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Canyon Fuel Company, LLC. Skyline Mine

A Subsidiary of Arch Western Bituminous Group, LLC

Gregg Galecki, Environ. Coordinator
HCR 35, Box 380
Helper, UT 84526
(435) 448-2636 - Office
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December 10, 2007

Ms. Pam Grubaugh-Littig
Permit Supervisor
Utah Division of Oil, Gas and Mining
1594 West North Temple, Suite 1210
Salt Lake City, Utah 84114-5801

*Incoming
C/007/0005
#2890*

RE: Response to Deficiency letter to Waste Rock Pile Expansion - August 2007 2nd submittal, Canyon Fuel Company, LLC, Skyline Mine, C/007/005, Task ID # 2844,

Dear Ms. Grubaugh-Littig:

Please find enclosed with this letter modifications to the M&RP to address expanding the current Waste Rock site located adjacent to Scofield, Utah. The following is in response to the November 8, 2007, DOGM correspondence outlining deficiencies or items that required additional clarification from the August 2007 response to the original May 2007 submittal. The responses have been discussed with Mr. Joe Helfrich and Ms. Priscilla Burton to insure their concerns have been addressed.

The Clement Drilling Soil Survey has been resubmitted in its entirety to avoid confusion during incorporation. Modifications submitted in both the May and August submittals are included as part of the application unless they were identified as being deficient in Task #s 2800 or 2844.

The submittal includes completed C1 and C2 forms, an application guidance document – identifying where pertinent regulations are addressed, and eight (8) copies of both clean and redline versions of the text modifications.

If you have any questions, please call me at (435) 448-2636.

Sincerely,

Gregg A. Galecki

Gregg A. Galecki
Environmental Coordinator, Skyline Mine
Canyon Fuel Company, LLC

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File in: *C/0070005, 2007, Incoming*
Refer to:
 Confidential
 Shelf
 Expandable
Date: *12/10/2007* For additional information

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Skyline Mine

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RE: Response to Deficiency letter to Waste Rock Pile Expansion - August 2007 2nd
submittal, Canyon Fuel Company, LLC, Skyline Mine, C/007/005, Task ID # 2844

Dear Ms. Grubaugh-Littig:

The following is in response to the November 8, 2007, letter outlining deficiencies or items that required additional clarification from the August 2007 submittal.

R645-301-222; The soil survey report has been modified and resubmitted to indicate soils encountered in hole SP-1 are identified as the Curecanti family-Pathead complex instead of the Pathead Series. The soils encountered in SP-2 have been identified as the Senchert Series instead of the Trag Series.

R645-301-231.100; The topsoil stripping plan and explanation of depth is briefly mentioned in Section 2.11 where Section 4.6.4.1 is referenced. The plan is discussed in detail in Section 4.6.4.1. These sections have been modified to indicate a stripping depth of 18-20 inches. Additional soil/subsoil will be imported to the site to make up any deficit to get a cover depth of approximately 28-inches – consistent with the current plan.

R645-301-320; Sensitive species lists have been updated in Section 2.9 of the M&RP in Tables 2.9-4 through 2.9-6. Text in Sections 2.1.2, 2.7 (May 2007 application), 2.8, and 2.9 have been updated to specifically address the Waste Rock site expansion. Section 2.1.2 specifically states that species of interest don't exist in the area based on habitat and elevation.

R645-301-322; Section 2.9 has been expanded to include subsection 2.9.6 – Wildlife of the Scofield Waste Rock Expansion, which includes discussions on impact analysis, T&E, habitat loss, and Enhancement measures.

R645-301-322; Section 2.9 has been expanded – see detailed comments above. The T&E and Sensitive lists for both plants and animals have been updated in Section 2.9.

R645-301-411; Land use comment modifications were made in both Sections 2.12 and 4.16 to include wildlife as a land use in addition to livestock grazing. Section 2.9 has also been modified to include Leroy Mead's visit to the site.

