

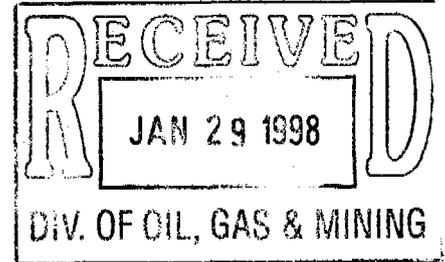
Mountain Coal Company

West Elk Mine
 Post Office Box 591
 Somerset, Colorado 81434
 Telephone 303 929-5015



January 23, 1998

Ms. Pamela Grubaugh-Littig
 Permit Supervisor
 Utah Division of Oil, Gas and Mining
 P. O. Box 145801
 Salt Lake City, Utah 84114-5801



Re: Culvert in Right Fork
 Proposed Amendment
 Gordon Creek No. 2/7/8 Mines
 ACT/007/016; Folder #2
 Carbon County, Utah

Copy for [Signature] 98A

Dear Ms. Littig:

Enclosed are 3 copies of a proposed amendment to the Gordon Creek No. 2/7/8 Mines Permit. This amendment will address our proposal for the culvert in the Right Fork of Bryner Canyon.

The amendment was written in November 1997; however, I have delayed its submission waiting for the landowner to sign the letter agreeing to leave the culvert. James Jacob wanted to see the culvert before signing; however, due to snow conditions, he has not been able to get here as of this time. I have decided to submit the amendment and unsigned letter to at least start the review process. Mr. Jacob and I will go to the site at our earliest opportunity, and if he agrees, I will send the signed letter at that time.

If you have any questions or need any additional information, please let me know.

Respectfully,

Dan W. Guy for
 Paige B. Beville, MCC

cc: Paige B. Beville, MCC
 File

APPLICATION FOR PERMIT CHANGE

Title of Change: **APPENDIX 7-5**
48" C.M.P.
RIGHT FORK

Permit Number: ACT/007/016

Mine: GORDON CREEK #2, #7, #8

Permittee: MOUNTAIN COAL CO.

Description, include reason for change and timing required to implement:

REQUEST TO LEAVE CULVERT IN PLACE.

- | | | |
|---|--|---|
| <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No | 1. Change in the size of the Permit Area? _____ acres <input type="checkbox"/> increase <input type="checkbox"/> decrease. |
| <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No | 2. Change in the size of the Disturbed Area? _____ acres <input type="checkbox"/> increase <input type="checkbox"/> decrease. |
| <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No | 3. Will permit change include operations outside the Cumulative Hydrologic Impact Area? |
| <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No | 4. Will permit change include operations in hydrologic basins other than currently approved? |
| <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No | 5. Does permit change result from cancellation, reduction or increase of insurance or reclamation bond? |
| <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No | 6. Does the permit change require or include public notice publication? |
| <input checked="" type="checkbox"/> Yes | <input type="checkbox"/> No | 7. Does the permit change require or include ownership, control, right-of-entry, or compliance information? |
| <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No | 8. Permit change as a result of a Violation? Violation # _____ |
| <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No | 9. Permit change as a result of Division Order? D.O. # _____ |
| <input checked="" type="checkbox"/> Yes | <input type="checkbox"/> No | 10. Permit change as a result of other laws or regulations or policies? Explain: Request by DQGM. |
| <input checked="" type="checkbox"/> Yes | <input type="checkbox"/> No | 11. Does the permit change affect the surface landowner or change the post mining land use? |
| <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No | 12. Does permit change require or include underground design or mine sequence and timing? (Modification of R2P2?) |
| <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No | 13. Does permit change require or include collection and reporting of any baseline information? |
| <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No | 14. Could the permit change have any effect on wildlife or vegetation outside the current disturbed area? |
| <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No | 15. Does permit change require or include soil removal, storage or placement? |
| <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No | 16. Does permit change require or include vegetation monitoring, removal or revegetation activities? |
| <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No | 17. Does permit change require or include construction, modification, or removal of surface facilities? |
| <input checked="" type="checkbox"/> Yes | <input type="checkbox"/> No | 18. Does permit change require or include water monitoring, sediment or drainage control measures? |
| <input checked="" type="checkbox"/> Yes | <input type="checkbox"/> No | 19. Does permit change require or include certified designs, maps, or calculations? |
| <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No | 20. Does permit change require or include subsidence control or monitoring? |
| <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No | 21. Have reclamation costs for bonding been provided for any change in the reclamation plan? |
| <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No | 22. Is permit change within 100 feet of a public road or perennial stream or 500 feet of an occupied dwelling? |
| <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No | 23. Is this coal exploration activity? |

Attach 3 complete copies of proposed permit change as it would be incorporated into the Mining and Reclamation Plan.

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.

Dana Ballard
 Signed - Name Position Date
 _____ for **Perge E. Beville** 1/23/98

Subscribed and sworn to before me this 23 day of January, 19 98

 Notary Public
 My Commission Expires: 9-27, 2001
 Attest: STATE OF _____
 COUNTY OF Utah
CONTIUM



DANA BALLARD
 NOTARY PUBLIC - STATE of UTAH
 865 EAST 2800 SOUTH
 PRICE, UT 84501
 COMM. EXP 9-27-2001

Received by Oil, Gas & Mining

RECEIVED

JAN 29 1998

DIV. OF OIL, GAS & MINING

ASSIGNED PERMIT CHANGE NUMBER

