

0005

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

COPY



March 25, 2010

Attn: Coal Regulatory Program
Utah Division of Oil, Gas and Mining
1594 West North Temple, Suite 1210
Salt Lake City, UT 84114-5801

RE: Submittal of Revisions to General Chapter 1, for all Canyon Fuel Operations, Dugout Canyon Mine, Canyon Fuel Company, LLC, C/007/039, Carbon County, Utah

Dear Sirs:

Attached please find five copies of information revised in General Chapter 1 for review. Upon approval a copy of this information should be incorporated into the General Chapter 1 stand-alone binder for the operations listed. A copy of this stand-alone binder should be with each of the following mining operation's M&RP: Banning Loadout (C007/034), Dugout Canyon Mine (C007/039), Skyline Mine (C007/005), Soldier Canyon Mine (C007/018), SUFCO Mine (C041/002). A sixth copy of the information is being provided to the Price Field Office for review.

When the information is approved for incorporation into the permit, we will provide fourteen copies for distribution. The planned distribution for the fourteen copies of the revised information follows: five copies, one each for the mining operation's binders at UDOGM, three to be stamped and returned to Dugout (a copy of this will be send to each of the other operations), one for OSM and five copies to be circulated as UDOGM sees fit.

Thank you for your assistance and if you have any questions please call me at (435) 636-2869.

Sincerely yours,

Vicky S. Miller

cc: Dave Spillman
Price Field Office

File in:

Confidential

Shelf

Expandable

Refer to Record No. 0005 Date 03252010

In C 007-039 2010 Incoming

For additional information

RECEIVED
MAR 29 2010
DIV. OF OIL, GAS & MINING

SUFCO Mine



Skyline Mines



Dugout / Soldier Canyon Mines

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: Submittal of Revisions to General Chapter 1, for Canyon Fuel Operations

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 type="checkbox"/> Yes | <input checked="" type="checkbox"/> No | 6. Does the application require or include public notice publication? |
| <input checked="" type="checkbox"/> Yes | <input 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 25 day of MARCH, 2010

Wicky Sue Miller
Notary Public

My commission Expires: 1-2, 2012
Attest: State of UTAH) ss:
County of CARBON



For Office Use Only: 	Assigned Tracking Number: 	Received by Oil, Gas & Mining <div style="text-align: center; color: red; font-weight: bold; font-size: 1.2em;">RECEIVED</div> <div style="text-align: center; font-weight: bold; font-size: 1.2em;">MAR 29 2010</div> <div style="text-align: center; color: red; font-weight: bold;">DIV. OF OIL, GAS & MINING</div>
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CANYON FUEL COMPANY, LLC

GENERAL CHAPTER 1

BANNING LOADOUT - C/007/034

DUGOUT CANYON MINE - C/007/039

SKYLINE MINE - C/007/005

SOLDIER CANYON MINE - C/007/018

SUFCA MINE - C/041/002

MARCH 2010

GENERAL CHAPTER 1

LEGAL, FINANCIAL, COMPLIANCE AND RELATED INFORMATION

MARCH 2010

**TABLE 1-2
THREE YEAR VIOLATION HISTORY 2005 - 2009
MINING AND RECLAMATION OPERATIONS**

Facility	Parent Mailing Address	Permit Number	Date	Violation Description	Status
Dugout Canyon Mine	Canyon Fuel Company, LLC 225 North 5 th Street, 9 th Floor Grand Junction, CO 81501	C/007/039	None		
Skyline Mine		C/007/005	5/1/06	Water monitoring data	Abated
Soldier Canyon Mine		C/007/018	None		
Banning Loadout		C/007/034	None		
SUFCO Mine		C/041/002	11/14/05	Coal fines released to creek	Abated
Black Thunder Mine	Thunder Basin Coal Company, LLC P.O. Box 406 Wright, Wyoming 82732	233-T7	7/12/07	Unlocked cap magazine	Abated 7/30/07
		233-T7	6/27/08	Solid Waste not covered	
		483-T5	12/14/06	Un-permitted scoria pit	Abated
Coal Creek Mine			4/07	Coal flyrock left site	4/07
		483-T5	4/3/08	Coal flyrock on soils	Vacated

TABLE 1-2 (Continued)

