456

AUTHORIZATION TO SIGN

I, Mark D. Wayment, hereby certify that I am the General Manager and Vice President of White Oak Mining and Construction Company, Inc. and I further certify that I have authorized John M. Walters to sign on behalf of White Oak Mining and Construction Company, Inc. any and all documents relating to mining, exploration and environmental permits under the laws and regulations of the United States the State of Utah and any local governmental permitting authorities in the State of Utah. These documents include but are not limited to, air and water quality permits and reports, notices of intent to conduct exploration, mining and reclamation permits, public health permits, Corps of Engineers permits, and zoning and land use permits.

This authorization is effective as of September 25, 1996 and shall remain in effect until it is revoked.

Mark D. Wayment
Vice President and General Manager
White Oak Mining and Construction Co., Inc.

September 25, 1996

TRACKING FORM

I. KEY FEATURES OF PERMITTEE'S AMENDMENT APPLICATION

Permittee White Oak Mining/Const.	Mine Name White Oak #1/#2	Amendment # ACT/007/001-96D	Date Received / By 10-11-96 <i>Hand delivered John Wilbers</i>
Proposal: Spoil Area - Add Section 9 to PAP			
Description: The Section gives design + construction specifics for the Spoil Area.			

II. AMENDMENT CLASSIFICATION

<input type="checkbox"/> Major Amendment	Public Notice Required	<input type="checkbox"/> Yes	<input type="checkbox"/> No
<input checked="" type="checkbox"/> Minor Amendment	Outside of Permit Area	<input type="checkbox"/> Yes	<input type="checkbox"/> No
	Outside of Disturbed Area	<input type="checkbox"/> Yes	<input type="checkbox"/> No

III. SUMMARY OF DOGM PROCESSING DATES

Reviews Completed		FOLLOWUP REQUIREMENTS	
Approved Effective		MRP "After Const" Documents	<input type="checkbox"/> Yes <input type="checkbox"/> No
Disapproved		TA	<input type="checkbox"/> Yes <input type="checkbox"/> No
Mailed		CHIA	<input type="checkbox"/> Yes <input type="checkbox"/> No
Filed MRP - SLO		Responds Within 15 days of Receipt? <input type="checkbox"/> Yes <input type="checkbox"/> No If no, explain below.	

IV. COORDINATED REVIEWS

EXTERNAL AGENCIES (Mine Specific) <small>(Adverse Comments, if Any, Include in Item V)</small>	DOGM REVIEWS/DISCIPLINES		
	COPY SENT	CONTACTED	
OSM	<input type="checkbox"/> Y <input type="checkbox"/> N	<input type="checkbox"/> C <input type="checkbox"/> N/A	Generalists _____ <input type="checkbox"/> Yes <input type="checkbox"/> N/A
BLM	<input type="checkbox"/> Y <input type="checkbox"/> N	<input type="checkbox"/> C <input type="checkbox"/> N/A	_____ INTERDISCIPLINARY APPROACH
US Forest Service	<input type="checkbox"/> Y <input type="checkbox"/> N	<input type="checkbox"/> C <input type="checkbox"/> N/A	- Administrative _____ <input type="checkbox"/> Yes <input type="checkbox"/> N/A
US Fish & Wildlife	<input type="checkbox"/> Y <input type="checkbox"/> N	<input type="checkbox"/> C <input type="checkbox"/> N/A	- Biology _____ <input type="checkbox"/> Yes <input type="checkbox"/> N/A
US National Parks	<input type="checkbox"/> Y <input type="checkbox"/> N	<input type="checkbox"/> C <input type="checkbox"/> N/A	- Engineering _____ <input type="checkbox"/> Yes <input type="checkbox"/> N/A
UT Environmental Quality	<input type="checkbox"/> Y <input type="checkbox"/> N	<input type="checkbox"/> C <input type="checkbox"/> N/A	- Geology _____ <input type="checkbox"/> Yes <input type="checkbox"/> N/A
UT Wildlife Resources	<input type="checkbox"/> Y <input type="checkbox"/> N	<input type="checkbox"/> C <input type="checkbox"/> N/A	- Hydrology _____ <input type="checkbox"/> Yes <input type="checkbox"/> N/A
UT State History	<input type="checkbox"/> Y <input type="checkbox"/> N	<input type="checkbox"/> C <input type="checkbox"/> N/A	- Soils _____ <input type="checkbox"/> Yes <input type="checkbox"/> N/A
UT Water Rights	<input type="checkbox"/> Y <input type="checkbox"/> N	<input type="checkbox"/> C <input type="checkbox"/> N/A	- Permitting _____ <input type="checkbox"/> Yes <input type="checkbox"/> N/A
UT SITLA	<input type="checkbox"/> Y <input type="checkbox"/> N	<input type="checkbox"/> C <input type="checkbox"/> N/A	- Other _____ <input type="checkbox"/> Yes <input type="checkbox"/> N/A
Other _____	<input type="checkbox"/> Y <input type="checkbox"/> N	<input type="checkbox"/> C <input type="checkbox"/> N/A	

V. FOOTNOTES/ADDITIONAL EXPLANATION AS NECESSARY