

0009



State of Utah  
DEPARTMENT OF NATURAL RESOURCES  
DIVISION OF OIL, GAS AND MINING

Michael O. Leavitt  
Governor  
Ted Stewart  
Executive Director  
James W. Carter  
Division Director

355 West North Temple  
3 Triad Center, Suite 350  
Salt Lake City, Utah 84180-1203  
801-538-5340  
801-359-3940 (Fax)  
801-538-5319 (TDD)

May 2, 1995

Paige B. Beville, Manager  
Environmental, Health, and Safety  
ARCO Coal Company  
555 17th Street, Room 2170  
Denver, CO 80202

Re: Permit Renewal, Huntington #4 Mine, Mountain Coal Company, ACT/015/004-95A, Folder #3, Emery County, Utah

*Paige*  
Dear Ms. Beville:

Enclosed please find the permit renewal for the Huntington #4 Mine. Please sign both copies of the renewed permit and return one to the Division.

Very truly yours,

A handwritten signature in cursive script that reads "James W. Carter".

*for*  
James W. Carter  
Director

Enclosure

cc: Pamela Grubaugh-Littig



PERMIT RENEWAL

Huntington #4 Mine

Mountain Coal company

ACT/015/004

April 30, 1995

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- \* Location
- \* Findings
- \* Permit
- \* 510 (c) Clearance, dated May 1, 1995 (Mountain Coal Company)
- \* Affidavit of Publication

## PERMIT RENEWAL

### Administrative Overview

Huntington #4 Mine  
Mountain Coal Company  
ACT/015/004

April 30, 1995

The Huntington #4 Mine is a reclaimed underground coal mine located in Mill Fork Canyon, a tributary of Huntington Canyon, approximately 35 road miles southwest of Price, Utah. The permit area is located on the Rilda Canyon, Utah, USGS 15 minutes quadrangle map. The Huntington #4 Mine is located on the same surface area used by the Leamaster Mine in the early 1940's. The Huntington #4 Mine started production in early 1977 and was active off and on until October 1984.

Mine site reclamation included portal seal, structural removal, coal waste removal, backfilling, grading, and revegetation. The Huntington #4 Mine completed Phase I reclamation during the period of August 15, 1985 through September 30, 1985. The original bond posted for the property was \$360,104. Application for a Phase I bond release was made in February 1986. The Division approved a 60% bond release (\$216,062) on November 10, 1986.

A Phase II bond release was granted on March 20, 1995 upon satisfactory removal of the sedimentation pond at the site. At the time when the sedimentation pond is removed, \$97,307 will be released with \$46,734 remaining.

