

0008

C0070038

COPY

Incoming

#3509

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PLATEAU MINING CORPORATION
P.O. Box 30
Helper, UT 84526

March 12, 2010

Mr. Daron Haddock
Utah Division of Oil, Gas and Mining
1594 West North Temple, Suite 1210
P.O. Box 145801
Salt Lake City, Utah 84114-5801

Re: 2009 Annual Report, Plateau Mining Corporation, Willow Creek Mine – C/007/0038

Dear Mr. Haddock

Plateau Mining Corporation is herewith submitting one copy of the Willow Creek Mine 2009 Annual Report for the Salt Lake City Office. One copy for the Price Field Office has been hand delivered to Mr. Steve Demczak.

If you have any questions or need additional information, please do not hesitate to contact me.

Sincerely,



Dennis N. Ware
Controller and Administrative Manager
(435) 650:2951
dware@alphanr.com

Enclosures

File in:

Confidential

Shelf

Expandable

Refer to Record No. 0008 Date 03/22/2010

In C 0070038 2010 Incoming

For additional information

RECEIVED

MAR 25 2010

DIV. OF OIL, GAS & MINING

WILLOW CREEK MINE

C/007/0038

2009 ANNUAL REPORT

This Annual Report shows information the Division has for your mine. Please review the information to see if it is current. If the information needs to be updated please do so in this document. At the end of each section the operator is asked to verify if the information is correct. Please answer these questions and make all comments on this document. Submit the completed document and any additional information identified in the Appendices to the Division by April 30, 2010. During a complete inspection an inspector will check and verify the information. To enter text, click in the cell and type your response. You can use the tab key to move from one field to the next. To enter an X in a box, click next to the box, right click, and select properties, then the checked circle, then hit enter, or hit the unchecked circle if the X is to be removed.

GENERAL INFORMATION

Permittee Name	Plateau Mining Corporation
Mine Name	Willow Creek Mine
Operator Name (If other than permittee)	
Permit Expiration Date	4/23/2011
Permit Number	C/007/0038
Authorized Representative Title	Dennis Ware, Controller
Phone Number	(435) 650-2951 (435) 472-0475
Fax Number	
E-mail Address	dware@alphanr.com
Mailing Address	Plateau Mining Corporation P.O. Box 30 Helper, Utah 84526-0030
Designated Representative	Dennis N. Ware
Resident Agent	C.T. Corporation
Resident Agent Mailing Address	50 West Broadway, Salt Lake City, UT 84101
Number of Binders Submitted	2

IDENTIFICATION OF OTHER PERMITS

Identify other permits that are required in conjunction with mining and reclamation activities.

Permit Type	ID Number	Description	Expiration Date
MSHA Mine ID(s)	42-02113	Legal Identity	
MSHA Impoundment(s)			
NPDES/UPDES Permit(s)	UT0400112	UPDES	May 1, 2013
PSD Permit(s) (Air)	DAQE-037-00	Approval Order	
Other			

Operator, please update any incorrect information.

CERTIFIED REPORTS

List the certified inspection reports as required by the rules and under the approved plan that must be periodically submitted to the Division. Specify whether the information is included as Appendix A to this report or currently on file with the Division.

Certified Reports:	Required		Included Included	or	DOGM file location Vol, Chapter, Page
	Yes	No			
Excess Spoil Piles	<input type="checkbox"/>	X	<input type="checkbox"/>		
Refuse Piles	X	<input type="checkbox"/>	X		
Impoundments	X	<input type="checkbox"/>	X		
Other					
	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>		
	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>		

Operator Comments:

Inspector:

Has the operator complied with this section? Yes No

Inspector Comments:

COMMITMENTS AND CONDITIONS

The Permittee is responsible for ensuring annual technical commitments in the MRP and conditions accepted with the permit are completed throughout the year. The Division has identified these commitments below and has provided space for you to report what you have done during the past year for each commitment. If the particular section is blank, no commitment has been identified and no response is required for this report. If additional written response is required, it should be filed under Appendix B to this report.

Admin R645-301-100
Soils R645-301-200
Biology R645-301-300 Vegetative sampling for year 4 of the liability period completed.
Landuse, Cultural Resources, Air Quality R645-301-400
Engineering R645-301-500

Geology R645-301-600

Hydrology R645-301-700

Bonding & Insurance R645-301-800

Other Commitments

*Reminder: If equipment has been abandoned during 2009, an amendment must be submitted that includes a map showing its location, a description of what was abandoned, whether there were any hazardous or toxic materials and any revision to the PHC as necessary.

REPORTING OF OTHER TECHNICAL DATA

List other technical data and information as required under the approved plan, which must be periodically submitted to the Division. Specify whether the information is included as Appendix B to this report or currently on file with the Division.

Water Monitoring each quarter which is on file with the Division

Operator Comments:

Inspector:

Has the operator complied with this section? Yes No

Inspector Comments:

LEGAL, FINANCIAL, COMPLIANCE AND RELATED INFORMATION

Change in administration or corporate structure can often bring about necessary changes to information found in the mining and reclamation plan. The Division is Requesting that each permittee review and update the legal, financial, compliance and related information in the plan as part of the annual report. Please provide the Department of Commerce, Annual Report of Officers, or other equivalent information as necessary to ensure that the information provided in the plan is current. Provide any other change as necessary regarding land ownership, lease acquisitions, legal results from appeals of violations, or other changes as necessary to update information required in the mining and reclamation plan. Include certified financial statements, audits or worksheets, which may be required to meet bonding requirements. Specify whether the information is currently on file with the Division or included as Appendix C to the report.

Legal / Financial Update	Required	Included	or	DOGM File location
	Yes No	Included		

Department of Commerce, Annual Report Officers	X	<input type="checkbox"/>	<input type="checkbox"/> Volume 1, Section 2.1, Figure 2.1-1 (updated 11/09/2009)
Other			

	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

MAPS

Copies of mine maps, current and up-to-date through at least December 31, 2009, are to be provided to the Division as Appendix D to this report in accordance with the requirements of R 645-301-525.240. The map copies shall be made in accordance with 30 CFR 75.1200 as required by MSHA. Mine maps are not considered confidential. (Please provide a CD.)

Confidential information is limited to:

R645-300-124.310. Information that pertains only to the analysis of the chemical and physical properties of the coal to be mined, except information on components of such coal which are potentially toxic in the environment.

R645-300-124.330. Information on the nature and location of archeological resources on public land and Indian land as required under the Archeological Resources Protection Act of 1979 (P. L. 96-95, 93 Stat. 721, 16 U.S.C. 470).

R645-301-322, Fish and Wildlife Information; R645-301-322.100, the scope and level of detail for such information will be determined by the Division in consultation with state and federal agencies with responsibilities for fish and wildlife and will be sufficient to design the protection and enhancement plan required under R645-301-333 and R645-301-322.230, other species or habitats identified through agency consultation as requiring special protection under state or federal law; R645-301-333.300, Include protective measures that will be used during the active mining phase of operation.

The Division will provide procedures, including notice and opportunity to be heard for persons both seeking and opposing disclosure.