Facility	Mailing Address	Permit Number	Date	Violation Description	Status
West Elk Mine	Mountain Coal Company West Elk Mine P.O. Box 591 Somerset, CO 81434	C-80-007	None		
Gordon Creek No. 2, 7, 8		ACT/007/016	None		
Gordon Creek No. 3, 6		ACT/007/017	BOND RELEASED		
Huntington Canyon No. 4 Mine		ACT/015/004	BOND RELEASED		
Medicine Bow Mine	Arch of Wyoming P.O. Box 460 Hanna, WY 82327	331-T6	11/20/07	Failure to maintain sed pond.	Abated 5/30/08
			11/20/07	Topsoil removal	Abated 12/21/07
Lone Mountain Processing LMPI	Drawer C St. Charles, VA 24282	1301411	6/28/05	TSS out of compliance	Terminated

TABLE 1-2 (Continued)

Facility	Mailing Address	Permit Number	Date	Violation Description	Status
Coal-Mac, Inc.	P.O. Box 1050 Holden, WV 25625 and Drawer 309 Ragland, WV 25690	S-5019-98	8/15/05	Off-site impacts	Abated
		H-40900	1/24/06	Failure to maintain road.	Abated
			3/6/06	Sediment control maintenance.	Terminated
		S-5023-99	4/18/07	Lack of dust control	Terminated
			6/2/06	Ditch erosion potential off site impacts	Pending
		U-5010-96	4/4/07	Failure to maintain ditch	Terminated
			6/15/05	Discharge discolored water	Abated
			3/28/06	Subsidence plan	Abated
		P-606	3/1/05	Discharge in excess of allowable limits.	Abated 3/1/05
			6/7/05	Impact outside permit area	Abated 6/7/05
			8/15/05	Black water discharge - Cessation Order Issued	Abated
			10/27/06	Sediment above approved limit in road sumps.	Abated
				7/28/05	No approved blasting plan
		11/2/05	Impact outside permit area	Terminated	

TABLE 1-2 (Continued)

Facility	Mailing Address	Permit Number	Date	Violation Description	Status
Coal Mac Inc	P.O. Box 1050 Holden, WV 25625	S-5015-98	3/6/06	Spoil off permitted area	Abated
		S-501301	8/31/07	Blast plan not prepared	Terminated
			9/06/07 (3)	Blasting over cast	Terminated
			9/06/07	Blast Log not formatted	Terminated
		S-5016-93	4/29/05	Failed to maintain sediment controls.	Abated
		S-5013-01	6/10/08	Off-site impacts.	Abated
		P606	8/27/08	Suspended solids impact	Abated
		S-5023-99	4/9/09	Plugged ditch w/sediment	
		S-5023-99	9/21/09	Overburden used for fill	
		S-5013-01	12/8/09	Debris in ditch & down slope	

TABLE 1-2 (Continued)

Facility	Mailing Address	Permit Number	Date	Violation Description	Status
Cumberland River Coal Company - Pardee Complex	P.O. Box 109 Appalachia, VA 24216	1301430	2/16/05	Discharge of solids to creek	Abated
		1601486	9/21/05	Failure to submit water data.	Abated
			6/20-21/06	Incomplete water data	Abated
		1101623	6/29/06	Blocked ditch	Terminated
		P606	08/27/08	Suspended solids impact	Abated
		1102011	08/29/08	Blaster's Log incomplete	Abated
		8670433	9/10/08	Failure to submit blast plan	Abated
		1101623	11/6/08	Erosion, ditch failure	Abated
		S502701	12/16/08	Water damage/slide	Abated
		8670433	12/15/08	Drainage, topsoil, gullies	Abated
		8670434	12/15/08	Highwall, failure to remove topsoil	Abated
		8675139	12/17/08	Non-certified blaster	Abated
		867-0434	3/18/09	Erosion/Runoff	
		867-0433	3/18/09	Off permit mining	Abated
		867-0434	3/18/09	Improper drainage	
867-0434	4/16/09	Off permit disturbance			
867-0433	4/16/09	Failure to follow plan			
867-0434	6/11/09	Impact off permit area			

TABLE 1-2 (Continued)

