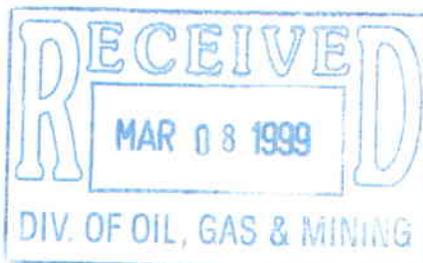




March 5, 1999



Mr. Robert Davidson, Reclamation Specialist  
Coal Program – DOGM  
1594 West North Temple, Suite 1210  
Box 145801  
Salt Lake City, UT. 84116

RE: Minor Permit Amendment to ACT/015/002 - J.B. King Mine

*Amendment*  
*Copy Joe = Bob*  
*(letter)*

Dear Mr. Davidson:

*99A*

Please find attached an application for a Minor Permit Amendment for the J.B. King Mine – Permit # ACT/015/002. As we discussed previously, this amendment addresses those as-built modifications to the J.B. King site that were accomplished in Nov. 1998, with DOGM approval. This simply formalizes those tasks. This amendment includes the following elements: 1) an as-built design of the North Diversion channel (following repair and clean-out); 2) reclamation enhancement using husbandry practice on an area less than 1.0 acre that is directly south of the north diversion ditch; and 3) removal of deteriorated section of silt fencing on the north-east end of reclaimed vegetation test plot area. I have included the certification by Hansen, Allen & Luce Inc. for the North Diversion Channel Hydrologic Characteristics, and a map showing the location of all the before mentioned modifications.

If you have any questions concerning this submittal, once you have reviewed it, please call me at your earliest convenience at (775) 856-3339. Thank you in advance for expeditiously handling this matter.

Sincerely,

E.M. (Buzz) Gerick  
Vice President of Operations

Cc: JBK file

# APPLICATION FOR PERMIT PROCESSING

Permit Change <b>XX</b>	New Permit <input type="checkbox"/>	Renewal <input type="checkbox"/>	Transfer <input type="checkbox"/>	Exploration <input type="checkbox"/>	Bond Release <input type="checkbox"/>	Permit Number: <b>ACT/015/002</b>
----------------------------	--	----------------------------------	-----------------------------------	--------------------------------------	---------------------------------------	-----------------------------------

Title of Proposal: **Amend permit to include: 1) As-built design of north diversion ditch (following repair and cleanout); 2) reclamation enhancement using husbandry practice on area less than one (1) acre parcel that is directly south of the north diversion ditch; and 3) removal of deteriorated section of silt fencing on north-east end of vegetation test plot area.**

Mine: **J.B. KING**  
 Permittee: **Western States Minerals Corp.**

Description, include reason for application and timing required to implement: **Request to amend permit to include an as-built design for north diversion ditch; an as-built of enhanced reclamation using husbandry practices on less than one acre next to north diversion ditch; and removal of deteriorated silt fencing on north-east**

Instructions: *If you answer yes to any of the first 8 questions (gray), submit the application to the Salt Lake Office. Otherwise, you may submit it to your reclamation specialist.*

No	1. Change in the size of the Permit Area? acres Disturbed Area? acres <input type="checkbox"/> increase <input type="checkbox"/> decrease.
No	2. Is the application submitted as a result of a Division Order? DO #
No	3. Does application include operations outside a previously identified Cumulative Hydrologic Impact Area?
No	4. Does application include operations in hydrologic basins other than as currently approved?
No	5. Does application result from cancellation, reduction or increase of insurance or reclamation bond?
No	6. Does the application require or include public notice/publication?
No	7. Does the application require or include ownership, control, right-of-entry, or compliance information?
No	8. Is proposed activity within 100 feet of a public road or cemetery or 300 feet of an occupied dwelling?
Yes	9. Is the application submitted as a result of a Violation? NOV # <b>N98-45-4-1</b>
Yes	10. Is the application submitted as a result of other laws or regulations or policies? Explain: <b>Modification to existing permit</b>
No	11. Does the application affect the surface landowner or change the post mining land use?
No	12. Does the application require or include underground design or mine sequence and timing? (Modification of R2P2?)
No	13. Does the application require or include collection and reporting of any baseline information?
No	14. Could the application have any effect on wildlife or vegetation outside the current disturbed area?
Yes	15. Does application require or include soil removal, storage or placement? <b>Minor- removal/placement; less than 0.15 acres</b>
Yes	16. Does the application require or include vegetation monitoring, removal or revegetation activities? <b>Minor- reseed; less than 1.0 Acre</b>
Yes	17. Does the application require or include construction, modification, or removal of surface facilities? <b>Silt fencing</b>
Yes	18. Does the application require or include water monitoring, sediment or drainage control measures? <b>Drainage control design</b>
Yes	19. Does the application require or include certified designs, maps, or calculations? <b>Certified design and calculations by HA&amp;L</b>
No	20. Does the application require or include subsidence control or monitoring?
Yes	21. Have reclamation costs for bonding been provided for? <b>Existing bond covers this minor modification</b>
No	22. Does application involve a perennial stream, a stream buffer zone or discharges to a stream?
No	23. Does the application affect permits issued by other agencies or permits issued to other entities?

**Attach 3 complete copies 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.

Signed - Name - Position - Date

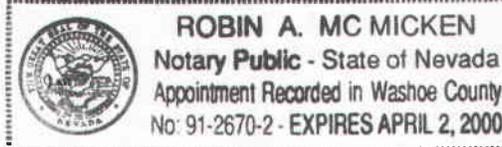
*[Signature]*  
**E.M. Gerick - V.P. Operations**

Subscribed and sworn to before me this 5 day of March, 1999.

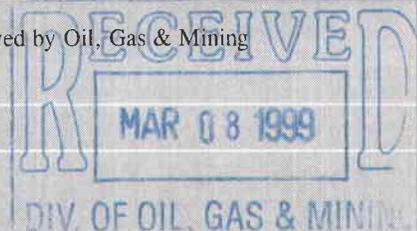
*[Signature]*  
**Robin A. Mc Micken**

Notary Public

March 5, 1999



Received by Oil, Gas & Mining



Assigned Tracking Number

