



GARY R. HERBERT  
Governor

GREGORY S. BELL  
Lieutenant Governor

# State of Utah

## DEPARTMENT OF NATURAL RESOURCES

MICHAEL R. STYLER  
Executive Director

### Division of Oil, Gas and Mining

JOHN R. BAZA  
Division Director

Outgines  
C0070013  
#3995  
K

February 2, 2012

Jay Marshall, Resident Agent  
UtahAmerican Energy, Inc.  
P.O. Box 910  
East Carbon, Utah 84520-0910

Subject: Response to NOV 10093, Utah American Energy Inc., Lila Canyon Mine, C0070013,  
Task ID #3995

Dear Mr. Marshall:

The Division has reviewed your application to revise the timeline for the mitigation outlined in chapter three, appendix 3-7 as the abatement for NOV 10093 issued by Joe Helfrich on December 13, 2011.

The Division has determined that there are some deficiencies that must be addressed before a determination can be made that the requirements of the R645 Coal Mining Rules have been met, and an approval can be granted. Those deficiencies are listed as an attachment to this letter.

Each deficiency identifies its author by that author's initials in parentheses; such that your staff can directly communicate with that individual should any questions arise relative to the preparation of Canyon Fuel Company's response to that particular deficiency.

The plans as submitted are denied. Please resubmit the entire application.

Sincerely,

Steve Christensen  
Permit Supervisor

SKC/JCO/sqs  
Attachment  
cc: Price Field Office  
O:\007013.HOR\WG3995\DEFICIENCY LETTER.DOC



**Deficiency List**  
**Task No. 3995**  
**Response to NOV 10093**

The members of the review team include the following individuals:

Joe Helfrich (JH)

**R645-301-322, -301-333, -301-342, -301-358**, Chapter three, appendix 3-7, (Lila Canyon Project Wildlife Enhancement), of the approved MRP includes timelines for implementation on pages 5 and 6 that are currently outdated. The implementation dates for the guzzler mitigation and vegetation treatment work need to be revised to indicate either the date that each task was completed or the projected date for completion not to exceed the calendar year 2012. The revised timeline includes information that is not adequately formatted for inclusion in the MRP. In its current state this would require changes to the table of contents, several page deletions, one addition and renumbering. However the information could be used to simply update pages 5 and 6 of appendix 3-7 as suggested in consultation with Dave Waller, (Price BLM Wildlife Biologist). This would eliminate revisions to the table of contents and pagination issues. (JH)