Facility	Mailing Address	Permit Number	Date	Violation Description	Status
Mountain Laurel Complex	Route 17, PO Box E Sharples, WV 25183	0-51-85	6/30/06	Mtn. Laurel Erosion damage	Abated
Spruce Coal Complex	Mingo Logan Coal Company 7 Players Club Drive Charleston, WV 25311	S501397	5/1/08	Impact to undisturbed soils	Terminated
			12/4/07	Offsite Impacts	Appealed
		S506391	1/11/07	Failed to follow NPDES permit	Terminated/ Vacated
		S502486	6/7/06	Failure to compact	Terminated
			6/23/06	Failed to submit permit renewal 120 days prior	Terminated
		U510686	6/21/06	No certified impoundment report.	Withdrawn
		O005185	6/30/06	Erosion requiring repair	Extended
		U503197	1/19/06	Disturbance hydrologic balance	Terminated
		S507901	3/27/07	Blasting/Blast Log	Terminated
		S501397	5/1/08	Undisturbed area impact	Terminated
	10/28/08	Permit Renewal Late	Terminated		
	6/15/09	Failure to maintain hydrologic balance			
	8/18/09	Pond rupture			
	9/4/09	Channel staining			

GENERAL CHAPTER 1
APPENDIX 1-1

ARCH COAL INC
2009 - 2010 OWNERSHIP AND CONTROL
UPDATES

March 2010

ARCH COAL INC. (144492)
OWNERSHIP AND CONTROL INFORMATION

ID No.	Name	Position	Begin Date	End
125225	LEER, STEVEN F	CEO	7/1/97	
125225	LEER, STEVEN F	DIR	7/1/97	
125225	LEER, STEVEN F	CB	4/28/06	
138467	LANG, PAUL	SVP	12/7/06	
247567	DREXLER, JOHN T	CFO, SVP	5/1/08	
044179	BESTEN JR, CLARENCE HENRY	SVP	7/1/97	
098471	PEUGH, DAVID B	VP	7/1/97	
118428	LOCKHART, THOMAS A	DIR	2/21/03	
119588	BOYD, JAMES ROBERT	DIR	7/1/97	
127325	JONES, ROBERT G	SVP	8/1/2008	
127325	JONES, ROBERT G	GC, SEC	10/16/00	
129563	STEELE, CHARLES DAVID	VP (TAX)	4/24/03	
133451	EAVES, JOHN W	COO	12/11/02	
133451	EAVES, JOHN W	DIR	2/23/06	
133451	EAVES, JOHN W	PRS	4/28/06	
152524	BUMBICO, ANTHONY S	VP	4/27/06	
138362	HUNT, DOUGLAS H	DIR	7/1/97	
146381	FLORCZAK, JAMES E	TRS	8/17/98	
146805	PERRY, MICHAEL A	DIR	9/28/98	
147242	SANDS, THEODORE D	DIR	2/25/99	
147387	LORSON, JOHN W	COP	4/9/99	
147951	POTTER, ROBERT G	DIR	4/26/01	
149715	BURKE, FRANK M	DIR	9/7/00	
150775	SLONE, DECK S	VP	4/26/01	
153333	FELDMAN, SHEILA B	VP	2/3/03	
155172	GODLEY, PATRICIA FRY	DIR	7/22/04	
113124	WARNECKE, DAVID N	VP	8/8/05	
149037	TAYLOR, WESLEY M	DIR	7/28/05	
158670	JENNINGS, BRIAN J	DIR	7/27/06	
	HARTLEY, DAVID E	VP, CIO	8/1/09	
	WARNER, CASEY	DIR	4/23/09	
	PLOETZ, JON S	ASC	2/18/10	
CHANGES 2005 - 2009				
043422	WOODRING, KENNETH GEORGE	EVP	7/1/97	2/21/05
154854	ZIEGLER, JOHN A	COF	4/24/03	3/1/05
093320	SHANKS, ROBERT W	VP	7/1/97	3/18/05
104762	HATFIELD, BENNETT K	VP	4/24/03	3/31/05
148971	ALLBRITTEN, BRADLEY M	VP	3/1/00	6/1/05
140828	BROWN, LARRY R	VP, CIO	7/1/97	7/1/05
148741	VINING, PAUL H	SVP	6/1/05	8/5/05
150044	HORGAN, JANET L	ASS	10/16/00	10/14/05
150044	HORGAN, JANET L	AGC	10/16/00	12/14/05
119588	BOYD, JAMES ROBERT	CB	7/1/97	4/28/06
133451	EAVES, JOHN W	EVP	12/11/02	4/28/06
125225	LEER, STEVEN F	PRS	7/1/97	4/28/06
150302	MESSEY, ROBERT J	CFO, SVP	12/1/00	4/30/08
156500	KELLEY, ALLEN	COF	3/15/05	11/17/08
157113	ABBENE, MICHAEL T	VP, CIO	7/1/05	7/31/09
157738	BILLHARTZ, GREGORY A	ASC	12/8/05	10/6/09