R645-301-411; Table 2.12.2 has been modified to include the acreages for the Waste Rock site as both disturbed and undisturbed.

R645-301-411; Plate 1.6-1 adequately identifies the landowner of the Waste Rock site. No modifications to the plate have been made.

R645-301-411; Figure 2.9.1-A identifies the summer range, migratory route, and winter range for elk; Figure 2.9.2-B identifies the summer range, migratory route, and winter range for mule deer; both figures are located in Section 2.9 of the currently approved M&RP. No modifications to these figures have been made.

R645-301-322, -301-333, -301-342, -301-358; Section 2.9 of the M&RP was modified to address protection and enhancement issues. A brief discussion of wildlife protection and enhancement was also included in Section 4.18

A discussion of UP canyon and was added to Section 2.8 – Aquatic habitat. The discussion outlines that UP canyon is an ephemeral drainage and no Unusually High Value habitat exists. Wildlife and discussion of Leroy Mead's visit is included in Section 2.9

T&E and Sensitive Species lists for both plant and animals have been updated in Section 2.9.

Comments have been added to Section 2.9.3 addressing the bald and golden eagle status in Utah.

Comments addressing the 2007 raptor survey and the status of the nest were added to both Section 2.12 – Raptors and Section 4.18 – Fish and Wildlife Plan of the M&RP.

R645-301-330, -301-331; Comments on vegetation have been added to Sections 2.7 – Vegetation, 3.2.8 - Operation Plan, and 4.7 – Revegetaion concerning vegetation protection.

R645-301-412, -301-413, -301-414, -302-270 through -302-275; A letter of correspondence from the Skyline Mine General Manager, Wess Sorensen to the Telonis Family has been included in this submittal to be included in the M&RP. The letter outlines the final configuration of the Lease property, including the benched area, the access road and the stock watering pond.

R645-301-553.252; A demonstration/discussion has been provided in Section 4.6.4.1 – Topsoil/Subsoil Handling Plan outlining analysis of the Waste Rock over the last few years compared to the C horizon of the native cover. The demonstration outlines that the current topsoil / subsoil handling practice sufficiently addresses the requirements of R645-301-553.252.

We at Skyline Mine, appreciate your review of this application. Please call me at (435) 448-2636 if you have any questions.

Sincerely,



Gregg A. Galecki
Environmental Engineer, Skyline Mine
Canyon Fuel Company, LLC

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APPLICATION FOR COAL PERMIT PROCESSING

Permit Change New Permit Renewal Exploration Bond Release Transfer

Permittee: Canyon Fuel Company, LLC

Mine: Skyline Mine

Permit Number: C/007/005

Title: Skyline Waste Rock Pile Expansion - Response to Task #2800.

Description: Include reason for application and timing required to implement:

Skyline Waste Rock Pile Expansion - Response to Task #2844.

Instructions: If you answer yes to any of the first eight (gray) questions, this application may require Public Notice publication.

- Yes No 1. Change in the size of the Permit Area? Acres: 12.65 Disturbed Area: 5.13 increase decrease.
- Yes No 2. Is the application submitted as a result of a Division Order? DO# _____
- Yes No 3. Does the application include operations outside a previously identified Cumulative Hydrologic Impact Area?
- Yes No 4. Does the application include operations in hydrologic basins other than as currently approved?
- Yes No 5. Does the application result from cancellation, reduction or increase of insurance or reclamation bond?
- Yes No 6. Does the application require or include public notice publication?
- Yes No 7. Does the application require or include ownership, control, right-of-entry, or compliance information?
- Yes No 8. Is proposed activity within 100 feet of a public road or cemetery or 300 feet of an occupied dwelling?
- Yes No 9. Is the application submitted as a result of a Violation? NOV # _____
- Yes No 10. Is the application submitted as a result of other laws or regulations or policies?
Explain: _____
- Yes No 11. Does the application affect the surface landowner or change the post mining land use?
- Yes No 12. Does the application require or include underground design or mine sequence and timing? (Modification of R2P2)
- Yes No 13. Does the application require or include collection and reporting of any baseline information?
- Yes No 14. Could the application have any effect on wildlife or vegetation outside the current disturbed area?
- Yes No 15. Does the application require or include soil removal, storage or placement?
- Yes No 16. Does the application require or include vegetation monitoring, removal or revegetation activities?
- Yes No 17. Does the application require or include construction, modification, or removal of surface facilities?
- Yes No 18. Does the application require or include water monitoring, sediment or drainage control measures?
- Yes No 19. Does the application require or include certified designs, maps or calculation?
- Yes No 20. Does the application require or include subsidence control or monitoring?
- Yes No 21. Have reclamation costs for bonding been provided?
- Yes No 22. Does the application involve a perennial stream, a stream buffer zone or discharges to a stream?
- Yes No 23. Does the application affect permits issued by other agencies or permits issued to other entities?

