

Bronco Utah Operations LLC

PO Box 527
Emery, Utah 84522
435-286-2447

May 15, 2020

VIA E-MAIL

Mr. Steve Christensen
Utah Division of Oil, Gas and Mining
Coal Program
1594 West North Temple, Suite 1210
Box 145801
Salt Lake City, UT 84114-5801

C/015/0007
Received 5/18/20
Task #6146

**RE: Bronco Utah Operations LLC
Hidden Valley Mine
DOG M Permit No. C/015/0007 Miracle Rock Permit Reduction Task ID 6127**

Mr. Christensen:

Please consider these deficiency responses to the above mentioned permit which includes an executed C1 form, C2 form, revised pages, and Plates.

If you have any questions concerning this request, please contact Kit Pappas at 435-286-2027.

Sincerely,



Kit Pappas
Environmental Manager

Attachment Application for Coal Permit Processing

Technical Analysis and Findings Utah Coal Regulatory Program

Deficiency List
Task ID #6127
Hidden Valley Mine
Miracle Rock Permit Revision

The members of the review team who have identified deficiencies include the following individuals:

Priscilla Burton (pburton)
Todd Miller (tmiller)
Amanda Daniels (adaniels)
Justin Eatchel (jeatchel)

Bronco Comment:

Bronco Utah Operations LLC has decided to proceed with final bond release of Hidden Valley Mine and understands DOGM's position that this is a Reclamation only permit.

GENERAL CONTENTS

Right of Entry

The application does not meet the State of Utah R645 requirements for Right of Entry. The following deficiencies must be addressed prior to final approval:

R645-301-114,

(1) Current Plate 1A shows 100% fee coal ownership in Section 18 and W/2 Sec 17. Revised Plate 1 shows that Bronco leases the coal in Sections 17 & 18. i.e. B(CL). If coal is leased, then revised Plate 1 must list the coal lease numbers and provide ROE. If coal is owned by Bronco, then B(C) should be indicated.

Revised Plate I depicts surface and coal control correctly per Emery County records and Bronco documents.

No revision required

(2) Revised Plate 1 does not agree with information in MRP Appendix II Attachment C Coal Ownership, which states that only the E/2 Sec 18 is BLM coal. If Attachment C is current then, Plate 1 should indicate B(C) on the W/2 Sec 18 and B (CL) on the E/2 Sec 18, with the lease number. And, if revised Plate I is correct that Bronco leases the coal in Sec 17, then Attachment C should indicate ownership and lease number in Sec 17.

"MRP Appendix II Attachment "C" Coal Ownership" is stated incorrectly above. MRP Appendix II Attachment "C" reads Surface and Mineral control CONTIGIOUS to the permit and does not pertain to anything within Section 18 or the W1/2 of Section 17.

No revision required

Refer to Appendix II Attachment "C". The typo has been revised

(3) A private coal lease included in the MRP (pdf pp 220-235) states that all the coal is fee coal in Section 18 and Section 17. Assuming the lease transferred hands with the mining permit, then revised Plate I should show B(C) for all of Section 18 and Section E/2 Sec 17. However, this lease expired in 2007. Therefore a renewed or conveyed lease must be provided for Right of Entry, if this lease was renewed. If this lease was not renewed or conveyed then Plate I coal ownership should be revised accordingly. (pburton)

Revised Plate I depicts surface and coal control correctly per Emery County records and Bronco documents.

No revision necessary

The coal lease is valid as presented to DOGM council.

No revision necessary

Refer to Chapter I, Page 3a, lease extension memo

Refer to Chapter I, Page 3b, lease extension confirmation memo

ENVIRONMENTAL RESOURCE INFORMATION

Maps Permit Area Boundary

The amendment does not meet the State of Utah R645 requirements for Permit Area Boundary Maps. The following deficiency must be addressed prior to final approval:

R645-301-521.141, -121.200: Permittee must address the discrepancy between revised Plate 1 and Plate III-1 either by accomplishing Phase III bond release for the 2.5-acre road and parking area shown on Plate III-1, or by submitting a new revised Plate 1 that cuts out the 2.5-acre parking lot and road. Additionally, a new permit area bonding map 1b must also be provided that reflects the new acreage reduction.(jetchel)

The above statement is incorrect as the parking area depicted as disturbed and under bond on Plate III-1 is in the NW1/4 of Section 17 and not Section 18.

