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State of Utah

DEPARTMENT OF NATURAL RESOURCES

MICHAEL R. STYLER
Executive Director

Division of Oil, Gas and Mining

JOHN R. BAZA
Division Director

Outgoing
60070011
#3807
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May 19, 2011

Elliot Finley, Resident Agent
Hiawatha Coal Company
P.O. Box 1240
Huntington, Utah 84528

Subject: 2010 Annual Report Review Completion, Mine, C/007/0011, Task ID 3807

Dear Mr. Finley:

The Division staff has completed the review of the 2010 Annual Report. Enclosed is a copy of the review with each reviewer's comments completed on May 19, 2011. Please submit copies of the following items as a separate application with a C1/C2 form for approval and incorporation into the official mining and reclamation plan.

- In order to remove the commitment to perform annual subsidence studies from the MRP, the Permittee needs to provide a submittal demonstrating that no subsidence is occurring. This information can be compiled from the subsidence survey data collected over the past ten years. The Permittee may choose five of the most accurate years of data collected within the 10 year period to perform this analysis and submit it to the Division.

Thank you for your diligence in completing the Annual Report. If you have any questions, please call me at (801) 538-5325.

Sincerely,

Daron R. Haddock
Coal Program Manager

DRH/sqs
Enclosure

cc: Price Field Office

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Submit by Email

Print Form

Reset Form

Annual Report

Date 5/19/11

This Annual Report shows information the Division has for your mine. Submit the completed document and any additional information identified in the Appendices to the Division by **March 31, 2011**. During a complete inspection an inspector will check and verify the information.

GENERAL INFORMATION

Company Name	Hiawatha Coal Company, Inc.	Mine Name	Hiawatha Mine Complex
Permit Number	C/007/0011	Permit expiration Date	2012-03-14
Operator Name	Charles Reynolds	Phone Number	+1 (435) 637-1778
Mailing Address	P.O. Box 1240		Email
City	Huntington	State	UT
Zip Code	84528		

CERTIFIED REPORTS

DOGM File Location or Annual Report Location

Excess Spoil Piles	<input type="checkbox"/> Required <input checked="" type="checkbox"/> Not Required	No Spoil Piles
Refuse Piles	<input checked="" type="checkbox"/> Required <input type="checkbox"/> Not Required	Included in Appendix A
Impoundments	<input checked="" type="checkbox"/> Required <input type="checkbox"/> Not Required	Included in Appendix A
Other:		

OPERATOR COMMENTS

Included:
 Slurry Pond 1 Annual Inspection
 Slurry Pond 5a Annual Inspection
 Refuse Pile 1 Annual Inspection
 Pond D003 Annual Inspection Report
 Pond D004 Annual Inspection Report
 Pond D006 Annual Inspection Report
 Pond D007 Annual Inspection Report
 Pond D008 Annual Inspection Report
 Pond D009 Annual Inspection Report
 Pond D0011 Annual Inspection Report

REVIEWER COMMENTS

Met Requirements Did Not meet Requirements

Refuse pile reports are P.E. certified and no hazardous conditions were reported. The permittee made annual sediment pond inspections and are P.E. certified. No hazardous conditions reported.

COMMITMENTS AND CONDITIONS

The Permittee is responsible for ensuring annual technical commitments in the MRP and conditions accepted with the permit are completed throughout the year. The Division has identified these commitments below and has provided space for you to report what you have done during the past year for each commitment. If additional written response is required, it should be filed as an attachment to this report.

Title: Subsidence Monitoring

Objective: To monitor subsidence due to mining. Ground Control monument locations are shown in exhibit 5-3 of the MRP.

Frequency: annually

Status: OVERDUE. No subsidence information has been submitted in previous annual reports.

Reports: annual reports.

Citation: MRP, Vol. 4, Chp. 5, pg. 5-50

OPERATOR COMMENTS

No change in Subsidence in past 10 years. No right of entry.
No subsidence survey completed in 2010.

REVIEWER COMMENTS

Met Requirements

Did Not meet Requirements

No subsidence monitoring taken for 2010. The permittee stated no subsidence in the last 10 years. In order to remove this commitment from the MRP, the Permittee needs to provide a submittal demonstrating that no subsidence is occurring. This information can be compiled from the subsidence survey data collected over the past ten years. The Permittee may choose five of the most accurate years of data collected within the 10 year period to perform this analysis and submit it to the Division.

The following commitments are not required for the current annual report year, but will be required by the permittee in the future as indicated by the Status item. These commitments are included for information only, and do not currently require action.

