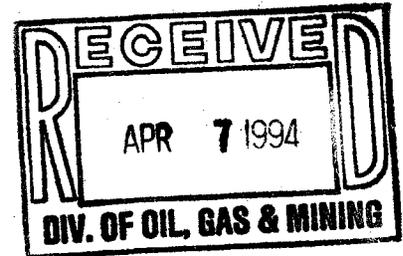


Mountain Coal Company
 West Elk Mine
 Post Office Box 591
 Somerset, Colorado 81434
 Telephone 303 929-5015



April 5, 1994

Ms. Pamela Grubaugh-Littig
 Permit Supervisor
 Utah Division of Oil, Gas and Mining
 355 West North Temple
 3 Triad Center, Suite 350
 Salt Lake City, Utah 84180-1203



Re: Request for Permit Renewal
 Mountain Coal Co.
 C.V. Spur Coal Processing and
 Loadout Facility
 ACT/007/022 #3
 Carbon County, Utah

Dear Ms. Littig:

Copy all to Pam

Pursuant to R645-303-232, Mountain Coal Co. is herein submitting a request for renewal of the permit for the C.V. Spur Coal Processing and Loadout Facility. The permit will expire on 08/07/94; therefore, this request is made prior to the minimum of 120 days prior to expiration.

Enclosed is a copy of the liability insurance policy, performance bond, and proposed newspaper notice. The notice will be run in the local paper once per week for four consecutive weeks, and proof of publication will be submitted to the Division as required by R645-300-121.100.

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

Respectfully,

Dan W. Guy,
 for Kathleen G. Welt

cc: Kathy Welt, MCC
 Scot Anderson
 File

LIABILITY INSURANCE

(This Certificate of Insurance neither affirmative, nor negatively amends, extends or alters the coverage, limits, terms or conditions of the policies it certifies.)

ORIGINAL

Original fireproof file: Copy #4
ACT 1002/022

Bill - FBI

CIGNA

COMPANY CODES: *9-ASM*

- CIGNA INSURANCE COMPANY
- CIGNA INS. CO. OF TEXAS
- PACIFIC EMPLOYERS INS. CO.
- INSURANCE COMPANY OF NORTH AMERICA
- CIGNA INS. CO. OF ILLINOIS
- CIGNA INS. CO. OF OHIO
- (OTHER. — SPECIFY)

FOLD

This is to Certify to

State of Utah
Dept., of Natural Resources
Division of Oil, Gas and Mining
355 West North Temple
3 Triad Center, Suite 350
Salt Lake City, Utah 94180-1203

that the following described policy or policies, issued by The Company as coded below, providing insurance only for hazards checked by "X" below, have been issued to:

NAME AND ADDRESS OF INSURED Atlantic Richfield Company, its Subsidiaries and subsidiaries thereof as now or hereinafter constituted, Atlantic Richfield Plaza, 515 So. Flower Street, Los Angeles, CA 90071

covering in accordance with the terms thereof, at the following location(s):

