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007/018 #2 Daron: route to mail file

SC³ SOLDIER CREEK COAL CO.

Telephone (801) 637-6360

P.O. Box I
Price, Utah 84501

May 10, 1990

Mr. Lowell P. Braxton
Division of Oil, Gas & Mining
355 West North Temple
3 Triad Center, Suite 350
Salt Lake City, UT 84180-1203

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DIVISION OF
OIL, GAS & MINING

Re: Incidental Boundary Change

Dear Mr. Braxton:

Soldier Creek Coal Company hereby submits for an Incidental Boundary Change (IBC), as per the new regulations established in April of this year.

In reference to the letter submitted to you in late April by Barry Prettyman, all descriptive information will remain current with the revised Incidental Boundary Change submittal. However, this submittal shall supersede the initial submittal. Verification proving that the said submittal will not be categorized as a significant permit revision has been included within the write-up and proposed property area location map accompanying this letter.

Presently, a Coal Lease Modification is being processed by the BLM. It is understood by Soldier Creek Coal Company that mining in this area shall not commence until the appropriate right of entry information is incorporated into the Mining & Reclamation plan.

A prompt response to this matter would be greatly appreciated.

If you or your agency have any questions concerning this matter, please contact us at once.

Sincerely,

SOLDIER CREEK COAL COMPANY

A. Scott Boylen

A. Scott Boylen
Mine Engineer

ASB/sm

Enclosures

cc: Daron Haddock
J.T. Paluso

SIGNIFICANT PERMIT REVISION EXEMPTION VERIFICATION

I. Total Area Increase

The proposed area composes a total area of 38.43 acres presently Soldier Creek is permitted for a total area of 4905 acres.

These figures equate into:

$$38.43/4905 = 0.8\% \text{ increase}$$

Which is significantly less than the 15% maximum allotment.
(Refer to our existing 5 year Mining & Reclamation Permit for Acreage verification.)

II. Cumulative Hydrologic Impact Assessment (CHIA) Constraints

The existing "CHIA" included in our current 5 year mining & reclamation permit satisfies the permit amendment constraints established in R614-303-224, since the proposed area is within the existing "CHIA" boundary area.

(Refer to "CHIA" boundary map included within our existing MRP for verification of such.)

III. Hydrologic Basins Constraints

The proposed area is located within the same hydrologic basin as Soldier Creek Coal Company's existing permitted area. With the proposed area being located at such, the permit amendment constraints are satisfied.

(Refer to our existing 5 year Mining & Reclamation Permit's Hydrologic map for verification of such.)

IV. Guarantee of Bond Payment

In the event that liability insurance is reduced or cancelled, Sun Coal Inc. and or Soldier Creek Coal Company; a direct subsidiary of Sun Coal Inc., shall assume responsibility in providing a performance bond, self insurance, or other equivalent guarantee upon which Soldier Creek Coal Company's original permits were issued.

(Refer to MRP 5 year permit; Findings, for verification of Soldier Creek Coal Company's credentials.)