The paved county road terminates in Section 17.

*Plate I and Plate III-I clearly show that the 6.7 acres **IS NOT** within the permit exclusion area.*

No revision necessary

OPERATION PLAN

Hydrologic Transfer Wells

The application does not meet the State of Utah R645 requirements for Hydrologic: Transfer Wells. The following deficiency must be addressed prior to final approval:

R645-301-731.400 Plate IVa must be corrected to display all completed drill holes and their reclamation status. The plate should also contain any associated water rights.(adaniels)

Refer to CH IV, Plate IVa- Drill Hole Location

RECLAMATION PLAN

Maps Bonded Area

The amendment does not meet the State of Utah R645 requirements for Bonded Area Maps. The following deficiency must be addressed prior to final approval:

R645-301-820.113, -121.200: Permittee must address the discrepancy between revised Plate 1 and Plate III-1 either by accomplishing Phase III bond release for the 2.5-acre road and parking area shown on Plate III-1, or submitting a new revised Plate 1 that cuts out the 2.5-acre parking lot and road. Additionally, a new permit area bonding map 1b must also be provided that reflects the new acreage reduction.(jetchel)

The above statement is incorrect as the parking area depicted as disturbed and under bond on Plate III-1 is in the NW1/4 of Section 17 and not Section 18.

The paved county road terminates in Section 17.

*Plate I and Plate III-I clearly show that the 6.7 acres **IS NOT** within the permit exclusion area.*

No revision necessary

Refer to revised Plate III-1, Disturbed and Bonding Map (very small portion of the Miracle Rock exclusion area has been placed on this Plate for clarification)

APPLICATION FOR COAL PERMIT PROCESSING

Permit Change New Permit Renewal Exploration Bond Release Transfer

Permittee: Bronco Utah Operations LLC (BUOLLC)

Mine: Hidden Valley Mine

Permit Number: 015/0007

Title: Permit 015/0007 Miracle Rock permit reduction Deficiency Task ID 6127 05/20

Description, Include reason for application and timing required to implement:

Permit 015/0007 Miracle Rock permit reduction Deficiency Task ID 6127 05/20

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: 120 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.

BRIAN FREDRICKSON

Print Name

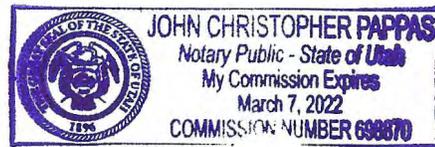
Brian Fredrickson President/CEO 5/15/2020
Sign Name, Position, Date

Subscribed and sworn to before me this 15 day of MAY, 2020

[Signature]
Notary Public

My commission Expires: MARCH 7, 2022

Attest: State of UTAH) ss:
County of CARBON



For Office Use Only:	Assigned Tracking Number:	Received by Oil, Gas & Mining

APPLICATION FOR COAL PERMIT PROCESSING

Detailed Schedule Of Changes to the Mining And Reclamation Plan

Permittee: Bronco Utah Operations LLC (BUOLLC)

Mine: Hidden Valley

Permit 015/0007

Number:

Title: Permit 015/0007 Miracle Rock premit reduction Deficiency response Task ID 6127 05/20

Provide a detailed listing of all changes to the Mining and Reclamation Plan, which is required as a result of this proposed permit application. Individually list all maps and drawings that are added, replaced, or removed from the plan. Include changes to the table of contents, section of the plan, or other information as needed to specifically locate, identify and revise the existing Mining and Reclamation Plan. Include page, section and drawing number as part of the description.