Including Mountain Coal Company and ARCO Coal Company

TYPE OF POLICY	HAZARDS	CO. CODE	POLICY NUMBER	POLICY PERIOD	LIMITS OF LIABILITY		
(a) Standard Workmen's Compensation & Employers' Liability	<input type="checkbox"/>	<input type="checkbox"/>			\$ Statutory W. C. One Accident and Aggregate Disease		
(b) General Liability Premises—Operations (including "Incidental Contracts" as defined below)	<input checked="" type="checkbox"/>	<input type="checkbox"/>	ISL G1 519134-A	01-01-93 to 01-01-96	\$ See Below		
	Independent Contractors	<input checked="" type="checkbox"/>				<input type="checkbox"/>	Each Person
	Completed Operations/Products	<input checked="" type="checkbox"/>				<input type="checkbox"/>	Each { <input type="checkbox"/> Accident <input type="checkbox"/> Occurrence
	Contractual, (Specific type as described in footnote below)	<input checked="" type="checkbox"/>				<input type="checkbox"/>	Aggregate—Completed Operations/Products
Premises—Operations (Including "Incidental Contracts" as defined below)	<input checked="" type="checkbox"/>	<input type="checkbox"/>	ISL G1 519134-A	01-01-93 to 01-01-96	\$ See Below		
	Independent Contractors	<input checked="" type="checkbox"/>				<input type="checkbox"/>	Each { <input type="checkbox"/> Accident <input type="checkbox"/> Occurrence
	Completed Operations/Products	<input checked="" type="checkbox"/>				<input type="checkbox"/>	Aggregate—Prem./Oper.
	Contractual, (Specific type as described in footnote below)	<input checked="" type="checkbox"/>				<input type="checkbox"/>	Aggregate—Protective Aggregate—Completed Operations/Products Aggregate—Contractual
(c) Automobile Liability	<input type="checkbox"/>	<input type="checkbox"/>			\$		
	Bodily Injury	<input type="checkbox"/>				<input type="checkbox"/>	Each Person
	Non-owned Automobiles	<input type="checkbox"/>				<input type="checkbox"/>	Each { <input type="checkbox"/> Accident <input type="checkbox"/> Occurrence
Property Damage	<input type="checkbox"/>	<input type="checkbox"/>			\$		
	Hired Automobiles	<input type="checkbox"/>				<input type="checkbox"/>	Each { <input type="checkbox"/> Accident <input type="checkbox"/> Occurrence
	Non-owned Automobiles	<input type="checkbox"/>				<input type="checkbox"/>	
(d) **INCLUDES "XCU" COVERAGE					* \$500,000 Combined Single Limit, per occurrence/aggregate where applicable.		

Contractual Footnote: Subject to all the policy terms applicable, specific contractual coverage is provided as respects

(Check) a contract
(Applicable) purchase order agreements } between the Insured and:
(Block) all contracts

In the event of cancellation of the policy or policies by the company, Forty Five (45) days' written notice of such cancellation will be given to you at the address stated above.

NAME OF OTHER PARTY _____ DATE (if applicable) _____ CONTRACT NO. (if any) _____

DESCRIPTION (OR JOB)
C.V. Spur Coal Processing and Loadout Facility Act/007/022

Definitions: "Incidental contract" means any written (1) lease of premises (2) easement agreement, except in connection with construction or demolition operations on or adjacent to a railroad, (3) undertaking to indemnify a municipality required by municipal ordinance, except in connection with work for the municipality, (4) sidetrack agreement, or (5) elevator maintenance agreement.

BOND

ORIGINAL

R I D E R

RIDER to be attached to and form a part of Bond Number U-629894

on behalf of BEAVER CREEK COAL COMPANY
(Name)

P.O. BOX AU, PRICE, UTAH 84501
(Address)

as Principal, and in favor of STATE OF UTAH, DIVISION OF OIL, GAS AND MINING

as Obligee, executed by UNITED PACIFIC INSURANCE COMPANY as Surety,
in the amount of TWO MILLION FOUR HUNDRED FORTY-ONE THOUSAND SEVEN HUNDRED FORTY-FIVE AND NO/100-----

Dollars (\$ 2,441,745.00) effective AUGUST 6, 19 89.

It is hereby understood and agreed that effective as of SEPTEMBER 5, 1991,
the said bond has been amended as follows:

- 1) The Principal's Name has been changed from: BEAVER CREEK COAL COMPANY
to: MOUNTAIN COAL COMPANY
- 2) Specific Language has been added:
"In the event the Cooperative Agreement between the DIVISION and OSM is terminated, then the portion of the bond covering the Federal Lands will be payable only to the United States, Department of Interior, Office of Surface Mining."

Nothing herein contained shall vary, alter or extend any provisions or conditions of the bond other than as above stated.

SIGNED, SEALED AND DATED this 5TH day of SEPTEMBER, 19 91.



MOUNTAIN COAL COMPANY
Principal

BY: Thomas Harker
Vice President

UNITED PACIFIC INSURANCE COMPANY
Surety

BY: Dorothy M. Iwanoff
DOROTHY M. IWANOFF
ATTORNEY-IN-FACT

R I D E R

RIDER to be attached to and form a part of Bond Number U-629894
on behalf of BEAVER CREEK COAL COMPANY
(Name)

P.O. Box AU, Price, Utah 84501
(Address)

as Principal, and in favor of STATE OF UTAH

as Obligee, executed by UNITED PACIFIC INSURANCE COMPANY as Surety,
in the amount of TWO MILLION SEVENTEEN THOUSAND SIX HUNDRED SIXTY-NINE-----
Dollars (\$ 2,017,669.00) effective APRIL 22, 19 87.

