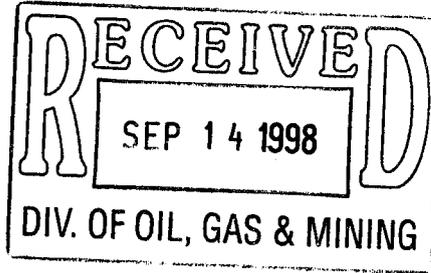


0018



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

September 11, 1998

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

RE: Response to the Division Technical Analysis with Deficiencies, August 25, 1998.  
Dugout Canyon Mine Phase II Application, Canyon Fuel Company, LLC,  
ACT/007/039, Folder # ~~3~~ *2*, Carbon County, Utah

Dear Mr. Haddock:

*#2*

*Copy Daron*

EarthFax Engineering, Inc. is pleased to submit on behalf of Canyon Fuel Company the enclosed 3 copies of the revised text for Phase II of the Dugout Canyon Mine, Mining and Reclamation Plan. This text has been revised in response to the above referenced technical analysis produced by the Division on August 25, 1998. This submittal includes the copies of the text with changes highlighted by redline and strike-through, copies of revised plates, a copy of the deficiency summary with responses, and this letter. Please note that we are only providing the modified text, appendices and plates necessary to update the approved existing permit for the Dugout Canyon Mine.

If you have any question regarding this submittal, please feel free to contact me at (801)561-1555/(435)472-0884 or Canyon Fuel employees Mr. Chris Hansen at (435) 448-2669 or Mr. Ken Payne at (435)636-2880.

Sincerely yours,

*Vicky S. Miller*

Vicky S. Miller, Permit Coordinator

# APPLICATION FOR PERMIT CHANGE

Title of Change: <b>Modification to the September 12, 1998 Dugout Canyon Mine Phase II</b>  Submittal	Permit Number: <b>ACT/007/039</b>  Mine: <b>DUGOUT CANYON MINE</b>  Permittee: <b>CANYON FUEL COMPANY</b>
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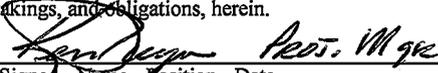
Description, include reason for change and timing required to implement:

<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	1. Change in the size of the Permit Area? _____ ac
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	2. Change in the size of the Disturbed Area? _____ acres
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	3. Will permit change include operations outside the Cumulative Hydr
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	4. Will permit change include operations in hydrologic basins other th
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	5. Does permit change result from cancellation, reduction or increase c
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	6. Does the permit change require or include public notice publication?
<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	7. Does the permit change require or include ownership, control, right-of-entry, or compliance information?
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	8. Permit change as a result of a Violation? Violation #
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	9. Permit change as a result of Division Order? D.O. #
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	10. Permit change as a result of other laws or regulations or policies? Explain:
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	11. Does the permit change affect the surface landowner or change the post mining land use?
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	12. Does permit change require or include underground design or mine sequence and timing? (Modification of R2P2?)
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	13. Does permit change require or include collection and reporting of any baseline information?
<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	14. Could the permit change have any effect on wildlife or vegetation outside the current disturbed area?
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	15. Does permit change require or include soil removal, storage or placement?
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	16. Does permit change require or include vegetation monitoring, removal or revegetation activities?
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	17. Does permit change require or include construction, modification, or removal of surface facilities?
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	18. Does permit change require or include water monitoring, sediment or drainage control measures?
<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	19. Does permit change require or include certified designs, maps, or calculations?
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	20. Does permit change require or include subsidence control or monitoring?
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	21. Have reclamation costs for bonding been provided for any change in the reclamation plan?
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	22. Is permit change within 100 feet of a public road or perennial stream or 500 feet of an occupied dwelling?
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	23. Is this coal exploration activity?

Tim  
 Did this  
 have a  
 cover letter?  
 9/17  
 my

**X Attach 3 complete copies of proposed permit change as it would be incorporated into the Mining and Reclamation Plan.**

I hereby certify that I am a responsible official of the applicant and that the information contained in this application is true and correct to the best of my information and belief in all respects with the laws of Utah in reference to commitments, undertakings, and obligations, herein.