DESCRIPTION OF MAP, TEXT, OR MATERIAL TO BE CHANGED

<input type="checkbox"/> Add	<input checked="" type="checkbox"/> Replace	<input type="checkbox"/> Remove	CH I Page 3
<input type="checkbox"/> Add	<input checked="" type="checkbox"/> Replace	<input type="checkbox"/> Remove	CH III Page 8
<input type="checkbox"/> Add	<input type="checkbox"/> Replace	<input checked="" type="checkbox"/> Remove	CH III Plate I (Hidden Valley Mine Location) (PDF pg 39/340)
<input type="checkbox"/> Add	<input type="checkbox"/> Replace	<input checked="" type="checkbox"/> Remove	CH III Plate IA (Hidden Valley Mine Ownership) (PDF pg 40/340)
<input type="checkbox"/> Add	<input type="checkbox"/> Replace	<input checked="" type="checkbox"/> Remove	Appendox I Plate I (Hidden Valley Mine Location) (PDF pg 150/340)
<input type="checkbox"/> Add	<input type="checkbox"/> Replace	<input checked="" type="checkbox"/> Remove	Appendix I Plate IA (Hidden Valley Mine Ownership) (PDF pg 151/340)
<input type="checkbox"/> Add	<input type="checkbox"/> Replace	<input checked="" type="checkbox"/> Remove	Appendix I Surface & Coal Ownership (PDF pg 163/340)
<input type="checkbox"/> Add	<input type="checkbox"/> Replace	<input checked="" type="checkbox"/> Remove	Plate I(b) (Permit Area and Boundary Water Sampling Points)
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<input checked="" type="checkbox"/> Add	<input type="checkbox"/> Replace	<input type="checkbox"/> Remove	CH III Plate I (Hidden Valley Mine Location) (PDF pg 39/340) removed plaeholder
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<input type="checkbox"/> Add	<input checked="" type="checkbox"/> Replace	<input type="checkbox"/> Remove	Plate III-1, Disturbed and Bonding
<input type="checkbox"/> Add	<input checked="" type="checkbox"/> Replace	<input type="checkbox"/> Remove	Appendix II Attachment "C" (PDF pg 22/340)
<input checked="" type="checkbox"/> Add	<input type="checkbox"/> Replace	<input type="checkbox"/> Remove	CH I, Page 3a (coal lease extension memo)
<input checked="" type="checkbox"/> Add	<input type="checkbox"/> Replace	<input type="checkbox"/> Remove	CH I, Page 3b (coal lease extension confirmation memo)
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Any other specific or special instruction required for insertion of this proposal into the Mining and Reclamation Plan.

Plate I (Surface & Coal Ownership) has been redrawn and supercedes approved Appendix I Surface & Coal Ownership, Plates I, IA, and Ib

add place holders for removed maps

Received by Oil, Gas & Mining

Violation Notices (113.300):

Information on all violations received by the applicant or operator during the past three (3) years related to environmental requirements are contained in Appendix IV.

Right of Entry and Operations Information (114):

DOG M Permit 015/0007 permit area is describes as:

Township 23 South, Range 6 East, S.L.B.M. Section 17; W1/2

Section 18: S1/2, W1/2NW1/4, SE1/4NW1/4, SW1/4NE1/4, SE1/4NE1/4

Right of Entry (114.100):

Right of entry and operation is based on surface or subsurface ownership by Bronco Utah Operations, LLC or on lease agreements. Hidden Valley Mine was conveyed to Consolidation Coal Company by Special Warranty Deed and Assignment of Coal Lease executed by Hidden Valley Coal Company on November 14, 1995. The Special Warrant Deed was recorded November 21, 1995, as Entry No. 340818, in Book 219 at Pages 299-303, and the Assignment of Coal Lease was recorded on November 27, 1995, as Entry No. 340847, in Book 219, at Pages 363-369, in the real property records of Emery County, Utah. On November 25, 2013, Consolidation Coal Company conveyed and assigned its interest in the Hidden Valley Mine to CONSOL Mining Company LLC, by Quitclaim Deed, Assignment and Bill of Sale recorded in Emery County, Utah on December 4, 2013 at Entry 406198 and recorded in Sevier County, Utah on November 27, 2013 in book 688, Page 120 at Entry Number 00382267. On December 16, 2015, CONSOL Mining Company LLC conveyed its interest in the surface lands at the Emery Deep Mine and Hidden Valley Mine to Bronco Utah Operations, LLC by (i) Special Warranty Deed, recorded in Emery County on December 22, 2015 at Entry 411521, and recorded in Sevier County on December 23, 2015 at Document No. 00391679, Book 0709, Page 0986 and (ii) Assignment and Assumption Agreement, recorded in Emery County on December 22, 2015 at Entry 411523. The surface interests owned, leased or controlled by Bronco Utah Operations, LLC at the Emery Deep Mine and Hidden Valley Mine are not subject to litigation.