It is hereby understood and agreed that, effective as of AUGUST 6, 1989,
the Bond Amount on said bond has been increased as follows:

FROM: TWO MILLION SEVENTEEN THOUSAND SIX HUNDRED
SIXTY-NINE AND NO/100 DOLLARS (\$2,017,669.00)

TO: TWO MILLION FOUR HUNDRED FORTY-ONE THOUSAND
SEVEN HUNDRED FORTY-FIVE DOLLARS (\$2,441,745.00)

Nothing herein contained shall vary, alter or extend any provisions or conditions
of the bond other than as above stated.

SIGNED, SEALED AND DATED this 15TH day of AUGUST, 19 89.

SAL
[Signature]

BEAVER CREEK COAL COMPANY
Principal

UNITED PACIFIC INSURANCE COMPANY
Surety

By: Richard P. [Signature]

By: [Signature]
W. C. BOYLE, ATTORNEY-IN-FACT

UNITED PACIFIC INSURANCE COMPANY

HEAD OFFICE, FEDERAL WAY, WASHINGTON

POWER OF ATTORNEY

KNOW ALL MEN BY THESE PRESENTS, That the UNITED PACIFIC INSURANCE COMPANY, a corporation duly organized under the laws of the State of Washington, does hereby make, constitute and appoint

W. C. DOYLE of LOS ANGELES, CALIFORNIA -----

its true and lawful Attorney-in-Fact, to make, execute, seal and deliver for and on its behalf, and as its act and deed

ANY AND ALL BONDS AND UNDERTAKINGS OF SURETYSHIP -----

and to bind the UNITED PACIFIC INSURANCE COMPANY thereby as fully and to the same extent as if such bonds and undertakings and other writings obligatory in the nature thereof were signed by an Executive Officer of the UNITED PACIFIC INSURANCE COMPANY and sealed and attested by one other of such officers, and hereby ratifies and confirms all that its said Attorney-in-Fact may do in pursuance hereof.

This Power of Attorney is granted under and by authority of Article VII of the By-Laws of UNITED PACIFIC INSURANCE COMPANY which became effective September 7, 1978, which provisions are now in full force and effect, reading as follows.

ARTICLE VII - EXECUTION OF BONDS AND UNDERTAKINGS

1. The Board of Directors, the President, the Chairman of the Board, any Senior Vice President, any Vice President or Assistant Vice President or other officer designated by the Board of Directors shall have power and authority to (a) appoint Attorneys-in-Fact and to authorize them to execute on behalf of the Company, bonds and undertakings, recognizances, contracts of indemnity and other writings obligatory in the nature thereof, and (b) to remove any such Attorney-in-Fact at any time and revoke the power and authority given to him.

2. Attorneys-in-Fact shall have power and authority, subject to the terms and limitations of the power of attorney issued to them, to execute and deliver on behalf of the Company, bonds and undertakings, recognizances, contracts of indemnity and other writings obligatory in the nature thereof. The corporate seal is not necessary for the validity of any bonds and undertakings, recognizances, contracts of indemnity and other writings obligatory in the nature thereof.

3. Attorneys-in-Fact shall have power and authority to execute affidavits required to be attached to bonds, recognizances, contracts of indemnity or other conditional or obligatory undertakings and they shall also have power and authority to certify the financial statement of the Company and to copies of the By-Laws of the Company or any article or section thereof.

A power of attorney is signed and sealed by facsimile under and by authority of the following Resolution adopted by the Board of Directors of UNITED PACIFIC INSURANCE COMPANY at a meeting held on the 6th day of June, 1978, at which a quorum was present, and said Resolution has not been amended or repealed.

"Resolved, that the signatures of such directors and officers and the seal of the Company may be affixed to any such power of attorney or any certificate relating thereto by facsimile, and any such power of attorney or certificate bearing such facsimile signatures or facsimile seal shall be void and binding upon the Company and any such power so executed and certified by facsimile signatures and facsimile seal shall be void and binding upon the Company in the future with respect to any bond or undertaking to which it is attached."