Title: Coal Mine Waste clean up

Objective: Remove coal mine waste from areas from perimeter of slurry ponds and refuse piles

Frequency: Ongoing

Status: After rough grading to final contour, but prior to topsoil application at final reclamation.

Reports: Keep records of activity/volumes to report in bond release application.

Citation: Chap 5., Sec R645-301-541 "Hiawatha processing plant and waste disposal sites reclamation" p.5-103 and p. 5-104 and Ex.II-4A.

OPERATOR COMMENTS (Optional)

Title: Nutrients and amendments to topsoil.

Objective: Ensure adequate growth medium.

Frequency: Composite sample topsoil for nutrient status after topsoil application at final reclamation.

Status: at final reclamation

Reports: Report analytical results to Division prior to fertilizer application.

Citation: Chap 2, page 2-40 and Chap 5., Sec R645-301-541 "Hiawatha processing plant and waste disposal sites reclamation" p.5-104.

OPERATOR COMMENTS (Optional)

Title: Removal of coal waste from rail road tracks and of small waste piles adjacent to Lower Preparation Plant and placement of coal waste in Slurry Pond 1.

Objective: Create a non-toxic root zone of four feet

Frequency: After removal of railroad tracks from Hiawatha yard.

Status: long term, final reclamation of Slurry Pond 1.

Reports: Keep records of activity/volumes to report in bond release application.

Citation: Chap 5., Sec R645-301-541 Hiawatha processing plant and waste disposal sites reclamation" p.5-104.

OPERATOR COMMENTS (Optional)

Title: Sample slurry pond #1 and 5A prior to regrading for acid/toxic characteristics.

Objective: Create a non-toxic root zone of four feet

Frequency: After rough grading to final contour, but prior to topsoil application at final reclamation.

Status: at final reclamation, prior to topsoil application

Reports: Report analytical results to Division prior to topsoil application.

Citation: Chap 2., Sec R645-301-241 "Regrading Refuse Materials" p.2-40

OPERATOR COMMENTS (Optional)

TITLE: SUBSOIL SAMPLING

Objective: Create a non-toxic root zone of four feet.

Frequency: After rough grading to final contour, but prior to topsoil application at final reclamation.

Status: final reclamation, prior to topsoil application

Reports: Report analytical results to Division prior to topsoil application.

Citation: Chap 2., Sec R645-301-241 "Regrading Refuse Materials" p.2-40

OPERATOR COMMENTS (Optional)

REPORTING OF OTHER TECHNICAL DATA

List other technical data and information as required under the approved plan, which must be periodically submitted to the Division. Specify whether the information is included as an attachment to this report or currently on file with the Division.

Please List Attachments:

REVIEWER COMMENTS Met Requirements Did Not meet Requirements

LEGAL, FINANCIAL, COMPLIANCE AND RELATED INFORMATION

The Division is Requesting that each Permittee review and update the legal, financial, compliance and related information in the plan as part of the annual report. Please provide the Department of Commerce, Annual Report of Officers, or other equivalent information as necessary to ensure that the information provided in the plan is current. Provide any other change as necessary regarding land ownership, lease acquisitions, legal results from appeals of violations, or other changes as necessary to update information required in the mining and reclamation plan. Include certified financial statements, audits or worksheets, which may be required to meet bonding requirements. Specify whether the information is currently on file with the Division or included as an attachment to the report.

LEGAL/ FINANCIAL UPDATE

	Included	DOG M File Location or Annual Report Location
Department of Commerce Annual Report Officers	<input checked="" type="checkbox"/>	
	<input type="checkbox"/>	
	<input type="checkbox"/>	
	<input type="checkbox"/>	

REVIEWER COMMENTS Met Requirements Did Not meet Requirements

The Permittee provided the Department of Commerce's list of Registered Principals for Hiawatha Coal Company, Inc. The principals listed in the report match the information that is in the Applicant Violator System and in the MRP.

MAPS

Copies of mine maps, current and up-to-date through at least December 31, 2010, are to be provided to the Division as an attachment to this report in accordance with the requirements of R 645-301-525.240. The map copies shall be made in accordance with 30 CFR 75.1200 as required by MSHA. Mine maps are not considered confidential.

Map Name	Map Number	Included		Confidential	
		Yes	No	Yes	No
Annual subsidence map	None- No mining activity	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Mine Map	None- No mining activity	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

REVIEWER COMMENTS Met Requirements Did Not meet Requirements

OTHER INFORMATION

Please provide any comments of further information to be included as part of the Annual Report. Any other attachments are to be provided as an attachment to this report. If information is submitted as a group rather than by individual mine, please identify each of the mine's data in the list below.

Please List Attachments:

REVIEWER COMMENTS