

HIAWATHA COAL COMPANY

P.O. Box 1240
Huntington, UT 84528

(435) 687-9206
FAX (435) 687-9206

May 14, 2013

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



Re: **Pond 5A Temporary Access Road, Hiawatha Coal Company, C/007/0011**

Dear Mr. Smith:

Attached is an amendment to Hiawatha's MRP which is being electronically submitted for your review. The amendment requests approval of a temporary road to be constructed which allows truck access to the interior of Slurry Pond Cell 5A for the purpose of extracting and selling coal fines which are currently stored in the slurry cell. Since Hiawatha Coal Company has the opportunity to remove and sell all of the fines to customers over the next several months, we ask that review of this amendment be expedited to allow us to move forward as soon as possible with these activities. Ultimately the removal of the coal fines will allow additional reclamation to be completed in this area in accordance with the existing reclamation plan.

If you have any further questions, please feel free to contact me at (801) 857-0399.

Sincerely,

A handwritten signature in black ink that reads "Charles Reynolds".

Charles Reynolds, PE
Mine Manager

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: Pond 5A Temporary Access Road

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

Access Road to allow for the extraction of Coal Fines from Slurry Pond 5A

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.

Elliott Finley
Print Name

E. Finley, Pres. 5/14/13
Sign Name, Position, Date

Subscribed and sworn to before me this 14th day of May, 2013

[Signature]
Notary Public

My commission Expires: _____ } ss:
Attest: State of Utah }
County of Utah

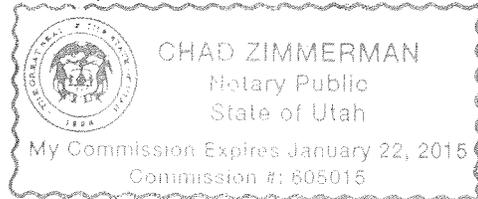


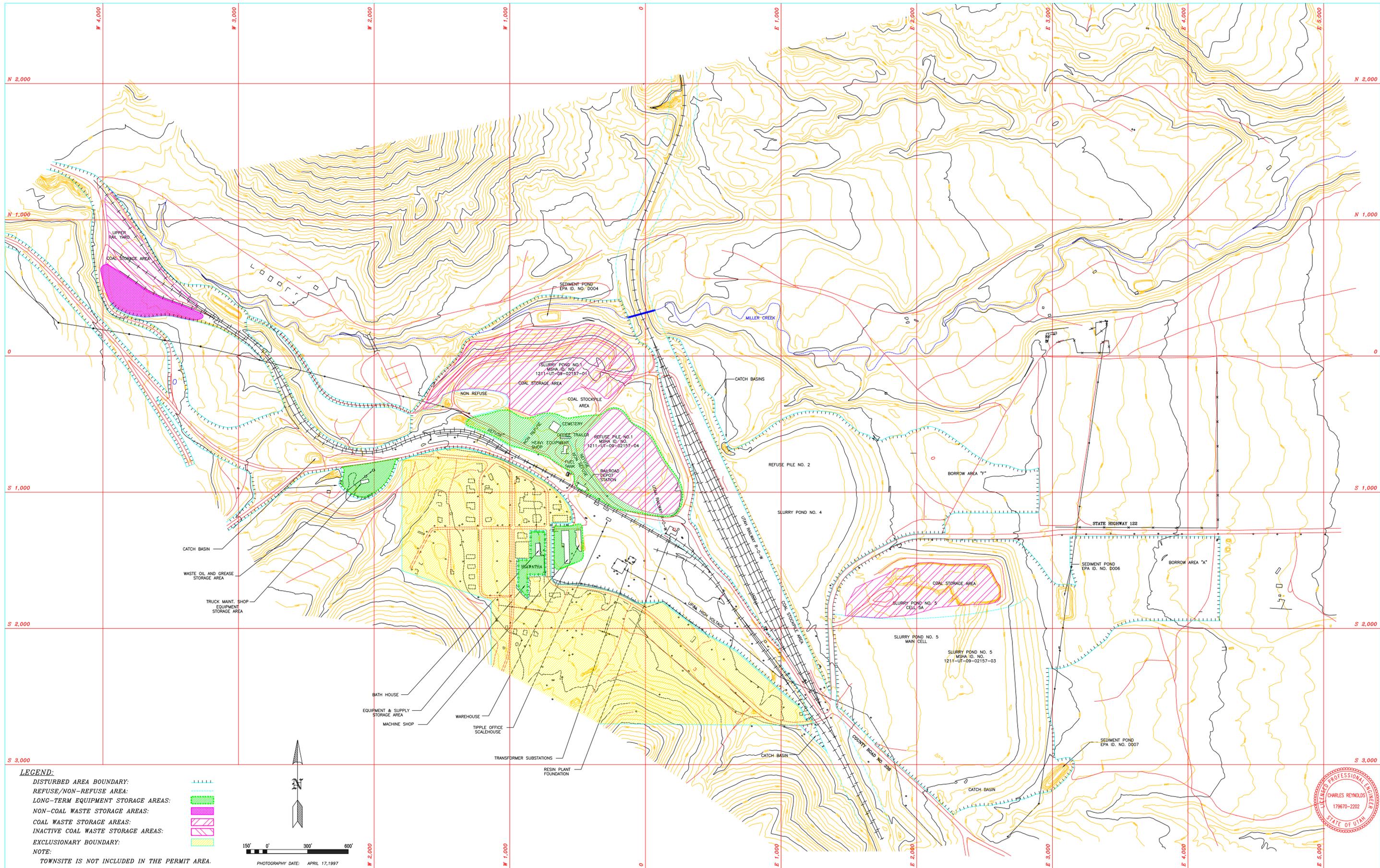
TABLE OF CONTENTS (Continued)