IN WITNESS WHEREOF, the UNITED PACIFIC INSURANCE COMPANY has caused these presents to be signed by its Vice President, and its corporate seal to be hereunto affixed, this 23rd day of June 19 87



UNITED PACIFIC INSURANCE COMPANY
Charles B. Schmalz
Vice President

STATE OF Washington }
COUNTY OF King } ss.

On this 23rd day of June 19 87 personally appeared Charles B. Schmalz

to me known to be the Vice-President of the UNITED PACIFIC INSURANCE COMPANY, and acknowledged that he executed and attested the foregoing instrument and affixed the seal of said corporation thereto, and that Article VII, Section 1, 2, and 3 of the By-Laws of said Company, and the Resolution, set forth therein, are still in full force.

My Commission Expires:
May 15 1990



Pamela Young
Notary Public in and for State of Washington
Residing at Tacoma

Lawrence W. Carlstrom, Assistant Secretary of the UNITED PACIFIC INSURANCE COMPANY, do hereby certify that the foregoing is a true and correct copy of a Power of Attorney executed by said UNITED PACIFIC INSURANCE COMPANY, which is still in full force and effect.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Company this 15TH day of AUGUST 19 89



Assistant Secretary *Lawrence W. Carlstrom*
Lawrence W. Carlstrom

**CALIFORNIA
ACKNOWLEDGEMENT BY SURETY**

STATE OF CALIFORNIA

COUNTY OF LOS ANGELES

} ss.

on this 15TH day of AUGUST in the year 19 89, before me CORA V. RODRIGUEZ personally

appeared W. C. DOYLE

, personally known to me (or proved to me on the basis of satisfactory evidence) to be the person who executed the within

document as attorney-in-fact of UNITED PACIFIC INSURANCE COMPANY

and acknowledged to me that the corporation executed it.



Cora V. Rodriguez
Notary Public

ARCO Coal Company
555 Seventeenth Street
Denver, Colorado 80202
Telephone 303 293 4000



August 17, 1987

Pamela Grubaugh-Littig
State of Utah
Natural Resources
Oil, Gas & Mining
355 W. North Temple
3 Triad Center, Suite 350
Salt Lake City, Utah 84180-1203

Re: Bond No. U-629894

Dear Ms. Littig:

As we discussed by telephone, enclosed is a rider increasing the bond on CV Spur to \$2,017,669.00.

Please contact me if you need anything further in this regard.

Sincerely,

Mickey L. Love
Senior Lease Administrator

MLL:mjb
enclosure
cc: Dan Guy

UNITED PACIFIC INSURANCE COMPANY

HOME OFFICE, FEDERAL WAY, WASHINGTON

POWER OF ATTORNEY

NOW ALL MEN BY THESE PRESENTS, That the UNITED PACIFIC INSURANCE COMPANY, a corporation duly organized under the laws of the State of Washington, does hereby make, constitute and appoint

W. C. DOYLE of LOS ANGELES, CALIFORNIA-----

its true and lawful Attorney-in-Fact, to make, execute, seal and deliver for and on its behalf, and as its act and deed

ANY AND ALL BONDS AND UNDERTAKINGS OF SURETYSHIP-----

and to bind the UNITED PACIFIC INSURANCE COMPANY thereby as fully and to the same extent as if such bonds and undertakings and other writings obligatory in the nature thereof were signed by an Executive Officer of the UNITED PACIFIC INSURANCE COMPANY and sealed and attested by one other of such officers, and hereby ratifies and confirms all that its said Attorney(s)-in-Fact may do in pursuance hereof.

This Power of Attorney is granted under and by authority of Article VII of the By-Laws of UNITED PACIFIC INSURANCE COMPANY which became effective September 7, 1978, which provisions are now in full force and effect, reading as follows:

ARTICLE VII - EXECUTION OF BONDS AND UNDERTAKINGS

1. The Board of Directors, the President, the Chairman of the Board, any Senior Vice President, any Vice President or Assistant Vice President or other officer designated by the Board of Directors shall have power and authority to (a) appoint Attorneys-in-Fact and to authorize them to execute on behalf of the Company, bonds and undertakings, recognizances, contracts of indemnity and other writings obligatory in the nature thereof, and (b) to remove any such Attorney-in-Fact at any time and revoke the power and authority given to him.