Map Number(s)	Map Title/ Description	Confidential	
		Yes	No
Annual subsidence map		<input type="checkbox"/>	<input type="checkbox"/>
Mine map		<input type="checkbox"/>	<input type="checkbox"/>
Other maps		<input type="checkbox"/>	<input type="checkbox"/>
		<input type="checkbox"/>	<input type="checkbox"/>
		<input type="checkbox"/>	<input type="checkbox"/>
		<input type="checkbox"/>	<input type="checkbox"/>
		<input type="checkbox"/>	<input type="checkbox"/>
		<input type="checkbox"/>	<input type="checkbox"/>
		<input type="checkbox"/>	<input type="checkbox"/>

Operator Comments:

Inspector:

Has the operator complied with this section? Yes No

Inspector Comments:

APPENDIX A

Certified Reports

Excess Spoil Piles
Refuse Piles
Impoundments

As required under R645-301-514

CONTENTS

Refuse Pile Inspection Reports for 2009
Sedimentation Pond Inspections Reports for 2009

Quarterly Refuse Pile Inspections



EarthFax

EarthFax
Engineering, Inc.
Engineers/Scientists
7324 So. Union Park Ave.
Suite 100
Midvale, Utah 84047
Telephone 801-561-1555
Fax 801-561-1861
www.earthfax.com

March 20, 2009

Mr. Dennis N. Ware
Plateau Mining Corporation
P.O. Box 30
Helper, UT 84526

Subject: Inspection of Willow Creek Preparation Plant Coal Refuse Pile

Dear Dennis:

On March 19, 2009 I conducted an inspection of the Willow Creek Preparation Plant coal refuse pile. The results of that inspection are attached.

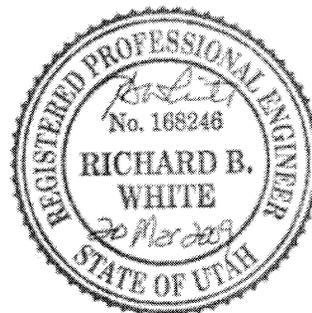
The embankments and reclaimed surface of the refuse pile all appear to be in excellent condition. I did not observe any structural weaknesses or other hazardous conditions associated with the pile. It is my opinion that the pile has been adequately reclaimed and poses no immediate threat to the environment.

Please contact me if you have any questions.

Sincerely,

Richard B. White, P.E.
President

Attachment



**INSPECTION AND CERTIFIED REPORT ON
EXCESS SPOIL PILE OR REFUSE PILE**

Page 1

*To enter text, click in the box and type your response. If a box already contains an entry select the entry and type the replacement. You can use the **tab** key to move from one field to the next. To select a check box, click in the box or type an x.*

GENERAL INFORMATION

Report Date 20 Mar 2009
Permit Number C/007/038
Company Name Plateau Mining Corporation

EXCESS SPOIL PILE OR REFUSE PILE IDENTIFICATION

Pile Name Willow Creek Preparation Plant (Schoolhouse Canyon) Refuse Pile
Pile Number 1211-UT-09-02113-01
MSHA ID Number 42-02113

Inspection Date 19 Mar 2009
Inspected By Richard B. White
Reason for Inspection Quarterly

Attachment to Report? (such as refuse sample analysis) Yes No

Field Evaluation

1. Foundation preparation, including the removal of all organic material and topsoil.

The refuse pile was initially constructed over 30 years ago. To the best of my understanding, topsoil and organic material were removed prior to placement of coal refuse. The refuse pile has been reclaimed and as-built maps and calculations have been submitted.

2. Placement of underdrains and protective filter systems.

To the best of my knowledge, there are no underdrains or protective filters associated with the refuse pile.

3. Installation of final surface drainage systems

The refuse pile has been reclaimed, with pile slopes reduced to 2:1 or flatter. The channels constructed to drain the refuse pile have all been verified to handle the peak flow resulting from the 100-year 6-hour storm event. The refuse pile has been graded to prevent impoundment of water except where the surface has been gouged for erosion protection.

4. Placement and compaction of fill materials

The refuse pile has been reclaimed and no additional material will be added.

5. Final grading and revegetation of fill.

The final grading of the pile was achieved in the spring of 2004 with the final seeding also occurring in the spring of 2004. The coal refuse was covered with approximately 3 feet of soil, which was deep gouged for erosion protection prior to seeding. Vegetation appears to be growing well on all areas of the reclaimed surface.

6. Appearances of instability, structural weakness, and other hazardous conditions

No instability, structural weakness, or other hazardous conditions were apparent during the inspection. The area of rock fall noted during prior inspections as resting in a portion of the primary reclamation channel shows no signs of change (i.e., no erosion or signs of decreased channel capacity due to the presence of the rock fall). I have previously evaluated the hydraulic capacity of the channel, with the rock fall in place, and found the channel capacity to be adequate.

7. Other comments. Describe any changes in the geometry of the Excess Spoil/Refuse Pile structure, instrumentation, average and maximum lifts of materials placed in the pile, elevations of active benches, total and remaining storage capacity of the structure, evidence of fires in the pile and abatement of such fires, volumes of materials placed in the structure during the year, and any other aspect of the structure affecting its stability or function which has occurred during the reporting period

The refuse pile has been reclaimed with all work being completed by the spring of 2004. There has been no coal refuse added to the pile since that time and no changes are anticipated. The cliffs above the refuse pile will likely continue to produce boulders and rocks that fall onto the reclaimed refuse pile. This should not affect the stability of the pile and can be considered as a natural process.

CERTIFICATION STATEMENT

I hereby certify that; I am experienced in the construction of earth and rock fills; I am qualified and authorized in the State of Utah to inspect and certify the condition and appearance of earth and rock fills in accordance with the certified and approved designs for this structure; that the fill structure has been maintained in accordance with the approved design and meet or exceed the minimum design requirements under all applicable federal, state, and local regulations; and, that inspections and inspection reports are made by myself and include any appearances of instability, structural weakness or other hazardous conditions of the structure affecting stability.

By Richard B. White, P.E.
Full Name and Title

Signature Richard B. White

Date 20 Mar 2009

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EarthFax

EarthFax
Engineering, Inc.
Engineers/Scientists
7324 So. Union Park Ave.
Suite 100
Midvale, Utah 84047
Telephone 801-561-1555
Fax 801-561-1861
www.earthfax.com

July 13, 2009

Mr. Dennis N. Ware
Plateau Mining Corporation
P.O. Box 592
Orangeville, UT 84537

Subject: Inspection of Willow Creek Preparation Plant Coal Refuse Pile

Dear Dennis:

On June 29, 2009 I conducted an inspection of the Willow Creek Preparation Plant coal refuse pile. The results of that inspection are attached.

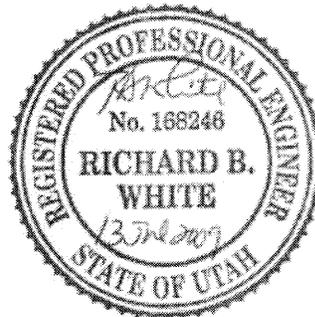
The embankments and reclaimed surface of the refuse pile all appear to be in excellent condition. I did not observe any structural weaknesses or other hazardous conditions associated with the pile. It is my opinion that the pile has been adequately reclaimed and poses no immediate threat to the environment.

Please contact me if you have any questions.

