

0075



Canyon Fuel Company, LLC
Dugout Canyon Mine
P.O. Box 1029
Wellington, Utah 84542

COPY

November 16, 2004

Ms. Pamela Grubaugh-Littig
Department of Natural Resources
Division of Oil, Gas and Mining
1594 West North Temple
Suite 1210
Salt Lake City, UT 84114-5801

*Incoming
C/007/00392K
Task R# 2073*

RE: Revisions to Chapter 1 of the Refuse Pile (Stand Alone Binder) associated with the Creation of a General Chapter 1 Binder and Ownership Changes, Canyon Fuel Company, LLC, Dugout Canyon Mine, C/007/039

Dear Ms. Grubaugh-Littig:

Enclosed please find four copies of information to address a revision to Chapter 1 of the Dugout Canyon Mine's Refuse Pile binder. A general Chapter 1 has been created for the Dugout Canyon Mine, Banning Loadout and Soldier Canyon Mine. The information in the stand alone binder is common to the operations and is referenced in each of the M&RP's. All old and outdated information should be discarded as outlined on the C2 forms attached.

An additional copy of the submittal has been delivered to the Price Field Office.

Please contact Vicky Miller at (435) 636-2869, if there are any questions concerning this submittal.

Sincerely yours,

Vicky S. Miller

Vicky S. Miller

Cc: Dave Spillman (enclosures)
Price Field Office (enclosures)

File in:

Confidential

Shelf

Expandable

Refer to Record No. 0075 Date 11/16/2004

In C/ 00700398004 *Incoming*

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DIV. OF OIL, GAS & MINING

APPLICATION FOR COAL PERMIT PROCESSING

COPY

Permit Change New Permit Renewal Exploration Bond Release Transfer

Permittee: Canyon Fuel Company, LLC

Mine: Dugout Canyon Mine

Permit Number: C/007/039

Title: Refuse Pile - Revisions to Chapters 1

Description, Include reason for application and timing required to implement:

Instructions: If you answer yes to any of the first eight (gray) questions, this application may require Public Notice publication.

- Yes No 1. Change in the size of the Permit Area? Acres: _____ Disturbed Area: _____ increase decrease.
- Yes No 2. Is the application submitted as a result of a Division Order? DO# _____
- Yes No 3. Does the application include operations outside a previously identified Cumulative Hydrologic Impact Area?
- Yes No 4. Does the application include operations in hydrologic basins other than as currently approved?
- Yes No 5. Does the application result from cancellation, reduction or increase of insurance or reclamation bond?
- Yes No 6. Does the application require or include public notice publication?
- Yes No 7. Does the application require or include ownership, control, right-of-entry, or compliance information?
- Yes No 8. Is proposed activity within 100 feet of a public road or cemetery or 300 feet of an occupied dwelling?
- Yes No 9. Is the application submitted as a result of a Violation? NOV # _____
- Yes No 10. Is the application submitted as a result of other laws or regulations or policies?
Explain: _____
- Yes No 11. Does the application affect the surface landowner or change the post mining land use?
- Yes No 12. Does the application require or include underground design or mine sequence and timing? (Modification of R2P2)
- Yes No 13. Does the application require or include collection and reporting of any baseline information?
- Yes No 14. Could the application have any effect on wildlife or vegetation outside the current disturbed area?
- Yes No 15. Does the application require or include soil removal, storage or placement?
- Yes No 16. Does the application require or include vegetation monitoring, removal or revegetation activities?
- Yes No 17. Does the application require or include construction, modification, or removal of surface facilities?
- Yes No 18. Does the application require or include water monitoring, sediment or drainage control measures?
- Yes No 19. Does the application require or include certified designs, maps or calculation?
- Yes No 20. Does the application require or include subsidence control or monitoring?
- Yes No 21. Have reclamation costs for bonding been provided?
- Yes No 22. Does the application involve a perennial stream, a stream buffer zone or discharges to a stream?
- Yes No 23. Does the application affect permits issued by other agencies or permits issued to other entities?

