

C/007/039 Incoming ✓
#5558



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

RECEIVED
NOV 13 2017
DIV. OF OIL, GAS & MINING

November 7, 2017

Coal Regulatory Program
Division of Oil, Gas and Mining (DOG M)
1594 West North Temple, Suite 1210
Salt Lake City, Utah 84114-5801

Subject: Permit Renewal, Dugout Canyon Mine, Canyon Fuel Company, LLC, C/007/039, Carbon County, Utah

Dear Mr. Haddock:

Canyon Fuel Company, LLC hereby files application for renewal of permit C/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 legal description of the area associated with the Dugout Canyon Mine can be found in the newspaper notice attached.

The permit renewal package includes the following in compliance with the application requirements (R634-303-232):

- Evidence of a liability insurance policy;
- Evidence of a performance bond in effect for the operation;
- A copy of the proposed newspaper notice as required by R645-300-121.100 and;
- Proof of publication of newspaper notice (submitted after completion of publication).

Should you have any questions please contact Bill King at (435) 636-2898 or David Spillman at (435) 636-2872.

Sincerely,

David G. Spillman, P.E.
Technical Services Manager

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

Description,

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 one (1) review copy of the application.

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 2 day of November, 2017

Carmen Humphrey
Notary Public

My commission Expires: NOV. 16, 2018
Attest: State of Utah } ss:
County of Carbon



For Office Use Only:	Assigned Tracking Number:	Received by Oil, Gas & Mining
		<p style="color: blue; font-size: 1.2em; margin: 0;">RECEIVED</p> <p style="color: red; font-size: 1.2em; margin: 0;">NOV 13 2017</p> <p style="color: blue; font-size: 1.2em; margin: 0;">DIV. OF OIL, GAS & MINING</p>



CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)
2/8/2017

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must have ADDITIONAL INSURED provisions or be endorsed. 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).

PRODUCER Central Insurance Services 4630 Taylorsville Road Louisville, KY 40220	CONTACT NAME: PHONE (A/C No, Ext): (502) 493-2375 FAX (A/C No.): (502) 493-2320 E-MAIL ADDRESS: insurance@centralbank.com
	INSURER(S) AFFORDING COVERAGE NAIC # INSURER A : National Union Fire Insurance 19445 INSURER B : Lexington Insurance Company INSURER C : Apollo Insurance INSURER D : INSURER E : INSURER F :
INSURED Canyon Fuel Company, LLC & Bowie Resource Holdings, LLC Jim Wolff 6100 Dutchman's Lane Ste 900 Louisville, KY 40205	

COVERAGES **CERTIFICATE NUMBER:** **REVISION NUMBER:**

THIS IS TO CERTIFY THAT 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. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADDL INSD	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS	
A	COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR <input checked="" type="checkbox"/> EMP/BEN ded, \$1000 GEN'L AGGREGATE LIMIT APPLIES PER: <input type="checkbox"/> POLICY <input type="checkbox"/> PRO-JECT <input type="checkbox"/> LOC <input type="checkbox"/> OTHER			GL 6576428	02/01/2017	02/01/2018	EACH OCCURRENCE	\$ 2,000,000
							DAMAGE TO RENTED PREMISES (Ea occurrence)	\$ 1,000,000
							MED EXP (Any one person)	\$ 10,000
							PERSONAL & ADV INJURY	\$ 2,000,000
							GENERAL AGGREGATE	\$ 3,000,000
							PRODUCTS - COMP/OP AGG	\$ 2,000,000
								\$
	AUTOMOBILE LIABILITY <input type="checkbox"/> ANY AUTO OWNED AUTOS ONLY <input type="checkbox"/> SCHEDULED AUTOS <input type="checkbox"/> HIRED AUTOS ONLY <input type="checkbox"/> NON-OWNED AUTOS ONLY						COMBINED SINGLE LIMIT (Ea accident)	\$
							BODILY INJURY (Per person)	\$
							BODILY INJURY (Per accident)	\$
							PROPERTY DAMAGE (Per accident)	\$
								\$
A	<input checked="" type="checkbox"/> UMBRELLA LIAB <input checked="" type="checkbox"/> OCCUR <input type="checkbox"/> EXCESS LIAB <input type="checkbox"/> CLAIMS-MADE DED <input checked="" type="checkbox"/> RETENTION \$ 10,000			BE84160147	02/01/2017	02/01/2018	EACH OCCURRENCE	\$ 10,000,000
							AGGREGATE	\$ 10,000,000
								\$
	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) Y/N N/A If yes, describe under DESCRIPTION OF OPERATIONS below						PER STATUTE	OTH-ER
							E.L EACH ACCIDENT	\$
							E.L DISEASE - EA EMPLOYEE	\$
							E.L DISEASE - POLICY LIMIT	\$
B	Commercial Umbrella			025267252	02/01/2017	02/01/2018	Excess Umbrella	15,000,000
C	Commercial Umbrella			B0507P17HL00260	02/01/2017	02/01/2018	Excess Excess Umb	20,000,000