Sincerely,

Richard B. White, P.E.
President

Attachment



**INSPECTION AND CERTIFIED REPORT ON
EXCESS SPOIL PILE OR REFUSE PILE**

Page 1

*To enter text, click in the box and type your response. If a box already contains an entry select the entry and type the replacement. You can use the **tab** key to move from one field to the next. To select a check box, click in the box or type an x.*

GENERAL INFORMATION

Report Date 13 Jul 2009
Permit Number C/007/038
Company Name Plateau Mining Corporation

EXCESS SPOIL PILE OR REFUSE PILE IDENTIFICATION

Pile Name Willow Creek Preparation Plant (Schoolhouse Canyon) Refuse Pile
Pile Number 1211-UT-09-02113-01
MSHA ID Number 42-02113

Inspection Date 29 Jun 2009
Inspected By Richard B. White
Reason for Inspection Quarterly

Attachment to Report? (such as refuse sample analysis) Yes No

Field Evaluation

1. Foundation preparation, including the removal of all organic material and topsoil.

The refuse pile was initially constructed over 30 years ago. To the best of my understanding, topsoil and organic material were removed prior to placement of coal refuse. The refuse pile has been reclaimed and as-built maps and calculations have been submitted.

2. Placement of underdrains and protective filter systems.

To the best of my knowledge, there are no underdrains or protective filters associated with the refuse pile.

3. Installation of final surface drainage systems

The refuse pile has been reclaimed, with pile slopes reduced to 2:1 or flatter. The channels constructed to drain the refuse pile have all been verified to handle the peak flow resulting from the 100-year 6-hour storm event. The refuse pile has been graded to prevent impoundment of water except where the surface has been gouged for erosion protection.

4. Placement and compaction of fill materials

The refuse pile has been reclaimed and no additional material will be added.

5. Final grading and revegetation of fill.

The final grading of the pile was achieved in the spring of 2004 with the final seeding also occurring in the spring of 2004. The coal refuse was covered with approximately 3 feet of soil, which was deep gouged for erosion protection prior to seeding. Vegetation appears to be growing well on all areas of the reclaimed surface.

6. Appearances of instability, structural weakness, and other hazardous conditions

No instability, structural weakness, or other hazardous conditions were apparent during the inspection. The area of rock fall noted during prior inspections as resting in a portion of the primary reclamation channel shows no signs of change (i.e., no erosion or signs of decreased channel capacity due to the presence of the rock fall). I have previously evaluated the hydraulic capacity of the channel, with the rock fall in place, and found the channel capacity to be adequate.

7. Other comments. Describe any changes in the geometry of the Excess Spoil/Refuse Pile structure, instrumentation, average and maximum lifts of materials placed in the pile, elevations of active benches, total and remaining storage capacity of the structure, evidence of fires in the pile and abatement of such fires, volumes of materials placed in the structure during the year, and any other aspect of the structure affecting its stability or function which has occurred during the reporting period

The refuse pile has been reclaimed with all work being completed by the spring of 2004. There has been no coal refuse added to the pile since that time and no changes are anticipated. The cliffs above the refuse pile will likely continue to produce boulders and rocks that fall onto the reclaimed refuse pile. This should not affect the stability of the pile and can be considered as a natural process.

CERTIFICATION STATEMENT

I hereby certify that; I am experienced in the construction of earth and rock fills; I am qualified and authorized in the State of Utah to inspect and certify the condition and appearance of earth and rock fills in accordance with the certified and approved designs for this structure; that the fill structure has been maintained in accordance with the approved design and meet or exceed the minimum design requirements under all applicable federal, state, and local regulations; and, that inspections and inspection reports are made by myself and include any appearances of instability, structural weakness or other hazardous conditions of the structure affecting stability.

By Richard B. White, P.E.
Full Name and Title

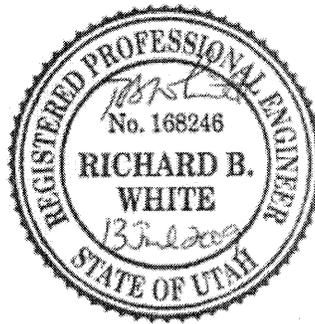
Signature *Richard B. White*

Date *13 Jul 2009*

P.E. Number and State 168246 (Utah)

[Cert. Stamp]

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EarthFax

EarthFax
Engineering, Inc.
Engineers/Scientists
7324 So. Union Park Ave.
Suite 100
Midvale, Utah 84047
Telephone 801-561-1555
Fax 801-561-1861
www.earthfax.com

September 24, 2009

Mr. Dennis N. Ware
Plateau Mining Corporation
P.O. Box 592
Orangeville, UT 84537

Subject: Inspection of Willow Creek Preparation Plant Coal Refuse Pile

Dear Dennis:

On September 23, 2009 I conducted an inspection of the Willow Creek Preparation Plant coal refuse pile. The results of that inspection are attached.

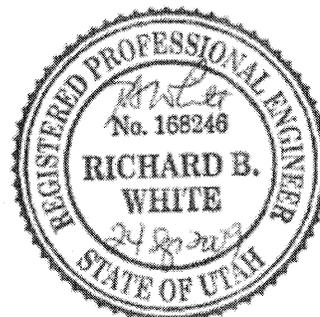
The embankments and reclaimed surface of the refuse pile all appear to be in excellent condition. I did not observe any structural weaknesses or other hazardous conditions associated with the pile. It is my opinion that the pile has been adequately reclaimed and poses no immediate threat to the environment.

Please contact me if you have any questions.

Sincerely,

Richard B. White, P.E.
President

Attachment



**INSPECTION AND CERTIFIED REPORT ON
EXCESS SPOIL PILE OR REFUSE PILE**

Page 1

*To enter text, click in the box and type your response. If a box already contains an entry select the entry and type the replacement. You can use the **tab** key to move from one field to the next. To select a check box, click in the box or type an x.*

GENERAL INFORMATION

Report Date 24 Sep 2009
Permit Number C/007/038
Company Name Plateau Mining Corporation

EXCESS SPOIL PILE OR REFUSE PILE IDENTIFICATION

File Name Willow Creek Preparation Plant (Schoolhouse Canyon) Refuse Pile
File Number 1211-UT-09-02113-01
MSHA ID Number 42-02113

Inspection Date 23 Sep 2009
Inspected By Richard B. White
Reason for Inspection Quarterly

Attachment to Report? (such as refuse sample analysis) Yes No

Field Evaluation

1. Foundation preparation, including the removal of all organic material and topsoil.

The refuse pile was initially constructed over 30 years ago. To the best of my understanding, topsoil and organic material were removed prior to placement of coal refuse. The refuse pile has been reclaimed and as-built maps and calculations have been submitted.

2. Placement of underdrains and protective filter systems.

To the best of my knowledge, there are no underdrains or protective filters associated with the refuse pile.

3. Installation of final surface drainage systems

The refuse pile has been reclaimed, with pile slopes reduced to 2:1 or flatter. The channels constructed to drain the refuse pile have all been verified to handle the peak flow resulting from the 100-year 6-hour storm event. The refuse pile has been graded to prevent impoundment of water except where the surface has been gouged for erosion protection.

4. Placement and compaction of fill materials

The refuse pile has been reclaimed and no additional material will be added.