Refer to CH I Page 3a and 3b for coal lease extension request and confirmation

Relationship to Areas Designated Unsuitable for Mining (115):

The permit area does not contain any of the following areas designated as unsuitable for mining:

- National Park System
- National Wildlife Refuge System
- National System of Trails
- National Wilderness Preservation System
- Wild and Scenic Rivers System
- National Recreation Areas
- National Forests
- Public Parks
- Public places included on the National Register of Historic Places
- Public Buildings, Schools, Churches, Cemeteries, Community or Institutional Buildings

Bronco Utah Operations, LLC does not propose to mine within 300 feet of an occupied building or within 100 feet of a public road.

Revised 10/2009, 12/2013, 03/2016, 06/2018
Revised 05/2020

UMC 817.133 Postmining Land Use

The original permit contemplated reclaiming approximately 6.7 acres of disturbed land in the fall of 1986 with completion by December 31, 1986. Originally tThe entire 960 acres (section 18, all and section 17, W1/2) wasis permitted–currently under Permit ACT 015/0007. Bronco Utah Operations currently holds reclamation bond on this area. CalMet, the applicant under the original interim permit, began initial construction of an underground coal mine in the late 1970's. Approximately 6.7 acres of surface was affected by CalMet during construction of a haul road into the canyon, a buried culvert to direct unaffected surface drainage under the affected area, a sediment pond to control affected surface runoff, and four exploratory adits into both the A seam and CD Seam (CalMet called this the B seam). Topsoil was not required to be removed under the original permit. The mine never reached full production and CalMet began reclamation in 1987 under a permanent program Mining and Reclamation Plan approved by the Division. Consol purchased the property in 1995 and assumed the mining permit, bond and reclamation liability. Consol was in the process of completing final reclamation on the site until the decision was reached to investigate the mineability of the A seam. The majority of the reclamation work was completed then with the exception of the “A” and “B” seam benches. With the approval of Amendment 97B on September 22, 1997, the B seam side was reclaimed with the “A” seam side to follow a few years later, once vegetative success was demonstrated. Per Emery Deep mine's 2011 annual report and Hidden Valley mid-term review deficiency task 4604, CONSOL will initiate discussions with DOGM regarding development of a reclamation strategy for the remaining disturbed portions of the Hidden Valley Mine. With market changes in mid-2005, CONSOL requested that the reclamation of the “A” side seam bench be postponed. Submittal in 2006 of a Minor Exploration Permit for exploratory drilling and a Major Exploration Permit to re-open both “A” and “B” adits for test coal shipments followed with further requests to postpone reclamation due to the possibility of opening a large scale underground mine at the site. All water monitoring and sediment control maintenance have remained functional. Bronco Utah Operations purchased the Hidden Valley mine from CONSOL in 2015. At this time, Bronco has decided to proceed with final bond release of Permit ACT 015/0007 Hidden Valley Mine. Bronco continues to own in fee the 480 acres adjacent to the north side of the present permit boundary. Refer to re-compiled Plate I (Surface & Coal Ownership), revised Plate IVa (Drill Hole Location Map), for a revised permit boundary containing 840 acres. Plates Ia and Ib have been removed. The permit area is being reduced by 120 acres to accommodate Miracle Rock Mining and Research, LLC recently approved DOGM Permit S015 0112. As The Division is aware, the mineral permit was issued without knowledge of the surface owner (Bronco Utah Operations LLC) and without a surface agreement between Bronco and Miracle Rock. A surface agreement was reached and executed by both parties on Friday March 27, 2020 for the 120 acre project area described in the Miracle Rock permit as Township 23 South, Range 6 East, S.L.B.M. Section 18: NE1/4NW1/4, NE1/4NE1/4, NW1/4NE1/4 of Emery County.

