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Canyon Fuel Company, LLC

Dugout Canyon Mine
P.O. Box 1029
Wellington, UT 84542
(435) 637-6360 Fax: (435) 636-2897

ok
Incoming
C/007/0039
#2880

February 13, 2008

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

RE: Permit Renewal – Affidavit of Publication, Dugout Canyon Mine, Canyon Fuel Company, LLC, C/007/039, Carbon County, Utah

Dear Ms. Grubaugh-Littig:

Canyon Fuel Company, LLC hereby files application for renewal of permit C/007/039 (ACT/007/039), to operate under the provisions of the Utah Coal Mining and Reclamation Act pursuant to R645-303-300 of the Utah Coal Program Regulations. The affidavit of publication is attached.

The submittal of the affidavit should complete the information necessary for renewal.

If any additional information is required, please let us know. Please contact either Vicky Miller (435) 636-2869 or David Spillman at (435) 636-2872.

Sincerely yours,



Vicky Miller
Environmental Engineer

RECEIVED

FEB 15 2008

DIV. OF OIL, GAS & MINING

APPLICATION FOR COAL PERMIT PROCESSING

Permit Change New Permit Renewal Exploration Bond Release Transfer

Permittee: Canyon Fuel Company, LLC

Mine: Dugout Canyon Mine

Permit Number: C/007/039

Title: Permit Renewal - Affidavit of Publication

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.

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

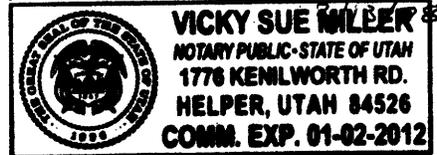
David Spillman
Print Name

David Spillman, Engineering Manager
Sign Name, Position, Date

Subscribed and sworn to before me this 13 day of FEBRUARY, 2008

Vicky Sue Muller
Notary Public

My commission Expires: _____, 2012
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 style="text-align: center; font-size: 1.2em;">RECEIVED</p> <p style="text-align: center; font-size: 1.2em;">FEB 15 2008</p> <p style="text-align: center; font-size: 0.8em;">DIV OF OIL, GAS & MINING</p>
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AFFIDAVIT OF PUBLICATION

STATE OF UTAH)

SS.

County of Carbon,)

I, Richard Shaw, on oath, say that I am the Publisher of the Sun Advocate, a twice-weekly newspaper of general circulation, published at Price, State a true copy of which is hereto attached, was published in the full issue of such newspaper for 4 (Four) consecutive issues, and the first publication was on the 10th day of January, 2008, and that the last publication of such notice was in the issue of such newspaper dated the 31st day of January, 2008.


Richard Shaw - Publisher

Subscribed and sworn to before me this 31st day of January, 2008.



Notary Public My commission expires January 10, 2007 Residing at Price, Utah

Publication fee, \$ 798.72



LEGAL NOTICE

Canyon Fuel Company, LLC of Grand Junction, Colorado, hereby announces its intent to renew its coal mining permit for the Dugout Canyon Mine under the laws of the State of Utah and the U.S. Office of Surface Mining. The currently approved mining permit is number C/007/039.

Canyon Fuel Company, LLC, operates the Dugout Canyon Mine which is located thirteen (13) miles northeast of Wellington, Utah, with facilities in Dugout Canyon located in the west half of Section 23, Township 13 South, Range 12 East, Salt Lake Base Meridian.

Underground coal mining will take place in coal reserves owned or leased by Canyon Fuel Company, LLC. A description of the permit area follows:

Township 13 S., Range 12 E., Salt Lake Base and Meridian

- Section 9: S1/2SE1/4
- Section 10: S1/2
- Section 11: S1/2
- Section 13: All except N1/2N1/2
- Section 14: All
- Section 15: All
- Section 16: All
- Section 17: E1/2SW1/4; SE1/4
- Section 20: E1/2NW1/4; SW1/4NW1/4; N1/2NE1/4
- Section 21: N1/2NW1/4; NE1/4
- Section 22: N1/2; N1/2S1/2; Portion of N1/2NE1/4SE1/4SE1/4; Portion of SW1/4NE1/4SE1/4SE1/4; Portion of the S1/2NW1/4SE1/4SE1/4; Portion of SW1/4NE1/4SW1/4SE1/4; Portion of N1/2SE1/4SW1/4SE1/4; Portion of NE1/4SW1/4SW1/4SE1/4; Portion of S1/2SW1/4SW1/4SE1/4
- Section 23: NW1/4; NE1/4; SE1/4; NE1/4SW1/4; NW1/4NW1/4SW1/4; S1/2NE1/4NW1/4SW1/4; NW1/4SW1/4NW1/4SW1/4
- Section 24: All
- Section 25: N1/2N1/2
- Section 26: N1/2NE1/4
- Section 27: Portion of W1/2NW1/4NW1/4NE1/4; Portion of SW1/4NE1/4NE1/4NW1/4; Portion of E1/2SW1/4NE1/4NW1/4; Portion of SW1/4SW1/4NE1/4NW1/4

Township 13 S., Range 13 E., Salt Lake Base and Meridian

- Section 17: SW1/4; SW1/4NW1/4; SW1/4SE1/4
- Section 18: All except N1/2N1/2
- Section 19: All
- Section 20: All
- Section 21: SW1/4; SW1/4NW1/4; NW1/4NW1/4
- Section 28: NW1/4; N1/2SW1/4; SW1/4SW1/4
- Section 29: All
- Section 30: NW1/4NW1/4; E1/2; E1/2W1/2

Township 14 S., Range 12E., Salt Lake Base and Meridian

- Section 18: Portion N1/2NE1/4

Topsoil to be used in reclamation of the Dugout Canyon Mine disturbed areas is being stored in T14S, R12E, Section 8, a storage area permitted to Soldier Canyon Mine.

A copy of the permit renewal application will be available for inspection at the following locations:
Utah Division of Oil, Gas and Mining, 1594 West North Temple, Suite 1210, Salt Lake City, Utah 84114 and Carbon County Courthouse, 120 East Main Street, Price, Utah 84501

The address of the applicant is:
Canyon Fuel Company, LLC, 225 North 5th Street, Suite 900, Grand Junction, Utah 81501

Written comments or request for a hearing regarding this application must be submitted within 30 days of the last publication date of this notice, to the Utah Division of Oil, Gas and Mining, Attention Coal Regulatory Program, 1594 West North Temple, Suite 1210, Salt Lake City, Utah 84114-5801.

Published in the Sun Advocate January 10, 17, 24 and 31, 2008.