5. Final grading and revegetation of fill.

The final grading of the pile was achieved in the spring of 2004 with the final seeding also occurring in the spring of 2004. The coal refuse was covered with approximately 3 feet of soil, which was deep gouged for erosion protection prior to seeding. Vegetation appears to be growing well on all areas of the reclaimed surface.

6. Appearances of instability, structural weakness, and other hazardous conditions

No instability, structural weakness, or other hazardous conditions were apparent during the inspection. The area of rock fall noted during prior inspections as resting in a portion of the primary reclamation channel shows no signs of change (i.e., no erosion or signs of decreased channel capacity due to the presence of the rock fall). I have previously evaluated the hydraulic capacity of the channel, with the rock fall in place, and found the channel capacity to be adequate.

7. Other comments. Describe any changes in the geometry of the Excess Spoil/Refuse Pile structure, instrumentation, average and maximum lifts of materials placed in the pile, elevations of active benches, total and remaining storage capacity of the structure, evidence of fires in the pile and abatement of such fires, volumes of materials placed in the structure during the year, and any other aspect of the structure affecting its stability or function which has occurred during the reporting period

The refuse pile has been reclaimed with all work being completed by the spring of 2004. There has been no coal refuse added to the pile since that time and no changes are anticipated. The cliffs above the refuse pile will likely continue to produce boulders and rocks that fall onto the reclaimed refuse pile. This should not affect the stability of the pile and can be considered as a natural process.

CERTIFICATION STATEMENT

I hereby certify that; I am experienced in the construction of earth and rock fills; I am qualified and authorized in the State of Utah to inspect and certify the condition and appearance of earth and rock fills in accordance with the certified and approved designs for this structure; that the fill structure has been maintained in accordance with the approved design and meet or exceed the minimum design requirements under all applicable federal, state, and local regulations; and, that inspections and inspection reports are made by myself and include any appearances of instability, structural weakness or other hazardous conditions of the structure affecting stability.

By Richard B. White, P.E.
Full Name and Title

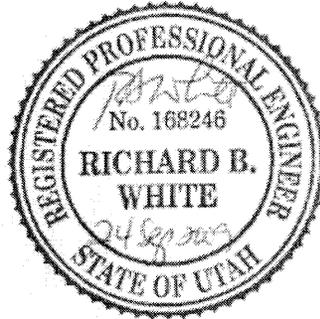
Signature

Richard B. White

Date

24 Sep 2007

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EarthFax

EarthFax
Engineering, Inc.
Engineers/Scientists
7324 So. Union Park Ave.
Suite 100
Midvale, Utah 84047
Telephone 801-561-1555
Fax 801-561-1861
www.earthfax.com

November 30, 2009

Mr. Dennis N. Ware
Plateau Mining Corporation
P.O. Box 592
Orangeville, UT 84537

Subject: Inspection of Willow Creek Preparation Plant Coal Refuse Pile

Dear Dennis:

On November 18, 2009 I conducted an inspection of the Willow Creek Preparation Plant coal refuse pile. The results of that inspection are attached.

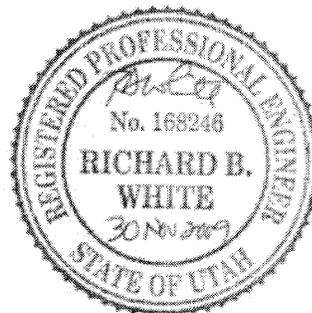
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Sincerely,

Richard B. White, P.E.
President

Attachment



**INSPECTION AND CERTIFIED REPORT ON
EXCESS SPOIL PILE OR REFUSE PILE**

Page 1

To enter text, click in the box and type your response. If a box already contains an entry select the entry and type the replacement. You can use the tab key to move from one field to the next. To select a check box, click in the box or type an x.

GENERAL INFORMATION

Report Date 30 Nov 2009
Permit Number C/007/038
Company Name Plateau Mining Corporation

EXCESS SPOIL PILE OR REFUSE PILE IDENTIFICATION

Pile Name Willow Creek Preparation Plant (Schoolhouse Canyon) Refuse Pile
Pile Number 1211-UT-09-02113-01
MSHA ID Number 42-02113

Inspection Date 18 Nov 2009
Inspected By Richard B. White
Reason for Inspection Quarterly

Attachment to Report? (such as refuse sample analysis) Yes No

Field Evaluation

1. Foundation preparation, including the removal of all organic material and topsoil.

The refuse pile was initially constructed over 30 years ago. To the best of my understanding, topsoil and organic material were removed prior to placement of coal refuse. The refuse pile has been reclaimed and as-built maps and calculations have been submitted.

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CERTIFICATION STATEMENT

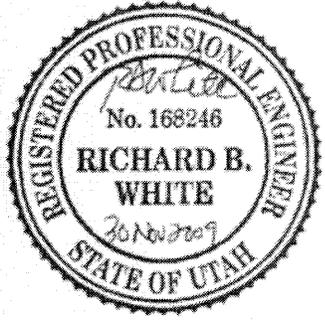
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By Richard B. White, P.E.
Full Name and Title

Signature *Richard B. White*

Date 30 NOV 2009

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Quarterly Pond Inspections



EarthFax

EarthFax
Engineering, Inc.
Engineers/Scientists
7324 So. Union Park Ave.
Suite 100
Midvale, Utah 84047
Telephone 801-561-1555
Fax 801-561-1861
www.earthfax.com

March 20, 2009

Mr. Dennis N. Ware
Plateau Mining Corporation
P.O. Box 30
Helper, UT 84526

Subject: Inspection of Sedimentation Pond 001

Dear Dennis:

On March 19, 2009 I conducted an inspection of the Willow Creek Mine sedimentation pond 001. The results of that inspection are attached.

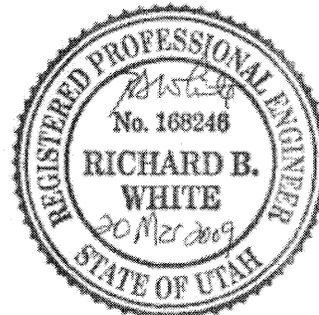
The pond was empty at the time of my inspection, and no water was flowing into or out of the pond. The embankments and appurtenances associated with this pond all appear to be in excellent condition. I did not observe any structural weaknesses or other hazardous conditions associated with the pond. It is my opinion that the pond adequately serves its intended purpose and may continue to be used for that purpose.

Please contact me if you have any questions.

Sincerely,

Richard B. White, P.E.
President

Attachment



To enter text, click in the box and type your response. If a box already contains an entry select the entry and type the replacement. You can use the tab key to move from one field to the next. To select a check box, click in the box or type an x.

GENERAL INFORMATION

Report Date	20 Mar 2009
Permit Number	C/007/038
Mine Name	Willow Creek Mine
Company Name	Plateau Mining Corporation

IMPOUNDMENT IDENTIFICATION

Impoundment Name	Sedimentation Pond 001
Impoundment Number	001A
UPDES Permit Number	UTG040012
MSHA ID Number	NA

IMPOUNDMENT INSPECTION

Inspection Date	19 Mar 2009
Inspected by	Richard B. White
Reason for Inspection	Quarterly

(Annual, quarterly or other periodic inspections, critical installation , or completion of construction.)

1. Describe any appearance of any instability, structural weakness, or any other hazardous condition.

No instability, structural weakness, or other hazardous conditions noted during the inspection.

