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DIVISION OF
OIL GAS & MINING

SOLDIER CREEK COAL COMPANY

APPLICATION FOR PERMIT TRANSFER

BANNING RAIL LOADOUT FACILITY

ACT/007/034

August 9, 1993 Submittal



Coastal
The Energy People

September 2, 1992

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DIVISION OF
OIL, GAS & MINING

Daron Haddock
Division of Oil, Gas and Mining
355 West North Temple
3 Triad Center, Suite 350
Salt Lake City, Utah 84180-1203

RE: Application for Permit Transfer -- Banning Rail Loadout,
ACT/007/034

Dear Daron:

Enclosed please find three copies of a revised Application for Permit Transfer of the Banning Rail Loadout permit. This September 2 revision incorporates changes to satisfy the deficiencies discussed in Paul Baker's September 1 review.

Also enclosed is a five dollar check to cover the application fee and a copy of a settlement agreement between Virginia Iron, Coal and Coke Company and OSM which resolved an outstanding AVS issue at our Virginia Iron, Coal and Coke operations.

The Permit Transfer Application document was modified as follows:

- Paragraphs three and four of the introduction were modified and a fifth paragraph was added to recognize more accurate permit transfer timing expectations and to provide a commitment that the information provided in the application will be incorporated in Chapter One of the currently approved Soldier Canyon Mine Mining and Reclamation Plan within 60 days of the acquisition closing.
- A statement is provided defining the type of entity of the applicant (Page 3).
- A statement is provided that Soldier Creek Coal Company will **pay** required abandoned mine land fees (page 3).
- A statement is provided regarding other coal mining and reclamation operations owned or controlled by the Coastal Corporation (page 7).
- The list of all Coastal's coal company permits has been revised to include MSHA numbers, date of MSHA number issuance and employer identification numbers (Page 11).
- A statement regarding the status of unabated cessation orders and air and water quality violation notices has been added (Page 29).

Southern Utah Fuel Company

A SUBSIDIARY OF THE COASTAL CORPORATION

307 SOUTH 800 WEST • SALINA UT 84654 • 801/637-4880 • FAX 801/534-3286

DOGM Letter-D. Haddock
September 2, 1993
Page 2

- The legal or equitable ownership of surface and mineral properties to be mined has been corrected (Page 26).
- The Affidavit of Publication of the newspaper advertisement has been added as Appendix 1-2.
- The notarized letter sent to you August 11, 1993 verifying accuracy of the Application has been added as Appendix 1-3.
- Arrangements have been provided for the Certificate of Liability Insurance to be inserted later as Appendix 1.4. The Certificate should be provided to you from either our Houston or Roanoke office on Wednesday, September 8, 1993.

Some concerns described in Paul Baker's review regarding listed eastern operation permit numbers in comparison with those reported in the Skyline Mine and the SUFCO Mine plans are explained as follows:

Permit number H-612 is mis-typed in the Skyline and SUFCO plans. The correct permit number is P-612.

The Enterprise Coal Company permit numbers 067-0005, 067-0052, and 067-057 were interim program permits issued by the State of Kentucky which have since been re-issued under the permanent enforcement program with new numbers.

The bond for the Loggy Hollow permit number 6571-71 was released June 1, 1989.

The Whitaker Branch Application for permit number 867-5104 was permanently withdrawn. This number was never issued.

The Apache Mining permit number 867-6018 was transferred to PC&H Coal Company. Apache's bond was released on January 2, 1990.

The Apache mining permit number 898-8011 is a typographical error. The correct permit number is 498-8011 which is listed properly in this Permit Transfer Application.

All Birmingham Coal Company permits were reassigned to Virginia Iron, Coal and Coke Company and are listed in this Permit Transfer Application.

As mentioned above, the Certificate of Insurance will be provided to you next Wednesday. Coastal's replacement reclamation bond should also be in your hands by then.

DOGM Letter-D. Haddock
September 2, 1993
Page 3

Please notify me if you need additional information regarding
this application.

Yours very truly,
SOUTHERN UTAH FUEL COMPANY



Kerry A. Frame,
Mine Services Manager

KAF:jad

SOUTHERN UTAH FUEL COMPANY

97-145/1243

NO.009174

397 South 800 West
Phone (801) 637-4880
SALINA, UTAH 84654

DATE September 1, 1993

PAY THE STATE OF UTAH \$ 5.00

SOUTHERN UTAH FUEL COMPANY

TO THE ORDER OF • State of Utah
Division of Oil, Gas & Mining

By Russel Rubison

VALLEY CENTRAL BANK
RICHFIELD, UTAH 84701

⑈009174⑈ ⑆124301452⑆ 913572411⑈

REMITTANCE STATEMENT

DETACH BEFORE DEPOSITING

SOUTHERN UTAH FUEL COMPANY

SALINA, UTAH

INVOICE NUMBER	INVOICE DATE	OUR ORDER	DESCRIPTION	AMOUNT	DEDUCTIONS	NET AMOUNT
			Banning Loadout Transfer Application Filing Fee			\$5.00

NO.009174



Coastal
The Energy People

ROBERT A. FEILNER
SENIOR VICE PRESIDENT
COASTAL STATES ENERGY COMPANY

August 9, 1993

Mr. James W. Carter, Director
Division of Oil, Gas and Mining
335 West North Temple
3 Triad Center, Suite 350
Salt Lake City, Utah 84180-1203

Re: Application to Transfer Mining Permit No. ACT/007/034 for Soldier Creek Coal Company's Banning Rail Loadout

Dear Mr. Carter:

This application for approval of transfer of Mining Permit No. ACT/007/034 for the Banning Rail Loadout is submitted pursuant to R645-303-300.

1. R645-303-321.100: The name of the current permittee is Soldier Creek Coal Company ("Soldier Creek"), P.O. Box I, Price, Utah 84501, with respect to Permit No. ACT/007/034 for the Banning Rail Loadout.
2. R645-303-321.200: The Banning Rail Loadout is currently operated by Soldier Creek pursuant to Permit No. ACT/007/034. One hundred percent (100%) of the stock of Soldier Creek is owned by Sage Point Coal Company ("Sage Point"). In turn, 100% of the stock of Sage Point is held by Elk River Resources, Inc. ("Elk River"). On July 3, 1993, Coastal States Energy Company ("Coastal States") signed an acquisition agreement with Elk River to purchase 100% of the Sage Point stock. This acquisition is currently under review by the Department of Justice and the Federal Trade Commission pursuant to the Hart-Scott-Rodino Act.

Upon completion of this transfer, Permit No. ACT/007/034 will continue to be held by Soldier Creek, same address as above. In effect, neither the permittee (Soldier Creek) nor the parent (Sage Point) of the permittee will change, but, rather, Coastal States will merely replace Elk River as the parent of Sage Point.

Coastal States Energy Company

A SUBSIDIARY OF THE COASTAL CORPORATION
175 EAST 400 SOUTH • STE 800 • SALT LAKE CITY UT 84111 • 801/534-3201 • FAX 801/534-3297

Mr. James W. Carter, Director

August 9, 1993

Page 2

3. R645-303-321.300: Enclosed herewith are 3 copies of the Application for Permit Transfer, pertaining to "Legal, Financial, Compliance and Related Information," which reflect the modifications to the listed ownership of Soldier Creek and of Sage Point. In this regard, it should be noted that the officers and directors named in the current Chapter 1 will remain in effect until this transaction is closed, whereupon the officers and directors recited in the enclosed permit transfer application will be appointed.

Please review the information and initiate any required public comment period, such that Coastal States can be provided assurance that Permit No. ACT/007/034 can be transferred without interruption to Soldier Canyon Mine production.

Should a review of this submittal identify the need for additional information or clarification of any items, please notify us immediately.

Obviously contingent upon our submission of a replacement surety bond, we request that this permit transfer be made effective on the closing date for the above transaction. The pertinent date will be provided to you once the H-S-R review has been concluded.

We appreciate the assistance and cooperation of your staff in the preparation and review of this submittal.