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)
Permit Dougot Canyon Mine C007039.

Blasting and use of explosives is not excluded under the policy

CERTIFICATE HOLDER Utah Dept of Natural Resources Division of Oil Gas and Mining 1694 W. North Temple Ste 1210 Salt Lake City, UT 84114-5801	CANCELLATION SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS. AUTHORIZED REPRESENTATIVE
---	--

EXHIBIT "B"

**Bonding Agreement
Surety Bond**

(Federal Coal)

Surety Bond Number 1093363

EXHIBIT "B"
SURETY BOND
(FEDERAL COAL)
--000000--

This **SURETY BOND** entered into and by and between the undersigned **PERMITTEE/PRINCIPAL**, Canyon Fuel Company, LLC, and **SURETY** Lexon Insurance Company, hereby jointly and severally bind ourselves, our heirs, administrators, executors, successors and assigns unto the State of Utah, Division of Oil, Gas and Mining (hereafter referred to as the "DIVISION"), and the U.S. Department of the Interior, Office of Surface Mining Reclamation and Enforcement (hereafter referred to as "OSM") in the penal sum of Three Million Five Hundred Fifty Thousand and 00/100 (\$3,550,000.00) (Surety Bond Amount) for the timely performance of reclamation responsibilities of the Permittee in the Bonded Area described in Exhibit "A" of that certain **RECLAMATION AGREEMENT**, dated the 15th day of August, 2013 by and between the **DIVISION** and the **PERMITTEE/PRINCIPAL**.

This **SURETY BOND** shall remain in effect until all of the **PERMITTEE'S/PRINCIPAL'S** reclamation obligations have been met and released by the **DIVISION** with the concurrence of **OSM** and is conditioned upon faithful performance of all of the requirements of the Utah Coal Mining Reclamation Act, Utah Code Ad. §40-12-2 et. seq. (the **ACT**), the Surface Mine Control and Reclamation Act ("SMCRA"), and all lawful regulation adopted under the authority of those statutes, and the approved Permit (which is based upon the approved Permit Application Package).

The **SURETY** will not cancel this bond at any time for any reason, including non-payment of premium or bankruptcy of the **PERMITTEE/PRINCIPAL** during the period of liability.

The **SURETY** and their successors and assigns, agree to guarantee the obligation and to indemnify, defend, and hold harmless the **DIVISION** and **OSM** from any and all expenses which the **DIVISION** may sustain as a result of the **PERMITTEE'S/PRINCIPAL'S** failure to comply with the condition(s) of the reclamation obligation.

The **SURETY** will give prompt notice to the **PERMITTEE/PRINCIPAL**, the **DIVISION** and **OSM** of any notice received or action alleging the insolvency or bankruptcy of the **SURETY**, or alleging any violations or regulatory requirements which could result in suspension or revocation of the **SURETY'S** license.