  
 Signed - Name - Position - Date  
 Ken Deegan Asst. Mgr 9/16/98

Subscribed and sworn to before me this 16 day of Sept, 19 98  
 My Commission Expires: May 1, 2002  
 Attest: STATE OF Utah COUNTY OF Salt Lake



Received by Oil, Gas & Mining

## RECEIVED

SEP 16 1998

ASSIGNED PERMIT CHANGE NUMBER

DIV. OF OIL, GAS & MINING

# APPLICATION FOR PERMIT CHANGE

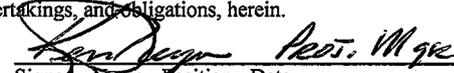
Title of Change: <b>Modification to the September 12, 1998 Dugout Canyon Mine Phase II</b>	Permit Number: <b>ACT/007/039</b>
Submittal	Mine: <b>DUGOUT CANYON MINE</b>
Permittee: <b>CANYON FUEL COMPANY</b>	

Description, include reason for change and timing required to implement:

<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	1. Change in the size of the Permit Area? _____ acres increase.
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	2. Change in the size of the Disturbed Area? _____ acres <input type="checkbox"/> increase <input type="checkbox"/> decrease.
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	3. Will permit change include operations outside the Cumulative Hydrologic Impact Area?
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	4. Will permit change include operations in hydrologic basins other than currently approved?
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	5. Does permit change result from cancellation, reduction or increase of insurance or reclamation bond?
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	6. Does the permit change require or include public notice publication?
<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	7. Does the permit change require or include ownership, control, right-of-entry, or compliance information?
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	8. Permit change as a result of a Violation? Violation # _____
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	9. Permit change as a result of Division Order? D.O. # _____
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	10. Permit change as a result of other laws or regulations or policies? Explain: _____
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	11. Does the permit change affect the surface landowner or change the post mining land use?
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	12. Does permit change require or include underground design or mine sequence and timing? (Modification of R2P2?)
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	13. Does permit change require or include collection and reporting of any baseline information?
<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	14. Could the permit change have any effect on wildlife or vegetation outside the current disturbed area?
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	15. Does permit change require or include soil removal, storage or placement?
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<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	22. Is permit change within 100 feet of a public road or perennial stream or 500 feet of an occupied dwelling?
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	23. Is this coal exploration activity?

**X Attach 3 complete copies of proposed permit change as it would be incorporated into the Mining and Reclamation Plan.**

I hereby certify that I am a responsible official of the applicant and that the information contained in this application is true and correct to the best of my information and belief in all respects with the laws of Utah in reference to commitments, undertakings, and obligations, herein.

  
 Signed - Name - Position - Date

Subscribed and sworn to before me this 16 day of Sept, 19 98  
 My Commission Expires: May 1, 2002  
 Attest: STATE OF Utah COUNTY OF Salt Lake

  
 NOTARY PUBLIC  
 DIANE RUBEY  
 1594 W. N. Temple, #1210  
 Salt Lake City, UT 84116  
 My Commission Expires  
 May 1, 2002  
 STATE OF UTAH

Received by Oil, Gas & Mining

RECEIVED

SEP 16 1998

ASSIGNED PERMIT CHANGE NUMBER

DIV. OF OIL, GAS & MINING

## Application for Permit Change Detailed Schedule of Changes to the Permit

Title of Change: Addition of New Stockpile Area for Dugout Canyon Mine

Permit Number: **ACT/007/039**

Modification to the September 12, 1998 Dugout Canyon Mine Phase II Submittal

Mine: **DUGOUT CANYON MINE**

Permittee: **CANYON FUEL COMPANY**

Provide a detailed listing of all changes to the mining and reclamation plan which will be required as a result of this proposed permit change. Individually list all maps and drawings which are to be added, replaced, or removed from the plan. Include changes of the table of contents, section of the plan, pages, or other information as needed to specifically locate, identify and revise the existing mining and reclamation plan. **Include page, section and drawing numbers as part of the description.**