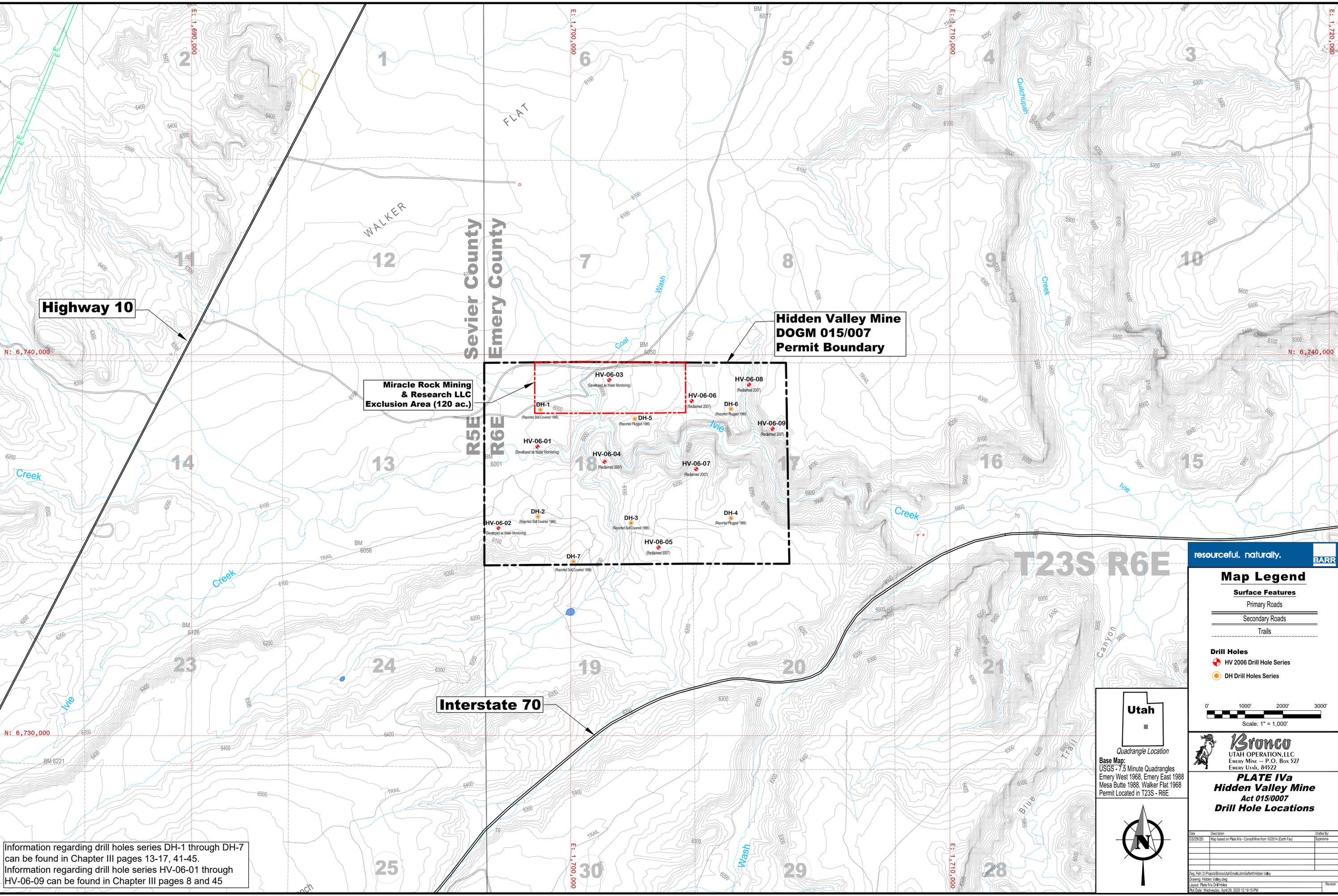
DOGM Permit 015/0007 permit area is describes as:
Township 23 South, Range 6 East, S.L.B.M. Section 17; W1/2
Section 18: S1/2, W1/2NW1/4, SE1/4NW1/4, SW1/4NE1/4, SE1/4NE1/4

Borehole Reclamation:

During the exploration phase of the Minor Exploration Permit (MEP) in 2006/2007, CONSOL drilled nine exploration boreholes. Upon completion of down-hole procedures, six of the nine exploration bore holes were reclaimed per MEP requirements. The remaining three boreholes (HV-06-01, HV-06-02 and HV-06-03) were completed as groundwater monitoring wells to supply background information for the contemplated Major Exploration Permit and subsequent Major Revision to this MRP. Bronco currently holds water rights transferred to these wells by CONSOL. At final bond release, Bronco requests that these wells be left in place for future water use on the property.