Questions a and b are required for an impoundment, which functions as a Sedimentation pond.

- a. Sediment storage capacity, including elevation of 60% and 100% sediment storage volumes, and estimated average elevation of existing sediment.

Sediment storage capacity = 4.6 AF
Maximum sediment storage elevation = 6163.7 ft
60% cleanout elevation = 6161.5 ft
60% cleanout volume = 2.8 AF

No substantial amount of sediment has accumulated in the pond since it was last cleaned out.

- b. Principle and emergency spillway elevations.

Principal spillway elevation = 6171.0 ft
Emergency spillway elevation = 6172.0 ft

2. **Field Information**

Provide current water elevation, whether pond is discharging, type and number of samples taken, monitoring/ instrumentation information, inlet/ outlet conditions, or other related activities associated with the pond including but not limited to sediment cleanout, pond decanting, embankment erosion/ repairs, monitoring information, vegetation on out slopes of embankments, etc.

The pond was empty at the time of the inspection, with no water flowing into or out of the pond. It does not appear that the pond has discharged since the last inspection. The pond inlet and outlets appear to be in good working condition, with no signs of erosion or structural instability. The embankment appears to be structurally sound. The spillways were not operating at the time of the inspection, but appear to be in excellent condition. Because there has been no outflow, no water samples have been collected.

3. **Field Evaluation.**

Describe any changes in the geometry of the impounding structure, average and maximum depths and elevation of impounded water, estimated sediment or slurry volume and remaining storage capacity, estimated volume of water impounded, and any other aspect of the impounding structure affecting its stability or function which has occurred during the reporting period

No substantial amount of sediment has accumulated in the pond. Since much of the mine area has been reclaimed, the pond has a far greater capacity than is necessary under the regulations. It is doubtful that the pond will spill under normal conditions.

QUALIFICATION STATEMENT:

I hereby certify that; I am experienced in the construction of impoundments; I am qualified and authorized under the direction of a Registered Professional Engineer to inspect the condition and appearance of impoundments in accordance with the certified and approved designs for this structure; that the impoundment has been maintained in accordance with approved designs and meets or exceeds the minimum design requirements under all applicable federal, state and local regulations; and that inspections and inspection reports are made by myself and include any appearances of instability, structural weakness or other hazardous condition of the structure affecting stability.

Signature: Richard J. White Date: 20 Mar 2009

CERTIFIED REPORT

IMPOUNDMENT EVALUATION

If you answer NO to these questions, please explain under comments

- | | | YES | NO |
|----|---|-------------------------------------|--------------------------|
| 1. | Is impoundment designed and constructed in accordance with the approved plan? | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| 2. | Is impoundment free of instability, structural weakness, or any other hazardous conditions? | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| 3. | Has the impoundment met all applicable performance standards and effluent limitations from the previous date of inspection? | <input checked="" type="checkbox"/> | <input type="checkbox"/> |

COMMENTS/ OTHER INFORMATION

The pond appears to be in excellent condition. No repairs are necessary for its continued operation. It is recommended that the pond continue in use under current protocols.

maintained in accordance with approved designs and meets or exceeds the minimum design requirements under all applicable federal, state and local regulations; and that inspections and inspection reports are made by myself or under my direction and include any appearances of instability, structural weakness or other hazardous conditions of the structure affecting stability in accordance with the Utah R645 Coal Mining Rules.

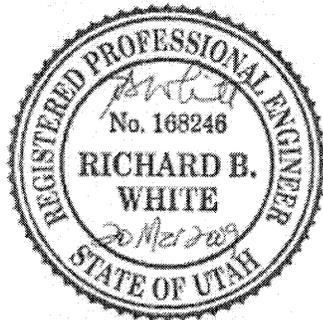
By: Richard B. White, P.E.

Full Name and Title

Signature: Richard B White Date 20 Mar 2009

P.E. Number & State 168246 (Utah)

[P.E. Cert. Stamp]





EarthFax

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July 13, 2009

Mr. Dennis N. Ware
Plateau Mining Corporation
P.O. Box 592
Orangeville, UT 84537

Subject: Inspection of Sedimentation Pond 001

Dear Dennis:

On June 29, 2009 I conducted an inspection of the Willow Creek Mine sedimentation pond 001. The results of that inspection are attached.

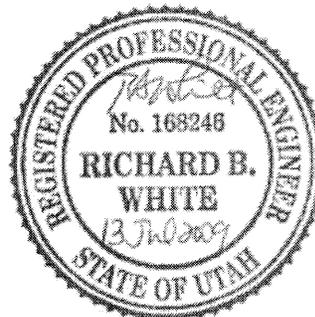
The pond was empty at the time of my inspection, and no water was flowing into or out of the pond. The embankments and appurtenances associated with this pond all appear to be in excellent condition. I did not observe any structural weaknesses or other hazardous conditions associated with the pond. It is my opinion that the pond adequately serves its intended purpose and may continue to be used for that purpose.

Please contact me if you have any questions.

Sincerely,

Richard B. White, P.E.
President

Attachment



To enter text, click in the box and type your response. If a box already contains an entry select the entry and type the replacement. You can use the **tab** key to move from one field to the next. To select a check box, click in the box or type an **x**.

GENERAL INFORMATION

Report Date	13 July 2009
Permit Number	C/007/038
Mine Name	Willow Creek Mine
Company Name	Plateau Mining Corporation

IMPOUNDMENT IDENTIFICATION

Impoundment Name	Sedimentation Pond 001
Impoundment Number	001A
UPDES Permit Number	UTG040012
MSHA ID Number	NA

IMPOUNDMENT INSPECTION

Inspection Date	29 Jun 2009
Inspected by	Richard B. White
Reason for Inspection	Quarterly

(Annual, quarterly or other periodic inspections, critical installation , or completion of construction.)

1. Describe any appearance of any instability, structural weakness, or any other hazardous condition.

No instability, structural weakness, or other hazardous conditions noted during the inspection.

Questions a and b are required for an impoundment, which functions as a Sedimentation pond.

- a. Sediment storage capacity, including elevation of 60% and 100% sediment storage volumes, and estimated average elevation of existing sediment.

Sediment storage capacity = 4.6 AF
Maximum sediment storage elevation = 6163.7 ft
60% cleanout elevation = 6161.5 ft
60% cleanout volume = 2.8 AF

No substantial amount of sediment has accumulated in the pond since it was last cleaned out.

- b. Principle and emergency spillway elevations.

Principal spillway elevation = 6171.0 ft
Emergency spillway elevation = 6172.0 ft

2. **Field Information**

Provide current water elevation, whether pond is discharging, type and number of samples taken, monitoring/ instrumentation information, inlet/ outlet conditions, or other related activities associated with the pond including but not limited to sediment cleanout, pond decanting, embankment erosion/ repairs, monitoring information, vegetation on out slopes of embankments, etc.

The pond was empty at the time of the inspection, with no water flowing into or out of the pond. It does not appear that the pond has discharged since the last inspection. The pond inlet and outlets appear to be in good working condition, with no signs of erosion or structural instability. The embankment appears to be structurally sound. The spillways were not operating at the time of the inspection, but appear to be in excellent condition. Because there has been no outflow, no water samples have been collected.

