

C/007/013 Incoming

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# United States Department of the Interior



OFFICE OF SURFACE MINING  
Reclamation and Enforcement  
Western Region Office  
1999 Broadway, Suite 3320  
Denver, CO 80202-3050

John R. Baza, P.E., Director  
Department of Natural Resources  
Division of Oil, Gas, and Mining  
1594 West North Temple  
Suite 1210, PO Box 145801  
Salt Lake City, UT 84114-5801

24 DEC 2009

Re: Horse Canyon Mine, Utah Permit No. C/007/0013, Task 3406, Phase III Bond Release

Dear Mr. Baza,

This letter acknowledges the Office of Surface Mining's (OSM) receipt and review of the above Phase III Bond Release Decision Document. OSM's Denver Field Division (DFD) agrees with the findings in the decision and hereby provides OSM concurrence for this bond release action in accordance with 30 CFR 740.15(d) and 30 CFR 944.30, Article IX, of the State-Federal Cooperative Agreement.

UtahAmerican Energy Inc. (UEI) applied for Phase III Bond Release on 91.48 acres (74.26 having been disturbed) including 16.18 acres to be donated to CEU, 6.5 acres designated for disturbance but never disturbed, and the west bridge abutment left in place as required by Emery County. The application requested a release of \$1,053,328, leaving \$8,000 in bond monies to repair / reclaim the remaining Refuse Pile Channel (Ditch 31) and access road. A new \$8,000 bond was posted with Rockwood Casualty Insurance Company, so the entire bond being held through Lincoln General Insurance Company (\$1,061,326) is being released through this action.

OSM has reviewed the applicant's January 3, 2006, December 10, 2008, April 20, 2009, and September 16, 2009 submittals as well as the OSM inspection report, public and landowner notifications, and DOGM's Decision Document.

DOGM finds, in its Decision Document, that UEI has completed all Phase III requirements for these areas as required by the Utah Coal Mining Rules. The BLM has concurred with this decision. OSM concurs with the findings in DOGM's Phase III bond release decision document.

Please direct any questions regarding this action to Christine Belka, Environmental Protection Specialist, at [cbelka@osmre.gov](mailto:cbelka@osmre.gov) or (303) 293-5020.

Sincerely,

James F. Fulton, Chief  
Denver Field Division

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