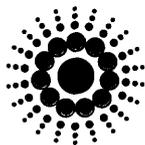


0004

Incoming C/007/033



ANDALEX
RESOURCES, INC.

P.O. BOX 902
PRICE, UTAH 84501
PHONE (435) 637-5385
FAX (435) 637-8860

Samuel C. Quigley
Vice President Operations

March 2, 2006

*Utah Division of Oil, Gas & Mining
Coal Program
P.O. Box 145801
Salt Lake City, Utah 84114-5801*

*Attn: Pamela Grubaugh-Littig
Permit Supervisor*

Re: Technical Deficiencies, M.R.P. Re-Write, Wildcat Loadout, ACT/007/0033, Task ID# 2371

Dear Pam,

Enclosed are 5 copies of the response to the Technical Deficiencies for the Wildcat Loadout M.R.P. Re-Write.

A checklist and C₁/C₂ Form are also enclosed. If you have any questions or need additional information, please let me know.

Sincerely,

*Michael W. Glasson
Environmental Coordinator*

ENCL.

RECEIVED

MAR 06 2006

DIV. OF OIL, GAS & MINING

APPLICATION FOR PERMIT PROCESSING

<input checked="" 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: C/007/ 0033
Title of Proposal: Response to Technical Deficiencies for M.R.P. Re-Write						Mine: Wildcat Loadout
Task ID# 2371						Permittee: Andalex Resources, 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 checked="" 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 checked="" type="checkbox"/> No	2. Is the application submitted as a result of a Division Order? DO #
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	3. Does application include operations outside a previously identified Cumulative Hydrologic Impact Area?
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	4. Does application include operations in hydrologic basins other than as currently approved?
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	5. Does application result from cancellation, reduction or increase of insurance or reclamation bond?
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	6. Does the application require or include public notice/publication?
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	7. Does the application require or include ownership, control, right-of-entry, or compliance information?
<input type="checkbox"/> Yes	<input checked="" 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 checked="" type="checkbox"/> No	9. Is the application submitted as a result of a Violation? NOV #
<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	10. Is the application submitted as a result of other laws or regulations or policies? Explain: Technical Deficiencies
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	11. Does the application affect the surface landowner or change the post mining land use?
<input type="checkbox"/> Yes	<input checked="" 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 checked="" type="checkbox"/> No	13. Does the application require or include collection and reporting of any baseline information?
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	14. Could the application have any effect on wildlife or vegetation outside the current disturbed area?
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	15. Does application require or include soil removal, storage or placement?
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	16. Does the application require or include vegetation monitoring, removal or revegetation activities?
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	17. Does the application require or include construction, modification, or removal of surface facilities?
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	18. Does the application require or include water monitoring, sediment or drainage control measures?
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	19. Does the application require or include certified designs, maps, or calculations?
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	20. Does the application 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?
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	22. Does application involve a perennial stream, a stream buffer zone or discharges to a stream?
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	23. Does the application affect permits issued by other agencies or permits issued to other entities?

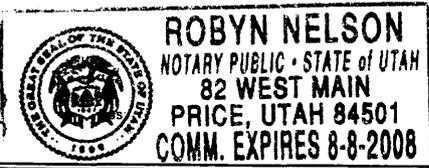
X Attach 5 complete copies of the application.

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.

Michael W. Hume Sr. Col. 03/02/06
Signed - Name - Position - Date

Subscribed and sworn to before me this 2nd day of March, 2006.