3. **Field Evaluation.**

Describe any changes in the geometry of the impounding structure, average and maximum depths and elevation of impounded water, estimated sediment or slurry volume and remaining storage capacity, estimated volume of water impounded, and any other aspect of the impounding structure affecting its stability or function which has occurred during the reporting period

No substantial amount of sediment has accumulated in the pond. Since much of the mine area has been reclaimed, the pond has a far greater capacity than is necessary under the regulations. It is doubtful that the pond will spill under normal conditions.

QUALIFICATION STATEMENT:

I hereby certify that; I am experienced in the construction of impoundments; I am qualified and authorized under the direction of a Registered Professional Engineer to inspect the condition and appearance of impoundments in accordance with the certified and approved designs for this structure; that the impoundment has been maintained in accordance with approved designs and meets or exceeds the minimum design requirements under all applicable federal, state and local regulations; and that inspections and inspection reports are made by myself and include any appearances of instability, structural weakness or other hazardous condition of the structure affecting stability.

Signature: Richard B. White Date: 13 Jul 2009

CERTIFIED REPORT

IMPOUNDMENT EVALUATION

If you answer NO to these questions, please explain under comments

- | | YES | NO |
|--|-------------------------------------|--------------------------|
| 1. Is impoundment designed and constructed in accordance with the approved plan? | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| 2. Is impoundment free of instability, structural weakness, or any other hazardous conditions? | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| 3. Has the impoundment met all applicable performance standards and effluent limitations from the previous date of inspection? | <input checked="" type="checkbox"/> | <input type="checkbox"/> |

COMMENTS/ OTHER INFORMATION

The pond appears to be in excellent condition. No repairs are necessary for its continued operation. It is recommended that the pond continue in use under current protocols.

CERTIFICATION STATEMENT:

I hereby certify that; I am experienced in the construction of impoundments; I am qualified and authorized in the State of Utah to inspect and certify the condition and appearance of impoundments in accordance with the certified and approved designs for this structure; that the impoundment has been maintained in accordance with approved designs and meets or exceeds the minimum design requirements under all applicable federal, state and local regulations; and that inspections and inspection reports are made by myself or under my direction and include any appearances of instability, structural weakness or other hazardous conditions of the structure affecting stability in accordance with the Utah R645 Coal Mining Rules.

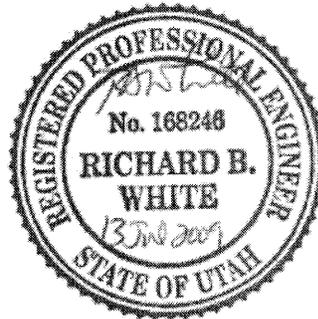
By: Richard B. White, P.E.

Full Name and Title

Signature: Richard B. White Date 13 Jul 2009

P.E. Number & State 168246 (Utah)

[P.E. Cert. Stamp]





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Fax 801-561-1661
www.earthfax.com

September 24, 2009

Mr. Dennis N. Ware
Plateau Mining Corporation
P.O. Box 592
Orangeville, UT 84537

Subject: Inspection of Sedimentation Pond 001

Dear Dennis:

On September 23, 2009 I conducted an inspection of the Willow Creek Mine sedimentation pond 001. The results of that inspection are attached.

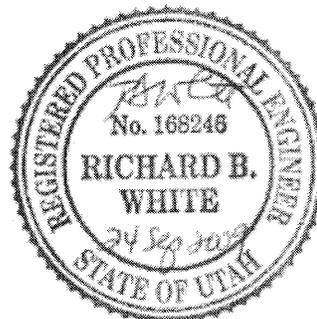
The pond was empty at the time of my inspection, and no water was flowing into or out of the pond. The embankments and appurtenances associated with this pond all appear to be in excellent condition. I did not observe any structural weaknesses or other hazardous conditions associated with the pond. It is my opinion that the pond adequately serves its intended purpose and may continue to be used for that purpose.

Please contact me if you have any questions.

Sincerely,

Richard B. White, P.E.
President

Attachment



To enter text, click in the box and type your response. If a box already contains an entry select the entry and type the replacement. You can use the **tab** key to move from one field to the next. To select a check box, click in the box or type an x.

GENERAL INFORMATION

Report Date	24 Sep 2009
Permit Number	C/007/038
Mine Name	Willow Creek Mine
Company Name	Plateau Mining Corporation

IMPOUNDMENT IDENTIFICATION

Impoundment Name	Sedimentation Pond 001
Impoundment Number	001A
UPDES Permit Number	UTG040012
MSHA ID Number	NA

IMPOUNDMENT INSPECTION

Inspection Date	23 Sep 2009
Inspected by	Richard B. White
Reason for Inspection	Quarterly

(Annual, quarterly or other periodic inspections, critical installation, or completion of construction.)

1. Describe any appearance of any instability, structural weakness, or any other hazardous condition.

No instability, structural weakness, or other hazardous conditions noted during the inspection.

Questions a and b are required for an impoundment, which functions as a Sedimentation pond.

- a. Sediment storage capacity, including elevation of 60% and 100% sediment storage volumes, and estimated average elevation of existing sediment.

Sediment storage capacity = 4.6 AF
Maximum sediment storage elevation = 6163.7 ft
60% cleanout elevation = 6161.5 ft
60% cleanout volume = 2.8 AF

No substantial amount of sediment has accumulated in the pond since it was last cleaned out.

- b. Principle and emergency spillway elevations.

Principal spillway elevation = 6171.0 ft
Emergency spillway elevation = 6172.0 ft

2. **Field Information**

Provide current water elevation, whether pond is discharging, type and number of samples taken, monitoring/ instrumentation information, inlet/ outlet conditions, or other related activities associated with the pond including but not limited to sediment cleanout, pond decanting, embankment erosion/ repairs, monitoring information, vegetation on out slopes of embankments, etc.

The pond was empty at the time of the inspection, with no water flowing into or out of the pond. It does not appear that the pond has discharged since the last inspection. The pond inlet and outlets appear to be in good working condition, with no signs of erosion or structural instability. The embankment appears to be structurally sound. The spillways were not operating at the time of the inspection, but appear to be in excellent condition. Because there has been no outflow, no water samples have been collected.

3. **Field Evaluation.**

Describe any changes in the geometry of the impounding structure, average and maximum depths and elevation of impounded water, estimated sediment or slurry volume and remaining storage capacity, estimated volume of water impounded, and any other aspect of the impounding structure affecting its stability or function which has occurred during the reporting period

No substantial amount of sediment has accumulated in the pond. Since much of the mine area has been reclaimed, the pond has a far greater capacity than is necessary under the regulations. It is doubtful that the pond will spill under normal conditions.

QUALIFICATION STATEMENT:

I hereby certify that; I am experienced in the construction of impoundments; I am qualified and authorized under the direction of a Registered Professional Engineer to inspect the condition and appearance of impoundments in accordance with the certified and approved designs for this structure; that the impoundment has been maintained in accordance with approved designs and meets or exceeds the minimum design requirements under all applicable federal, state and local regulations; and that inspections and inspection reports are made by myself and include any appearances of instability, structural weakness or other hazardous condition of the structure affecting stability.