March 15, 2010

LEGEND

AGC - ASSISTANT GENERAL COUNSEL
AST - ASSISTANT TREASURER
CB - CHAIRMAN OF THE BOARD
CFO - CHIEF FINANCIAL OFFICER
COO - CHIEF OPERATING OFFICER
CIO - CHIEF INFORMATION OFFICER
EVP - EXECUTIVE VICE PRESIDENT
GM - GENERAL MANAGER
GC - GENERAL COUNSEL
SEC - SECRETARY
VP - VICE PRESIDENT
SVP - SENIOR VICE PRESIDENT

ASC - ASSISTANT SECRETARY
CEO - CHIEF EXECUTIVE OFFICER
COF - INTERNAL AUDITOR
COP - CONTROLLER
DIR - DIRECTOR
FIN - FINANCE
PRS - PRESIDENT
TRS - TREASURER

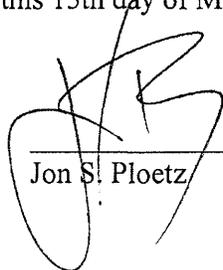
ASSISTANT SECRETARY'S CERTIFICATE

ARCH COAL, INC.

I, Jon S. Ploetz, Assistant Secretary of ARCH COAL, INC., a Delaware limited liability company (the "Company"), hereby certify that:

1. On April 23, 2009, Casey Warner was elected Director of Internal Audit of the Company;
2. On October 6, 2009, Mr. Gregory A. Billhartz resigned from the Company as Assistant General Counsel and Assistant Secretary; and
3. On February 18, 2010, Mr. Jon S. Ploetz was elected to the Company as Assistant General Counsel and Secretary.

WITNESS my hand and seal of the Company this 15th day of March, 2010.



Jon S. Ploetz

State of Missouri)
) ss
County of St. Louis)

Sworn and Subscribed to before me this 15th day of March, 2010.

My Commission Expires: May 21, 2011



Jolene Jouett Mermis

JOLENE JOUETT MERMIS
Notary Public - Notary Seal
State of Missouri
Commissioned for St. Louis County
My Commission Expires: May 21, 2011
Commission Number: 07388596

ASSISTANT SECRETARY'S CERTIFICATE

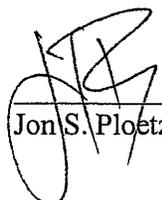
ARCH COAL, INC.

I, Jon S. Ploetz, Assistant Secretary of ARCH COAL, INC., a Delaware corporation (the "Company"), hereby certify to the following:

1. That on July 31, 2009, Mr. Michael T. Abbene resigned as Vice President and Chief Information Officer of the Company; and

2. That on August 1, 2009, Mr. David E. Hartley was elected to the Company as Vice President and Chief Information Officer of the Company.

WITNESS my hand and seal of this Company this 23rd day of March, 2010.



Jon S. Ploetz

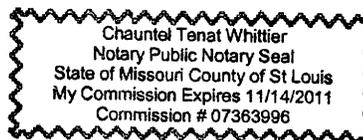
State of Missouri)
) ss
County of St. Louis)

Sworn and Subscribed to before me this 23rd day of March, 2010.