Sincerely,



Robert A. Feilner
Senior Vice President

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SEP 07 1993

DIVISION OF
OIL, GAS & MINING

SOLDIER CREEK COAL COMPANY

APPLICATION FOR PERMIT TRANSFER

BANNING RAIL LOADOUT FACILITY

ACT/007/034

August 9, 1993 Submittal
(Revised September 2, 1993)

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GENERAL CONTENTS

1.10 Minimum Requirements for Legal, Financial, Compliance and Related Information

1.11 Introduction

This Soldier Creek Coal Company (SCCC) Application for Permit Transfer provides information regarding the ownership and control of the Banning Rail Loadout area pursuant R645-303-300. The compliance status and history of the operator for all other operations within the state are also provided herein.

Soldier Creek Coal Company is authorized, as applicant and operator, to operate the Banning Loadout in Carbon County, Utah under Permit Number **ACT/007/034** issued by the State of Utah, Division of Oil, Gas, and Mining. Soldier Creek Coal Company is 100% owned by Sage Point Coal Company. During October, 1991, Soldier Creek Coal Company resubmitted the Mining and Reclamation Plan for the Banning Loadout with "Legal, Financial, and Compliance Related Information" showing Soldier Creek Coal Company to be both the Applicant and Operator of the mine. The existing permit is good until October 25, 1993. A draft permit renewal was submitted by Soldier Creek Coal Company on June 24, 1993.

On July 3, 1993, Coastal States Energy Company signed an acquisition agreement with Elk River Resources, Inc., the owner of Sage Point Coal Company, to purchase 100% of the Sage Point stock from Elk River Resources, Inc. Closing of the agreement is expected September 15, 1993.

As a result of these ownership changes, information in the Soldier Creek Coal Company Mining and Reclamation Plan for the Banning Rail Loadout will change regarding "Legal, Financial, Compliance and Related Information" after the July 3, 1993 agreement is closed.

Applicant herein commits to modify Chapter One of the currently approved Banning Loadout Mining and Reclamation Plan with appropriate right-of-entry information and with information contained in this Permit Transfer Application within 60 days of closing of the Acquisition Agreement.

1.12 Identification of Interests

Soldier Creek Coal Company is wholly owned by Sage Point Coal Company. Sage Point Coal Company is a wholly owned subsidiary of Coastal States Energy Company, 175 East 400 South, Suite 800, Salt Lake City, Utah. Coastal States Energy Company is a wholly owned subsidiary of the Coastal Corporation, a Delaware corporation.

Soldier Creek Coal Company is the operator of a train loading facility, called the Banning Rail Loadout, located in Carbon County, Utah. The facilities are within Sections 15, 16 and 21, Township 15 South, Range 12 East, SLBM. These locations are approximately eight miles east of Wellington, Utah.

1.12.2 Applicant and Operator

APPLICANT: Soldier Creek Coal Company
P.O. Box 1
Price, Utah 84501
Ph. (801) 637-6360

OPERATOR: Soldier Creek Coal Company
P.O. Box 1
Price, Utah 84501
Ph. (801) 637-6360

Applicant is a corporation, incorporated under the laws of the state of Delaware and registered to do business in Utah.

RESIDENT AGENT: C. T. Corporation Systems
811 Dallas Avenue
Houston, Texas 77002
Ph. (713) 658-9486

Soldier Creek Coal Company will pay abandoned mine land fees associated with coal mined at the Banning Rail Loadout.

1.12.3 Officers and Directors

The directors and officers of Soldier Creek Coal Company are:

Board of Directors:

David A. Arledge
Austin M. O'Toole

James L. Van Lanen
Vernal J. Mortensen
Robert A. Feilner

Officers:

David A. Arledge	Executive Vice President
James L. Van Lanen	President
Vernal J. Mortensen	Executive Vice President
Reid W. Olsen	Vice President
Donald J. Appleman	Vice President
Jeffery A. Connelly	Vice President and Treasurer
Robert A. Feilner	Vice President
William S. Hudgins, Jr.	Vice President, General Counsel and Asst. Secretary
E.C. Simpson	Vice President
Edward P. Gleichauf	Controller
Austin M. O'Toole	Secretary
Jay L. Gallia	Assistant Secretary
John S. Gennaro	Assistant Secretary
Robert A. Shaw, Jr.	Assistant Secretary
H.R. Natho	Assistant Controller

The directors and officers of Sage Point Coal Company are the same as the directors and officers of Soldier Creek Coal Company.

The directors and officers of Coastal States Energy Company are:

Board of Directors:

O.S. Wyatt, Jr.
Harold Burrow
James L. Van Lanen

Austin M. O'Toole
David A. Arledge

Officers:

David A. Arledge	Executive Vice President
James L. Van Lanen	President
Vernal J. Mortensen	Senior Vice President
Austin M. O'Toole	Senior Vice President and Secretary
Donald J. Appleman	Vice President
M.T. Arnold	Vice President
Jeffery A. Connelly	Vice President and Treasurer
Robert A. Feilner	Vice President
Coby C. Hesse	Vice President
William S. Hudgins, Jr.	Vice President, General Counsel & Assistant Secretary
T.E. Jackson, Jr.	Vice President
E.C. Simpson	Vice President
Edward P. Gleichauf	Controller
Jay L. Gallia	Assistant Secretary
John S. Gennaro	Assistant Secretary
Robert A. Shaw Jr.	Assistant Secretary
H.R. Natho	Assistant Controller

The Coastal Corporation is the parent company of Coastal States Energy Company.

The directors and officers of the Coastal Corporation are:

Board of Directors:

O. S. Wyatt, Jr.	L. D. Woody, Jr.
David A. Arledge	John M. Bissell
Harold Burrow	George L. Brundrett, Jr.
Roy D. Chapin, Jr.	Evin O. Buck
John B. Connally	Thomas R. McDade
James F. Cordes	
Roy L. Gates	
Kenneth O. Johnson	
Jerome S. Katzin	
J. Howard Marshall, II	
Edward J. Mosher	

Officers:

O. S. Wyatt, Jr.	Chairman of the Board
David A. Arledge	Executive Vice President
James F. Cordes	Executive Vice President
James A. King	Executive Vice President
Jerry D. Bullock	Senior Vice President
Dan J. Hill	Senior Vice President
Jose J. Iglesias	Senior Vice President
Kenneth O. Johnson	Senior Vice President
Austin M. O'Toole	Senior Vice President and Secretary
Jack C. Pester	Senior Vice President
James L. Van Lanen	Senior Vice President
Sam F. Willson, Jr.	Senior Vice President
Daniel F. Collins	Vice President
Jeffery A. Connelly	Vice President and Treasurer
Coby C. Hesse	Vice President and Controller
Robert G. Holsclaw	Vice President
Robert E. Moss	Vice President
Charles M. Oglesby	Vice President
E. C. Simpson	Vice President
Pauletta P. Cohn	Assistant Secretary
Jay L. Gallia	Assistant Secretary
John S. Gennaro	Assistant Secretary

OFFICERS (continued)

Robert A. Shaw, Jr.	Assistant Secretary
Dale V. Shultz	Assistant Secretary
Kirk W. Weinert	Assistant Secretary
Fred D. Gray	Assistant Treasurer
Ronald D. Matthews	Assistant Treasurer
James M. Rauch	Assistant Treasurer
J. W. French	Assistant Controller
Fred H. Hallman	Assistant Controller
J. W. Knowles	Assistant Controller
H. R. Natho	Assistant Controller

The addresses and phone numbers for the officers and directors of Soldier Creek Coal Company, Sage Point Coal Company, Coastal States Energy Company, and the Coastal Corporation are the same as those for the company for which the individuals are officers and directors and are as follows:

Soldier Creek Coal Company
P.O. Box 1
Price, Utah 84501
Ph. (801) 637-6360

Sage Point Coal Company
P.O. Box 1
Price, Utah 84501
Ph. (801) 637-6360

Coastal States Energy Company
175 East 400 South, Suite 800
Salt Lake City, Utah 84111
Ph. (801) 596-7111

Coastal Corporation
Nine Greenway Plaza
Houston, Texas 77049
Ph. (713) 877-1400

The Coastal Corporation owns and controls other coal mining and reclamation operations under ANR Coal Company and Coastal States Energy Company. These other operations, their permit numbers, MSHA numbers, and date of issuance of MSHA numbers are listed in this Application for Permit Transfer.