Revised 12/2014, 01/2020

Revised 04/2020



Highway 10

Miracle Rock Mining & Research LLC Exclusion Area (120 ac.)

Hidden Valley Mine DOGM 015/007 Permit Boundary

Interstate 70

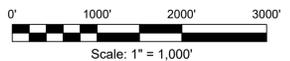
Information regarding drill holes series DH-1 through DH-7 can be found in Chapter III pages 13-17, 41-45.
 Information regarding drill hole series HV-06-01 through HV-06-09 can be found in Chapter III pages 8 and 45

resourceful. naturally. **BARR**

Map Legend

- Surface Features**
- Primary Roads
 - Secondary Roads
 - Trails

- Drill Holes**
- HV 2006 Drill Hole Series
 - DH Drill Holes Series



Quadrangle Location
 Base Map:
 USGS - 7.5 Minute Quadrangles
 Emery West 1968, Emery East 1968
 Mesa Butte 1968, Walker Flat 1968
 Permit Located in T23S - R6E



PLATE IVa Hidden Valley Mine Act 015/0007 Drill Hole Locations

Date	Description	Drawn By
03/29/20	Map based on Plate IVa - Consolidated Mine from 10/2014 (Earth Fax)	Systems

Drawn: Hidden Valley Zeng
 Layout: Plate IVa Drill Holes
 Plot Date: Wednesday, April 29, 2020 12:16:15 PM



CHAPTER III

CH III Plate I (Hidden Valley Mine Location) removed
See Plate I (Surface & Coal Ownership)

CHAPTER III

CH III Plate IA (Hidden Valley Mine Ownership) removed
See Plate I (Surface & Coal Ownership)

Appendix I

Appendix I Plate I (Hidden Valley Mine Location) removed
See Plate I (Surface & Coal Ownership)

Appendix I

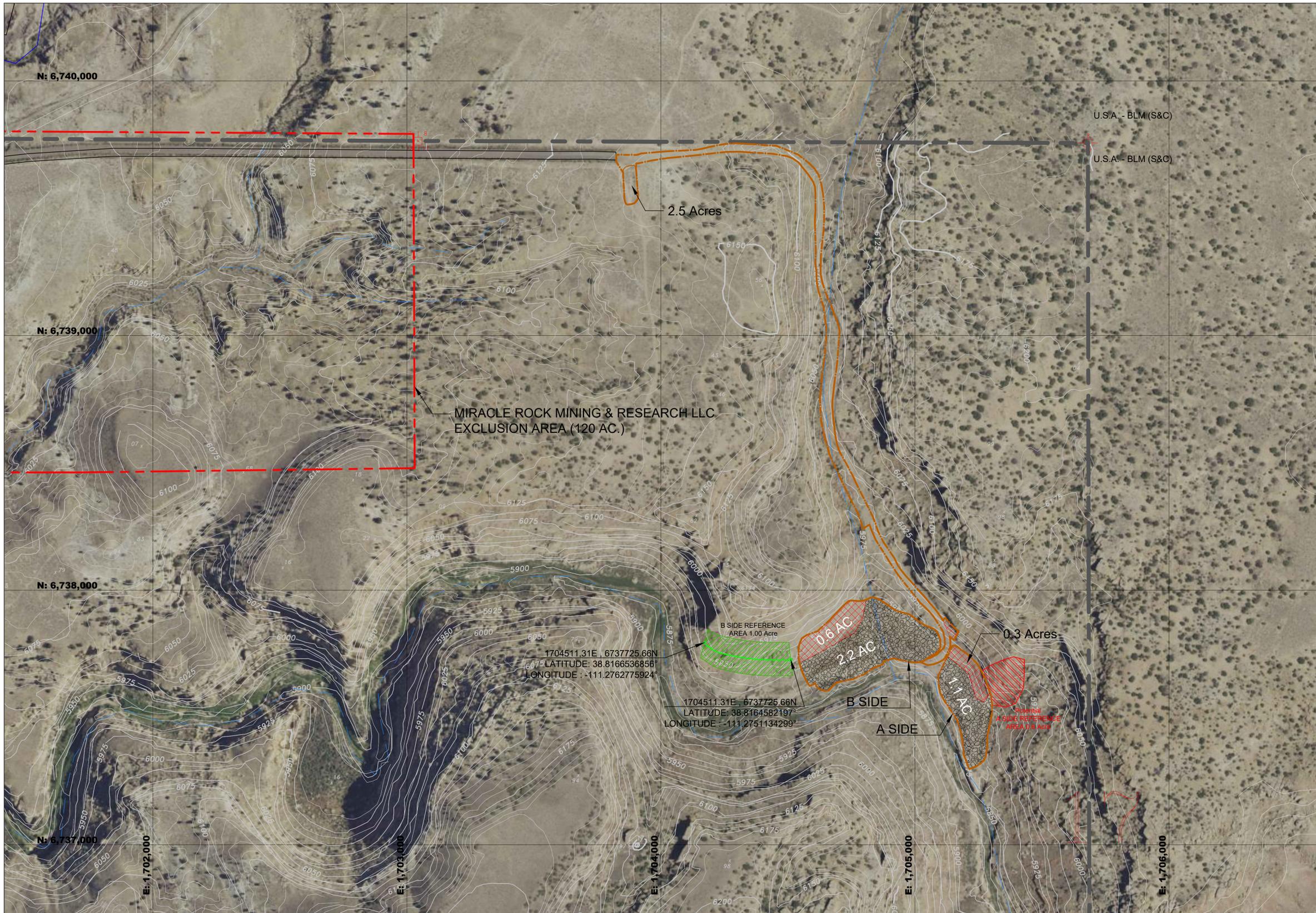
Appendix I Plate IA (Hidden Valley Mine Ownership) removed
See Plate I (Surface & Coal Ownership)

