0016

ok Outgoing C/007/0038

From: Wayne Western
To: Nance, Angela; Ware, Dennis (WC) 4737
Date: 9/10/2008 3:16 PM
Subject: RE: Willow Creek Mine, Exhibit D, C/007/038

Dennis,

The bonded area for the Willow Creek Mine is currently the same as the disturbed area. Therefore, any changes to the bonded area are changes to the disturbed area. In the case of the Barn Canyon Shaft, the disturbed area decreased because you are no longer allowed to disturb that area.

You mentioned that you have turned back several federal coal leases. The permit area still covers those areas even if you no longer have a coal lease on them. One suggestion is to reduce the permit area so that the permit area is about the same as the disturbed area.

I hope this helps. Call me if you have questions.

Wayne

>>> "Ware, Dennis (WC) 4737" <dware@foundationcoal.com> 9/10/2008 12:22 PM >>>
Angela,

We are in the process of preparing the documents you sent to me for bond release for the Barn Canyon Shaft which was never constructed. One question has come up related to Exhibit A. This question is what is the meaning of "Bonded Area Legal Description" (not defined in the Coal Rules R645)? Since the Willow Creek Mine has been fully reclaimed and the coal leases have been turned back to the BLM I assume the Bonded Area Legal Description is the area which was disturbed and reclaimed but has not received Phase III bond release rather than the "Permit Area" which is defined in the Coal Rules (R645).

This question was posed to Wayne Western who ask me to go to you for the answer.

Regards,
Dennis Ware
435-650-2951

-----Original Message-----
From: Angela Nance [mailto:angelanance@utah.gov]
Sent: Wednesday, August 20, 2008 10:18 AM
To: Ware, Dennis (WC) 4737
Cc: Wayne Western
Subject: Re: Willow Creek Mine, Exhibit D, C/007/038

Hi Dennis,

Please find attached the letter authorizing a reduction in the bond amount for Willow Creek Mine. The original letter and forms are being sent via regular mail. Please complete Exhibit A, B, and D and an Affidavit of Qualification for the Permittee and for the Surety and a Power of Attorney (if necessary).

Thanks!
Angela
angelanance@utah.gov

>>> "Ware, Dennis (WC) 4737" <dware@foundationcoal.com> 8/18/2008 11:03 AM >>>
Wayne,

I have attached a pdf file containing the current Exhibit "D" for the Willow Creek Permit C/007/038. Please confirm that this is what you are looking for.

Dennis