Signature: Richard J. Walter Date: 24 Sep 2009

CERTIFIED REPORT

IMPOUNDMENT EVALUATION

If you answer NO to these questions, please explain under comments

- | | YES | NO |
|--|-------------------------------------|--------------------------|
| 1. Is impoundment designed and constructed in accordance with the approved plan? | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| 2. Is impoundment free of instability, structural weakness, or any other hazardous conditions? | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| 3. Has the impoundment met all applicable performance standards and effluent limitations from the previous date of inspection? | <input checked="" type="checkbox"/> | <input type="checkbox"/> |

COMMENTS/ OTHER INFORMATION

The pond appears to be in excellent condition. No repairs are necessary for its continued operation. It is recommended that the pond continue in use under current protocols.

maintained in accordance with approved designs and meets or exceeds the minimum design requirements under all applicable federal, state and local regulations; and that inspections and inspection reports are made by myself or under my direction and include any appearances of instability, structural weakness or other hazardous conditions of the structure affecting stability in accordance with the Utah R645 Coal Mining Rules.

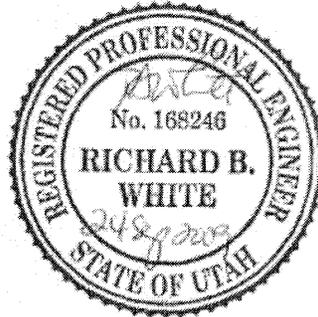
By: Richard B. White, P.E.

Full Name and Title

Signature: Richard B White Date 24 Sep 2005

P.E. Number & State 168246 (Utah)

[P.E. Cert. Stamp]





EarthFax

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Engineers/Scientists
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Suite 100
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Telephone 801-561-1555
Fax 801-561-1861
www.earthfax.com

November 30, 2009

Mr. Dennis N. Ware
Plateau Mining Corporation
P.O. Box 592
Orangeville, UT 84537

Subject: Inspection of Sedimentation Pond 001

Dear Dennis:

On November 18, 2009 I conducted an inspection of the Willow Creek Mine sedimentation pond 001. The results of that inspection are attached.

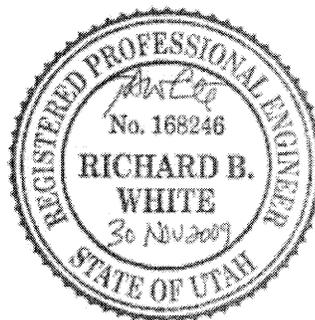
The pond was empty at the time of my inspection, and no water was flowing into or out of the pond. The embankments and appurtenances associated with this pond all appear to be in excellent condition. I did not observe any structural weaknesses or other hazardous conditions associated with the pond. It is my opinion that the pond adequately serves its intended purpose and may continue to be used for that purpose.

Please contact me if you have any questions.

Sincerely,

Richard B. White, P.E.
President

Attachment



To enter text, click in the box and type your response. If a box already contains an entry select the entry and type the replacement. You can use the tab key to move from one field to the next. To select a check box, click in the box or type an x.

GENERAL INFORMATION

Report Date	30 Nov 2009
Permit Number	C/007/038
Mine Name	Willow Creek Mine
Company Name	Plateau Mining Corporation

IMPOUNDMENT IDENTIFICATION

Impoundment Name	Sedimentation Pond 001
Impoundment Number	001A
UPDES Permit Number	UTG040012
MSHA ID Number	NA

IMPOUNDMENT INSPECTION

Inspection Date	18 Nov 2009
Inspected by	Richard B. White
Reason for Inspection	Quarterly

(Annual, quarterly or other periodic inspections, critical installation, or completion of construction.)

1. Describe any appearance of any instability, structural weakness, or any other hazardous condition.

No instability, structural weakness, or other hazardous conditions noted during the inspection.

Questions a and b are required for an impoundment, which functions as a Sedimentation pond.

- a. Sediment storage capacity, including elevation of 60% and 100% sediment storage volumes, and estimated average elevation of existing sediment.

Sediment storage capacity = 4.6 AF
Maximum sediment storage elevation = 6163.7 ft
60% cleanout elevation = 6161.5 ft
60% cleanout volume = 2.8 AF

No substantial amount of sediment has accumulated in the pond since it was last cleaned out.

- b. Principle and emergency spillway elevations.

Principal spillway elevation = 6171.0 ft
Emergency spillway elevation = 6172.0 ft

2. Field Information

Provide current water elevation, whether pond is discharging, type and number of samples taken, monitoring/ instrumentation information, inlet/ outlet conditions, or other related activities associated with the pond including but not limited to sediment cleanout, pond decanting, embankment erosion/ repairs, monitoring information, vegetation on out slopes of embankments, etc.

The pond was empty at the time of the inspection, with no water flowing into or out of the pond. It does not appear that the pond has discharged since the last inspection. The pond inlet and outlets appear to be in good working condition, with no signs of erosion or structural instability. The embankment appears to be structurally sound. The spillways were not operating at the time of the inspection, but appear to be in excellent condition. Because there has been no outflow, no water samples have been collected.

3. **Field Evaluation.**

Describe any changes in the geometry of the impounding structure, average and maximum depths and elevation of impounded water, estimated sediment or slurry volume and remaining storage capacity, estimated volume of water impounded, and any other aspect of the impounding structure affecting its stability or function which has occurred during the reporting period

No substantial amount of sediment has accumulated in the pond. Since much of the mine area has been reclaimed, the pond has a far greater capacity than is necessary under the regulations. It is doubtful that the pond will spill under normal conditions.

QUALIFICATION STATEMENT:

I hereby certify that; I am experienced in the construction of impoundments; I am qualified and authorized under the direction of a Registered Professional Engineer to inspect the condition and appearance of impoundments in accordance with the certified and approved designs for this structure; that the impoundment has been maintained in accordance with approved designs and meets or exceeds the minimum design requirements under all applicable federal, state and local regulations; and that inspections and inspection reports are made by myself and include any appearances of instability, structural weakness or other hazardous condition of the structure affecting stability.

Signature: Richard B. White Date: 30 Nov 2009

CERTIFIED REPORT

IMPOUNDMENT EVALUATION

If you answer NO to these questions, please explain under comments

- | | YES | NO |
|--|-------------------------------------|--------------------------|
| 1. Is impoundment designed and constructed in accordance with the approved plan? | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| 2. Is impoundment free of instability, structural weakness, or any other hazardous conditions? | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| 3. Has the impoundment met all applicable performance standards and effluent limitations from the previous date of inspection? | <input checked="" type="checkbox"/> | <input type="checkbox"/> |

COMMENTS/ OTHER INFORMATION

The pond appears to be in excellent condition. No repairs are necessary for its continued operation. It is recommended that the pond continue in use under current protocols.

accordance with the certified and approved designs for this structure, that the impoundment and dam are maintained in accordance with approved designs and meets or exceeds the minimum design requirements under all applicable federal, state and local regulations; and that inspections and inspection reports are made by myself or under my direction and include any appearances of instability, structural weakness or other hazardous conditions of the structure affecting stability in accordance with the Utah R645 Coal Mining Rules.

By: Richard B. White, P.E.

