

From: "R. Jay Marshall" <jaymarshall@emerytelcom.net>
To: "Jerriann Ernstszen" <jerriannernstszen@utah.gov>
Date: 9/9/2005 8:53:02 AM
Subject: Re: NEWSPAM:arch

Attached you will find revised pages 11-12 of chapter 4 along with a signed C1 C2 form.

If you have any questions please call.

Jay

----- Original Message -----

From: "Jerriann Ernstszen" <jerriannernstszen@utah.gov>
To: "Jay Marshall" <jaymarshall@sisna.com>
Cc: "Dana Dean" <DANADEAN@utah.gov>; "Pam Grubaugh-Littig" <PAMGRUBAUGHLITTIG@utah.gov>
Sent: Thursday, September 08, 2005 4:58 PM
Subject: NEWSPAM:arch

> Hi Jay,
> I am working on Lila and noticed that we missed a typo. It's important
> enough that you will need to send in new page(s).
>
> chap 4 pg 11/12 last sent/para should've read:
>
> SHPO concurs with the Division's determination of "No Historic
> Properties Affected" for 42EM2255 and 42EM 2256. The SHPO is aware of
> the BLM recovery plan for 42EM2517 that will occur after mine plan
> approval and before construction.
>
> As you can see the underlined words were not carried over to page 12.
> This changed will probably affect the pagination, so you may need to
> send in pages 11 though the last page of chap 4.
>
> Send this correction as additional info to task #2304 with a C1C2. If
> you could fax in those pages, or whatever method is the quickest, would
> be appreciated.
>
> Thanks,
> Jerriann

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/007/013
Title of Proposal: Additional Information to Task #2304					Mine: Horse Canyon - Lila Canyon Ext.	
					Permittee: UtahAmerican Energy, Inc.	
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						
<input type="checkbox"/> Yes	<input type="checkbox"/> No	1. Change in the size of the Permit Area? _____ acres Disturbed Area? _____ acres <input type="checkbox"/> increase <input type="checkbox"/> decrease.				
<input type="checkbox"/> Yes	<input type="checkbox"/> No	2. Is the application submitted as a result of a Division Order? DO #				
<input type="checkbox"/> Yes	<input type="checkbox"/> No	3. Does application include operations outside a previously identified Cumulative Hydrologic Impact Area?				
<input type="checkbox"/> Yes	<input type="checkbox"/> No	4. Does application include operations in hydrologic basins other than as currently approved?				
<input type="checkbox"/> Yes	<input type="checkbox"/> No	5. Does application result from cancellation, reduction or increase of insurance or reclamation bond?				
<input type="checkbox"/> Yes	<input type="checkbox"/> No	6. Does the application require or include public notice/publication?				
<input 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 type="checkbox"/> No	8. Is proposed activity within 100 feet of a public road or cemetery or 300 feet of an occupied dwelling?				
<input type="checkbox"/> Yes	<input type="checkbox"/> No	9. Is the application submitted as a result of a Violation? NOV #				
<input type="checkbox"/> Yes	<input type="checkbox"/> No	10. Is the application submitted as a result of other laws or regulations or policies? Explain:				
<input type="checkbox"/> Yes	<input type="checkbox"/> No	11. Does the application affect the surface landowner or change the post mining land use?				
<input 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 type="checkbox"/> No	13. Does the application require or include collection and reporting of any baseline information?				
<input type="checkbox"/> Yes	<input type="checkbox"/> No	14. Could the application have any effect on wildlife or vegetation outside the current disturbed area?				
<input type="checkbox"/> Yes	<input type="checkbox"/> No	15. Does application require or include soil removal, storage or placement?				
<input type="checkbox"/> Yes	<input type="checkbox"/> No	16. Does the application require or include vegetation monitoring, removal or revegetation activities?				
<input type="checkbox"/> Yes	<input type="checkbox"/> No	17. Does the application require or include construction, modification, or removal of surface facilities?				
<input type="checkbox"/> Yes	<input type="checkbox"/> No	18. Does the application require or include water monitoring, sediment or drainage control measures?				
<input type="checkbox"/> Yes	<input type="checkbox"/> No	19. Does the application require or include certified designs, maps, or calculations?				
<input type="checkbox"/> Yes	<input type="checkbox"/> No	20. Does the application require or include subsidence control or monitoring?				
<input type="checkbox"/> Yes	<input type="checkbox"/> No	21. Have reclamation costs for bonding been provided for?				
<input type="checkbox"/> Yes	<input type="checkbox"/> No	22. Does application involve a perennial stream, a stream buffer zone or discharges to a stream?				
<input type="checkbox"/> Yes	<input type="checkbox"/> No	23. Does the application affect permits issued by other agencies or permits issued to other entities?				
Attach 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.					Received by Oil, Gas & Mining	
Signed, Printed, Position - Date <i>R. J. Marshall</i> Project Manager _____ 01/9/05					ASSIGNED TRACKING NUMBER	
Subscribed and sworn to before me this _____ day of _____, 2005 _____ Notary Public					My Commission Expires: _____ Attest: STATE OF _____ COUNTY OF _____	