Please attach four (4) review copies of the application. If the mine is on or adjacent to Forest Service land please submit five (5) copies, thank you. (These numbers include a copy for the Price Field Office)

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.

David Spillman
Print Name

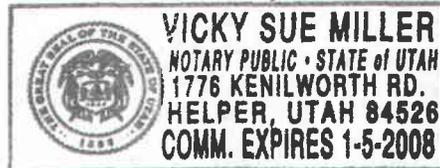
David Spillman, Engineering Manager
Sign Name, Position, Date
11/16/04

Subscribed and sworn to before me this 16 day of NOVEMBER, 2004

Vicky Sue Miller
Notary Public

My commission Expires: 1-5, 2008

Attest: State of UTAH } ss:
County of CARBON



<p>For Office Use Only:</p>	<p>Assigned Tracking Number:</p>	<p>Received by Oil, Gas & Mining</p> <p align="center">RECEIVED</p> <p align="center">NOV 17 2004</p> <p align="center">DIV. OF OIL, GAS & MINING</p>
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CHAPTER 1

LEGAL, FINANCIAL, COMPLIANCE AND RELATED INFORMATION

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CHAPTER 1

LEGAL, FINANCIAL, COMPLIANCE AND RELATED INFORMATION

110 MINIMUM REQUIREMENTS FOR LEGAL, FINANCIAL, COMPLIANCE AND RELATED INFORMATION

111 Introduction

The refuse pile will be located on property owned by Canyon Fuel Company, LLC. The property is located in the N 1/2 of the NE 1/4 of Section 18, T14S, R12E. The site is located approximately 6.5 miles southwest of the Dugout Canyon Mine adjacent to the Carbon County road accessing the mine (see Figures 1-1A and 1-1B).

112 Identification of Interests

~~Refer to approved M&RP:~~ For information pertaining to this section(s) refer to the General Chapter 1 binder for Canyon Fuel Company, LLC Dugout Canyon Mine, Soldier Canyon Mine and Banning Loadout operations.

112.100 Business Entity

~~Refer to approved M&RP:~~ For information pertaining to this section (s) refer to the General Chapter 1 binder for Canyon Fuel Company, LLC Dugout Canyon Mine, Soldier Canyon Mine and Banning Loadout operations.

112.200 Applicant and Operator

For information pertaining to this section (s) refer to the General Chapter 1 binder for Canyon

Canyon Fuel Company, LLC
Dugout Canyon Mine

Refuse Pile Amendment
November 2004-January 2003

Fuel Company, LLC Dugout Canyon Mine, Soldier Canyon Mine and Banning Loadout operations.

~~APPLICANT: Operations, Administration, Permit Revisions, and Amendments~~

~~_____ Canyon Fuel Company, LLC
_____ 6955 South Union Park Center, Suite 540
_____ Midvale, UT 84047
_____ Telephone: (801) 569-4700
_____ Employer Identification: 87-0567183~~

~~OPERATOR: _____ Canyon Fuel Company, LLC
_____ 6995 South Union Park Center, Suite 540
_____ Midvale, UT 84047
_____ Telephone: (801) 569-4700~~

~~RESIDENT AGENT: _____ C.T. Corporation Systems
_____ 50 West Broadway
_____ Salt Lake City, UT 84104
_____ Telephone: (801) 658-9486~~

~~CONTACT PERSON: _____ Richard D. Pick
_____ Canyon Fuel Company, LLC
_____ 6955 South Union Park Center, Suite 540
_____ Midvale, UT 84047
_____ Telephone: (801) 569-4700~~

~~PERSON WHO WILL PAY ABANDONED MINE RECLAMATION FEES:~~

~~_____ Richard D. Pick
_____ Canyon Fuel Company, LLC~~

~~6995 South Union Park Center, Suite 540
Midvale Utah 84047~~

112.300 Officers of the Applicant

For information pertaining to this section (s) refer to the General Chapter 1 binder for Canyon Fuel Company, LLC Dugout Canyon Mine, Soldier Canyon Mine and Banning Loadout operations.