Chaunteal Tenat Whittier

My Commission Expires: November 14, 2011



GENERAL CHAPTER 1
APPENDIX 1-1

ARCH WESTERN RESOURCES, LLC
2009 - 2010 OWNERSHIP AND CONTROL
UPDATES

March 2010

ARCH WESTERN RESOURCES LLC (145595)
 OWNERSHIP AND CONTROL INFORMATION

ID No.	Name	Position	Begin Date	End Date
138467	LANG, PAUL A	PRS	6/27/05	
098471	PEUGH, DAVID B	VP	3/17/98	
127325	JONES, ROBERT G	VP	3/1/00	
127325	JONES, ROBERT G	ASC	3/14/01	
129563	STEELE, CHARLES DAVID	VP (TAX)	5/23/03	
146381	FLORCZAK, JAMES E	TRS	9/15/98	
146381	FLORCZAK, JAMES E	VP (FIN)	4/1/02	
247567	DREXLER, JOHN T	VP	5/1/08	
155171	MERMIS, JOLENE JOUETT	ASC	7/1/04	
158835	WILL, PATRICIA A	AST	7/14/06	
	PLOETZ, JON S	SEC	2/15/10	

OWNERSHIP

109255	ATLANTIC RICHFIELD CO	3/17/98	1%
145629	ARCH WESTERN ACQUISITION CORP	3/17/98	99%

CHANGES 2004 - 2009

093320	SHANKS, ROBERT W	PRS	6/2/98	3/31/05
133451	EAVES, JOHN W	PRS	4/1/05	6/27/05
150044	HORGAN, JANET L	SEC	10/16/00	10/14/05
146912	DIGIACOMO, ELAINE	AST	7/25/03	7/14/06
150302	MESSEY, ROBERT J	VP	3/20/02	4/30/08
157738	BILLHARTZ, GREGORY A	SEC	11/7/05	10/6/09

March 15, 2010

SECRETARY'S CERTIFICATE

ARCH WESTERN RESOURCES, LLC

I, Jon S. Ploetz, Secretary of ARCH WESTERN RESOURCES, LLC, a Delaware limited liability company (the "Company"), hereby certify that:

1. On October 6, 2009, Mr. Gregory A. Billhartz resigned from the Company as Secretary; and
2. On February 15, 2010, Mr. Jon S. Ploetz was elected to the Company as Secretary.

WITNESS my hand and seal of the Company this 15th day of March, 2010.

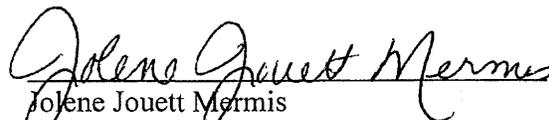


Jon S. Ploetz

State of Missouri)
) ss
County of St. Louis)

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My Commission Expires: May 21, 2011



Jolene Jouett Mermis

JOLENE JOUETT MERMIS
Notary Public - Notary Seal
State of Missouri
Commissioned for St Louis County
My Commission Expires: May 21, 2011
Commission Number: 07388596

GENERAL CHAPTER 1
APPENDIX 1-1

ARCH WESTERN ACQUISITION CORPORATION
2009 - 2010 OWNERSHIP AND CONTROL
UPDATES

March 2010

ARCH WESTERN ACQUISITION CORP (145629)
OWNERSHIP AND CONTROL INFORMATION

ID No.	Name	Position	Begin Date	End Date
044179	BESTEN JR, CLARENCE HENRY	DIR	1/26/00	
098471	PEUGH, DAVID B	VP, DIR	5/7/98	
138467	LANG, PAUL A	PRS, DIR	6/27/05	
129563	STEELE, CHARLES DAVID	VP(TAX)	5/23/03	
146381	FLORCZAK, JAMES E	TRS	9/15/98	
146381	FLORCZAK, JAMES E	VP	3/28/02	
247567	DREXLER, JOHN T	VP	5/1/08	
155171	MERMIS, JOLENE JOUETT	ASC	7/1/04	
	PLOETZ, JON S	SEC	2/15/10	
<u>OWNERSHIP</u>				
144492	ARCH COAL INC	4/17/98	100%	
<u>CHANGES 2003 - 2008</u>				
010680	ROSE, WILLIAM H	ASC	5/7/98	5/23/03
153790	ODONNELL, ANNE WALTHEN	ASC	5/23/03	6/18/04
127325	JONES, ROBERT G	PRS, DIR	3/1/00	6/27/05
150044	HORGAN, JANET L	SEC	10/1/00	10/14/05
150302	MESSEY, ROBERT J	VP	3/28/02	4/30/08
157738	BILLHARTZ, GREGORY A	SEC	11/7/05	10/6/09

