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State of Utah
DEPARTMENT OF NATURAL RESOURCES
Division of Oil, Gas & Mining

JON M. HUNTSMAN, JR.
Governor
GARY R. HERBERT
Lieutenant Governor

MICHAEL R. STYLER
Executive Director JOHN R. BAZA
Division Director

JK

February 5, 2008

Patrick Collins, Resident Agent
Mt. Nebo Scientific
P.O. Box 337
Springville, Utah 84663

Subject: Deficiencies for Midterm Permit Review, NEICO, Wellington Prep Plant, C/007/0012,
Task ID # 2841

Dear Mr. Collins:

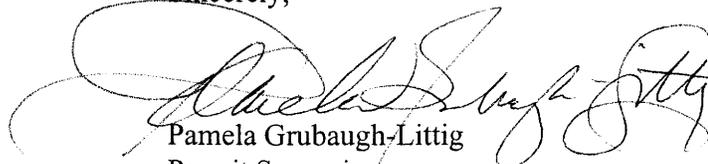
The Division has reviewed your July 12, 2007 response to the Wellington Prep Plant midterm. The Division has identified deficiencies that must be satisfactorily addressed before the Division can make a determination that the requirements of the R645 Coal Mining Rules have been met. Those deficiencies are listed in an attachment to this letter.

Each deficiency identifies its author by that author's initials in brackets so that your staff can directly communicate with that individual should any questions arise relative to the preparation of NEICO's response to that particular deficiency.

WHW Wayne Western (801) 538-5263

Please respond to these deficiencies as soon as possible, but by no later than March 4, 2008, so that we may efficiently complete this midterm permit review.

Sincerely,



Pamela Grubaugh-Littig
Permit Supervisor

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Attachment
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Deficiency List
Task ID # 2841
Wellington Prep Plant Midterm Review

R645-301-830.110, The Permittee must include a copy of the Division reclamation cost estimate in the MRP. The Division will give the Permittee either an electronic or hard copy of the reclamation cost estimate. [WHW]

R645-301-830.200, The Permittee must also increase the bond from \$4,904,000 to \$5,153,000. [WHW]