Written correspondence to Soldier Creek Coal Company regarding the operations should be addressed to:

R.W. (Reid) Olsen, Vice President and General Manager
Soldier Creek Coal Company
P.O. Box I
Price, Utah 84501
Ph. (801) 637-6360

with copies to:

Vernal J. Mortensen, Executive Vice President
Coastal States Energy Company
175 East 400 South, Suite 800
Salt Lake City, Utah 84111

Coastal Corporation's coal mining activities are operated either under Coastal States Energy Company or ANR Coal Company.

O.S. Wyatt, Jr. is the only stockholder of Coastal Corporation owning more than five percent of the corporation's outstanding common stock.

1.12.4 Coal Mining and Reclamation Operation Permit Applications Previous, Current or Pending

The following list represents all permits issued to Soldier Creek Coal Company, all pending applications for permits, and any permit recognized as necessary in the future for which no application has been filed. Identification numbers of applications or permits are contained in the following list. However, many of the agencies listed have review responsibility only and may not have submitted a numbered permit.

<u>Permit</u>	<u>Issuing Authority</u>	<u>Approval Status/</u> <u>Identification No.</u>
Mining and Reclamation Permit ACT/007/018 Soldier Creek Mine	State of Utah Department of Natural Resources Division of Oil, Gas and Mining	Five-Year Permit renewal was approved on February 6, 1992
Mining and Reclamation Permit ACT/007/034 Banning Rail Loadout	State of Utah Department of Natural Resources Division of Oil, Gas and Mining	Five-Year Permit expires October 25, 1993. Renewal application has been submitted.
U.P.D.E.S. Permit UT-0023680 Soldier Canyon Mine Site	Environmental Protection Agency and Utah D.E.Q.	Approved
U.P.D.E.S. Permit UT-0040000 Banning Loadout	Environmental Protection Agency and Utah D.E.Q.	Approved
Business License	Carbon County	Approved
Mine Health and Safety Permit 42-00077 (Soldier Canyon Mine)	Mine Safety and Health Administration - Utah	All approved
Mine Health and Safety Permit 42-01756 (Savage Coal Services)	Mine Safety and Health Administration - Utah	All approved
Radio Permits	Federal Communications Commission	Approved
Certificate of Insurance and Authorization to do Business in State	State Industrial Development Commission	Approved

Air Quality Approval Order	State of Utah Utah Air Conservation Committee Department of Health Division of Environmental Health	Approved
Water Rights	State Engineer	Approved

The Coastal States Energy Company coal mining permits and operations are:

Soldier Creek Coal Company Soldier Canyon Mine Facility	ACT/007/018
Soldier Creek Coal Company Banning Rail Loadout Facility	ACT/007/034
Southern Utah Fuel Company	ACT/041/002
Utah Fuel Company, Skyline Mine	ACT/007/005

The issuing authority for the Coastal States Energy Company permits is the UDOGM.

The Coastal Corporation conducts coal mining operations under both Coastal States Energy Company and ANR Coal Company.

COMPANY PERMIT LIST
 as of 8/31/1993

Company Name: BROOKS RUN COAL COMPANY (Employee ID No. 382174137)
 Regulatory Authority: West Virginia Department of Environmental Protection

Mine Name	Type of Facility (Status)	Permit No.	M.S.H.A. ID. No.	MSHA Issue Date
1). 3B/5B Haulroad	Haulroad (Active)	H-529	NONE	N/A
2). 8A Haulroad	Haulroad (Active)	H-562	NONE	N/A
3). No. 1 Prep. Plant	Prep. Plant (Active)	P-612	46-06045	9/04/1979
4). Prospect Permit	Prospect Permit (Active)	P-2015-92	NONE	N/A
5). 7A	Underground (Active)	U-1019-91	46-08129	1/15/1992
6). 9A Deep Mine	Underground (Active)	SMA-2004-93	46-08284	3/17/1993
7). Freeport Mine No. 2	Underground (Inactive)	U-3071-86	NONE	N/A
8). 9B Deep Mine	Underground (Pending)	SMA-2005-93	46-08284	3/17/1993
9). 3A/4A Haulroad	Haulroad (Released)	H-451	NONE	N/A
10). Prospect Permit	Prospect Permit (Released)	P-3021-88	NONE	N/A
11). Brooks Run Coal Company	Surface (Transferred 1/31/1991)	S-1026-90	N/A	N/A
12). Brooks Run Coal Company	Underground (Transferred 12/09/1988)	U-3057-87	N/A	N/A
13). Brooks Run Coal Company	Underground (Transferred 12/09/1988)	U-3058-87	N/A	N/A

COMPANY PERMIT LIST
 as of 8/31/1993

Company Name: ENTERPRISE COAL COMPANY (Employer ID No. 610855798)
 Regulatory Authority: Kentucky Dept. for Surface Mining Reclamation and Enforcement

<u>Mine Name</u>	<u>Type of Facility (Status)</u>	<u>Permit No.</u>	<u>M.S.H.A. ID. No.</u>	<u>MSHA Issue Date</u>
1). Enterprise Coal Company	Deep Mine (Active)	867-5100	15-14687	7/01/1990
2). Enterprise Coal Company	Deep Mine (Active)	867-5109	15-16741	7/01/1989
3). Enterprise Coal Company	Deep Mine (Active)	867-5157	15-17408	6/09/1993
4). Enterprise Coal Company	Deep Mine (Active)	898-5374	15-16434	7/01/1988
5). Enterprise Coal Company	Deep Mine (Active)	898-5585	15-17260	7/01/1992
6). Enterprise Coal Company	Deep Mine (Active)	898-5692	15-14977	11/26/1984
7). Enterprise Coal Company	Haulroad Only (Active)	867-7005	15-14533	7/01/1984
8). Enterprise Coal Company	Haulroad Only (Active)	867-7006	15-11121	3/23/1978
9). Enterprise Coal Company	Loadout (Active)	898-6020	15-11528	7/01/1988
10). Enterprise Coal Company	Prep. Plant (Active)	867-8018	15-11121	3/23/1978
11). Enterprise Coal Company	Prep. Plant/Refuse (Active)	498-8011	15-13857	2/16/1982
12). Enterprise Coal Company	Refuse Fill (Active)	867-8017	15-11121	3/23/1978
13). Enterprise Coal Company	Deep Mine (Bond Release 5/10/1993)	867-5107	N/A	N/A
14). Enterprise Coal Company	Deep Mine (Bond Release Status)	867-5090	15-09982	7/01/1989
15). Enterprise Coal Company	Deep Mine (Inactive)	498-5409	PENDING	PENDING
16). Enterprise Coal Company	Deep Mine (Inactive)	867-5102	15-16127	7/01/1987

COMPANY PERMIT LIST
 as of 8/31/1993

Company Name: ENTERPRISE COAL COMPANY (Employer ID No. 610855798)
 Regulatory Authority: Kentucky Dept. for Surface Mining Reclamation and Enforcement

Mine Name	Type of Facility (Status)	Permit No.	M.S.H.A. ID. No.	MSHA Issue Date
17). Enterprise Coal Company	Deep Mine (Inactive)	867-5109	15-15110	7/01/1989
18). Enterprise Coal Company	Deep Mine (N/A)	898-5554	15-05435	10/02/1982
19). Enterprise Coal Company	Surface Mine (N/A)	867-0342	PENDING	PENDING
20). Enterprise Coal Company	Surface Mine (N/A)	867-0343	PENDING	PENDING
21). Enterprise Coal Company	Deep Mine (Not Activated)	867-5099	N/A	N/A
22). Enterprise Coal Company	Deep Mine (Not Activated)	867-5105	N/A	N/A
23). Enterprise Coal Company	Deep Mine (Not Activated)	898-5574	N/A	N/A
24). Enterprise Coal Company	Loadout (Not Activated)	867-8028	N/A	N/A
25). Enterprise Coal Company	Surface Mine (Not Activated)	898-0353	PENDING	PENDING
26). Enterprise Coal Company	Surface Mine (Not Activated)	898-0354	PENDING	PENDING
27). Enterprise Coal Company	Deep Mine (PENDING)	836-5297	PENDING	PENDING
28). Enterprise Coal Company	Deep Mine (PENDING)	867-5126	PENDING	PENDING
29). Enterprise Coal Company	Surface Mine (PENDING)	898-0377	PENDING	PENDING
30). Enterprise Coal Company	Deep Mine (Phase I Bond Rel. 4/08/1993)	498-5399	15-13905	7/01/1984
31). Enterprise Coal Company	Deep Mine (Phase I Bond Rel.)	867-5101	15-16752	7/01/1989
32). Enterprise Coal Company	Deep Mine (Phase I Bond Rel.)	867-5106	15-12517	7/13/1981