Appendix I

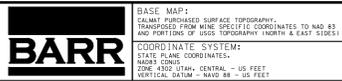
Appendix I Surface & Coal Ownership removed
See Plate I (Surface & Coal Ownership)

Plate I(b)

Plate I(b) (Permit Area and Boundary Water Sampling Points) removed
See Plate I (Surface & Coal Ownership)



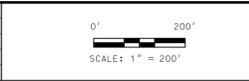
- LEGEND:**
- PERMIT BOUNDARY
 - Disturbed Boundary
 - B Side Reference Area
 - Proposed A Side Reference Area
 - Miracle Rock Exclusion Boundary
- TOTAL = 6.7 ACRES**
- Graded/Seeded Benches & Disturbed Areas
 - Coal Seam Backfill
 - B Side Reference Area
 - Potential A Side Reference Area



BASE MAP:
 CLARK PUBLISHED SURFACE TOPOGRAPHY,
 TRANSFERRED FROM MINE SPECIFIC COORDINATES TO NAD 83
 AND PORTION OF LOCAL TOPOGRAPHY IN THE EAST SIDES

EXTERNAL REFERENCES:
 Hidden Valley Work Map-n83v8.dwg
 Hidden Valley Topo-5ft-v8.moved to usgs.dwg
 NAD83-USGS_Topo.dwg

NO.	DATE	BY	DESCRIPTION	NO.	DATE	BY	DESCRIPTION
1	04/20	JUL	MIRACLE ROCK PERMIT AREA REVISION				



DRAWN BY : JBL
CHECKED BY : JAG
ORIGINAL DATE : 3/06

APPROVED BY : JAG
IGN DATA : Hidden Valley Permit Block
 .n83v8.barr-JBL.dwg

BRONCO UTAH OPERATIONS, LLC
 P.O. BOX 527
 PRICE, UT 84522

HIDDEN VALLEY MINE
 EMERY COUNTY, UTAH

PERMIT NO.: ACT015/007

Plate III-1
Disturbed & Bonding

ATTACHMENT "C"