County, Utah". This report was written in March 1986 by Don Southworth and Asa S. Nielson for the Mining and Reclamation Plan submitted to the Division by Intermountain Power Agency. A cultural Resource Inventory of the Kaiser Steel Corporation South Lease Mine Property and a Test Excavation (42EM1343 In Emery Col, East Central Utah. By Rebecca Rauch (1981). Additional inventories were conducted by Montgomery in 1998 and 1999.

Detailed archeological ground surveys were conducted at the mine site and associated disturbed area, by Montgomery Archaeological personnel. This survey was conducted in 1998 and 1999 and is included within Appendix 4-1, along with the previously mentioned reports. No additional sites were located during the 1998 or 1999 surveys which would be eligible for the National Register of Historic Places.

- 411.141 .** All such sites are depicted on Plate 4-3.
- 411.141 .1** The locations of cultural and historical resources listed in the National Register of Historic Places have been discussed previously in Section 411.140. Detailed descriptions of such sites are presented in Appendix 4-1. All sites are depicted in Plate 4-3.
- 411.141 .2** No cemeteries are located in or within 100 feet of the proposed permit area.
- 411.141 .3.** No land within the proposed permit area is within the boundaries of any units of the National System of Trails or the Wild and Scenic Rivers System.
- 411.142 .** Within or adjacent to the permit area there are five historic resources that are either on or eligible for listing on the National register. There is one listed site 2.5 miles from the facility area. One eligible site has been recovered and another will be recovered prior to construction. The other two eligible sites are not expected to be impacted by operations.

SHPO concurs with the Division's determination of "No Historic Properties Affected" for 42Em2255 and

42Em2256. The SHPO is aware of the BLM recovery plan for 42Em2517 that will occur after mine plan approval and before construction.

No publicly owned parks or places listed on the National Register of Historic Places would be adversely affected by the proposed coal mine.

- 411.144** Of the eighteen cultural and historical sites identified within the Lila Canyon mine permit area, only one, 42Em1222, is listed on the National Register of Historic Places. This site is approximately 2.5 miles from the surface facility. No impacts should occur at this site.
- 411.200 .** Previous mining and exploration activities have occurred within the proposed permit area within the last twenty years. In the mid-1950's, the road along the bottom of Lila Canyon was constructed to allow exploration of the resources. The road intersects the Horse Canyon Highway approximately 1.4 miles to the north and loops back to the south to intersect Highway 191 and 6 to the south (see Plate 4-1). Two sealed breakouts (Plate II-2 of Horse Canyon Plan) are located in the left fork of Lila Canyon where the Lila Canyon fan was installed in the 1950's. The Lila Canyon fan was used until the closure of Horse Canyon post 1977, and therefore, the current Coal Regulatory Program has jurisdiction over this disturbance and it is included in the permit area.
- 411.210 .** Coal was removed from the outcrop of Horse Canyon and transported back through the Horse Canyon Mine. Excavation indicates only a small amount of coal was previously removed.
- 411.220 .** In the past, coal was removed from the Sunnyside Seam.
- 411.220 .** Because the old portal has been sealed, it is difficult to ascertain the total amount of coal which had been removed.
- 411.240 .** The exact date of the coal outcrop excavations is