COMPANY PERMIT LIST
as of 8/31/1993

Company Name: ENTERPRISE COAL COMPANY (Employer ID No. 610855798)
Regulatory Authority: Kentucky Dept. for Surface Mining Reclamation and Enforcement

<u>Mine Name</u>	<u>Type of Facility (Status)</u>	<u>Permit No.</u>	<u>M.S.H.A. ID. No.</u>	<u>MSHA Issue Date</u>
33). Enterprise Coal Company	Surface Mine (Phase II Bond Rel.)	867-0319	N/A	N/A
34). Enterprise Coal Company	Deep Mine (Temp. Abandonment)	867-5110	15-16898	7/01/1990
35). Enterprise Coal Company	Deep Mine (Temp. Abandonment)	867-5146	15-16530	7/01/1989
36). Enterprise Coal Company	Deep Mine (Temp. Inactive)	867-5103	15-14533	7/01/1984
37). Enterprise Coal Company	Surface Mine (Transferred 8/15/1991)	836-0217	N/A	N/A

COMPANY PERMIT LIST
 as of 8/31/1993

Company Name: GREENBRIER COAL COMPANY (Employer ID No. 760301391)
 Regulatory Authority: West Virginia Department of Environmental Protection

Mine Name	Type of Facility (Status)	Permit No.	M.S.H.A. ID. No.	MSHA Issue Date
1). Greenbrier Coal Company	Deep Mine (Active)	SMA-3015-92	46-08189	06/24/1992
2). Greenbrier Coal Company	Haulroad (Active)	H-353	N/A	N/A
3). Greenbrier Coal Company	Loadout (Active)	O-99-83	46-00376	1983
4). Greenbrier Coal Company	Prospect Permit (Active)	P-3005-93	N/A	N/A
5). Greenbrier Coal Company	Prospect Permit (Active)	P-3016-92	N/A	N/A
6). Greenbrier Coal Company	Prospect Permit (Active)	P-3017-92	N/A	N/A
7). Greenbrier Coal Company	Refuse Area (Active)	R-681	N/A	N/A
8). Greenbrier Coal Company	Surface Mine (Active)	S-138-78	46-07376	1987
9). Greenbrier Coal Company	Surface Mine (Active)	S-139-78	46-08182	06/1992
10). Greenbrier Coal Company	Surface Mine (Active)	S-3022-91	46-08127	01/17/1992
11). Greenbrier Coal Company	Surface Mine (Active)	S-3029-89	46-08059	7/11/1991
12). Greenbrier Coal Company	Surface Mine (Active)	S-3032-86	46-06895	10/87
13). Greenbrier Coal Company	Surface Mine (Active)	S-51-76	46-08059	8/15/1991
14). Greenbrier Coal Company	Surface Mine (Active)	S-68-77	46-08059	8/15/1991
15). Greenbrier Coal Company	Surface Mine (Active)	SMA-3030-92	46-07376	1987
16). Greenbrier Coal Company	Surface Mine (Active)	SMA-3047-92	46-08303	05/19/1993

COMPANY PERMIT LIST
 as of 8/31/1993

Company Name: GREENBRIER COAL COMPANY (Employer ID No. 760301391)
 Regulatory Authority: West Virginia Department of Environmental Protection

Mine Name	Type of Facility (Status)	Permit No.	M.S.H.A. ID. No.	MSHA Issue Date
17). Greenbrier Coal Company	Underground (Active)	SMA-3019-91	46-08319	7/20/93
18). Greenbrier Coal Company	Underground (Active)	U-3053-89	46-07814	9/21/1990
19). Greenbrier Coal Company	Deep Mine (Inactive)	UO-27	46-03816	N/A
20). Greenbrier Coal Company	Haulroad (Not Issued)	O-3026-92	N/A	N/A
21). Greenbrier Coal Company	Surface Mine (Pending)	SMA-3009-93	PENDING	PENDING
22). Greenbrier Coal Company	Surface Mine (Pending)	SMA-3010-93	PENDING	PENDING
23). Greenbrier Coal Company	Surface Mine (Pending)	SMA-3011-93	PENDING	PENDING
24). Greenbrier Coal Company	Surface Mine (Pending)	SMA-3048-92	PENDING	PENDING
25). Greenbrier Coal Company	Surface Mine (Pending)	SMA-3050-91	PENDING	PENDING
26). Greenbrier Coal Company	Surface Mine (Phase I Bond Rel.)	S-101-79	46-06033	1979
27). Greenbrier Coal Company	Surface Mine (Phase I Bond Rel.)	S-137-78	46-06947	1985
28). Greenbrier Coal Company	Surface Mine (Phase I Bond Rel.)	S-77-84	46-06560	1984
29). Greenbrier Coal Company	Surface Mine (Phase I Bond Rel.)	S-97-82	46-06560	1982
30). Greenbrier Coal Company	Prospect Permit (Released)	P-3033-90	N/A	N/A
31). Greenbrier Coal Company	Prospect Permit (Released)	P-3038-90	N/A	N/A
32). Greenbrier Coal Company	Prospect Permit (Released)	P-3042-90	N/A	N/A

COMPANY PERMIT LIST
as of 8/31/1993

Company Name: GREENBRIER COAL COMPANY (Employer ID No. 760301391)
Regulatory Authority: West Virginia Department of Environmental Protection

<u>Mine Name</u>	<u>Type of Facility (Status)</u>	<u>Permit No.</u>	<u>M.S.H.A. ID. No.</u>	<u>MSHA Issue Date</u>
33). Greenbrier Coal Company	Surface Mine (Transferred 1992)	S-3039-86	46-07136	1986

COMPANY PERMIT LIST
 as of 8/31/1993

Company Name: KINGWOOD COAL COMPANY (Employer ID No. 760292683)
 Regulatory Authority: West Virginia Department of Environmental Protection

<u>Mine Name</u>	<u>Type of Facility (Status)</u>	<u>Permit No.</u>	<u>M.S.H.A. ID. No.</u>	<u>MSHA Issue Date</u>
1). Kingwood Coal Company	Deep Mine (H & H) (Active)	D-82-82	46-08201	7/15/1982
2). Kingwood Coal Company	Deep Mine (Moonshine) (Active)	D-39-82	46-07912	09/02/1987
3). Kingwood Coal Company	Deep Mine (Sarah) (Active)	U-1010-89	46-07732	7/31/1989
4). Kingwood Coal Company	Deep Mine (Whitetail) (Active)	U-1014-92	46-08285	11/30/92
5). Kingwood Coal Company	Prep. Plant (Active)	P-685	46-02560	4/30/1974
6). Kingwood Coal Company	Prospect (Active)	P-1011-93	N/A	N/A
7). Kingwood Coal Company	Refuse Area (Active)	R-673	46-02560	4/30/1974
8). Kingwood Coal Company	Prospect (Bond Released 12/01/92)	P-1009-92	N/A	N/A
9). Kingwood Coal Company	Prospect (Bond Released 12/01/92)	P-1011-92	N/A	N/A
10). Kingwood Coal Company	Prospect (Bond Released 12/01/92)	P-1025-91	N/A	N/A
11). Kingwood Coal Company	Prospect (Bond Released 12/01/92)	P-1040-91	N/A	N/A
12). Kingwood Coal Company	Prospect (Bond Released 3/13/1991)	P-1022-90	N/A	N/A
13). Kingwood Coal Company	Surface Mine (Pending Bond Rel.)	3-80	46-02560	1/14/1980

Coastal States Energy Company
Soldier Creek Coal Company
ACT/007/034

Application for Permit Transfer
August 9, 1993 Submittal
(9-2-93 Rev.)

