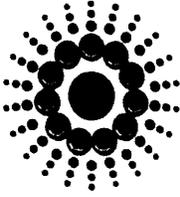


0010

*OK Incoming
C/007/0033
#2962*



ANDALEX
RESOURCES, INC.

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

Utah Division of Oil, Gas & Mining
Coal Program
1594 West North Temple, Suite 1210
Box 145801
Salt Lake City, Utah 84114-5801

April 30, 2008

Attn: Daron Haddock
Permit Supervisors

RE: Andalex Resources, Inc.,
Wildcat Loadout, C/007/0033
Response to Mid Term Review, Clean Copies

Dear Mr. Haddock:

Based on discussions with Division staff, enclosed are four clean copies of the Wildcat Loadout Midterm review response, ready for incorporation.

Should you have any questions regarding this submittal, please feel free to contact me.

Sincerely,

David Shaver
Resident Agent

RECEIVED

APR 30 2008

DIV. OF OIL, GAS & MINING

APPLICATION FOR PERMIT PROCESSING

Permit Change
 New Permit
 Renewal
 Transfer
 Exploration
 Bond Release

Permit Number: 007/033

Title of Proposal: **Mid term review clean copies**

Mine: **Wildcat Loadout**

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 specialist.

- | | | |
|---|--|--|
| <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? |
| <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? |
| <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: mid term review |
| <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? |
| <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 checked="" type="checkbox"/> Yes | <input 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? |

Attach 3 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. (646-301-123)

Signed - Name - Position - Date

TAMI L WARDLE
 NOTARY PUBLIC • STATE OF UTAH
 1323 SOUTH 600 WEST
 PRICE UT 84501



Subscribed and sworn to before me this 29 day of APRIL, 2008

Jamie L. Liburd
 Notary Public

My Commission Expires: _____
 STATE OF UTAH
 COUNTY OF CARBON

Received by Oil, Gas & Mining

APR 30 2008

DIV. OF OIL, GAS & MINING

ASSIGNED TRACKING NUMBER

MY COMMISSION EXPIRES: 03-07-2010

R645-301-332.

**IMPACTS OF SUBSIDENCE ON RENEWABLE
RESOURCE LANDS**

N/A

R645-301-333.

**USING THE BEST TECHNOLOGY
CURRENTLY AVAILABLE TO MINIMIZE
DISTURBANCE AND IMPACT**

See R645-301-310.

R645-301-333.100.

**PROTECTION OF THREATENED AND
ENDANGERED SPECIES**

There have been no known threatened or endangered species within the permit area. See R645-301-310.

With regard to the Colorado River Endangered Fish Recovery Program, surface consumption is limited to water sprayed on the haul roads for dust suppression, and water used for showers and toilets. This water is all hauled in under contract with D&D Trucking, who purchase the water from the Price River Water Improvement District. Daily records kept at the loadout show that for the year 2007 D&D delivered 677 loads, each with 4000 gallons for a total of 2,708,000 gallons. The other potential source of consumption is evaporation from the sediment ponds. Unlike slurry ponds or treatment ponds, the sediment ponds are normally dry and the evaporation amount is minimal.

R645-301-333.200.

**SITE-SPECIFIC PROTECTION OF
THREATENED AND ENDANGERED SPECIES**

See R645-301-310.

R645-301-333.300.

**PROTECTIVE MEASURES DURING ACTIVE
PHASES OF MINING OPERATIONS**

Appendix F

R645-301-340.

RECLAMATION PLAN

The complete reclamation plan is described under R645-

301-240.

R645-301-341.

REVEGETATION

Revegetation

Revegetation will be accomplished by Andalex or under Andalex's direct supervision and under the recommendations of the regulatory authority. A seed mixture has been developed and can be found in this chapter. This mixture was developed by estimating vegetative types in the sagebrush/grass reference area established by DOGM and Andalex. Please refer to Appendix I and Plate 1.

R645-301-341.100

SCHEDULE AND TIMETABLE

Schedule of Revegetation

The seeding of native flora (consisting where possible of deer browse species), will commence as soon as is practical following regrading and topsoil replacement. This revegetation will help stabilize the soil and the fill quickly. Revegetation will be accomplished by Andalex or under Andalex's direct supervision and under the recommendations of the regulatory authorities. Revegetation will occur during the first fall planting season following the regrading and topsoil redistribution. Please refer to Revegetation Schedule.