Robyn Nelson
Notary Public
My Commission Expires 8-8, 2008
Attest: STATE OF Utah COUNTY OF Carbon



Received by Oil, Gas & Mining

RECEIVED

MAR 06 2006

DIV. OF OIL, GAS & MINING

ASSIGNED TRACKING NUMBER

Checklist
for
Technical Deficiencies
Wildcat Loadout MRP Rewrite

(TASK #2731)

R645-301-121.200

- (1) Corrected on Table of Contents, Page xiv.
- (2) Changed on Page 3-30.
- (3) Clarified on Page 3-22.
- (4) Tab Sheet for Confidential Binder is Provided.
- (5) Pages 4-2 and 4-3 are included for Chapter 4.
- (6) Pages 4-2 and 4-3 should be removed from Confidential Binder.
- (7) Remove Relocation Page for Pages 4-2 and 4-3 from M.R.P.
- (8) An Updated T.O.C. for Appendix B is also included.

PLATES, Continued

<u>Plate #</u>	<u>Plate Title</u>
Plate 19	Diversion UD-1 Profile
Plate 20	Diversion UD-1 Point of Diversion Cross Section
Plate 22	Proposed Expansion
Plate 23	Cut\Fill Locations
Plate 24	Pad Area Cut\Fill
Plate 25	Pad Area Cut\Fill
Plate 26	Pad Area Cut\Fill
Plate 27	Truck Loop Cut\Fill

R645-301-341.220. METHODS USED IN PLANTING AND SEEDING

All reclaimed areas will be stabilized by gouging prior to reseeding. The gouging will be done with a backhoe or trackhoe, and will consist of gouges at least 18" deep by 14" - 36" wide, spaced approximately 6' - 10' apart. The gouging precludes the use of a drill-seeder; therefore, all areas will then be hydroseeded and hydromulched.

R645-301-341.230. MULCHING TECHNIQUES

Vegetative cover will be promptly re-established following cessation of mining activities to stabilize erosion. Re-seeding will occur during the first normal period for favorable growth following regrading. Mulch will be applied to all reseeded areas. Areas which are hydromulched will be done so using an organic type mulch at the rate of one ton per acre. Where hydroseeding and hydromulching occur, a tackifier will be added to both the seed and the mulch.

Mulch will be used wherever seeds are planted. These areas are shown on Plate 9 and constitute 60.94 acres.

R645-301-341.240. IRRIGATION AND PEST CONTROL MEASURES

Management Practices, e.g., Irrigation, Pest, and Disease Control

No mechanical irrigation will be used because of the lack of water in the area. Vegetative growth will be subject to normal rainfall and winter snowfall. Vegetation will be protected from both wildlife and livestock by drift-fences until the reclaimed areas have been adequately re-established. Upon approval, the fences will be removed. Fences are already standing surrounding the permit area. Pesticides and herbicides will be issued as necessary. Should any persistent pesticides be needed, the Division's approval will be obtained prior to their use.

R645-301-357.210. **GREATER THAN 26.0 INCHES ANNUAL
PRECIPITATION**

N/A

R645-301-357.220. **LESS THAN 26.0 INCHES ANNUAL
PRECIPIATION**

See R645-301-240 and R645-301-341.250.

R645-301-357.300. **HUSBANDRY PRACTICES - GENERAL
INFORMATION**

R645-301-357.301. **SELECTIVE HUSBANDRY PRACTICES**

N/A - There are no selective husbandry practices requested at this time. Such selective practices cannot be determined until the property is reclaimed and reclamation success is evaluated.

R645-301-357.302. **DEMONSTRATION OF PRACTICES**

N/A

R645-301-357.303. **BONDED AREA**

N/A

R645-301-357.304. **EXTENDED RESPONSIBILITY FOR
RESEEDED AREAS**

Per Division

R645-301-357.310. **REESTABLISHING TREES AND SHRUBS**

See R645-301-240.

R645-301-357.311. **RATE OF REPLANTING**

See R645-301-241.210.

R645-301-357.312. **ESTABLISHMENT BY SEED**

See R645-301-341.210.

**R645-301-411.130. EXISTING LAND USES AND LAND USE
CLASSIFICATION**

See R645-301-411.110

**R645-301-411.140. CULTURAL AND HISTORIC RESOURCES
INFORMATION**

To assure that no archaeological or historical sites existed in the proposed permit area. A reconnaissance survey has been conducted.