	DESCRIPTION OF MAP, TEXT, OR MATERIALS TO BE CHANGED																																			
<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 10%; text-align: center;"><input type="checkbox"/> ADD</td> <td style="width: 10%; text-align: center;"><input checked="" type="checkbox"/> REPLACE</td> <td style="width: 10%; text-align: center;"><input type="checkbox"/> REMOVE</td> <td style="width: 70%;">Replace page 3-26 and 3-27</td> </tr> <tr> <td style="text-align: center;"><input checked="" type="checkbox"/> ADD</td> <td style="text-align: center;"><input type="checkbox"/> REPLACE</td> <td style="text-align: center;"><input type="checkbox"/> REMOVE</td> <td>Add BLM Right-of-Way Document to Appendix 1-3</td> </tr> <tr> <td style="text-align: center;"><input checked="" type="checkbox"/> ADD</td> <td style="text-align: center;"><input type="checkbox"/> REPLACE</td> <td style="text-align: center;"><input type="checkbox"/> REMOVE</td> <td>Add BLM Right-of-Way Post Mining Land Use letter to Appendix 4-2</td> </tr> <tr> <td style="text-align: center;"><input type="checkbox"/> ADD</td> <td style="text-align: center;"><input checked="" type="checkbox"/> REPLACE</td> <td style="text-align: center;"><input type="checkbox"/> REMOVE</td> <td>Replace the cover sheet for Appendix 5-6</td> </tr> <tr> <td style="text-align: center;"><input type="checkbox"/> ADD</td> <td style="text-align: center;"><input type="checkbox"/> REPLACE</td> <td style="text-align: center;"><input type="checkbox"/> REMOVE</td> <td></td> </tr> <tr> <td style="text-align: center;"><input type="checkbox"/> ADD</td> <td style="text-align: center;"><input type="checkbox"/> REPLACE</td> <td style="text-align: center;"><input type="checkbox"/> REMOVE</td> <td></td> </tr> <tr> <td style="text-align: center;"><input type="checkbox"/> ADD</td> <td style="text-align: center;"><input type="checkbox"/> REPLACE</td> <td style="text-align: center;"><input type="checkbox"/> REMOVE</td> <td></td> </tr> <tr> <td style="text-align: center;"><input type="checkbox"/> ADD</td> <td style="text-align: center;"><input type="checkbox"/> REPLACE</td> <td style="text-align: center;"><input type="checkbox"/> REMOVE</td> <td></td> </tr> <tr> <td style="text-align: center;"><input type="checkbox"/> ADD</td> <td style="text-align: center;"><input type="checkbox"/> REPLACE</td> <td style="text-align: center;"><input type="checkbox"/> REMOVE</td> <td></td> </tr> </table>	<input type="checkbox"/> ADD	<input checked="" type="checkbox"/> REPLACE	<input type="checkbox"/> REMOVE	Replace page 3-26 and 3-27	<input checked="" type="checkbox"/> ADD	<input type="checkbox"/> REPLACE	<input type="checkbox"/> REMOVE	Add BLM Right-of-Way Document to Appendix 1-3	<input checked="" type="checkbox"/> ADD	<input type="checkbox"/> REPLACE	<input type="checkbox"/> REMOVE	Add BLM Right-of-Way Post Mining Land Use letter to Appendix 4-2	<input type="checkbox"/> ADD	<input checked="" type="checkbox"/> REPLACE	<input type="checkbox"/> REMOVE	Replace the cover sheet for Appendix 5-6	<input type="checkbox"/> ADD	<input type="checkbox"/> REPLACE	<input type="checkbox"/> REMOVE		<input type="checkbox"/> ADD	<input type="checkbox"/> REPLACE	<input type="checkbox"/> REMOVE		<input type="checkbox"/> ADD	<input type="checkbox"/> REPLACE	<input type="checkbox"/> REMOVE		<input type="checkbox"/> ADD	<input type="checkbox"/> REPLACE	<input type="checkbox"/> REMOVE		<input type="checkbox"/> ADD	<input type="checkbox"/> REPLACE	<input type="checkbox"/> REMOVE	
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Any other specific or special instructions required for insertion of this proposal into the Mining and Reclamation Plan?

June 10, 1998

