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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

October 9, 2014

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

Subject: Completion of Mid-Term Review, Task ID #4646, Hiawatha Coal Company, Hiawatha Mine, C/007/0011

Dear Mr. Finley:

On August 4, 2014 Hiawatha Coal Company was informed that the Division of Oil, Gas and Mining (the Division) had commenced a midterm permit review for the Hiawatha Mine.

The midterm review has now been completed and will now be closed; however, the Division has identified deficiencies that must be addressed. The deficiencies have been included with this letter (See Attached). The name of the author for each of the respective deficiencies has been provided.

Your response to these deficiencies will need to be submitted as an amendment to your MRP and will be processed as a separate task. Please submit the required amendment with the accompanying C1 and C2 forms by no later than December 10, 2014.

If you have any questions regarding these requirements or the Midterm Review process, please don't hesitate to call me at 801-538-5350 or Joe Helfrich at 801 538-5290.

Sincerely,

Steve Christensen
Permit Supervisor

SKC/sqs
cc: Price Field Office
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Deficiency List
Task No. 4646
Midterm Permit Review

The members of the review team include the following individuals:

Joe Helfrich [JCH]
Cheryl Parker [CP]
Lisa Reinhart [LR]
Pete Hess [PH]
Keenan Storrar [KS]
Amanda Daniels [AD]
Priscilla Burton (PB)
Suzanne Steab [SS]

SOILS R645-301-230;

The Sealy fire coupled with reoccurring precipitation events has resulted in the deposition of considerable amounts of suitable growth media (Topsoil) on the pad, in the sediment pond and in the ditches and over the old haul road of the Middle Fork surface facilities. The majority of the material will most likely be used by the surface owner (ANR) to develop food plots for wildlife and repair the access road located in the watershed above the Middle Fork surface facilities. Hiawatha Coal Co. will retain small amounts of the material for minor erosion repairs (Personal conversation with Charles Reynolds 10/09/2014). The Division is requesting the permittee to provide a commitment in the MRP to include the intended uses and protect (berm, pock & seed) any suitable growth media material that has been deposited from precipitation events or that will remain in the Hiawatha permit area. The commitment should also include a description of where the material is located and estimated volumes. [PB, JCH]

BONDING R645-301-800;

Please submit updated bond information that is escalated to 2014 dollars. [CP]