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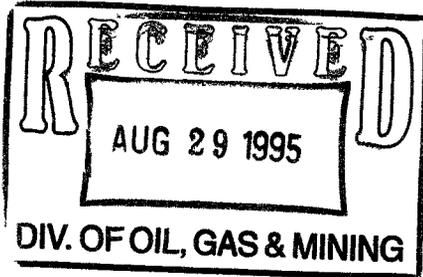
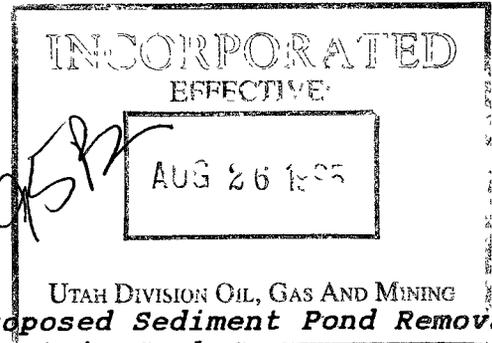
Mountain Coal Company  
West Elk Mine  
Post Office Box 591  
Somerset, Colorado 81434  
Telephone 303 929-5015

#3



July 28, 1995

Susan White  
Reclamation Specialist  
Utah Division of Oil, Gas and Mining  
355 West North Temple  
3 Triad Center, Suite 350  
Salt Lake City, Utah 84180-1203



Re: Proposed Sediment Pond Removal  
Mountain Coal Co.  
Huntington Canyon No. 4 Mine  
INA/015/004  
Emery County, Utah

Dear Susan:

Mountain Coal Co. is herein resubmitting 8 copies of the proposed plan for final removal of the Sediment Pond at the Huntington Canyon No. 4 Mine, for your approval. These plans represent changes suggested by the Division hydrologist and have been discussed with the U.S. Forest Service.

This proposal should replace that submitted on 06/20/95, and should be added at the end of Volume 2. I have also enclosed the required Permit Change Forms with this submittal.

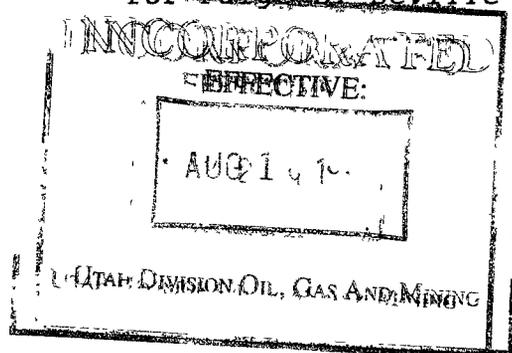
As you know, the Phase II Bond Release for this mine is approved, conditional to removal of the Sediment Pond. We are prepared to start on this project immediately upon approval.

If you have and questions, or need any further information, please let me know.

Respectfully,

Dan W. Guy,  
for Paige B. Beville

cc: Paige B. Beville - MCC  
Scot Anderson - Arco  
Jeff Defreest - U.S.F.S.  
File



# APPLICATION FOR PERMIT CHANGE

Title of Change: PROPOSED SEDIMENT POND REMOVAL

Permit Number: INA1 015 1004

Mine: Huntington Cyn. No. 4

Permittee: Mountain Coal Co.

Description, include reason for change and timing required to implement:

REQUIRED FOR PHASE II BOND RELEASE.

