

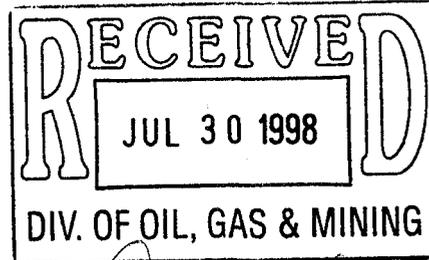
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Hiawatha Coal Company

P.O. Box 1202
Huntington, UT 84528

(435) 637-1778
FAX (435) 637-1378

Coal Program
Utah Division of Oil, Gas & Mining
1594 West North Temple, Suite 1210
P.O. Box 145801
Salt Lake City, Utah 84114-5801



July 30, 1998

To Whom It May Concern,

*Letter
Copy Daron, Joe, Paul*

Re: Partial Response to Division Order 97A, Hiawatha Coal Company, Hiawatha Complex, ACT/007/011, Carbon County, Utah *Ho*

Enclosed is an amendment to the previous information submitted by U.S. Fuel Company. The amendment includes a revised chapter 4 text, maps identifying historical sites and a new Appendix IV-8.

Included is updated historical information in response to punch list item R645-301-411.140, items 1 and 2. Appendix IV-8 contains narrative describing the historic sites. Exhibits IV-6 show the locations of the historical sites.

Also included in Appendix IV-8 is information pertaining to the cemetery delineation (R645-301-536). HCC has determined that the boundaries as delineated are correct. The cemetery cleanout has also been completed, with the coal fines being removed by vacuuming. The cleaning resulted in identifying 20 potential gravesites within the cemetery, all inside the existing fence. This number of 20 graves was also confirmed to us by a Price resident named Al Volgrinec, who has a brother buried in the cemetery. He verbally informed us that he remembered there being 20 gravesites in the cemetery.

HCC is still in the process of preparing the response to the remaining items (Soil information, Hydrology designs, and North Fork Reclamation Designs). HCC anticipates that an additional week will be needed to prepare a quality and adequate response to these remaining items, and requests an extension until August 11, 1998. This would allow time for the amendments to be completed and mailing time for the amendment to reach the Division's office.

If you have any questions, please call me at (435) 637-1778.

Sincerely,

Elliot Finley
President

Enclosure (s)
CR

APPLICATION FOR PERMIT PROCESSING

| | | | | | | |
|--|-------------------------------------|----------------------------------|-----------------------------------|--------------------------------------|---------------------------------------|----------------------------|
| <input type="checkbox"/> Permit Change | <input type="checkbox"/> New Permit | <input type="checkbox"/> Renewal | <input type="checkbox"/> Transfer | <input type="checkbox"/> Exploration | <input type="checkbox"/> Bond Release | Permit Number: ACT/007/011 |
| Title of Proposal: Response to Division Order 97A - <i>Historical data</i> | | | | | | Mine: HIAWATHA COMPLEX |
| | | | | | | Permittee: HIAWATHA COAL |

Description, include reason for application and timing required to implement: Partial response to Division Order 97A.

Instructions: If you answer yes to any of the first 8 questions (gray), submit the application to the Salt Lake Office. Otherwise, you may submit it to your reclamation specialist.

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

Attach 7 complete copies of the application.

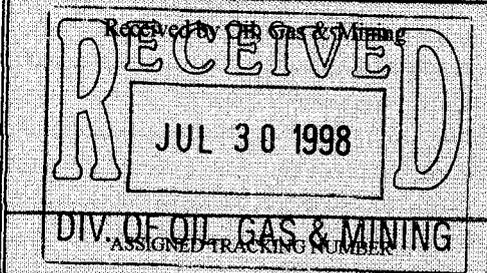
I hereby certify that I am a responsible official of the applicant and that the information contained in this application is true and correct to the best of my information and belief in all respects with the laws of Utah in reference to commitments, undertakings, and obligations, herein.

E. Finley President 7-29-98
Signed - Name - Position - Date

Subscribed and sworn to before me this 29 day of July, 19 98.

Leanne Stone
Notary Public

My Commission Expires: July 10, 2001, 19 98
Attest: STATE OF Utah COUNTY OF Emery



JUL 10 2001

Application for Permit Processing Detailed Schedule of Changes to the MRP

Title of Application: Response to Division Order 97A - Historical data

Permit Number: ACT/007/011

Mine: HIAWATHA COMPLEX

Permittee: HIAWATHA COAL

Provide a detailed listing of all changes to the mining and reclamation plan which will be required as a result of this proposed permit application. Individually list all maps and drawings which are to be added, replaced, or removed from the plan. Include changes of the table of contents, section of the plan, pages, or other information as needed to specifically locate, identify and revise the existing mining and reclamation plan. **Include page, section and drawing numbers as part of the description.**

| | | | DESCRIPTION OF MAP, TEXT, OR MATERIALS TO BE CHANGED |
|------------------------------|----------------------------------|---------------------------------|---|
| | <input type="checkbox"/> REPLACE | | Chapter IV Text; Historical information corrected and updated. |
| <input type="checkbox"/> ADD | | | Chapter IV, Appendix IV-8; Historical survey information added. |
| <input type="checkbox"/> ADD | | | Exhibits IV-6A thru IV-6D; Historical maps generated. |
| <input type="checkbox"/> ADD | <input type="checkbox"/> REPLACE | <input type="checkbox"/> REMOVE | |
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Any other specific or special instructions required for insertion of this proposal into the Mining and Reclamation Plan?

RECEIVED

JUL 30 1998

DIV. OF OIL, GAS & MINING