

C0070041
Incoming
#3608
OK



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Utah Division of Oil, Gas & Mining
Utah Coal Program
1594 West North Temple, Suite 1210
P.O.Box 145801
Salt Lake City, UT 84114-5801

August 24, 2010

Attn: Daron Haddock
Permit Supervisor

Re: West Ridge Mine C/007/041
Incidental Boundary Change
Penta Creek Fee Lease Extension

Dear Mr. Haddock:

Enclosed are six (6 ea.) copies of an Incidental Boundary Change (IBC) to the West Ridge MRP. This IBC is to allow mining within a small area of the newly-acquired Penta Creek Fee Lease Extension. The purpose of this IBC is to allow the main entries to be squared off before the section equipment has to be pulled out. As a result of the IBC the permit area would expand from 6740.53 acres to 6760.83 acres. As you review this submittal please note the following:

- 1) The IBC increases the permit area by 20.3 acres, which is less than 1/3 of 1% of the existing permit area.
- 2) The actual area of the IBC to be undermined is less than 9.5 acres.
- 3) All mining within the IBC will be development mining. There will be no full-extraction mining associated with the IBC.
- 4) All mining in this IBC will be under 3000' of cover.
- 5) There will be no surface disturbance associated with mining of the IBC.
- 6) The IBC area is included within the existing CHIA
- 7) This IBC has been surveyed for raptors with negative finding.

File in: C/0070041 Incoming
 Date: 08302010 Refer to:
 Confidential
 Shelf
 Expandable
 For additional information

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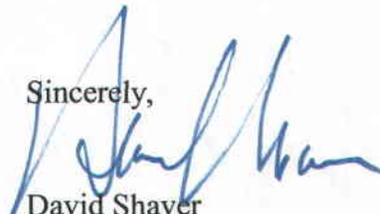
- 8) The IBC has been surveyed for archeology with negative findings.
- 9) There are no issues involving soils, biology, T & E species, land use, archeology, land use or hydrology associated with the IBC.
- 10) All mining in the IBC will be on private (fee) coal, under private (fee) surface, both owned by Penta Creek and leased to West Ridge Resources.

A map showing the location of the IBC relative to the existing permit area is attached to this letter for your review. Please note that the confidential archeology information and raptor information for this area is the same as what was submitted for the recent SITLA IBC which was approved and incorporated by your office on July 27 of this year.

According to our latest mining projections, the main entry development is scheduled to cross into the Penta Creek IBC area in October, 2010. Therefore, we would appreciate an expedited review of this application.

If you have questions or comments please contact me at (435) 888-4017.

Sincerely,



David Shaver
Resident Agent