

SC³ SOLDIER CREEK COAL CO.

Telephone (801) 637-6360

*
P.O. Box I
Price, Utah 84501

RECEIVED
AUG 28 1989

August 25, 1989

DIVISION OF
OIL, GAS & MINING

Ms. Susan C. Linner
Permit Supervisor
Division of Oil, Gas & Mining
355 West North Temple
3 Triad Center, Suite 350
Salt Lake City, UT 84180-1203

Re: TDN #89-02-107-4, Banning Loadout
ACT/007/034

Dear Ms. Linner:

In response to Ten-Day Notice (TDN) 89-02-107-4(2), Soldier Creek Coal Company is requesting an additional Incidental Boundary Change (IBC) at Banning Loadout. It is requested that 0.58 acres along the northern permit boundary be added to the permit area (see enclosed Exhibits 2.1-1 & 5.2-1). The total IBC at Banning Loadout would then be 0.83 acres (0.25 acres was previously approved for the vegetation test plot area). Also, please note that the 30 foot wide area along the northwest side of the truck turn around presently lies within the approved permit area (see Exhibit 2.1-1).

Following the Division's August 10, 1989 on-site inspection, as well as subsequent telephone conversations with Mike DeWeese, it is understood that no alternative sediment controls shall be required for the 30 foot wide zone along the north and northwest side of the existing disturbed area. However, Soldier Creek Coal Company shall clean up any large accumulations of coal within this area.

Alternative sediment control at the vegetation test plot area shall be accomplished by the installation and maintenance of a silt fence. This area was previously identified as a small area exemption on page 5-7 of the approved Mining and Reclamation Plan (MRP).

Following Division approval, the necessary number of copies of the enclosed revised exhibits shall be provided for direct incorporation into the MRP.

Please contact me if you have any questions or require any additional information concerning this matter.

Sincerely,

SOLDIER CREEK COAL COMPANY

A handwritten signature in cursive script that reads "David G. Spillman".

David G. Spillman
Mine Engineer

Enclosures

DGS/sm