

0005

C/007/011 Incoming

#3459

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# HIAWATHA COAL COMPANY, INC.

P.O. Box 1240  
Huntington, Utah 84528



Office (435) 687-1778  
FAX (435) 687-1378

March 3, 2010

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: Midterm Permit Review, Hiawatha Coal Company, Hiawatha Mine, C/007/011, Task ID #3459**

In response to the Division deficiency letter dated January 25, 2010, Hiawatha Coal Company respectfully requests an extension of time to respond to these deficiencies until April 30, 2010. Pursuant to recent court rulings, the ownership and control section of the MRP may require some additional updates and changes. Hiawatha Coal Company and ANR Company is in the process of working out and understanding how the recent court rulings are going to impact the Hiawatha Mine Permit, since control of a significant portion of the area within the permit boundary is affected by the court's decision. Once these clarifications have been made with the court, we will finish and submit our response to the deficiency letter.

In the interim, all onsite compliance issues identified in the deficiency letter have been and will continue to be addressed and maintained to insure compliance with regulations.

If you have any questions, please call me at (435) 636-0069 or Charles Reynolds at (435) 687-9206.

Sincerely,

Digitally signed by Elliot Finley  
DN: cn=Elliot Finley, o=Elliot Finley  
cn=United States, ou=US, cn=Hiawatha Coal  
cn=Hiawatha Coal  
o=Elliot Finley, ou=Elliot Finley  
Reason: I have reviewed this document  
Date: 03/03/10 20:20:28

Elliot Finley  
President

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MAR 25 2010

DIV. OF OIL, GAS & MINING