SURFACE AND MINERAL OWNERSHIP

CONTIGUOUS TO BRONCO UTAH OPERATIONS LLC

<u>Description</u>		<u>Surface</u>	<u>Mineral</u>
T 2 3 S, R 5 E,	SEC 12	U.S.A.	U.S.A.
	SEC 13	U.S.A.	U.S.A.
	SEC 24	U.S.A.	U.S.A.
		subject to interest, if any, of Johnson Cattle Company. Note: Sevier County Shows ownership of Johnson Cattle Company	
T 2 3 S, R 6 E			
	SEC 7, W 1/2 and NE 1/4	U.S.A.	U.S.A.
	SEC 7, SE 1/4	100%.Bronco Utah Operations, LLC.	100% Bronco Utah Operations, LLC.
	SEC 8, W 1/2	100% Bronco Utah Operations, LLC.	100% Bronco Utah Operations, LLC
	SEC 8, E 1/2	U.S.A.	U.S.A.
	SEC 17 8 , E 1/2	U.S.A.	U.S.A.
	SEC 19	U.S.A.	U.S.A.
	SEC 20	U.S.A.	U.S.A.

Revised 12/13
Revised 3/16
Revised 5/20



CNX Land Resources Inc.
1800 Washington Road
Pittsburgh, PA 15241-1421

phone: 412 / 831-4602
fax: 412 / 831-4975
e-mail: rodford@consolenergy.com
web: www.consolenergy.com

February 3, 2006

Rodney E. Ford
Supervisor-Land Records

Ivie Creek Coal Company Shareholders Trust
M. Walker Wallace – Agent
Attn: Ronnie L. Cutshall Esq.
107 S. Main, Suite 1500
Salt Lake City, UT 84101

Re: Agreement No. 211059
Ivie Creek Coal Company
Agreement dated August 30, 1976
Emery County, Utah

Dear Mr. Cutshall:

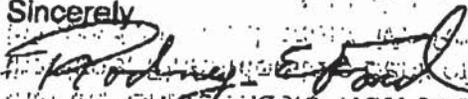
Please be advised that pursuant to Paragraph 2. of the above referenced lease, Consolidation Coal Company hereby elects to extend the term of said lease for an additional Thirty (30) years from January 31, 2007 reserving all rights of surrender contained therein.

As you are aware, Consolidation Coal Company (Consol) has not had any direct contact with the Shareholders Trust since the Assignment of the lease to Consol in 1995. At that time, First Interstate Bank of Utah, N.A. was Trustee under the Trust. You recently informed our land agent, Mr. Randy Stockdale that Mr. M. Walker Wallace was Agent for the Trust, and that Consol should forward any correspondence and/or notices pertaining to this lease to your attention.

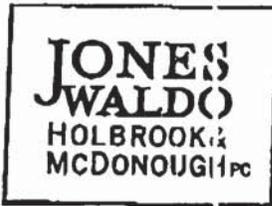
Please confirm that this notice will be forwarded to the Agent of the Trust, and supply us with a current address for the Agent. When Consol begins coal production from the leased premises, we will require this information for mining reports, production royalties, etc.

Your cooperation in this matter is greatly appreciated. If you have any questions or I can be of further assistance, please contact me at your convenience.

Sincerely,


Rodney E. Ford

CONSOLIDATION COAL COMPANY
GAPRODROYVIE CREEK



ATTORNEYS & COUNSELORS
EST. 1875

TEL: 801-521-3200
FAX: 801-328-0537

170 SOUTH MAIN ST. SUITE 1500
SALT LAKE CITY, UTAH 84101

WWW.JONESWALDO.COM

February 27, 2006

Rodney E. Ford
Consol Energy
CNX Lan Resources, Inc.
1800 Washington Road
Pittsburgh, PA 15241-1421

RE: Ivie Creek Coal Company
Agreement dated August 30, 1976
Emery County, Utah
Your Agreement No. 211059

Dear Mr. Ford:

I am in receipt of your letter dated February 3, 2006. This letter will confirm that your letter will be forwarded to Mr. M. Walker Wallace on this date at the following address:

Mr. M. Walker Wallace
2230 East Parleys Terrace
Salt Lake City, UT 84109

If you have any questions, please call.

Sincerely,

A handwritten signature in black ink, appearing to read "Ronny L. Cutshall".

Ronny L. Cutshall

cc: Mr. M. Walker Wallace