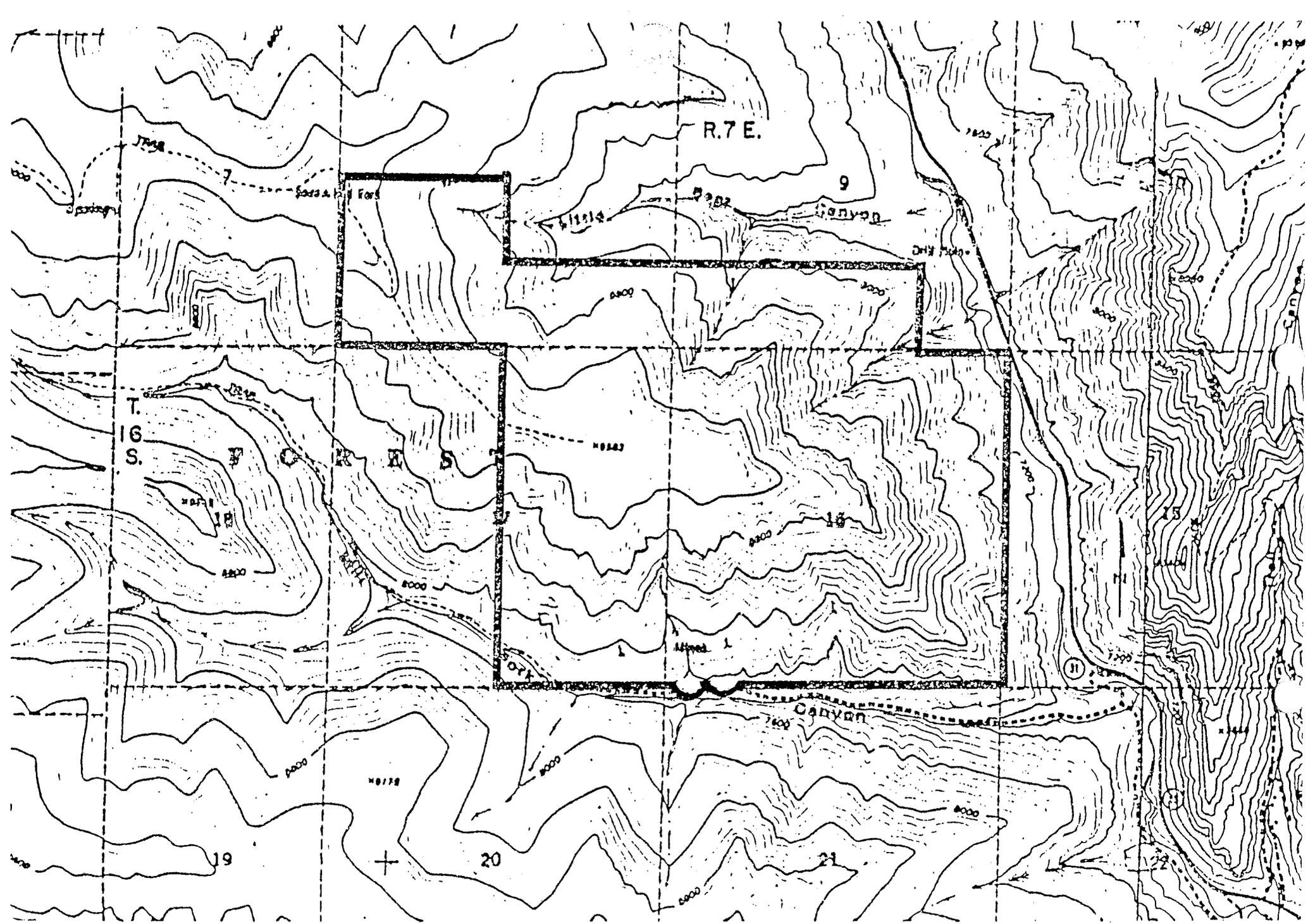


FIGURE 2. Huntington Canyon No. 4 Mine Permit Area

## FINDINGS

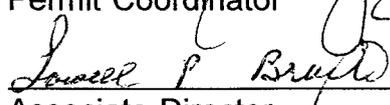
### FIVE-YEAR RENEWAL

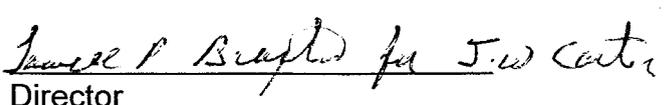
Mountain Coal Company  
Huntington #4 Mine  
ACT/015/004  
Carbon County, Utah  
April 30, 1995

1. Application for a permit renewal was made on January 9, 1995 (R645-303-233.100).
2. The terms and conditions of the existing permit are being satisfactorily met (R645-303-233.110).
3. The present coal reclamation operations are in compliance with the environmental protection standards of the State Program (R645-303.233.120).
4. The requested renewal does not substantially jeopardize the operator's continuing ability to comply with the State Program on the existing permit area (R645-303-233.130).
5. The permittee has provided evidence of having liability insurance (R645-303-233.140)(Insurance Company of North America, ISL GI 519134-A, per occurrence).
6. The permittee has provided evidence that a performance bond is in effect for the operation and will continue in full force and effect for the proposed period of renewal (R645-303-233.150)(Surety Bond issued by United Pacific Insurance Co. #U-630694 in the amount of \$144,042).
7. For the most recent permit term, permit changes ordered by the Division and Notices of Violation requiring a permit change have been incorporated into the permit.

  
Permit Supervisor

  
Permit Coordinator

  
Associate Director

  
Director

FEDERAL

PERMIT  
ACT/015/004

April 30, 1995

STATE OF UTAH  
DEPARTMENT OF NATURAL RESOURCES  
DIVISION OF OIL, GAS AND MINING  
355 West North Temple  
3 Triad Center, Suite 350  
Salt Lake City, Utah 84180-1203  
(801) 538-5340

This permit, ACT/015/004, is issued for the State of Utah by the Utah Division of Oil, Gas and Mining (Division) to:

**Mountain Coal Company**  
P.O. Box 1378  
Price, Utah 84501  
(801) 637-5050

for the Huntington #4 Mine. A Surety Bond is filed with the Division in the amount of \$144,042, payable to the State of Utah, Division of Oil, Gas and Mining, and the Office of Surface Mining, Reclamation and Enforcement (OSM). The Division must receive a copy of this permit signed and dated by the permittee.

**Sec. 1 STATUTES AND REGULATIONS** - This permit is issued pursuant to the Utah Coal Mining and Reclamation Act of 1979, Utah Code Annotated (UCA) 40-10-1 et seq, hereafter referred to as the Act.