COMPANY PERMIT LIST
as of 8/31/1993

Company Name: SOUTHERN UTAH FUEL COMPANY (Employer ID No. 742010288)
Regulatory Authority: Utah Division of Oil, Gas and Mining

<u>Mine Name</u>	<u>Type of Facility (Status)</u>	<u>Permit No.</u>	<u>M.S.H.A. ID. No.</u>	<u>MSHA Issue Date</u>
1). SUFCo Mine	Underground (Active)	ACT/041/002	42-00089	1973

COMPANY PERMIT LIST
as of 8/31/1993

Company Name: UTAH FUEL COMPANY (Employer ID No. 742010721)

Regulatory Authority: Utah Division of Oil, Gas and Mining

<u>Mine Name</u>	<u>Type of Facility (Status)</u>	<u>Permit No.</u>	<u>M.S.H.A. ID. No.</u>	<u>MSHA Issue Date</u>
1). Skyline Mine #1	Underground (Active)	ACT/007/005	42-01435	1979
2). Skyline Mine #3	Underground (Active)	ACT/007/005	42-01566	1979
3). Skyline Mine #2	Underground (Not Activated)	ACT/007/005	42-01565	1979

COMPANY PERMIT LIST
as of 8/31/1993

Company Name: VIRGINIA CITY COAL COMPANY (Employer ID No. 541262278)
Regulatory Authority: Virginia Division of Mined Land Reclamation

<u>Mine Name</u>	<u>Type of Facility (Status)</u>	<u>Permit No.</u>	<u>M.S.H.A. ID. No.</u>	<u>MSHA Issue Date</u>
1). Virginia City Coal Company	Associated Facility (Active - Temporary Cessation)	1401453	44-00294	1983
2). Virginia City Coal Company	Associated Facility (Active - Temporary Cessation)	1401453	44-05517	1983
3). Virginia City Coal Company	Underground (Active - Temporary Cessation)	1200763	NONE	N/A
4). Virginia City Coal Company	Deep/Prep/Refuse (Transferred)	1400479	44-00294	1983
5). Virginia City Coal Company	Deep/Prep/Refuse (Transferred)	1400479	44-05517	1983

COMPANY PERMIT LIST
 as of 8/31/1993

Company Name: VIRGINIA IRON, COAL & COKE CO. (Employer ID No. 382240920)
 Regulatory Authority: Virginia Division of Mined Land Reclamation

Mine Name	Type of Facility (Status)	Permit No.	M.S.H.A. ID. No.	MSHA Issue Date
1). VICC - Mountaineer #4 Mine	Deep Mine (Active)	1401475	44-05090	2/1990
2). VICC - Phipps Dock	Loading Dock (Active)	1301071	44-05863	11/24/1987
3). VICC - T.C. Prep. Plant	Preparation/Refuse (Active)	1300400	44-05270	8/28/1979
4). VICC - Meade Fork	Surface Mine (Active)	1101396	44-06661	9/06/1991
5). VICC - Bee Branch Imboden	Underground (Active)	1201476	44-06594	04/01/1993
6). VICC - Guest Mountain U.B.	Underground (Active)	1201454	44-06736	3/04/1993
7). VICC - White Oak Mine	Underground (Active)	1201459	44-04871	2/01/1991
8). VICC - Nora Haulroad	Haulroad (Active - Temporary Cessation)	1801138	N/A	N/A
9). VICC - Cranesnest Dock	Loading Dock (Active - Temporary Cessation)	1300937	44-04301	3/19/1976
10). VICC - Dale Ridge Dock	Loading Dock (Active - Temporary Cessation)	1300938	44-05270	5/01/1980
11). VICC - Nora Dock	Loading Dock (Active - Temporary Cessation)	1300401	44-01462	3/18/1976
12). VICC - Cane Branch	Surface Mine (Active - Temporary Cessation)	1101397	44-06662	9/06/1991
13). VICC - Steels Fork 2A	Deep Mine (Completed 5/23/1987)	1200374	N/A	N/A
14). VICC - Glady Fork	Surface Mine (Completed 2/12/1992)	1101250	44-06021	5/30/1991
15). VICC - T.C. Edwards	Underground (Not Activated)	1201322	N/A	N/A
16). VICC - Ace High	Deep Mine (Released 4/17/1985)	3361-U	N/A	N/A

COMPANY PERMIT LIST
 as of 8/31/1993

Company Name: VIRGINIA IRON, COAL & COKE CO. (Employer ID No. 382240920)
 Regulatory Authority: Virginia Division of Mined Land Reclamation

Mine Name	Type of Facility (Status)	Permit No.	M.S.H.A. ID. No.	MSHA Issue Date
17). VICC - Bull Hill L.B.	Deep Mine (Released)	3280-U	N/A	N/A
18). VICC - Coke Oven Hollow	Deep Mine (Released)	3526-U	N/A	N/A
19). VICC - Deep Mine	Deep Mine (Released)	1413	N/A	N/A
20). VICC - Deep Mine	Deep Mine (Released)	3323-U	N/A	N/A
21). VICC - Edison #2	Deep Mine (Released)	3505-U	N/A	N/A
22). VICC - Little R.	Deep Mine (Released)	3503-U	N/A	N/A
23). VICC - Little Tom's Crk. #1	Deep Mine (Released)	3286-U	N/A	N/A
24). VICC - Little Tom's Crk. #2	Deep Mine (Released)	3287-U	N/A	N/A
25). VICC - Red Dog Hill	Deep Mine (Released)	3523-U	N/A	N/A
26). VICC - Steels Fork 2	Deep Mine (Released)	3355-U	N/A	N/A
27). VICC - Steels Fork 2A	Deep Mine (Released)	3504-U	N/A	N/A
28). VICC - Steels Fork Mine	Deep Mine (Released)	2500	N/A	N/A
29). VICC - T.C. Lower Banner #2	Deep Mine (Released 2/10/1992)	1200347	N/A	N/A
30). VICC - T.C. Mine	Deep Mine (Released)	2521-U	N/A	N/A
31). VICC - VA City Jawbone	Deep Mine (Released 11/13/1984)	1200267	N/A	N/A
32). VICC - VA City Jawbone	Deep Mine (Released)	3527-U	N/A	N/A

COMPANY PERMIT LIST
 as of 8/31/1993

Company Name: VIRGINIA IRON, COAL & COKE CO. (Employer ID No. 382240920)
 Regulatory Authority: Virginia Division of Mined Land Reclamation

Mine Name	Type of Facility (Status)	Permit No.	M.S.H.A. ID. No.	MSHA Issue Date
33). VICC - Bruton Siding	Loading Dock (Released 5/03/1983)	2619-U	44-02712	1978
34). VICC - Clinch River Dock	Loading Dock (Released 7/27/1983)	3524-AF	44-05008	1979
35). VICC - Cranesnest Dock	Loading Dock (Released 7/27/1983)	3602-AF	44-04301	3/19/1976
36). VICC - Fremont Dock	Loading Dock (Released 10/17/1983)	2579-U	44-04743	1978
37). VICC - Lick Fork Dock	Loading Dock (Released 7/27/1983)	3525-AF	44-05028	5/12/1978
38). VICC - T.C. Dock	Loading Dock (Released 7/27/1983)	2572-U	44-01463	3/18/1976
39). VICC - Dale Ridge Prep.	Prep. Plant (Released)	2573-U	44-01463	3/18/1976
40). VICC - Nora Prep.	Prep. Plant (Released 8/13/1985)	3065-U	44-01462	3/18/1976
41). VICC - T.C. Prep.	Prep. Plant/Refuse (Released 12/20/1983)	3077-U	44-05270	8/28/1979
42). VICC - Coke Oven Hollow	Refuse Area (Released)	3074-U	N/A	N/A
43). VICC - Kilgore Creek	Refuse Area (Released 3/12/1987)	1300373	N/A	N/A
44). VICC - Kilgore Creek	Refuse Area (Released 1/17/1984)	3347-AF	N/A	N/A
45). VICC - Nora Refuse Area	Refuse Area (Released)	1179	N/A	N/A
46). VICC - Nora Refuse Area	Refuse Area (Released)	1197	N/A	N/A
47). VICC - Refuse Area	Refuse Area (Released)	1765	N/A	N/A
48). VICC - Thelma Refuse	Refuse Area (Released)	3215-U	N/A	N/A