CHAPTER 5 PERMIT APPLICATION REQUIREMENTS: ENGINEERING

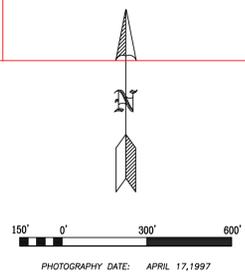
LIST OF APPENDICES

Appendix 5-1	Slurry Pond Design and Construction Plans
Appendix 5-2	Hiawatha No. 2 Reservoir Structural Analysis and Hazard Assessment Information
Appendix 5-3	Refuse Pile Design and Construction Plans
Appendix 5-4	Plan for Extinguishing Fires on Refuse Piles and Slurry Ponds
Appendix 5-5	Program for Inspection and Correction of Hazardous Conditions on Slurry Impoundments
Appendix 5-6	King 4 MSHA Approved Roof Control and Ventilation Plans
Appendix 5-7	Plans for Construction of North Fork Ventilation Portal
Appendix 5-8	Small Area Exemptions
Appendix 5-9	Middle Fork Truck Runaway Road Upgrade Plans
Appendix 5-10	Non-Coal Waste Storage Sites
Appendix 5-11	Mohrland Pipeline Upgrade
Appendix 5-12	Calculations for Stream Crossing to Access Topsoil Borrow Areas
Appendix 5-13	Middle Fork Road Drainage and Erosion Control
Appendix 5-14	Design of North Fork Diversion
Appendix 5-15	Earth Work Area-Volume Balance Sheets
Appendix V-16	Slurry Pond Abandonment
Appendix V-17	Pond 5A Temporary Haul Road

In 2013, Hiawatha Coal Company proposes to construct a temporary primary haul road extending from Highway 122 into Slurry Pond Cell 5A. This road is shown on Plate 5-2X. The purpose of this road is to allow trucks and equipment to enter Slurry pond 5A for the purpose of extracting the coal fines contained in the pond for sale and shipment to Hiawatha Coal Company customers. A description of the Operation and Reclamation plan for this road is contained in Appendix 5-17.



LEGEND:
 DISTURBED AREA BOUNDARY: [Symbol]
 REFUSE/NON-REFUSE AREA: [Symbol]
 LONG-TERM EQUIPMENT STORAGE AREAS: [Symbol]
 NON-COAL WASTE STORAGE AREAS: [Symbol]
 COAL WASTE STORAGE AREAS: [Symbol]
 INACTIVE COAL WASTE STORAGE AREAS: [Symbol]
 EXCLUSIONARY BOUNDARY: [Symbol]
 NOTE:
 TOWNSITE IS NOT INCLUDED IN THE PERMIT AREA.