**Sec. 2 PERMIT AREA** - The permittee is authorized to conduct reclamation activities on the following described lands within the permit area at the Huntington #4 Mine, situated in the State of Utah, Emery County, and located:

Township 16 South, Range 7 East, SLBM

Section 8: SW1/4, S1/2 SE1/4  
Section 9: S1/2 SW1/4, SW1/4 SE1/4  
Section 16: All  
Section 17: E1/2

This legal description is for the permit area of the Huntington #4 Mine. The permittee is authorized to conduct reclamation activities and related surface activities on the foregoing described property subject to the conditions of all applicable conditions, laws and regulations.

- Sec. 3 COMPLIANCE** - The permittee will comply with the terms and conditions of the permit, all applicable performance standards and requirements of the State Program.
- Sec. 4 PERMIT TERM** - This permit becomes effective on April 30, 1995, and expires on April 30, 2000.
- Sec. 5 ASSIGNMENT OF PERMIT RIGHTS** - The permit rights may not be transferred, assigned or sold without the prior written approval of the Division Director. Transfer, assignment or sale of permit rights must be done in accordance with applicable regulations, including but not limited to 30 CFR 740.13{e} and R614-303-300.
- Sec. 6 RIGHT OF ENTRY** - The permittee shall allow the authorized representative of the Division, including but not limited to inspectors, and representatives of the Office of Surface Mining Reclamation and Enforcement (OSM), without advance notice or a search warrant, upon presentation of appropriate credentials, and without delay to:
- (a) have the rights of entry provided for in 30 CFR 840.12, R614-400-220, 30 CFR 842.13 and R614-400-110;
  - (b) be accompanied by private persons for the purpose of conducting an inspection in accordance with R614-400-100 and R614-400-200 when the inspection is in response to an alleged violation reported to the Division by the private person.
- Sec. 7 SCOPE OF OPERATIONS** - The permittee shall conduct reclamation activities only on those lands specifically designated as within the permit area on the maps submitted in the approved plan and approved for the term of the permit and which are subject to the performance bond.
- Sec. 8 ENVIRONMENTAL IMPACTS** - The permittee shall take all possible steps to minimize any adverse impact to the environment or public health and safety resulting from noncompliance with any term or condition of the permit, including, but not limited to:
- (a) Any accelerated or additional monitoring necessary to determine the nature and extent of noncompliance and the results of the noncompliance;
  - (b) immediate implementation of measures necessary to comply; and

- (c) warning, as soon as possible after learning of such noncompliance, any person whose health and safety is in imminent danger due to the noncompliance.

**Sec. 9 CONDUCT OF OPERATIONS** - The permittee shall conduct its operations:

- (a) in accordance with the terms of the permit to prevent significant, imminent environmental harm to the health and safety of the public; and
- (b) utilizing methods specified as conditions of the permit by the Division in approving alternative methods of compliance with the performance standards of the Act, the approved Utah State Program and the Federal Lands Program.

**Sec. 10 EXISTING STRUCTURES** - As applicable, the permittee will comply with R614-301 and R614-302 for compliance, modification, or abandonment of existing structures.

**Sec. 11 DISPOAL OF POLLUTANTS** - The permitte shall dispose of solids, sludge, filter backwash or pollutants in the course of treatment or control of water or emission to the air in the manner required by the approved Utah State Program and the Federal Lands Program which prevents violation of any applicable state or federal law.

**Sec. 12 AUTHORIZED AGENT** - The permittee shall provide the names, addresses and telephone numbers of persons responsible for operations under the permit to whom notices and orders are to be delivered.

**Sec. 13 COMPLIANCE WITH OTHER LAWS** - The permittee shall comply with the provisions of the Water Pollution Control Act (33 USC 1151 et seq,) and the Clean Air Act (42 USC 7401 et seq), UCA 26-11-1 et seq, and UCA 26-13-1 et seq.

**Sec. 14 PERMIT RENEWAL** - Upon expiration, this permit may be renewed for areas within the boundaries of the existing permit in accordance with the Act, the approved Utah State Program and the Federal Lands Program.

**Sec. 15 CULTURAL RESOURCES** - If during the course of reclamation operations, previously unidentified cultural resources are discovered, the permittee shall ensure that the site(s) is not disturbed and shall notify the Division. The Division, after coordination with OSM, shall inform the permittee of necessary actions required. The permittee shall implement the mitigation

measures required by Division within the time frame specified by Division.

**Sec. 16 APPEALS** - The permittee shall have the right to appeal as provided for under R614-300-200.

The above conditions (Secs. 1-16) are also imposed upon the permittee's agents and employees. The failure or refusal of any of these persons to comply with these conditions shall be deemed a failure of the permittee to comply with the terms of this permit and the lease. The permittee shall require his agents, contractors and subcontractors involved in activities concerning this permit to include these conditions in the contracts between and among them. These conditions may be revised or amended, in writing, by the mutual consent of the Division and the permittee at any time to adjust to changed conditions or to correct an oversight. The Division may amend these conditions at any time without the consent of the permittee in order to make them consistent with any federal or state statutes and any regulations.