COMPANY PERMIT LIST
as of 8/31/1993

Company Name: VIRGINIA IRON, COAL & COKE CO. (Employer ID No. 382240920)
Regulatory Authority: Virginia Division of Mined Land Reclamation

<u>Mine Name</u>	<u>Type of Facility (Status)</u>	<u>Permit No.</u>	<u>M.S.H.A. ID. No.</u>	<u>MSHA Issue Date</u>
49). VICC - Glady Fork	Surface Mine (Released 12/27/1983)	3757	N/A	N/A
50). VICC - Short Hollow	Underground (Released 2/10/1992)	1201256	N/A	N/A
51). VICC - Duncan Gap	Underground/Surface (Released 12/09/1991)	1600984	N/A	N/A
52). VICC - Lyons Fork U.B.	Deep Mine (Transferred 11/01/1984)	1200571	N/A	N/A
53). VICC - Lick Fork Dock	Loading Dock (Transferred 8/30/1991)	1300971	44-05028	5/12/1978
54). VICC - Rabbit Ridge	Surface Mine (Transferred 11/07/1989)	1101203	N/A	N/A
55). VICC - Bee Branch Imboden	Underground (Transferred 8/25/1993)	1201464	44-06594	04/01/1993

1.12.5 Legal or Equitable Owner of the Surface and Mineral Properties to be Mined

The legal or equitable owners of the areas to be affected by the surface operations and facilities are:

The United States of America
BLM right-of-way leases U-33855 and U-49763

The State of Utah
State lease 435

The Denver and Rio Grande Railroad
Lease 16663

Sage Point Coal Company

No area within the lands to be affected by surface operations and facilities or within the are is under a real estate contract.

No coal is to be mined on the permit area.

The holders of record of any leasehold interest in areas to be affected by surface operations or facilities:

Soldier Creek Coal Company
P.O. Box 1
Price, Utah 84501

Sage Point Coal Company
P.O. Box 1
Price, Utah 84501

United States of America
Department of Interior
Bureau of Land Management
Price Coal Office
900 North 700 East
Price, Utah 84501

Utah State Office
Department of Natural Resources
Division of Lands and Forests
3 Triad Center
355 West North Temple
Salt Lake City, Utah 84180-1203

Denver and Rio Grande Western Railroad Company
P.O. Box 5482
Denver, Colorado 80217

The holder of record of leasehold interests in the area to be affected by surface coal handling operations is Sage Point Coal Company (whose officers are listed in section 1.2.2.3), the United States of America, the State of Utah, and the Denver and Rio Grande Western Railroad Company.

1.12.6 Owners of Record of Property Contiguous to Proposed Permit Area

Owners of record of surface and subsurface areas contiguous to the proposed permit area are shown on Exhibits 1.12-1 and 1.12-2. Names and addresses of the owners are:

Surface

Sage Point Coal Company
P.O. Box 1
Price, Utah 84501

United States of America
Department of Interior
Bureau of Land Management
Price Coal Office
900 North 700 East
Price, Utah 84501

Utah State Office
Department of Natural Resources
Division of Lands and Forests
3 Triad Center
355 West North Temple
Salt Lake City, Utah 84180-1203

Denver and Rio Grande Western Railroad Company
P.O. Box 5482
Denver, Colorado 80217

Subsurface

Utah State Office
Department of Natural Resources
Division of Lands and Forests
3 Triad Center
355 West North Temple
Salt Lake City, Utah 84180-1203

United States of America
Department of Interior
Bureau of Land Management
Price Coal Office
900 North 700 East
Price, Utah 84501

1.12.7 MSHA Numbers

The mine name and identification number are as follows:

Soldier Canyon Mine and Banning Rail Loadout
Mine ID No. 42-01756 (Savage Coal Services).

1.13 Violation Information

Neither the Applicant, nor any of its subsidiaries, affiliates, or persons controlled by or under common control with the Applicant has had a Federal or State mining permit suspended or revoked in the last five years; nor forfeited a mining bond or similar security deposit in lieu of bond.

To applicant's knowledge, there are no unabated cessation orders and air and water quality violation notices received prior to the date of application by any coal mining and reclamation operation owned or controlled by either the applicant or by a person who owns or controls the applicant.

Table 1-1 contains the NOV history for the Banning Rail Loadout (and the associated Soldier Canyon Mine). Table 1-2 contains the NOV history for Coastal States Energy Company's SUFCo Mine. Table 1-3 contains the NOV history for Coastal States Energy Company's Skyline Mine.

1.14 Right-of-Entry Information

Legal Right-to-Enter documents are listed in Section 1.7 of the approved Mining and Reclamation Plan as revised December 23, 1987.

1.15 Status of Unsuitability Claims

To the best of the Applicant's knowledge, no portion of the area to be permitted is designated, or under study for being designated, unsuitable for mining.

Since the Banning Loadout was in operation before passage of the Surface Mining Control and Reclamation Act of 1977 and since the Banning Loadout was started May 26, 1976, the unsuitability criteria was not applied to the existing surface facilities.

The Applicant does not propose to conduct coal mining or reclamation operations within 300 feet of any occupied dwelling.

1.16 Permit Term

Permit term information is in Section 1.16 of the approved Mining and Reclamation Plan.

1.17 Insurance and Proof of Publication

Certificates of Insurance issued to Soldier Creek Coal Company are located in the approved Mining and Reclamation Plan and in the Reclamation Agreement.

The newspaper legal notice appears in Appendix 1-1. Verification of the legal notice appearing in the appropriate newspaper will be added to Appendix 1-1 and submitted to the Division no later than four weeks after publication.

1.50 Completeness

The Applicant believes the information in this permit application to be complete and correct.

Table 1-1
List of Violations
Soldier Creek Coal Company - Utah Division of Oil Gas and Mining NOV History

NOV	Date	Description	Actions Taken	Status	Administrative or Judicial Proceedings
N87-9-6-1 Banning Loadout	07/17/87	Failure to prevent, to the extent possible, additional contributions of sediment to stream flow outside the permit area.	Repaired two small piping holes along berm.	8/20/87	Terminated
N88-13-1-1 Banning Loadout	04/18/88	Failure to pass disturbed runoff through an operating sediment control structure.	Repaired and reinstalled two silt fences and installed two straw bale dikes.	4/28/88	Terminated
N89-28-1-1 SCCC minesite	02/01/89	Failure to pass surface drainage from a disturbed area through a sediment pond or treatment facility before leaving a permit area.	Snow pushed beyond drainage control facilities was recovered to the extent possible. Straw bales installed around remainder.	2/16/89	Terminated
N89-17-3-1 SCCC minesite	10/11/89	Failure to maintain adequate sediment control to prevent to the extent possible, additional contributions of sediment to Soldier Creek.	Diverted all stream flow including mine water discharge around construction site during construction activities.	10/16/89	Terminated
N89-22-89 SCCC minesite	11/22/89	Failure to confine disturbance to limits of previously approved boundaries during surface facilities expansion construction.	An adequate plan for the use and/or reclamation of areas disturbed was submitted.	01/22/90	Terminated

Table 1-1 (Cont.)