Please attach four (4) review copies of the application. If the mine is on or adjacent to Forest Service land please submit five (5) copies, thank you. (These numbers include a copy for the Price Field Office)

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.

Wesley K Sovreusen
Print Name

Wesley K Sovreusen
Sign Name, Position, Date

Subscribed and sworn to before me this 7 day of Dec, 2007

General Manager 12/7/07

Kathie Giles
Notary Public

My commission Expires: 9/1/2008 }
Attest: State of Utah } ss:
County of Garfield



For Office Use Only:

Assigned Tracking Number:

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APPLICATION FOR COAL PERMIT PROCESSING

Detailed Schedule Of Changes to the Mining And Reclamation Plan

Permittee: Canyon Fuel Company, LLC

Mine: Skyline Mine

Permit Number: C/007/005

Title: Waste Rock Pile Expansion response Task ID #2844

Provide a detailed listing of all changes to the Mining and Reclamation Plan, which is required as a result of this proposed permit application. Individually list all maps and drawings that are added, replaced, or removed from the plan. Include changes to the table of contents, section of the plan, or other information as needed to specifically locate, identify and revise the existing Mining and Reclamation Plan. Include page, section and drawing number as part of the description.

DESCRIPTION OF MAP, TEXT, OR MATERIAL TO BE CHANGED

<input type="checkbox"/> Add	<input checked="" type="checkbox"/> Replace	<input type="checkbox"/> Remove	DESCRIPTION
<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Section 2.1- General Environmental Resources Summary, Page 2-4d
<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Section 2.7- Vegetation of the Scofield Waste Rock Site, Page 2-63
<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Section 2.8- Aquatic Wildlife Resources, Page 2-67
<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Section 2.9- Endangered and Threatened Species, Pages 2-99, 2-104(a) through 2-104(g-1)
<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Section 2.9- Endangered and Threatened Species, Pages 2-104(g-2), 2-104(j), 2-104(k)
<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Section 2.10- Raptors, Page 2-111
<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Section 2.11- Soils, Page 2-120
<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Section 2.12- Landuse, Page 2-128 – Table 2.12.2-1, Page 2-130
<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Section 4.6- Topsoil/Subsoil Handling Plan, 4-39 and 4-39(a)
<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Section 4.6 – Topsoil/Subsoil Handling Plan, 4-39(b) through 4-39(g)
<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Section 4.16- Underground Development Waste and Excess Surface Spoil, Page 4-89
<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Section 4.18- Terrestrial Wildlife Resources, Page 4-103A
<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Section 4.18- Terrestrial Wildlife Resources, Page 4-103B
<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Appendix Volume A-2 Volume 2, Soil Survey – Clement Drilling, December 3, 2007
<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Section 3.2 (add to Appendix A at end of section) Telonis Family correspondence, March 6, 2007, Re: Lease and Easement Agreement dated effective August 1, 2006.
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Any other specific or special instruction required for insertion of this proposal into the Mining and Reclamation Plan.

Eight (8) redline/strikeout copies and eight (8) clean copies submitted.

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