Upon incapacity of the **SURETY** by reason of bankruptcy, or suspension or revocation of license, the **PERMITTEE/PRINCIPAL** shall be deemed to be without Bond coverage in violation of state and federal law and subject to enforcement in accordance with SMCRA, the **ACT**, and the applicable regulations.

Exhibit "B"
Federal Surety Bond
Federal

Surety Bond Number 1093363
Mine Name/Number Dugout Canyon Mine, C/007/0039

The terms for release of this **BOND** are as written and agreed to by the **DIVISION** and the **PERMITTEE/PRINCIPAL** in the **RECLAMATION AGREEMENT**, incorporated by reference herein, to which this **SURETY AGREEMENT** has been attached as Exhibit "B".

In the event the Utah Cooperative Agreement is terminated, this **SURETY BOND** shall be payable only to the OSM to the extent that lands covered by the Federal Lands Program are involved and otherwise to the **DIVISION**.

IN WITNESS WHEREOF, the **PERMITTEE/PRINCIPAL** has hereunto set its signature and seal this 15th day of August, 2013.

Canyon Fuel Company, LLC
By: Bowie Resource Holdings, LLC, its sole member
By: Bowie Resource Partners, LLC, its sole member

PERMITTEE/PRINCIPAL

By: James Wolff
James Wolff
Title: Chief Financial Officer

IN WITNESS WHEREOF, the **SURETY** has hereunto set its signature and seal this 15th day of August, 2013.

Lexon Insurance Company

SURETY

By: Jackie C. Koestel
Jackie C. Koestel

Title: Attorney-in-Fact

SURETY BONDING AGREEMENT ACCEPTED BY THE STATE OF UTAH:

John R. Bay
Director
Division of Oil, Gas and Mining

NOTE: An Affidavit of Qualification must be completed and attached to this form for each authorized agent/or officer. Where one signs by virtue of Power of Attorney for a company, such Power of Attorney must be filed with the Agreement. If the **PERMITTEE** is a corporation, the Agreement shall be executed by its duly authorized officer.

**AFFIDAVITS
OF
QUALIFICATION**

POWER OF ATTORNEY

LX - 073567

Lexon Insurance Company

KNOW ALL MEN BY THESE PRESENTS, that LEXON INSURANCE COMPANY, a Texas Corporation, with its principal office in Louisville, Kentucky, does hereby constitute and appoint: Brook T. Smith, Mark A. Guidry, Raymond M. Hundley, Jason D. Cromwell, James H. Martin, Sandra L. Fusinetti,

Deborah Neichter, Jill Kemp, Jackie C. Koestel, Sheryon Quinn, Dawson West, Bonnie J. Wortham, Amy Meredith, Lynnette Long, Barbara Duncan

its true and lawful Attorney(s)-In-Fact to make, execute, seal and deliver for, and on its behalf as surety, any and all bonds, undertakings or other writings obligatory in nature of a bond.

This authority is made under and by the authority of a resolution which was passed by the Board of Directors of LEXON INSURANCE COMPANY on the 1st day of July, 2003 as follows:

Resolved, that the President of the Company is hereby authorized to appoint and empower any representative of the Company or other person or persons as Attorney-In-Fact to execute on behalf of the Company any bonds, undertakings, policies, contracts of indemnity or other writings obligatory in nature of a bond not to exceed \$ 4,000,000.00 Four million dollars..... dollars, which the Company might execute through its duly elected officers, and affix the seal of the Company thereto. Any said execution of such documents by an Attorney-In-Fact shall be as binding upon the Company as if they had been duly executed and acknowledged by the regularly elected officers of the Company. Any Attorney-In-Fact, so appointed, may be removed for good cause and the authority so granted may be revoked as specified in the Power of Attorney.

Resolved, that the signature of the President and the seal of the Company may be affixed by facsimile on any power of attorney granted, and the signature of the Assistant Secretary, and the seal of the Company may be affixed by facsimile to any certificate of any such power and any such power or certificate bearing such facsimile signature and seal shall be valid and binding on the Company. Any such power so executed and sealed and certificate so executed and sealed shall, with respect to any bond of undertaking to which it is attached, continue to be valid and binding on the Company.