April 2009

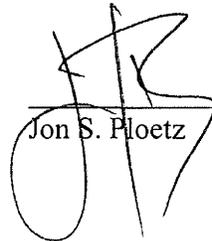
SECRETARY'S CERTIFICATE

ARCH WESTERN ACQUISITION CORPORATION

I, Jon S. Ploetz, Secretary of ARCH WESTERN ACQUISITION CORPORATION, a Delaware Corporation (the "Company"), hereby certify that:

1. On October 6, 2009, Mr. Gregory A. Billhartz resigned from the Company as Secretary; and
2. On February 15, 2010, Mr. Jon S. Ploetz was elected to the Company as Secretary.

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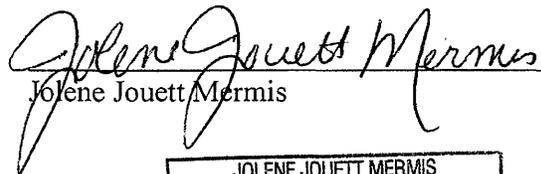


Jon S. Ploetz

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) ss
County of St. Louis)

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My Commission Expires: May 21, 2011



Jolene Jouett Mermis

JOLENE JOUETT MERMIS
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State of Missouri
Commissioned for St Louis County
My Commission Expires: May 21, 2011
Commission Number: 07388596

GENERAL CHAPTER 1
APPENDIX 1-1

ARCH WESTERN BITUMINOUS GROUP
2009 - 2010 OWNERSHIP AND CONTROL
UPDATES

March 2010

ARCH WESTERN BITUMINOUS GROUP LLC (155430)
OWNERSHIP AND CONTROL INFORMATION

ID No.	Name	Position	Begin Date	End Date
129465	DICLAUDIO, EUGENE E.	PRS, DIR, GM	7/29/04	
129563	STEELE, CHARLES DAVID	VP (TAX)	7/29/04	
146381	FLORCZAK, JAMES E	VP, TRS	7/29/04	
155171	MERMIS, JOLENE JOUETT	ASC	7/29/04	
093320	SHANKS, ROBERT W	DIR	7/29/04	
133451	EAVES, JOHN W	DIR	2/21/05	
	PLOETZ, JON S	SEC	2/15/10	
<u>OWNERSHIP</u>				
145595	ARCH WESTERN RESOURCES LLC		7/29/04	100%
<u>CHANGES 2005 - 2009</u>				
043422	WOODRING, KENNETH GEORGE	DIR	7/29/04	2/21/05
150044	HORGAN, JANET L	SEC	7/29/04	10/14/05
157738	BILLHARTZ, GREGORY A	SEC	11/7/05	10/6/09

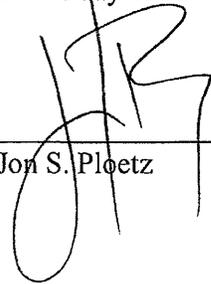
SECRETARY'S CERTIFICATE

ARCH WESTERN BITUMINIOUS GROUP, LLC

I, Jon S. Ploetz, Secretary of ARCH WESTERN BITUMINIOUS, LLC, a Delaware limited liability company (the "Company"), hereby certify that:

1. On October 6, 2009, Mr. Gregory A. Billhartz resigned from the Company as Secretary; and
2. On February 15, 2010, Mr. Jon S. Ploetz was elected to the Company as Secretary.

WITNESS my hand and seal of the Company this 15th day of March, 2010.



Jon S. Ploetz

State of Missouri)
) ss
County of St. Louis)

Sworn and Subscribed to before me this 15th day of March, 2010.