- |   |  |  |
|---|--|--|
| <input type="checkbox"/> Yes            | <input checked="" type="checkbox"/> No | 1. Change in the size of the Permit Area? _____ acres <input type="checkbox"/> increase <input type="checkbox"/> decrease.               |
| <input type="checkbox"/> Yes            | <input checked="" type="checkbox"/> No | 2. Change in the size of the Disturbed Area? _____ acres <input type="checkbox"/> increase <input type="checkbox"/> decrease.            |
| <input type="checkbox"/> Yes            | <input checked="" type="checkbox"/> No | 3. Will permit change include operations outside the Cumulative Hydrologic Impact Area?  |
| <input type="checkbox"/> Yes            | <input checked="" type="checkbox"/> No | 4. Will permit change include operations in hydrologic basins other than currently approved?   |
| <input checked="" type="checkbox"/> Yes | <input type="checkbox"/> No            | 5. Does permit change result from cancellation, reduction or increase of insurance or reclamation bond?                                  |
| <input type="checkbox"/> Yes            | <input checked="" type="checkbox"/> No | 6. Does permit change require or include public notice publication?  |
| <input type="checkbox"/> Yes            | <input checked="" type="checkbox"/> No | 7. Permit change as a result of a Violation? Violation # _____   |
| <input type="checkbox"/> Yes            | <input checked="" type="checkbox"/> No | 8. Permit change as a result of a Division Order? D.O.# _____  |
| <input type="checkbox"/> Yes            | <input checked="" type="checkbox"/> No | 9. Permit change as a result of other laws or regulations? Explain: _____  |
| <input type="checkbox"/> Yes            | <input checked="" type="checkbox"/> No | 10. Does permit change require or include ownership, control, right-of-entry, or compliance information?                                 |
| <input checked="" type="checkbox"/> Yes | <input type="checkbox"/> No            | 11. Does the permit change affect the surface landowner or change the post mining land use?  |
| <input type="checkbox"/> Yes            | <input checked="" type="checkbox"/> No | 12. Does permit change require or include collection and reporting of any baseline information?  |
| <input type="checkbox"/> Yes            | <input checked="" type="checkbox"/> No | 13. Could the permit change have any effect on wildlife or vegetation outside the current disturbed area?                                |
| <input checked="" type="checkbox"/> Yes | <input type="checkbox"/> No            | 14. Does permit change require or include soil removal, storage or placement?  |
| <input checked="" type="checkbox"/> Yes | <input type="checkbox"/> No            | 15. Does permit change require or include vegetation monitoring, removal or revegetation activities?                                     |
| <input checked="" type="checkbox"/> Yes | <input type="checkbox"/> No            | 16. Does permit change require or include construction, modification, or removal of surface facilities?                                  |
| <input checked="" type="checkbox"/> Yes | <input type="checkbox"/> No            | 17. Does permit change require or include water monitoring, sediment or drainage control measures?                                       |
| <input checked="" type="checkbox"/> Yes | <input type="checkbox"/> No            | 18. Does permit change require or include certified designs, maps, or calculations?  |
| <input type="checkbox"/> Yes            | <input checked="" type="checkbox"/> No | 19. Does permit change require or include underground design or mine sequence and timing?  |
| <input type="checkbox"/> Yes            | <input checked="" type="checkbox"/> No | 20. Does permit change require or include subsidence control or monitoring?  |
| <input checked="" type="checkbox"/> Yes | <input type="checkbox"/> No            | 21. Have reclamation costs for bonding been provided or revised for any change in the reclamation plan?                                  |
| <input checked="" type="checkbox"/> Yes | <input type="checkbox"/> No            | 22. Is permit change within 100 feet of a public road or perennial stream or 500 feet of an occupied dwelling?                           |
| <input type="checkbox"/> Yes            | <input checked="" type="checkbox"/> No | 23. Is this permit change coal exploration activity <input type="checkbox"/> inside <input type="checkbox"/> outside of the permit area? |

Attach 3 complete copies of proposed permit change as it would be incorporated into the Mining and Reclamation Plan.

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.

Dana Ballard for Paige B. Berille 7/28/95  
Signed - Name - Position - Date

Subscribed and sworn to before me this 28 day of JULY, 19 95  
DANA BALLARD  
Notary Public



**DANA BALLARD**  
NOTARY PUBLIC - STATE OF UTAH  
865 EAST 2800 SOUTH  
PRICE, UTAH 84501  
COMM. EXP. 9-27-97

My Commission Expires: 9-27- 19 97  
Attest: STATE OF UTAH  
COUNTY OF CANJON

Received by Oil, Gas & Mining

# RECEIVED

AUG 29 1995

DIV. OF OIL, GAS & MINING

ASSIGNED PERMIT CHANGE NUMBER