**THE STATE OF UTAH**

By: Juanel P. Braxter for J.W. Carter

Date: 5/10/95

I certify that I have read, understand and accept the requirements of this permit and any special conditions attached.

\_\_\_\_\_  
**Authorized Representative of  
the Permittee**

Date: \_\_\_\_\_



State of Utah  
DEPARTMENT OF NATURAL RESOURCES  
DIVISION OF OIL, GAS AND MINING

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May 1, 1995

TO: File

FROM: Pamela Grubaugh-Littig, Permit Coordinator *pgl*

RE: Compliance Review for Section 510 (c) Findings, Huntington #4 Mine, Mountain Coal Company, ACT/015/004-95A, Folders #3 and #5, Carbon County, Utah

As of the writing of this memo there is an "issue" recommendation from the Applicant Violator System for Mountain Coal Company. As of the writing of this letter, there are no violations or cessation orders which are not corrected or in the process of being corrected.

There are no finalized Civil Penalties which are outstanding and overdue in the name of Mountain Coal Company. Mountain Coal Company does not have a demonstrated pattern of wilful violations, nor have they been subject to any bond forfeitures for any operation in the state of Utah.



State :	Permit No :	Appl No :
Applicant : 109235( MOUNTAIN COAL CO )		Seqno :

SYSTEM RECOMMENDATION IS BASED ON ENTITY OFT		
SYSTEM RECOMMENDATION	: ISSUE	05/01/95
PREVIOUS SYSTEM RECOMMENDATION	: ISSUE	05/01/95

PRV\_SCR(F3) EVOFT(F5) CHOICES(F10)  
 ■ avsdg

11 42

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PRV\_SCR(F3) EVOFT(F5) CHOICES(F10)  
 ■ avsdg

11:42

**AFFIDAVIT OF PUBLICATION**

STATE OF UTAH)

ss.

County of Emery,)

I, Kevin Ashby, on oath, say that I am the Publisher of the Emery County Progress, a weekly newspaper of general circulation, published at Castle Dale, State and County aforesaid, and that a certain notice, a true copy of which is hereto attached, was published in the full issue of such newspaper for 4 (Four) consecutive issues, and that the first publication was on the 10th day of January, 1995 and that the last publication of such notice was in the issue of such newspaper dated the 31st day of January, 1995.

*Kevin Ashby*  
Kevin Ashby - Publisher

Subscribed and sworn to before me this 31st day of January, 1995.

*Linda Thayne*  
Notary Public My commission expires January 10, 1999 Residing at Price, Utah

Publication fee, \$160.00

**PUBLIC NOTICE FOR PERMIT RENEWAL  
HUNTINGTON CANYON NO. 4 MINES  
MOUNTAIN COAL CO.  
P.O. BOX 591  
SOMERSET, COLORADO 81434**

Mountain Coal Company, P.O. Box 591, Somerset, Colorado 81434, a wholly owned subsidiary of Atlantic Richfield Company, has filed with the Utah Division of Oil, Gas and Mining an application for renewal of its Mining and Reclamation Plan Permit for its Huntington Canyon No. 4 Mine. The Huntington Canyon No. 4 Mine was located in Mill Fork Canyon, approximately 10 road miles northwest of Huntington, Utah. The permit area is described as follows:

- Township 16 South Range 7 East, SLBM, Utah
- Section 16: All
- Section 8: SW $\frac{1}{4}$
- Section 8: S $\frac{1}{2}$  SE $\frac{1}{4}$
- Section 9: S $\frac{1}{2}$  SW $\frac{1}{4}$
- Section 9: SW $\frac{1}{4}$  SE $\frac{1}{4}$
- Section 17: E $\frac{1}{2}$

The Huntington Canyon No. 4 Mine was permanently reclaimed in September 1986, and was granted Phase I bond release in November 1986.

The application was filed, and 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.

The Huntington Canyon No. 4 Mine is located on "Rilda Canyon, Utah", U.S. Geological Survey 7.5-minute quadrangle map.

The application is available for public inspection at the:

- Recorder's Office
- Emery County Courthouse
- Castle Dale, Utah 84513
- Mining and Reclamation Plan
- Huntington Canyon No. 4 Mine
- Permit Application

Written comments, objections, or requests for informal conferences on the application may be submitted to: State of Utah Department of Natural Resources, Division of Oil, Gas and Mining, 355 West North Temple, #3 Triad Center Suite 350, Salt Lake City, Utah 84180-1203.

Published in the Emery County Progress January 10, 17, 24 and 31, 1995.