IN WITNESS THEREOF, LEXON INSURANCE COMPANY has caused this instrument to be signed by its President, and its Corporate Seal to be affixed this 21st day of September, 2009.



LEXON INSURANCE COMPANY

BY [Signature]
David E. Campbell
President

ACKNOWLEDGEMENT

On this 21st day of September, 2009, before me, personally came David E. Campbell to me known, who being duly sworn, did depose and say that he is the President of LEXON INSURANCE COMPANY, the corporation described in and which executed the above instrument; that he executed said instrument on behalf of the corporation by authority of his office under the By-laws of said corporation.

"OFFICIAL SEAL"
MAUREEN K. AYE
Notary Public, State of Illinois
My Commission Expires 09/21/13

[Signature]
Maureen K. Aye
Notary Public

CERTIFICATE

I, the undersigned, Assistant Secretary of LEXON INSURANCE COMPANY, A Texas Insurance Company, DO HEREBY CERTIFY that the original Power of Attorney of which the foregoing is a true and correct copy, is in full force and effect and has not been revoked and the resolutions as set forth are now in force.

Signed and Sealed at Woodridge, Illinois this 15th Day of August, 2013.

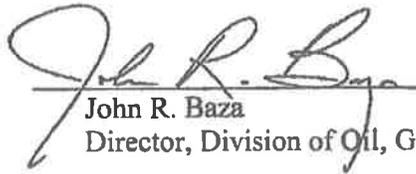


[Signature]
Philip G. Lauer
Assistant Secretary

"WARNING: Any person who knowingly and with intent to defraud any insurance company or other person, files an application for insurance or statement of claim containing any materially false information, or conceals for the purpose of misleading, information concerning any fact material thereto, commits a fraudulent insurance act, which is a crime and subjects such person to criminal and civil penalties."

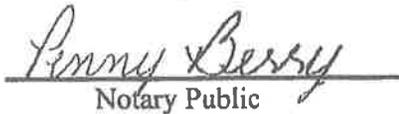
**AFFIDAVIT OF QUALIFICATION
DIRECTOR
--ooOOoo--**

John R. Baza, being first duly sworn under oath, deposes and says that he is the Director for the Division of Oil, Gas and Mining, Department of Natural Resources, State of Utah; and that he is duly authorized to execute and deliver the foregoing obligations; and that said Director is authorized to execute the same by authority of laws on behalf of the State of Utah.


John R. Baza
Director, Division of Oil, Gas and Mining

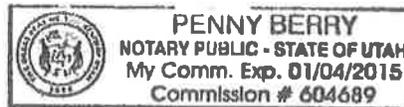
STATE OF Utah)
COUNTY OF Salt Lake) ss:

Subscribed and sworn to before me this 26 day of September 2013.


Notary Public

My Commission Expires:

Jan. 4, 2015.



RECEIVED

OCT 29 2013

DIV. OF OIL, GAS & MINING

Permit #C/007/0039

Dugout Canyon Mine

GENERAL PURPOSE RIDER

To be attached to and form part of Bond Number 1093363 effective August 15, 2013
issued by the Lexon Insurance Company
In the amount of \$3,550,000.00 DOLLARS,
on behalf of Canyon Fuel Company, LLC
as Principal and in favor of Department of Natural Resources Division of Oil, Gas and Mining
as Obligor:

Now, Therefore, it is agreed that:

Ironshore Indemnity Inc. is providing this rider as a full guarantee for the obligations undertaken by Lexon Insurance Company as surety for the above mine. This additional guarantee is required by the State of Utah to meet the requirement that the surety provided must have an A.M. Best rating of A- or better. In the event of any failure by Lexon Insurance Company to satisfy its surety obligations, Ironshore Indemnity Inc. shall be liable for their performance or payment.

It is further understood and agreed that all other terms and conditions of this bond shall remain unchanged.

This rider is to be effective the 15th day of August, 2013.