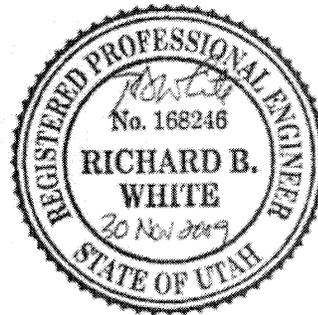
Full Name and Title

Signature: Richard B. White

Date 30 Nov 2009

P.E. Number & State 168246 (Utah)

[P.E. Cert. Stamp]



APPENDIX B

Reporting of Technical Data

Including monitoring data, reports, maps, and other information
As required under the approved plan or as required by the Division

In accordance with the requirement of R645-310-130 and R645-301-140

CONTENTS

APPENDIX C

Legal Financial, Compliance and Related Information

Annual Report of Officers
As submitted to the Utah Department of Commerce

Other change in ownership and control information
As required under R645-301-110

CONTENTS

APPENDIX D

Mine Maps

As required under R645-302-525-270

CONTENTS

APPENDIX E

Other Information

In accordance with the requirements of R645-301 and R645-302

CONTENTS

Overview of Reclamation and Phased Bond Release Activity

WILLOW CREEK MINE

Permit Number C/007/0038

Overview of Reclamation, Permitting and Phased bond Release Activities 2009 Annual Report

The Willow Creek Mine is located approximately 4 miles north of Helper, Utah where the Price River and Willow Creek have cut canyons through the western Book Cliffs Coal Field. A performance bond in the amount of \$2,175,114 is held to ensure that all reclamation responsibilities are accomplished. The Permit expires on April 24, 2011.

Mining has occurred in this area since the late 1800's. Following initial settlement of the area, development occurred fairly rapidly with the discovery of extensive coal reserves in late 1870's and construction of the railroad in the late 1870's and early 1880's. Active underground mining operations continued from the 1870's through 1940's when coal demand and production began to decline, due to reduced postwar demand of industrial production and the shift to diesel railroad engines. The Castle Gate Mine No.1, 2 and 4, which are encompassed by the Willow Creek Mine permit boundary, were developed and operated from 1888 through 1972, when the last of the mines closed.

The Willow Creek Mine received its mining and reclamation permit in 1996. Mining continued until July 31, 2000. The mine went into permanent cessation with demolition activities commencing in the spring 2002 with removal of the overland conveyor and storage facilities on the mine site proper. In the fall of 2002, the fan intake shaft was completely backfilled with incombustible material, and the five portals were sealed.

In 2003, reclamation related activities included: the demolition, shaft backfilling, reshaping, drainage construction, and reseeding of the Crandall Canyon facilities; the demolition of the overland conveyor, stacking tubes, crushing facility, preparation plant, and other facilities associated with the preparation and loading of the coal and disposal of coal processing waste. Also in 2003, approximately 20,000 feet of power line and poles commencing in Sowbelly Gulch and traversing to Hardscrabble Canyon and ending in Crandall Canyon were removed.

In 2004, reclamation related activities included: the reshaping, drainage construction and reseeding of the Schoolhouse Canyon refuse pile, the preparation plant and coal storage areas, the overland conveyor corridor including the long and short tunnels, the Willow Creek topsoil stockpile area, the temporary trailer/office area, Gravel Canyon and the mine facilities area including the highwall at and above the five mine portals. Also in 2004, the area around the western most shafts in Crandall Canyon was reshaped and reseeded due to settling that had taken place since the shaft was backfilled in 2003. Also in 2004, seedlings were planted on the Crandall Canyon reclaimed area.

--

In 2005 the demolition of the train loadout facility was completed leaving the earthwork and seeding of this small area as the only remaining reclamation project to be accomplished under the SMCRA permit. Also in 2005 the area around the western most shaft in Crandall Canyon was reshaped and reseeded due to settling that had taken place since the shaft was reshaped in 2004.

In April of 2005 the Permittee submitted a request for phase I bond release on 5.75 acres in Gravel Canyon. On September 8, 2005 DOGM conducted their on-site bond release inspection and on September 27, 2005 issued a report stating that the site met the minimum requirements for phase I bond release.

In September 2005, the Permittee submitted a request for Phase I bond release on 49.1 acres of land related to the Schoolhouse Canyon Refuse Pile and for Phase III bond release on 46.2 acres of land related to the Preparation Plant Area which had been sold to the Price River Water Improvement District. On May 11, 2006, the DOGM performed the phased bond release site inspection and on October 27, 2006 issued a report stating that the site met the requirements for the requested Phase I and Phase III bond release.

In April of 2006 the earthwork reshaping and reseeded of the train loadout facility area was completed. The demolition of this site was done in 2005. Also, in December of 2006, the area around the western most shaft in Crandall Canyon was reshaped and reseeded due to settling (approximately three feet) that had taken place since the shaft was last reshaped in 2005.

In May of 2006, the Permittee submitted a request for Phase I bond release on 20.8 acres of land related to the Overland Conveyor Corridor and for Phase III bond release on 36.4 acres of land related to the Mine Buildings and Facilities. On June 8, 2006 the DOGM performed the phased bond release site inspection of the substation area and on July 28, 2006 issued a report stating that the site met the requirements for the requested Phase I and Phase III bond release.

On November 27, 2006 it was discovered that the return air shaft (also known as shaft #2 or the eastern shaft) in Crandall Canyon, which was backfilled in 2003, had settled significantly and an unknown quantity of water was entering the shaft from a horizon estimated to be within the top 100 feet of the shaft opening. The Permittee through a contractor, attempted to refill the shaft with the surrounding material but the water standing in the shaft came to the surface and discharged into Crandall Canyon and eventually into the Price River. In December, a heavy gauge wire mesh was placed over the open shaft and a 6 foot chain link fence was build around the shaft for safety purposes. It was determined that the best course of action would be to wait until spring of 2007 to further address this situation.

In 2007 the UPDES permit was modified to allow for an outfall in Crandall Canyon (outfall # 016) to discharge clean water from the Crandall Canyon #2 shaft. The Division authorized emergency approval to excavate a temporary holding and evaporation pond to

hold the dirty water from the shaft. This pond was constructed approx. 100 feet to the West of the #2 shaft and the dirty water was placed into this pond for settlement and evaporation. On July 20th all of the dirty water from the shaft had been placed in the pond and the shaft was backfilled. It was determined that when the pond dried up final reclamation of the pond and shaft area would be accomplished.

In April of 2008 the UPDES permit was renewed. In July of 2008 the pond constructed near the #2 shaft in Crandall Canyon, which held the water placed in it in July of 2007, had completely evaporated and the final reclamation of this pond was completed and the reclaimed area was reseeded. In August of 2008 the Division approved the removal of the Barn Canyon shaft from the permit and reduced the bond by \$100,000; the Barn Canyon Shaft was never constructed and the land was never disturbed. In August of 2008 the two remaining outfalls in the UPDES permit were inactivated. These two outfalls are, 001 which is the pond which is now part of the College of Eastern Utah's Western Energy Training Center which will likely never discharge and 016 which was the temporary Crandall Canyon #2 shaft and Pond which had been backfilled and reclaimed in July of 2008. Inspections of pond 001 continue to be done quarterly. Also in 2008 the year-four revegetation studies were completed for Crandall Canyon, Gravel Canyon, the Schoolhouse Canyon Refuse Pile and the Conveyor Corridor.

In November of 2009 the Permittee submitted a Phase I Bond Release Application for the Crandall Canyon portion of the Willow Creek Permit.