

0027

C1007/011 Incoming

#3343

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## HIAWATHA COAL COMPANY

P.O. Box 1240  
Huntington, Utah 84528

Office (435) 637-5777

6/19/2009

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

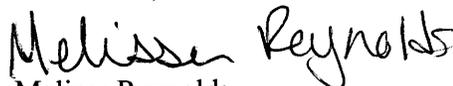
To Whom It May Concern,

**Re: Slurry Pond Abandonment, Hiawatha Coal Co., ACT/007/011.**

Enclosed are 5 hard copies of our slurry pond abandonment amendment. We are submitting this amendment to add two pages to Appendix 5-16 of the Hiawatha MRP. We are adding the enclosed letters from MSHA. The first letter Dated 10/11/2007 as page number 3 and the second letter dated 5/22/2009 as page number 4.

If you have any questions, please call me at (435) 687-5777.

Thank You,



Melissa Reynolds  
Environmental Coordinator

Enclosure(s)

RECEIVED

JUN 25 2009

DIV. OF OIL, GAS & MINING

# APPLICATION FOR COAL PERMIT PROCESSING

Permit Change  New Permit  Renewal  Exploration  Bond Release  Transfer

**Permittee:** HIAWATHA COAL CO.

**Mine:** HIAWATHA COMPLEX

**Permit Number:** ACT/007/011

**Title:** SLURRY POND ABANDONMENT

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

Adding letters from MSHA approving slurry pond abandonment

**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: \_\_\_\_\_ Disturbed Area: \_\_\_\_\_  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.

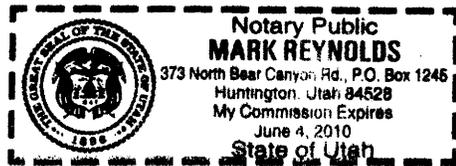
N Finley  
Print Name

N Finley V.P. 6-22-09  
Sign Name, Position, Date

Subscribed and sworn to before me this 22 day of June, 2009

Mark Reynolds  
Notary Public

My commission Expires: 6-4, 2010  
Attest: State of Utah } ss:  
County of Emery



<p><b>For Office Use Only:</b></p>	<p>Assigned Tracking Number:</p>	<p>Received by Oil, Gas &amp; Mining</p> <p style="font-size: 24px; font-weight: bold;">RECEIVED</p> <p style="font-size: 24px; font-weight: bold;">JUN 25 2009</p> <p>DIV. OF OIL, GAS &amp; MINING</p>
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U.S. Department of Labor

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



OCT 11 2007

Coal Mine Safety and Health  
District 9

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. 1  
ID No. 1211-UT-09-02157-01  
Final Impoundment Abandonment

Dear Mr. Finley:

MSHA personnel have inspected the referenced impoundment and concur, as stated in your submittal, dated July 12, 2007, that the referenced site was abandoned in a manner to preclude the probability of future impoundment of water, sediment, or slurry. 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 Billy Owens at 303-231-5590 or Ronald Gehrke at 303-231-5587.

Sincerely,

A handwritten signature in cursive script that reads "Allyn C. Davis".

Allyn C. Davis  
District Manager

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