Signed, sealed and dated this 15th day of August, 2013.

Canyon Fuel Company, LLC (Principal)
By: James J. Wolff

Ironshore Indemnity Inc. (Surety)
By: Brook T. Smith Attorney-in-Fact

Accepted By:
Department of Natural Resources
Division of Oil, Gas and Mining
John R. Boy

POWER OF ATTORNEY

III-

Ironshore Indemnity Inc.

KNOW ALL MEN BY THESE PRESENTS, that IRONSHORE INDEMNITY INC., a Minnesota Corporation, with its principal office in New York, NY does hereby constitute and appoint: Brook T. Smith, Raymond M. Hundley, Jason D. Cromwell, James H. Martin, Sandra L. Fusinetti, Deborah Nelchter, Jill Kemp, Jackie C. Koestel, Sheryon Quinn, Dawson West, Bonnie J. Wortham, Amy Meredith, Lynette Long, Barbara Duncan, Mark A. Guldry, Michele Lacrosse and Summer A. Betting its true and lawful Attorney(s)-In-Fact to make, execute, seal and deliver for, and on its behalf as surety, any and all bonds, undertakings or other writings obligatory in nature of a bond.

This authority is made under and by the authority of a resolution which was passed by the Board of Directors of IRONSHORE INDEMNITY INC. on the 22nd day of April, 2013 as follows:

Resolved, that the Director of the Company is hereby authorized to appoint and empower any representative of the company or other person or persons as Attorney-In-Fact to execute on behalf of the Company any bonds, undertakings, policies, contracts of Indemnity or other writings obligatory in nature of a bond not to exceed \$5,500,000 dollars, which the Company might execute through its duly elected officers, and affix the seal of the Company thereto. Any said execution of such documents by an Attorney-In-Fact shall be as binding upon the Company as if they had been duly executed and acknowledged by the regularly elected officers of the Company. Any Attorney-In-Fact, so appointed, may be removed for good cause and the authority so granted may be revoked as specified in the Power of Attorney.

Resolved, that the signature of the Director and the seal of the Company may be affixed by facsimile on any power of attorney granted, and the signature of the Secretary, and the seal of the Company may be affixed by facsimile to any certificate of any such power and any such power or certificate bearing such facsimile signature and seal shall be valid and binding on the Company. Any such power so executed and sealed and certificate so executed and sealed shall, with respect to any bond of undertaking to which it is attached, continue to be valid and binding on the Company.

IN WITNESS THEREOF, IRONSHORE INDEMNITY INC. has caused this instrument to be signed by its Director, and its Corporate Seal to be affixed this 2nd day of July, 2013.

IRONSHORE INDEMNITY INC.



By: 
Daniel L. Sussman
Director

ACKNOWLEDGEMENT

On this 2nd day of July, 2013, before me, personally came Daniel L. Sussman to me known, who being duly sworn, did depose and say that he is the Director of Ironshore Indemnity Inc., the corporation described in and which executed the above instrument; that he executed said instrument on behalf of the corporation by authority of his office under the By-laws of said corporation.

JUDY BERGER
NOTARY PUBLIC-STATE OF NEW YORK
No. 0186222764
Qualified in New York County
My Commission Expires June 01, 2014


Judy Berger
Notary Public

CERTIFICATE

I, the undersigned, Secretary of IRONSHORE INDEMNITY INC., a Minnesota Company, DO HEREBY CERTIFY that the original Power of Attorney of which the foregoing is a true and correct copy, is in full force and effect and has not been revoked and the resolutions as set forth are now in force.

Signed and Sealed at this 15th Day of August, 2013.




Paul S. Giordano
Secretary

"WARNING: Any person who knowingly and with intent to defraud any insurance company or other person, files and application for insurance or statement of claim containing any materially false information, or conceals for the purpose of misleading information concerning any fact material thereto, commits a fraudulent insurance act, which is a crime and subjects such person to criminal and civil penalties."

