

0034

NIELSEN & SENIOR

Attorneys & Counselors
Since 1882

Suite 1100, Eagle Gate Plaza & Office Tower
60 East South Temple, Salt Lake City, Utah 84111
Post Office Box 11808, Salt Lake City, Utah 84147
Telephone (801) 532-1900 — Fax (801) 532-1913

Ogden Office
4699 Harrison Blvd.
Suite 300
Ogden, Utah 84403
Telephone (801) 476-7500
Fax (801) 476-7544

A Professional Corporation

Edwin W. Senior (1862-1925)
Clair M. Senior (1901-1965)
Raymond T. Senior (1903-1995)

Also Licensed to Practice in
• California
‡ Colorado
‡ Idaho
• New Mexico
• Washington, D.C.

Of Counsel
Harold A. Ranquist²⁰

Arthur H. Nielsen
Gary A. Weston
Earl Jay Peck
Neil R. Sabin
Harold C. Verhaaren
Mark H. Anderson*
B. Kent Ludlow
Richard M. Hymas
John K. Mangum
Richard K. Hincks
Noel S. Hyde
J. Craig Smith*
Jay R. Mohlman
David B. Hartvigsen*†
Marilynn P. Fineshriber
Annette Sorensen
Phillip S. Lott**

February 10, 1997

Via Facsimile: 359-3940

Vicky Bailey
Utah Dept. of Natural Resources
Division of Oil, Gas and Mining
1594 West North Temple, Suite 1210
Box 145801
Salt Lake City, Utah 84114-5801

Re: Hiawatha Permit Renewal, Hiawatha Mine, ACT/007/011/96-1,
Folder #3, Carbon County, Utah

*Folder Copy FAM
#3*

Dear Ms. Bailey:

Huntington-Cleveland Irrigation Company and North Emery Water Users Association request a hearing on the Hiawatha Mine permit renewal.

Sincerely,

NIELSEN & SENIOR, P.C.

J. Craig Smith
David B. Hartvigsen
Scott M. Ellsworth

Attorneys for Huntington-Cleveland Irrigation Company and North Emery Water Users Association

APPLICATION FOR PERMIT CHANGE

Title of Change:

HYDROLOGY EAST OF RAILROAD TRACKS

Permit Number: ACT/007/011

Mine: HIAWATHA MINE

Permittee: U.S. FUEL COMPANY

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

SHOWS ADEQUACY OF Hydrologic controls during current reclamation

- | | | |
|---|--|--|
| <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 the permit change require or include public notice publication? |
| <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No | 7. Does the permit change require or include ownership, control, right-of-entry, or compliance information? |
| <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No | 8. Permit change as a result of a Violation? Violation # _____ |
| <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No | 9. Permit change as a result of Division Order? D.O. # _____ |
| <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No | 10. Permit change as a result of other laws or regulations or policies? Explain: _____ |
| <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 underground design or mine sequence and timing? (Modification of R2P2?) |
| <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No | 13. Does permit change require or include collection and reporting of any baseline information? |
| <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No | 14. 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 | 15. Does permit change require or include soil removal, storage or placement? |
| <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No | 16. Does permit change require or include vegetation monitoring, removal or revegetation activities? |
| <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No | 17. Does permit change require or include construction, modification, or removal of surface facilities? |
| <input checked="" type="checkbox"/> Yes | <input type="checkbox"/> No | 18. Does permit change require or include water monitoring, sediment or drainage control measures? |
| <input checked="" type="checkbox"/> Yes | <input type="checkbox"/> No | 19. Does permit change require or include certified designs, maps, or calculations? |
| <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 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 coal exploration activity? |

Attach 7 complete copies of proposed permit change as it would be incorporated into the Mining and Reclamation Plan.

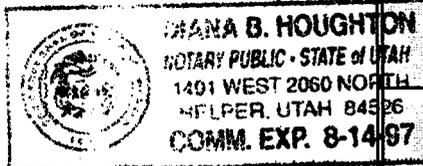
I hereby certify that I am a responsible official of the applicant and that the information contained in this application is true and correct to the best of my information and belief in all respects with the laws of Utah in reference to commitments, undertakings, and obligations, herein.

MICHAEL P. WATSON

Michael P. Watson President 2-3-97
Signed - Name - Position - Date

Subscribed and sworn to before me this 3 day of Feb., 19 97.
Mauna B. Houghton
Notary Public

My Commission Expires: 8/14, 19 97
Attest: STATE OF Utah
COUNTY OF Carbon



Received by Oil, Gas & Mining