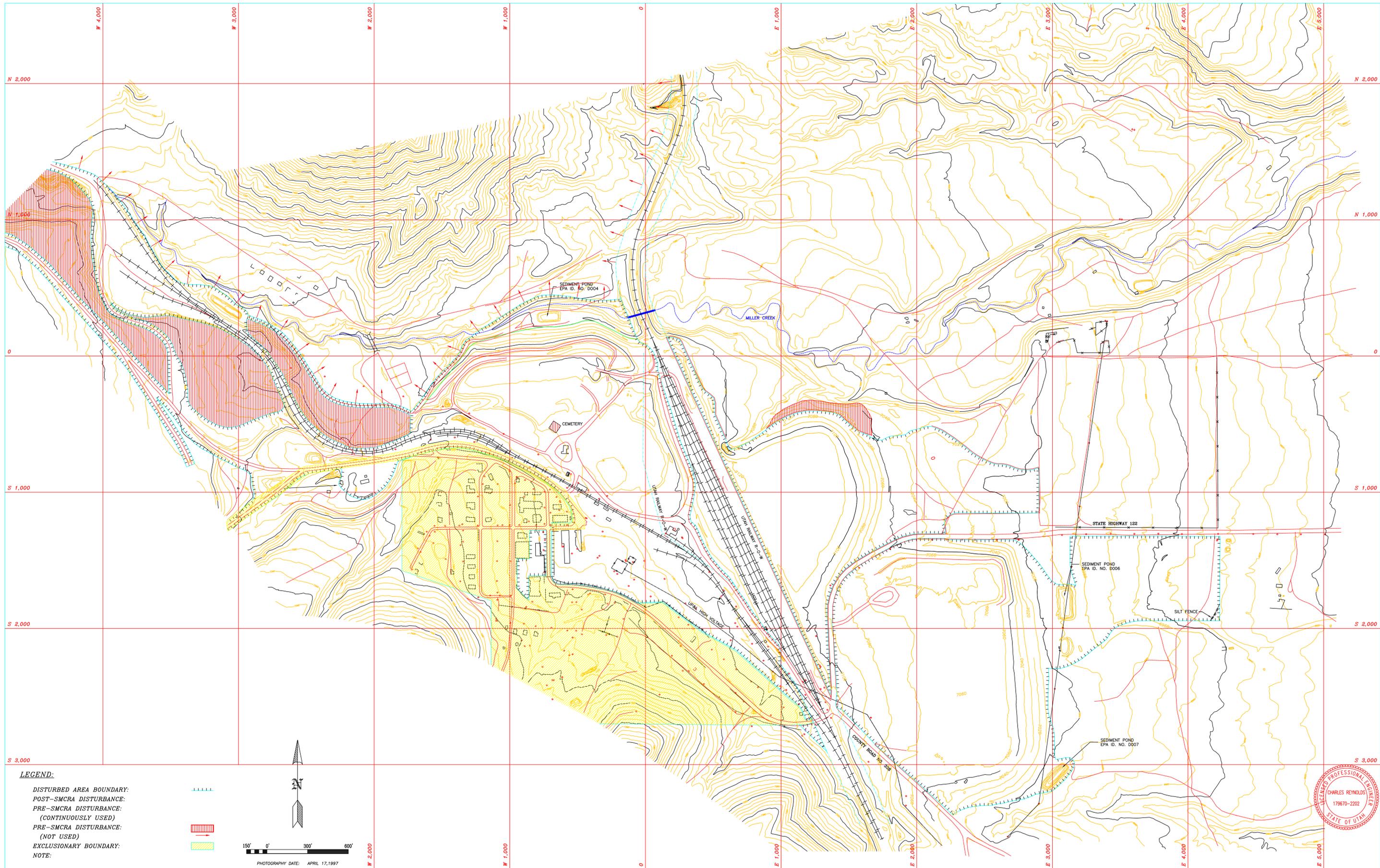
REVISION DATE:	
MAY 1998	May 18, 2013
AUG 1999	
OCT 1999	
DEC 2008	

HIAWATHA COAL COMPANY
 HIAWATHA, UTAH

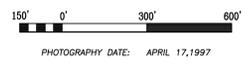
HIAWATHA PROCESSING PLANT
 AND WASTE DISPOSAL SITES

STORAGE & REFUSE FACILITIES

EXHIBIT
 V-9



LEGEND:
 DISTURBED AREA BOUNDARY:
 POST-SMCRA DISTURBANCE:
 PRE-SMCRA DISTURBANCE:
 (CONTINUOUSLY USED)
 PRE-SMCRA DISTURBANCE:
 (NOT USED)
 EXCLUSIONARY BOUNDARY:
 NOTE:



PHOTOGRAPHY DATE: APRIL 17, 1997



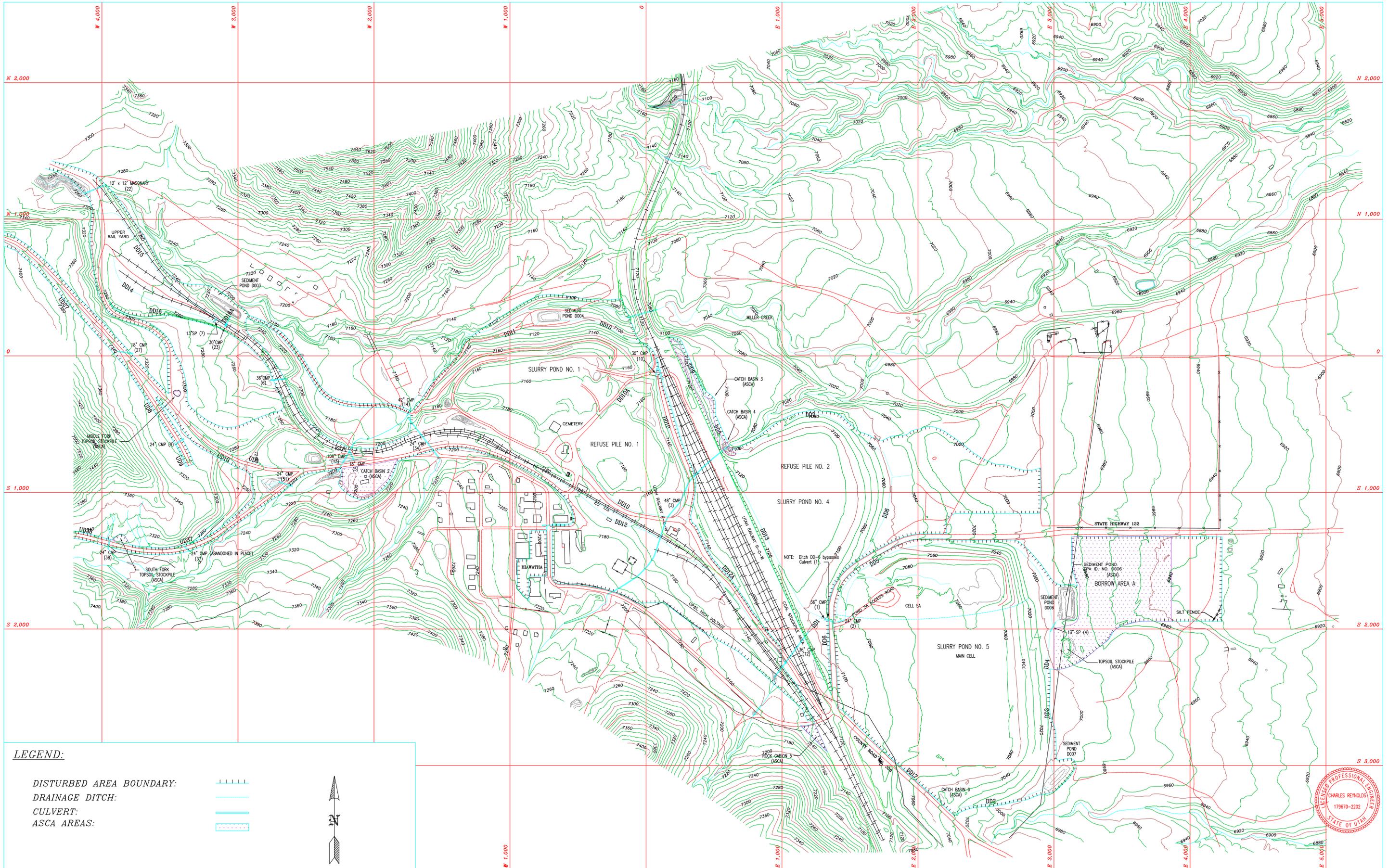
REVISION DATE:	
JULY 1997	
JULY 2008	
May 18, 2013	

HIAWATHA COAL COMPANY
 HIAWATHA, UTAH

HIAWATHA PROCESSING PLANT
 AND WASTE DISPOSAL SITES

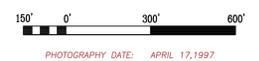
POST AND PRE-LAW

EXHIBIT
 V-9A



LEGEND:

- DISTURBED AREA BOUNDARY:
- DRAINAGE DITCH:
- CULVERT:
- ASCA AREAS:



REVISION DATE:	
AUGUST 1998	
Jan. 26, 1999	
JULY 2008	
May 18, 2013	

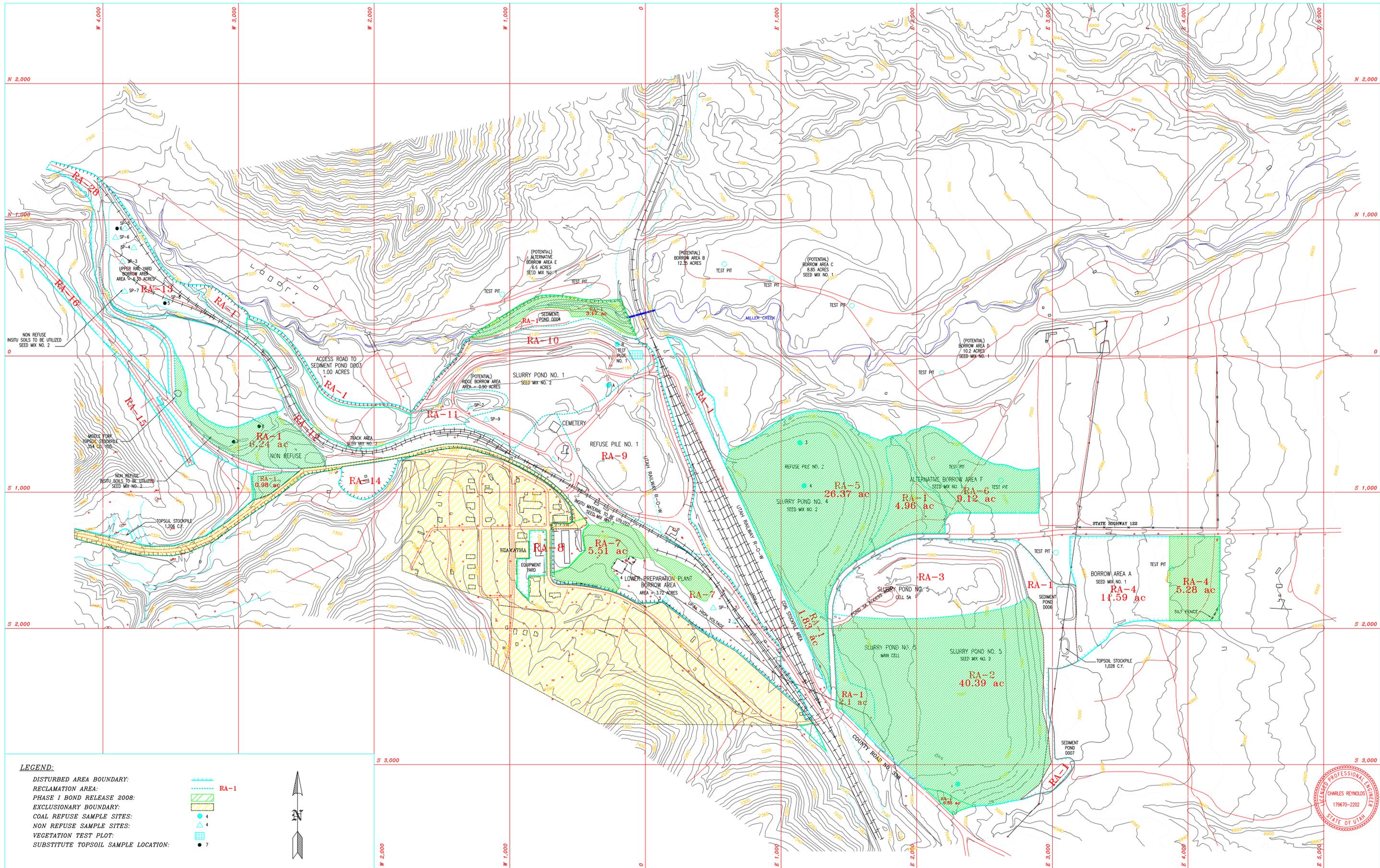
HIAWATHA COAL COMPANY
HIAWATHA, UTAH

**HIAWATHA PROCESSING PLANT
AND WASTE DISPOSAL SITES**

HYDROLOGY MAP

**EXHIBIT
VII-18A**





LEGEND:

DISTURBED AREA BOUNDARY: [Red dashed line]

RECLAMATION AREA: [Green hatched area]

PHASE I BOND RELEASE 2008: [Yellow hatched area]

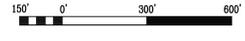
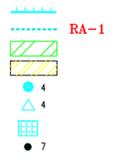
EXCLUSIONARY BOUNDARY: [Blue dashed line]

COAL REFUSE SAMPLE SITES: [Blue circle]

NON REFUSE SAMPLE SITES: [Blue triangle]

VEGETATION TEST PLOT: [Blue square]

SUBSTITUTE TOPSOIL SAMPLE LOCATION: [Black dot]



NOTE: WHERE RECLAMATION AREA BOUNDARIES COINCIDE WITH THE DISTURBED AREA BOUNDARIES, ONLY THE DISTURBED AREA BOUNDARIES ARE SHOWN.

REVISION DATE:	
SEPT 2008	
May 18, 2013	

HIAWATHA COAL COMPANY
HIAWATHA, UTAH

HIAWATHA PROCESSING PLANT
AND WASTE DISPOSAL SITES

PHASE I BOND RELEASE
2008

EXHIBIT
8-1A