2. Attorneys-in-Fact shall have power and authority, subject to the terms and limitations of the power of attorney issued to them, to execute and deliver on behalf of the Company, bonds and undertakings, recognizances, contracts of indemnity and other writings obligatory in the nature thereof. The corporate seal is not necessary for the validity of any bonds and undertaking, recognizances, contracts of indemnity and other writings obligatory in the nature thereof.

3. Attorneys-in-Fact shall have power and authority to execute affidavits required to be attached to bonds, recognizances, contracts of indemnity or other conditional or obligatory undertakings and they shall also have power and authority to certify the financial statement of the Company and two copies of the By-Laws of the Company or any article or section thereof.

This power of attorney is signed and sealed by facsimile under and by authority of the following Resolution adopted by the Board of Directors of UNITED PACIFIC INSURANCE COMPANY at a meeting held on the 5th day of June, 1979, at which a quorum was present, and said Resolution has not been amended or repealed:

"Resolved, that the signatures of such directors and officers and the seal of the Company may be affixed to any such power of attorney or any certificate relating thereto by facsimile, and any such power of attorney or certificate bearing such facsimile signatures or facsimile seal shall be valid and binding upon the Company and any such power so executed and certified by facsimile signatures and facsimile seal shall be valid and binding upon the Company in the future with respect to any bond or undertaking to which it is attached."

IN WITNESS WHEREOF, the UNITED PACIFIC INSURANCE COMPANY has caused these presents to be signed by its Vice President, and its corporate seal to be hereto affixed, this 1st day of March 19 82.



UNITED PACIFIC INSURANCE COMPANY

Charles B. Schmalz

Vice President

STATE OF Washington }
COUNTY OF King } ss.

On this 1st day of March, 19 82, personally appeared Charles B. Schmalz

to me known to be the Vice-President of the UNITED PACIFIC INSURANCE COMPANY, and acknowledged that he executed and attested the foregoing instrument and affixed the seal of said corporation thereto, and that Article VII, Section 1, 2, and 3 of the By-Laws of said Company, and the Resolution, set forth therein, are still in full force.

My Commission Expires:

June 12, 1982



Nancy Starnes

Notary Public in and for State of Washington

Residing at Tacoma

Charles J. Falskow

Assistant Secretary of the UNITED PACIFIC INSURANCE COMPANY, do hereby certify that the above and foregoing is a true and correct copy of a Power of Attorney executed by said UNITED PACIFIC INSURANCE COMPANY, which is still in full force and effect.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Company this 4TH day of AUGUST 19 87



Assistant Secretary *Charles J. Falskow*

**PUBLIC NOTICE FOR PERMIT RENEWAL
C.V. SPUR COAL PREPARATION AND LOADOUT FACILITY
MOUNTAIN COAL CO.
P.O. BOX 591
SOMERSET, COLORADO 81434**

Mountain Coal Company, P.O. Box 591, Somerset, Colorado 81434, a wholly owned subsidiary of Atlantic Richfield Company, has filed the Utah Division of Oil, Gas & Mining, an application for renewal of its Mining and Reclamation Plan Permit for its C.V. Spur coal preparation and loadout facility. C.V. Spur is located in Miller Creek approximately 4 road miles southeast of Price, Utah. The permit area is described as follows: Township 15 South, Range 10 East, SLBM Sec. 11: W $\frac{1}{2}$ SW $\frac{1}{4}$ except 0.24 ac. in NW corner, E $\frac{1}{2}$ SW $\frac{1}{4}$ except East 100' and 5.42 acres in SW corner.

The C.V. Spur has been in operation since 1978, and has operated under permit ACT/007/022 since 1984.

The application was filed, and this notice is being published to comply with the Surface Mining Control and Reclamation Act of 1977 and State and Federal regulations promulgated pursuant to said act.

C.V. Spur is located on the "Price Quadrangle," U.S. Geological Survey 7 $\frac{1}{2}$ minute map.

The application is available for public inspection at the: Carbon County Courthouse, 1st East and Main Street, Price, Utah 84501.

Written comments, objections, or requests for informal conferences on the application may be submitted to: State of Utah Department of Natural Resources, Division of Oil, Gas & Mining, 355 West North Temple #3, Triad Center Suite 350, Salt Lake City, Utah 84180-1203.