My Commission Expires: May 21, 2011



Jolene Jouett Mermis

JOLENE JOUETT MERMIS
Notary Public - Notary Seal
State of Missouri
Commissioned for St Louis County
My Commission Expires: May 21, 2011
Commission Number: 07388596

GENERAL CHAPTER 1
APPENDIX 1-1

CANYON FUEL COMPANY, LLC
2009 - 2010 OWNERSHIP AND CONTROL
UPDATES

March 2010

CANYON FUEL CO LLC (142816)
OWNERSHIP AND CONTROL INFORMATION

ID No.	Name	Position	Begin Date	End Date
129465	DICLAUDIO, EUGENE E.	PRS, DIR	7/30/04	
129563	STEELE, CHARLES DAVID	VP (TAX)	5/23/03	
146381	FLORCZAK, JAMES E	VP	5/25/99	
146381	FLORCZAK, JAMES E	TRS	7/30/04	
155171	MERMIS, JOLENE JOUETT	ASC	7/30/04	
093320	SHANKS, ROBERT W	DIR	6/1/98	
133451	EAVES, JOHN W	DIR	2/21/05	
113124	WARNECKE, DAVID N	VP	4/21/05	
	PLOETZ, JON S	SEC	2/15/10	

OWNERSHIP

155430	ARCH WESTERN BITUMINOUS GROUP LLC	7/30/04	65%
144492	ARCH COAL INC	7/30/04	35%

CHANGES 2005 - 2009

150044	HORGAN, JANET L	SEC	10/16/00	10/14/05
043422	WOODRING, KENNETH GEORGE	DIR	12/1/00	2/21/05
157738	BILLHARTZ, GREGORY A	SEC	11/7/05	10/6/09

March 15, 2010

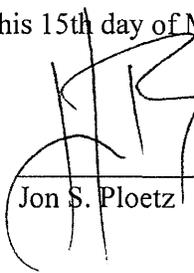
SECRETARY'S CERTIFICATE

CANYON FUEL COMPANY, LLC

I, Jon S. Ploetz, Secretary of CANYON FUEL COMPANY, LLC, a Delaware limited liability company (the "Company"), hereby certify that:

1. On October 6, 2009, Mr. Gregory A. Billhartz resigned from the Company as Secretary; and
2. On February 15, 2010, Mr. Jon S. Ploetz was elected to the Company as Secretary.

WITNESS my hand and seal of the Company this 15th day of March, 2010.

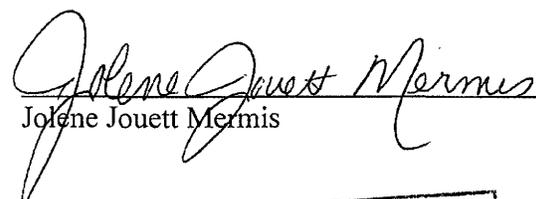


Jon S. Ploetz

State of Missouri)
) ss
County of St. Louis)

Sworn and Subscribed to before me this 15th day of March, 2010.

My Commission Expires: May 21, 2011



Jolene Jouett Mermis

JOLENE JOUETT MERMIS
Notary Public - Notary Seal
State of Missouri
Commissioned for St. Louis County
My Commission Expires: May 21, 2011
Commission Number: 07388596

Canyon Fuel Company, LLC
SCM/Dugout Canyon Mine/Banning Loadout/SUFCO/Skyline

General Chapter 1
March 2010

APPENDIX 1-2

Insurance Certificates



KATHY L. BRITTIN
Risk Manager

July 30, 2009

Via UPS Next Day

Mr. Daron Haddock
Utah Department of Natural Resources
Division of Oil, Gas and Mining
1594 West North Temple, Suite 1210
Salt Lake City, UT 84114-5801

Re: Canyon Fuel Company, LLC/Mountain Coal Company, L.L.C.
Certificates of Liability Insurance

Dear Mr. Haddock:

Enclosed are new Certificates of Liability Insurance for the following:

Canyon Fuel Company, LLC: Permits: C007005, C007018, C007039
C007034, C0041002

Mountain Coal Company, L.L.C.: Permit: ACT/007/016

I trust you will find the enclosures to be in order.

Sincerely,

Kathy Brittin
Risk Manager

Enclosures

cc: Rick Parkins, Arch Western Bituminous Group
Chris Hansen, CFC-Skyline
Gregg Galecki, CFC-Skyline
Mike Davis, CFC-Sufco
Vicky Miller, CFC-Dugout
Kathy Welt, MCC

IMPORTANT

If the certificate holder is an **ADDITIONAL INSURED**, the policy(ies) must be endorsed. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

If **SUBROGATION IS WAIVED**, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

DISCLAIMER

This Certificate of Insurance does not constitute a contract between the issuing insurer(s), authorized representative or producer, and the certificate holder, nor does it affirmatively or negatively amend, extend or alter the coverage afforded by the policies listed thereon.