List of Violations

Soldier Creek Coal Company - Utah Division of Oil Gas and Mining NOV History

NOV	Date	Description	Actions Taken	Status	Administrative or Judicial Proceedings
N90-27-6-1 SCCC minesite	05/22/90	Failure of sub-contractor (Cowin & Company, Inc.) for new mine portal development to have surface blaster certification.	Sub-contractor had completed work and moved off the job site. No remedial action required.	05/22/90	Terminated
N90-28-5-1 Banning Loadout	08/01/90	Failure to have a valid certificate of blaster certification during surface blasting activities.		08/06/90	Terminated
N90-15-1-1 Banning Loadout	10/04/90	Violation 2 of 2 issued for failure to conduct water monitoring in accordance with approved plan.		10/04/90	Terminated
N91-37-1-3 SCCC minesite	01/30/91	Violation 1 of 3 issued for failure to operate within disturbed area boundary.		04/02/91	Terminated
N91-37-1-3 SCCC minesite	01/30/91	Violation 2 of 3 issued for failure to place excess spoil in a designated area within the permit boundary.		03/01/91	Terminated
N91-37-1-3 SCCC minesite	01/30/91	Violation 3 of 3 issued for failure to identify and protect the topsoil resource.		03/01/91	Terminated
N92-15-1-1 Banning Loadout	08/26/92	Failure to submit a complete response to Division Order 92B regarding M&RP submittal.	Submitted response	01/12/93	Terminated

Table 1-2
List of Violations

Southern Utah Fuel Company - Utah Division of Oil Gas and Mining NOV History

NOV	Date	Description	Actions Taken	Status	Administrative or Judicial Proceedings
N89-13-1-1	9/28/89	Failure to confine mining activities to within the approved disturbed area.	9/29/90 - Cleared channel and stabilized bank.	11/14/89 Termination of notice.	10/12/89 Proposed assessment. 10/27/89 Requested assessment
		Failure to minimize disturbance to surface water systems. Disturbing stockpiled topsoil. Placing soil materials in an undisturbed ephemeral drainage.	11/6/90 - Revegetated channel and top-soil stockpile.		12/05/89 Assessment conference. 12/05/89 Finalized assessment.
N89-28-10-1	11/17/89	Failure to maintain required records at the mine site and submit required reports to the Division.	11/19/89 - Obtained copies of NPDES discharge monitoring report submitted to the Division.	12/7/89 Termination of notice.	12/18/89 Proposed assessment. 1/08/90 Requested assessment 02/06/90 Assessment conference. 02/13/90 Finalized assessment.
N90-28-1-1	3/19/90	Failure to maintain sediment control structures in a manner which prevents additional contributions of sediment to stream flow outside the permit area.	3/20/90 - Repaired silt fences.	4/11/90 Termination of notice.	04/16/90 Proposed assessment.
N90-39-1-1	11/26/90	Failure to conduct mining in accordance with the terms and conditions of the permit. TDS pt 003 above NPDES limit.	12/14/90 - Necessary documentation submitted.	12/24/90 Termination of notice.	12/27/90 Proposed assessment. 2/25/91 Assessment conference. 2/26/91 Finalized assessment.

Table 1-3

List of Violations

Utah Fuel Company (Skyline Mines) - Utah Division of Oil Gas and Mining NOV History

NOV	Date	Description	Actions Taken	Status	Administrative or Judicial Proceedings
N92-37-1-1	March 4, 1992	Failure to provide monitoring results of revegetation practices, treatments, and trails as described in pages 4-35 and 4-36, and Volume A-2 of the M.R.P. This information is also requested annually by the Division in the Annual Report.	<u>6/4/92</u> - Necessary documentation submitted. <u>3/20/92</u> - NOV vacated. Division Order issued to correct deficiency.		<u>3-20-92</u> - NOV vacated

Table 1-3
List of Violations

Utah Fuel Company (Skyline Mines) - Utah Division of Oil Gas and Mining NOV History

NOV	Date	Description	Actions Taken	Status	Administrative or Judicial Proceedings
N92-37-3-1	March 25, 1992	<p>Failure to comply with the terms and conditions of the approved permit, specifically exceedence of NPDES Discharge Permit UT-002340 for TDS and sulfates. Permitted limits for TDS is 1000 mg/L daily maximum and 723 mg/L annual average. The permitted limit for sulfate discharge is 500 mg/L daily maximum. Sample taken 2/26/92 reports 1,250 mg/L TDS and 619 mg/L SO4 at NPDES point 001. Sampling confirms chronic exceedence of UPDES TDS limits that have been self-reported to the Bureau of Water Pollution Control.</p>	<p><u>10/28/92</u> - Written acceptance of the action items in Docket No. I92-03.</p> <p><u>11/3/92</u> - an acceptable agreement achieved.</p> <p><u>5/17/93</u> - Final assessment reduced - fine paid.</p>	<p><u>4/24/92</u> - Abatement date extended May 25, 1992.</p> <p><u>4/29/92</u> - Proposed assessment.</p> <p><u>5/26/92</u> - New time frame decided in a meeting between DEQ and Utah Fuel Co. On 5/29/92 (or before) DEQ will receive a plan to lower TDS values.</p> <p><u>6/10/92</u> - Request for Extension of Abatement date.</p> <p><u>6/26/92</u> - Abatement date extended to 8/31/92.</p> <p><u>9/1/92</u> - Request for extension beyond the normal 90 day abatement time.</p>	<p><u>5/28/92</u> - Requested Administrative Conference to review findings.</p> <p><u>3/22/93</u> - Assessment Conference established for 4/21/93.</p> <p><u>4/7/93</u> - Assessment Conference rescheduled for 5/12/93.</p>

Table 1-3
List of Violations

Utah Fuel Company (Skyline Mines) - Utah Division of Oil Gas and Mining NOV History

NOV	Date	Description	Actions Taken	Status	Administrative or Judicial Proceedings
N92-37-4-1	May 22, 1992	Failure to maintain sediment control in Area 17 of the Railroad Loadout. Failure to prevent to the extent possible, additional contributions of sediment to stream flow or run off outside the permit area.	<u>6/3/93</u> - Required remedial action completed.	<u>6/15/92</u> - Part 1 of 1 terminated. <u>6/25/92</u> - Proposed Assessment. <u>10/9/92</u> - Finalized Assessment paid.	<u>7/21/92</u> - Informal assessment conference requested. <u>9/10/92</u> - Assessment Conference scheduled for 9/29/92.
N92-37-5-1	August 26, 1992	Failure to maintain diversion as described in the mining and reclamation plan Volume 5, section 10, page 4/4.	<u>9/4/92</u> - Necessary documentation submitted and required actions taken.	<u>9/15/92</u> - Part 1 of 1 modified, and abatement extended to 11/25/92. <u>9/23/92</u> - Proposed Assessment. <u>11/5/92</u> - Part 1 of 1 terminated. <u>1/7/93</u> - Received final assessment - paid.	<u>12/7/92</u> - Assessment Conference scheduled for 1/5/93. <u>12/14/92</u> - Assessment Conference rescheduled for 1/6/93.

Table 1-3
List of Violations

Utah Fuel Company (Skyline Mines) - Utah Division of Oil Gas and Mining NOV History

NOV	Date	Description	Actions Taken	Status	Administrative or Judicial Proceedings
N92-37-6-1	August 26, 1992	Failure to implement sediment control measures as described in the construction plan and consequently conducting coal mining operations outside of the permit area (D+B)	<u>9/4/92</u> - Necessary documentation submitted and required actions taken.	<p><u>9/18/92</u> - Requested extension to 10/16/92.</p> <p><u>9/21/92</u> - Abatement date extended to 10/16/92.</p> <p><u>9/23/92</u> - Proposed Assessment.</p> <p><u>10/14/92</u> - Requested extension to 11/6/92.</p> <p><u>10/20/92</u> - Abatement extended to 11/6/92.</p> <p><u>1/7/93</u> - Finalized assessment - paid.</p>	<p><u>12/7/92</u> - Assessment Conference scheduled for 1/5/93.</p> <p><u>12/14/92</u> - Assessment Conference rescheduled for 1/6/93</p>

Table 1-3
List of Violations

Utah Fuel Company (Skyline Mines) - Utah Division of Oil Gas and Mining NOV History

NOV	Date	Description	Actions Taken	Status	Administrative or Judicial Proceedings
N92-37-7-1	August 26, 1992	Failure to provide maps and plans showing relevant surface configuration and slope; size and location of spoil and development waste areas.	<u>9/4/92</u> - Necessary documentation submitted and required actions taken.	<p><u>9/15/92</u> - Requested abatement extension to 9/22/92.</p> <p><u>9/15/92</u> - Part 1 of 1 is modified. Abatement extended.</p> <p><u>9/17/92</u> - Part 1 of 1 is modified. Abatement extended to 11/25/92.</p> <p><u>9/23/92</u> - Proposed Assessment</p> <p><u>10/6/92</u> - Approval of Amendment Addressing Division Order which vacated.</p> <p><u>11/5/92</u> - Part 1 of 1 is terminated.</p> <p><u>1/7/93</u> - Finalized assessment - paid.</p>	<p><u>12/7/92</u> - Assessment Conference scheduled for 1/5/93.</p> <p><u>12/14/92</u> - Assessment Conference rescheduled for 1/6/93.</p>

Table 1-3
List of Violations

Utah Fuel Company (Skyline Mines) - Utah Division of Oil Gas and Mining NOV History

NOV	Date	Description	Actions Taken	Status	Administrative or Judicial Proceedings
N93-39-2-1	April 1, 1993	Conducting mining activities outside of the permit area.		<u>5/18/93</u> - Paid assessed fine.	