~~Refer to approved M&RP.~~

112.400 Coal Mining and Reclamation Operation Owned or Controlled

~~Refer to approved M&RP.~~ For information pertaining to this section (s) refer to the General Chapter 1 binder for Canyon Fuel Company, LLC Dugout Canyon Mine, Soldier Canyon Mine and Banning Loadout operations.

112.500 Legal or Equitable Owner of the Surface and Mineral Properties

The legal and equitable owner of the surface property to be affected by this mining operation during the duration of the permit period is Canyon Fuel Company, LLC.

Canyon Fuel Company, LLC
~~6955 South Union Park Center, Suite 540
Salt Lake City, UT 84047~~
~~Telephone: (801) 569-4700~~
225 North 5th Street, 9th Floor
Grand Junction, CO 81501

The legal and equitable owner of the mineral property to be affected by this mining operation during the duration of the permit period is United States of America.

United States of America
Department of Interior
Bureau of Land Management
Price Coal Office
125 South 600 West
Price, Utah 84501

112.600 Owners of Record of Property Contiguous to Proposed Permit Area

Owners of record for surface and mineral properties contiguous to the proposed permit area are listed below.

United States of America
Department of Interior
Bureau of Land Management
Price Coal Office
125 South 600 West
Price, Utah 84501

In addition, Canyon Fuel owns properties contiguous to the refuse pile permit area. Surface ownership along the county road is shown on Plate 1-3 in the M&RP and RA Figure 1-1B.

112.700 MSHA Numbers

MSHA No. 1211-UT-09-01890-01 Dugout Canyon Mine Refuse Pile.
For other MSHA numbers refer to the approved M&RP.

112.800 Interest in Contiguous Lands

Canyon Fuel Company has no interest in contiguous lands other than those currently owned as shown on Plate 1-3 of the approved M&RP.

112.900 Certification of Submitted Information

Refer to the approved M&RP.

113 Violation Information

~~Refer to the approved M&RP.~~ For information pertaining to this section (s) refer to the General Chapter 1 binder for Canyon Fuel Company, LLC Dugout Canyon Mine, Soldier Canyon Mine and Banning Loadout operations.

114 Right-of-Entry Information

The Applicant, Canyon Fuel Company, LLC, owns the property on which the refuse pile will be placed. Refer to the approved M&RP for additional information.

115 Status of Unsuitability Claims

Refer to the approved M&RP.

116 Permit Term

Refer to the approved M&RP.

117 Insurance, Proof of Publication, and Facilities and Structures Used in Common

The certificate of insurance(s) and the newspaper advertisement and the verification of the advertisement appearing in the appropriate newspapers will be included in Appendix 1-2 of the approved M&RP and refer to the General Chapter 1 binder for Canyon Fuel Company, LLC Dugout Canyon Mine, Soldier Canyon Mine and Banning Loadout operations for additional information.

The refuse pile site will have no facilities or structures.

118 Filing Fee

Refer to the approved M&RP.

120 PERMIT APPLICATION FORMAT AND CONTENTS

Refer to the approved M&RP.

130 REPORTING OF TECHNICAL DATA

Refer to the approved M&RP.

140 MAPS AND PLANS

The maps and plans in the Mining and Reclamation Plan will correspond with the requirements in R645-301-140.

150 COMPLETENESS

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

Canyon Fuel Company, LLC
Dugout Canyon Mine

Refuse Pile Amendment
November 2004

RA ATTACHMENT 1-1

Documents and Correspondence

Clean copy

CHAPTER 1

LEGAL, FINANCIAL, COMPLIANCE AND RELATED INFORMATION

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The legal and equitable owner of the surface property to be affected by this mining operation during the duration of the permit period is Canyon Fuel Company, LLC.

Canyon Fuel Company, LLC
225 North 5th Street, 9th Floor
Grand Junction, CO 81501

The legal and equitable owner of the mineral property to be affected by this mining operation during the duration of the permit period is United States of America.

United States of America
Department of Interior
Bureau of Land Management
Price Coal Office
125 South 600 West
Price, Utah 84501

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Canyon Fuel Company, LLC
Dugout Canyon Mine

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