

C/007/011 Incoming

#3698

OK

Hiawatha Coal Company

P.O. Box 1240
Huntington, UT 84528

(801) 857-0399
FAX (435) 687-5057

James D. Smith
Utah Division of Oil, Gas & Mining
1954 West North Temple, Suite 1210
P.O. Box 145801
Salt Lake City, UT 84114-5801

September 30, 2010

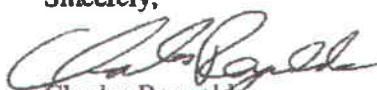
Re: 3rd Response to Deficiencies for Midterm Review, Hiawatha Mine,
C/007/0011, Task ID #3596

Dear Mr. Smith:

This letter is in response to your deficiency letter dated August 30, 2010. A summary describing the response to the deficiencies is attached. Please find two (3) hard copies and one (2) digital copies of this response included in this submittal. The hard copies contain only the updated pages 1-2 and Appendix I8-2. All other pages are exactly the same as the July 15, 2010 submittal. Please replace these two pages in the previous hard copy submittals and accept all previously submitted pages as part of this submittal. The electronic copies include all pages for your convenience.

If you have any questions, please call me at (801) 857-0399.

Sincerely,



Charles Reynolds
Mine Manager

RECEIVED

NOV 17 2010

DIV. OF OIL, GAS & MINING

File in: C/007/0011 Incoming
Date 11/17/2010 Refer to:
 Confidential
 Shelf
 Expandable iCD
For additional information

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: Midterm Review Response Task 3596

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

Submittal in response to Midterm Review deficiencies

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.

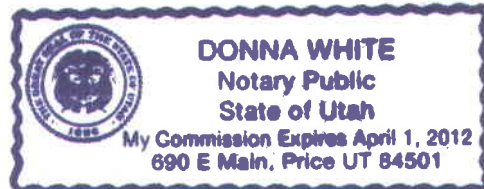
Elliot Finley
Print Name

E. Finley Pres., 10-20-10
Sign Name, Position, Date

Subscribed and sworn to before me this 20 day of October, 2010

Donna White
Notary Public

My commission Expires: April 1, 2012
Attest: State of Utah } ss:
County of Carbon



For Office Use Only:	Assigned Tracking Number:	Received by Oil, Gas & Mining

