
MT NEBO SCIENTIFIC, INC.
research & consulting

November 1, 1999

Utah Coal Regulatory Program
 STATE OF UTAH
 Division of Oil, Gas & Mining
 1594 West North Temple, Suite 1210
 Salt Lake City, Utah 84114-5801

RE: Change in Operator and Other Appropriate Information
Wellington Preparation Plant (ACT/007/012)

Copy from Cover Letter

Dear Coal Program Members:

Enclosed please find a Mining & Reclamation Plan amendment for the Wellington Preparation Plant. The purpose of this submittal is to provide an amendment to change operator's and also to provide other information requested by the Division from previous submittals – some of which are unrelated. A summary of the information provided along with a brief explanation is given below.

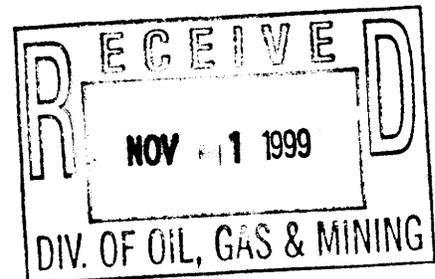
- Change in Operator - NEICO has requested that the operator of the Wellington site be changed from Earthco to NEICO. *New amendment*
- Permit Area Change (ACT/007/102-99C, Folder 2) - A submittal was made by NEICO to remove a portion of the permit area. The Division requested a legal description and acreage associated with the change in a letter by P. Grubaugh (dated September 20, 1999). *99C*
- Berm & Topsoil Amendment (ACT/007/012-99B) - NEICO has adequately addressed the requirements to abate N98-41-5-1. In a letter and technical analysis from J. Helfrich (dated 8/5/99), the Division requested information related to reclamation of the Coal Storage and Processing Area. *99B*
- Five-Year Permit Renewal Application (ACT/007/012-PR99) - NEICO prepared an application for permit renewal. In a letter from P. Grubaugh-Littig (dated 9/20/99), the Division requested updated violation information that included issuance and termination dates. *PR99*

A "Comments & Instructions" page has been included along with the C1 and C2 forms to facilitate insertion in the MRP. Please call if you have questions or comments.

Sincerely,

Patrick D. Collins, Ph.D.
 Resident Agent/Environmental Consultant

cc: D. Schwehr (NEICO)



APPLICATION FOR PERMIT PROCESSING

<input type="checkbox"/> Permit Change	<input type="checkbox"/> New Permit	<input type="checkbox"/> Renewal	<input type="checkbox"/> Transfer	<input type="checkbox"/> Exploration	<input type="checkbox"/> Bond Release	Permit Number: ACT/007/012
of Proposal: Change in Operator and Other Appropriate Information November 1, 1999						Mine: WELLINGTON PREP. PLANT
						Permittee: NEICO

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

Instructions: If you answer yes to any of the first 8 questions (gray), submit the application to the Salt Lake Office. Otherwise, you may submit it to your reclamation specialist.

<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	1. Change in the size of the Permit Area? <u>136.3</u> acres Disturbed Area? _____ acres <input type="checkbox"/> increase <input checked="" type="checkbox"/> decrease.
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	2. Is the application submitted as a result of a Division Order? DO # _____
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	3. Does application include operations outside a previously identified Cumulative Hydrologic Impact Area?
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	4. Does application include operations in hydrologic basins other than as currently approved?
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	5. Does application result from cancellation, reduction or increase of insurance or reclamation bond?
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	6. Does the application require or include public notice/publication?
<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	7. Does the application require or include ownership, control, right-of-entry, or compliance information?
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	8. Is proposed activity within 100 feet of a public road or cemetery or 300 feet of an occupied dwelling?
<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	9. Is the application submitted as a result of a Violation? NOV # _____
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	10. Is the application submitted as a result of other laws or regulations or policies? Explain: _____
<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	11. Does the application affect the surface landowner or change the post mining land use?
<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	12. Does the application require or include underground design or mine sequence and timing? (Modification of R2P2?)
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	13. Does the application require or include collection and reporting of any baseline information?
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	14. Could the application have any effect on wildlife or vegetation outside the current disturbed area?
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	15. Does application require or include soil removal, storage or placement?
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	16. Does the application require or include vegetation monitoring, removal or revegetation activities?
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	17. Does the application require or include construction, modification, or removal of surface facilities?
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	18. Does the application require or include water monitoring, sediment or drainage control measures?
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	19. Does the application require or include certified designs, maps, or calculations?
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	20. Does the application require or include subsidence control or monitoring?
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	21. Have reclamation costs for bonding been provided for?
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	22. Does application involve a perennial stream, a stream buffer zone or discharges to a stream?
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	23. Does the application affect permits issued by other agencies or permits issued to other entities?

Attach 3 complete copies of the application.

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. (R645-301-123)

Patrick D. Ellis Res. Ag 11/1/99
 Signed - Name - Position - Date

Subscribed and sworn to before me this 1 day of Nov, 19 99.

[Signature]
 Notary Public
 My Commission Expires: 9/21 2003
 Attest: STATE OF Utah COUNTY OF Utah


GARY D. MCCARTY
 NOTARY PUBLIC • STATE OF UTAH
 119 SOUTH MAIN
 SPRINGVILLE, UT 84663
 COMM. EXP. 9-21-2003

Received by Oil, Gas & Mining
RECEIVED
NOV 1 1999
 DIV. OF OIL, GAS & MINING
 ASSIGNED TRACKING NUMBER

