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*Incoming
c/007/odh*

From: Melissa <melissa.reynolds@hiawathacoal.com>
To: <stevedemzak@utah.gov>
CC: <ogmcoal@utah.gov>
Date: 6/11/2009 11:15 AM
Subject: MSHA Pond 5
Attachments: 2009-5-22-MSHA-Hiawatha Slurry Pond 5 final impoundment adandonment.pdf

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Here is a letter from MSHA abandoning Slurry Pond 5

U.S. Department of Labor

Mine Safety and Health Administration
P. O. Box 25367
Denver, Colorado 80225-0367



Coal Mine Safety and Health
District 9

MAY 22 2009

Elliot Finley
President
Hiawatha Coal Company, Inc.
P. O. Box 1202
Huntington, UT 84528

RE: King Mine
Mine ID No. 42-02157
Slurry Impoundment No. 5
ID No. 1211-UT09-02157-03
Final Impoundment Abandonment

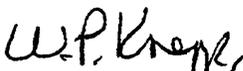
Dear Mr. Finley:

MSHA personnel have inspected the referenced impoundment and have determined that the site was abandoned in accordance with the approved abandonment plan. The above referenced impoundment is approved for final abandonment.

The referenced impoundment identification number will be removed from the mine file. MSHA inspection and reporting requirements no longer apply to the referenced structure.

If you have any questions regarding this approval, please contact Ron Gehrke at 303-231-5587 or Sid Hansen at 303-231-5458.

Sincerely,


Allyn C. Davis
District Manager