

UtahAmerican Energy, Inc.



9/007/013 Incoming
Lila Canyon Project
P. O. Box 910
East Carbon, Utah 84501 #3995
Phone: (435) 888-4000
(435) 650-3157
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December 22, 2011

Daron Haddock
Permit Supervisor
1594 West North Temple, Suite 1210
P.O. Box 145801
Salt Lake City, Utah 84114-5801

RECEIVED

JAN 03 2012

DIV. OF OIL, GAS & MINING

Re: UtahAmerican Energy, Inc. Lila Canyon Mine, ACT/009-013, Response to Violation #10093

Dear Mr. Haddock:

UEI is complying with the "action" portion of violation #10093 by means of this submittal. Under the "action" portion of Violation #10093 written by Joe Helfrich it requires:

"Submit an amendment to Appendix 3-7, (revised Wildlife Enhancement Project), of the approved MRP by no later than 5:00 PM, Thursday January 12, 2012. The amendment shall be complete and adequate and include at a minimum a revised time line for the implementation of the Guzzler mitigation and vegetation treatment not to exceed October 15th, 2012."

The EA mitigation project addressed in Appendix 3-7 is for the BLM, DWR mitigation plan. Pursuant to BLM's Decision Record, BLM, not DOGM, has authority to approve the Mitigation Project on public lands. This plan was informational purposes only and should not be used as the basis for enforcement action by DOGM.

To avoid any further confusion UEI, by means of this submittal requests that Appendix 3-7 be removed from the approved MRP.

C1 and C2 forms are included.

If you have any questions please give me a call.

Sincerely,


R. Jay Marshall P.E.
Project Manager / Chief Engineer
Lila Canyon Mine

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: Remove Appendix 3-7 from the approved permit (11-013)						Mine: Horse Canyon
						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: Permit Renewal
<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?

X 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.

R. Marshall 12/28/11
 Signed - Name - Position - Date

Subscribed and sworn to before me this 22nd day of December, 2011

Linda Kerns
 Notary Public
 My Commission Expires: 03.27.13 19
 Attest: STATE OF Utah COUNTY OF Carbon



Received by Oil, Gas & Mining

RECEIVED

JAN 03 2012

DIV. OF OIL, GAS & MINING

ASSIGNED TRACKING NUMBER