APPENDIX 1-1

Appendix 1-1

PROPOSED LEGAL NOTICE

APPLICATION FOR PERMIT TRANSFER BANNING RAIL LOADOUT

Soldier Creek Coal Company, P.O. Box 1, Price, Utah 84501, is authorized, as applicant and operator, to operate the Banning Rail Loadout in Carbon County, Utah under Permit Number ACT/007/032 issued by the State of Utah, Division of Oil, Gas, and Mining. Soldier Creek Coal Company is wholly owned by Sage Point Coal Company. Coastal States Energy Company, 175 East 400 South, Suite 800, Salt Lake City, Utah 84111, has entered into an acquisition agreement with Elk River Resources, Inc. the owner of Sage Point Coal Company, to purchase 100% of the Sage Point stock from Elk River Resources, Inc.

Soldier Creek Coal Company has filed a Permit Transfer Application, in advance of closing, with the Division of Oil, Gas, and Mining to document change of Sage Point Coal Company ownership from Elk River Resources, Inc. to Coastal States Energy Company.

Approval by the Division of this application will allow coal loading operations to continue within the leasehold interest and fee lands owned by Sage Point Coal Company. The lands on which mining activity is to occur are located in Carbon County. The loading facilities are located approximately eight miles east of Wellington, Utah on or along the Denver and Rio Grande Western Railroad Company right-of-way. The five-year plan involves lands which are leased, assigned, or deeded to Sage Point Coal Company in:

T. 15 S., R. 12 E. SL Meridian, Utah, Sec. 15: portions of W-1/2; Sec. 16: portions of E-1/2 SE-1/4, Sec. 21: E-1/2 NE-1/4.

Copies of the advance Permit Transfer Application will be available for inspection at the following locations: Utah Division of Oil, Gas, and Mining, 335 West North Temple, 3 Triad Center, Suite 350, Salt Lake City, Utah; Carbon County Courthouse, Price, Utah; Soldier Canyon Mine, 12 miles Northeast of Wellington, Utah; and Coastal States Energy Company, 175 East 400 South, Suite 800, Salt Lake City, Utah.

Written comments on the application must be submitted within 30 days of this first public notice to the Utah Division of Oil, Gas, and Mining, 335 West North Temple, 3 Triad Center, Suite 350, Salt Lake City, Utah 84180 with copies to Coastal States Energy Company, 175 East 400 South, Suite 800, Salt Lake City, Utah 84111.

Published in the Price Sun Advocate Aug. ____, 1993

APPENDIX 1-2

AFFIDAVIT OF PUBLICATION

BANNING

STATE OF UTAH)

ss.

County of Carbon,)

I, Kevin Ashby, on oath, say that I am the Publisher of the Sun Advocate, a twice-weekly newspaper of general circulation, published at Price, State and County aforesaid, and that a certain notice, a true copy of which is hereto attached, was published in the full issue of such newspaper forOne (1).....consecutive issues, and that the first publication was on the

.....12th.....day of August....., 19.93

and that the last publication of such notice was in the issue of such newspaper dated the

.....day of....., 19.....

Kevin Ashby
.....

Subscribed and sworn to before me this

.....12th.....day of August....., 19.93

Linda Thynn
.....
Notary Public

My Commission expires January 10, 1995

Residing at Price, Utah

Publication fee, \$.....32.80.....

**LEGAL NOTICE
APPLICATION FOR PERMIT TRANSFER
BANNING RAIL LOADOUT**

Soldier Creek Coal Company, P.O. Box 1, Price, Utah 84501, is authorized, as applicant and operator, to operate the Banning Rail Loadout in Carbon County, Utah under Permit Number ACT/007/032 issued by the State of Utah, Division of Oil, Gas and Mining. Soldier Creek Coal Company is wholly owned by Sage Point Coal Company. Coastal States Energy Company, 175 East 400 South, Suite 800, Salt Lake City, Utah 84111, has entered into an acquisition agreement with Elk River Resources, Inc. the owner of Sage Point Coal Company, to purchase 100% of the Sage Point stock from Elk River Resources, Inc.

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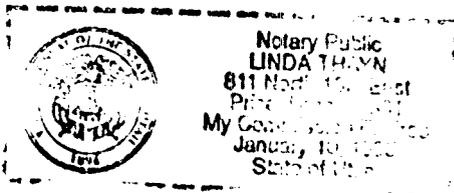
Approval by the Division of this application will allow coal loading operations to continue within the leasehold interest and fee lands owned by Sage Point Coal Company. The lands on which mining activity is to occur are located in Carbon County. The loading facilities are located approximately eight miles east of Wellington, Utah on or along the Denver and Rio Grande Western Railroad Company right-of-way. The five-year plan involves lands which are leased, assigned, or deeded to Sage Point Coal Company in:

T.15S, R.12E, E1/2 Meridian, Utah, Sec. 15: portions of W-1/2; Sec. 16: portions of E-1/2 SE-1/4; Sec. 21: portions of E-1/2 NE-1/4; Sec. 22: portions of W-1/2 NW-1/4 as shown on Exhibit 2.1-1 in the Banning Rail Loadout Mining and Reclamation Plan.

Copies of the advance Permit Transfer Application will be available for inspection at the following locations: Utah Division of Oil, Gas and Mining, 335 West North Temple, 3 Triad Center, Suite 350, Salt Lake City, Utah; Carbon County Courthouse, Price, Utah; Soldier Canyon Mine, 12 miles Northeast of Wellington, Utah; and Coastal States Energy Company, 175 East 400 South, Suite 800, Salt Lake City, Utah.

Written comments on the application must be submitted within 30 days of this first public notice to the Utah Division of Oil, Gas and Mining, 335 West North Temple, 3 Triad Center, Suite 350, Salt Lake City, Utah 84180 with copies to Coastal States Energy Company, 175 East 400 South, Suite 800, Salt Lake City, Utah 84111.

Published in the Sun Advocate August 12, 1993.



RECEIVED

AUG 17 1993

SOUTHERN UTAH FUEL CO.

APPENDIX 1-3



Coastal
The Energy People

August 11, 1993

Mr. James W. Carter, Director
Division of Oil, Gas and Mining
335 West North Temple
3 Triad Center, Suite 350
Salt Lake City, Utah 84180-1203

Re: Application to Transfer Mining Permit No. ACT/007/034 for
Soldier Creek Coal Company's Banning Rail Loadout

Dear Mr. Carter:

Mr. Robert A. Feilner, Senior Vice President of Coastal States Energy Company, submitted on Monday August 9, 1993 an Application to Transfer the above permit. As an officer of Coastal States Energy, I reviewed the Application and found it to be true and correct to the best of my information and belief with the correction discussed below.

The legal description of the Banning Rail Loadout Permit Area was incomplete in the proposed public notice submitted August 9, 1993 as it did not reference lands involved in T. 15 S., R. 12 E., Section 22. The proposed Legal Notice has been corrected (Page 32 of the Application for Permit Transfer). A copy is enclosed. Please insert a copy of this correction in the three application packages previously submitted.

Sincerely,

Donald J. Appleman
Vice President
Coastal States Energy Company

State of Virginia
County of Roanoke

Subscribed and sworn to and before me this 11th day of August,
1993.

Linda W. Wright
Notary Public for the State of Virginia

Residing at Roanoke, Virginia

Coastal States Energy Company
A SUBSIDIARY OF THE COASTAL CORPORATION
P O BOX 1471 • ROANOKE VA 24068 • 703/983-0222

APPENDIX 1-4

Certificate of Liability Insurance

(to be inserted behind this page)