This survey was conducted based on requirements of the Bureau of Land Management prior to the issuance of the right-of-way. All of the surface within this permit area is under the jurisdiction of the Bureau of Land Management.

Prior to this investigation, no recorded archaeological studies of any kind had ever been one in the survey area. Please see Appendix A.

Archaeological clearance was granted based on this survey.

**R645-301-411.141. CULTURAL AND HISTORIC RESOURCES
MAPS**

See Appendix A

**R645-301-411.141.1 PUBLIC PARKS AND LOCATIONS OF ANY
CULTURAL OR HISTORICAL RESOURCES**

N/A - There are no public parks in the proposed permit area or nearby vicinity. No other cultural or historical resources are known to exist in the area.

R645-301-411.141.2 CEMETERIES

N/A - There are no cemeteries or burial grounds in or within 100 feet of the permit area.

**R645-301-411.141.3 NATIONAL SYSTEM OF TRAILS OR THE
WILD AND SCENIC RIVERS SYSTEM**

N/A

R645-301-411.142

COORDINATION WITH THE STATE
HISTORIC PRESERVATION OFFICER
(SHPO)

See Appendix A

R645-301-411.142.1

PREVENTION OF ADVERSE IMPACTS

See Appendix A

R645-301-411.142.2

VALID EXISTING RIGHTS OR JOINT
AGENCY APPROVAL

See Appendix A

R645-301-411.143

IMPORTANT HISTORIC AND
ARCHAEOLOGICAL RESOURCES THAT MAY
BE ELIGIBLE FOR LISTING ON THE
NATIONAL REGISTER OF HISTORIC
PLACES

N/A - See Appendix A

R645-301-411.143.1

COLLECTION OF ADDITIONAL
INFORMATION

See Appendix A

R645-301-411.143.2

CONDUCTING FIELD INVESTIGATIONS

See Appendix A.

R645-301-411.143.3

OTHER APPROPRIATE ANALYSES

See Appendix A.

R645-301-411.144.

APPROPRIATE MITIGATION AND
TREATMENT MEASURES

See Appendix A.

R645-301-411.200.

PREVIOUS MINING ACTIVITY

No mining ever occurred at this site. The area was used as a coal

APPENDIX A
ARCHAEOLOGICAL SURVEY

(RELOCATED TO CONFIDENTIAL BINDER)

APPENDIX B

- Permits and Agreements
 1. DOGM Permit
 2. Utah Railway, Lease Agreement
 3. Utah Railway, Amendment to Lease
 4. Utah Railway, Amended Trackage Agreement
 5. Agreement with Beaver Creek Coal Company
 6. B.L.M. Right-of-Way Grant
 7. B.L.M. Notice to Proceed with Construction
 8. B.L.M. Access Road Right-of-Way
 9. B.L.M. Right-of-Way, Amendment No. 1
 10. B.L.M. Right-of-Way, Amendment No. 2
 11. B.L.M. Right-of-Way, Amendment No. 3
 12. B.L.M. Right-of-Way, Amendment No. 4
 13. Utah Air Conservation Committee, Air Quality Controls Approval
 14. State Division of Health, Initial Compliance Inspection
 15. Letter requesting A.O. Modification - Air Quality
 16. Utah Department of Transportation, Approval for Reduced Rail Clearances
 17. Southeastern Utah District Health Department, Wastewater Disposal System Approval
 18. State Division of History, Archaeological Clearance
 19. State Division of History, Archaeological Survey
 20. State Division of Water Rights, Approved Application
 21. State Division of Wildlife Resources, Electric Transmission Poles Acceptable
 22. U.S. Department of Interior, Powerline Approval
 23. State Division of Environmental Protection, Renewal of Permit Discharge
- History of Violations
- Insurance
- Bond Information

TAB SHEET
FOR
CONFIDENTIAL BINDER