**AFFIDAVIT OF QUALIFICATION
PERMITTEE
--ooOoo--**

I, James Wolff, being first duly sworn under oath, deposes and says that he/she is the (officer or agent) Chief Financial Officer of Canyon Fuel Company, LLC and that he/she is duly authorized to execute and deliver the foregoing obligations; and that said PERMITTEE is authorized to execute the same and has complied in all respects with the laws of Utah in reference to commitments, undertakings and obligations herein.

Canyon Fuel Company, LLC
By: Bowle Resource Holdings, LLC, its sole member
By: Bowle Resource Partners, LLC, its sole member
James Wolff
(Signed) James Wolff, Chief Financial Officer
Name-Position

Attest: BSS
Secretary of the Corporation

STATE OF Kentucky
COUNTY OF Jefferson) ss:

Subscribed and sworn to before me this 25 day of Oct., 2013.

Carolyn Dunton
Notary Public

My Commission Expires:

Dec 6, 2015.

**AFFIDAVIT OF QUALIFICATION
DIRECTOR
--ooOOoo--**

John R. Baza, being first duly sworn under oath, deposes and says that he is the Director for the Division of Oil, Gas and Mining, Department of Natural Resources, State of Utah; and that he is duly authorized to execute and deliver the foregoing obligations; and that said Director is authorized to execute the same by authority of laws on behalf of the State of Utah.


John R. Baza
Director, Division of Oil, Gas and Mining

STATE OF Utah)
COUNTY OF Salt Lake) ss:

Subscribed and sworn to before me this 31 day of October 2013.


Notary Public

My Commission Expires:

Jan. 4, 2015.



Public Notice

Public Notice

Dugout Canyon Mine Permit Renewal

Dugout Canyon Mine

Canyon Fuel Company

P.O. Box 1029

Wellington, UT 84542

MSHA # 42-01890, #1211-UT-09-01890-01

Permit # C/007/039

Permit Renewed 3/16/2013

Canyon Fuel Company, LLC of Grand Junction, Colorado hereby announces its intent to renew its Coal Mining Permit for the Dugout Canon 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 with facilities located approximately thirteen (13) miles northeast of Wellington, Utah.

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
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, N 1/2S1/2, Portion of N1/2NE1/4SE1/4SE 1/4, Portion of SW1/4NE1/4SE1/4SE1/4, Portion of S1/2NW1/4SE1/4SE1/4, Portion of SE1/4NE1/4SW1/4SE1/4, 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, N1/2NE1/4NW1/4SW1/4, NW1/4SW1/4NW1/4SW1/4, E1/2SE1/4SW1/4
Section 24:	All
Section 25:	N1/2N1/2, N1/2SW1/4NW1/4
Section 26:	N1/2NE1/4, NE1/4SE1/4NE1/4
Section 27:	Portion of W 1/2NW 1/4NW 1/4NE 1/4 Portion of SE 1/4NE1/4NE1/4NW1/4; Portion of E1/2SE1/4NE1/4NW1/4; Portion of SW1/4SE1/4NE1/4NW1/4

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

Section 17:	SW1/4, SW1/4SE1/4,
Section 18:	Lots 1, 2, S1/2
Section 19:	All
Section 20:	All
Section 21:	SW1/4NW1/4, SW1/4
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 12 E, Salt Lake Base and Meridian

Section 18: Portions of N1/2NE1/4

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

The address of the applicant is: Canyon Fuel Company, LLC
225 North 5th Street, 9th Floor
Grand Junction, CO 81501

A copy of the Dugout Canyon Permit Renewal application may be examined at the office of Division of Oil, Gas and Mining, 1594 West North Temple, Suite 1210, Salt Lake City, Utah 84114-5801, and the Carbon County Recorder's Office, 751 E 100 N, Price, Utah. Written comments, objections, or requests for an informal conference may be submitted to the Salt Lake City address. Said comments must be submitted thirty (30) days from the date of the last publication of this notice. This notice is being published to comply with the Surface Mining Control and Reclamation Act of 1977, and State and Federal regulations promulgated pursuant to said Act.