IMPORTANT

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CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)
07/30/2009

PRODUCER
Marsh USA Inc.
701 Market Street, Suite 1100
St. Louis, MO 63101-1830
Attn: stlouis.certrequest@marsh.com

THIS CERTIFICATION IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW.

001950-Reg-09-10 Y

INSURERS AFFORDING COVERAGE NAIC #

INSURED
Canyon Fuel Company, LLC
c/o Arch Western Bituminous Group, L.L.C.
225 N. 5th Street, Suite 900
Grand Junction, CO 81501

INSURER A: National Union Fire Ins Co Pittsburgh PA 19445
INSURER B:
INSURER C:
INSURER D:
INSURER E:

COVERAGES

10

THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. AGGREGATE LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR ADD'L LTR	INSRD	TYPE OF INSURANCE	POLICY NUMBER	POLICY EFFECTIVE DATE (MM/DD/YYYY)	POLICY EXPIRATION DATE (MM/DD/YYYY)	LIMITS
A		GENERAL LIABILITY <input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS MADE <input checked="" type="checkbox"/> OCCUR <input checked="" type="checkbox"/> Explosion Liability (XCU) GENERAL AGGREGATE LIMIT APPLIES PER <input type="checkbox"/> POLICY <input type="checkbox"/> PROJECT <input type="checkbox"/> LOC	GL093-61-11 *****A \$500,000 general aggregate *****per location*****	07/31/2009	07/31/2010	EACH OCCURRENCE \$ 300,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 50,000 MED EXP (Any one person) \$ 5,000 PERSONAL & ADV INJURY \$ 300,000 GENERAL AGGREGATE \$ * 500,000 PRODUCTS - COMP/OP AGG \$ 500,000
		AUTOMOBILE LIABILITY <input type="checkbox"/> ANY AUTO <input type="checkbox"/> ALL OWNED AUTOS <input type="checkbox"/> SCHEDULED AUTOS <input type="checkbox"/> HIRED AUTOS <input type="checkbox"/> NON-OWNED AUTOS	<i>Sandra L H</i> SANDRA L. HAM Notary Public-Notary Seal STATE OF MISSOURI St. Louis County My Commission Expires on: Jan. 18, 2013 Commission #09450177			COMBINED SINGLE LIMIT (Ea accident) \$ BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$
		GARAGE LIABILITY <input type="checkbox"/> ANY AUTO				AUTO ONLY - EA ACCIDENT \$ OTHER THAN EA ACC AGG \$
		EXCESS / UMBRELLA LIABILITY <input type="checkbox"/> OCCUR <input type="checkbox"/> CLAIMS MADE <input type="checkbox"/> DEDUCTIBLE <input type="checkbox"/> RETENTION \$				EACH OCCURRENCE \$ AGGREGATE \$ \$ \$ \$
		WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE Y/N OFFICER/MEMBER EXCLUDED? <input checked="" type="checkbox"/> N (Mandatory in NH) If yes, describe under SPECIAL PROVISIONS below				<input type="checkbox"/> WC STATUTORY LIMITS <input type="checkbox"/> OTHER E.L. EACH ACCIDENT \$ E.L. DISEASE - EA EMPLOYEE \$ E.L. DISEASE - POLICY LIMIT \$
		OTHER				

DESCRIPTION OF OPERATIONS/LOCATIONS/VEHICLES/EXCLUSIONS ADDED BY ENDORSEMENT/SPECIAL PROVISIONS

Permit Banning Loadout C007034
Blasting and use of explosives is not excluded under the policy.

CERTIFICATE HOLDER

CHI-002370117-24

CANCELLATION

Utah Dept. Of Natural Resources
Division of Oil, Gas and Mining
1594 W. North Temple
Suite 1210
Salt Lake City, UT 84114-5801

SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, THE ISSUING INSURER WILL ~~ADVISE BY MAIL~~
45 DAYS WRITTEN NOTICE TO THE CERTIFICATE HOLDER NAMED TO THE LEFT.

AUTHORIZED REPRESENTATIVE
of Marsh USA Inc.

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