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Mine file
W. Hedberg

ACT/015/009

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DIV. OIL, GAS, MINING

Diamond Shamrock
Coal Company

October 16, 1986

FILE COPY

Lowell Braxton
Division of Oil, Gas and Mining
355 West North Temple
3 Triad Center/Suite 350
Salt Lake City, Utah 84180/1203

RE: Trail Mountain Coal Company ACT/015/009 Application for Permit Amendment (Incidental Boundary Change)

Dear Lowell;

I would formally submit to you and the Division Trail Mountain Coal Company's request for an Incidental Boundary Change permit amendment.

In approved MRP ACT/015/009 Trail Mountain Coal Company holds lease areas totaling 773.5 acres. Under the Incindental Boundary Change amendment, Trail Mountain Coal Company requests an increase to the ACT/015/009 permit area of six acres. (See Submittal)

This amendment request is prompted by the increased mining of our 6th west mains (See Figure 3-6 Submittal). The 6th west mains provide the corridor to Trail Mountain Coal Company's Tract 2 permit area. The MRP for Tract 2 is tentively scheduled for approval January 1987.

Trail Mountain Coal Company's options are to:

(1) apply for an Incidental Boundary Change to access Tract 2 and allow us approximately four (4) months of mining or

(2) idle mining activities in the 6th west section upon reaching the Tract 2 boundary line until the approval of the Tract 2 MRP. The Tract 2 boundary will be reached by early December 1986.

Trail Mountain Coal Company's contention is that the request for an Incidental Boundary Change should not constitute a significant permit revison or review for the following reasons:

1. Trail Mountain Coal Company has on file with the Division one approved MRP and one pending MRP addressing the area that the requested six acres are contained in.

2. No surface disturbance is associated with the requested six acres.

Trail Mountain Coal Company A Subsidiary of Diamond Shamrock
P.O. Box 370, Orangeville, Utah 84537-0370 Phone: 801 748-2140

3. There are no seaps, springs or ponds that could be affected by subsidence within the requested six acres.

4. The requested six acres would access a Federal Lease assigned to Trail Mountain Coal Company (Tract 2 MRP).

5. Baseline date for Tract 2 has been completed (hydrological and subsidence).

6. The surface owner (the U. S. Of America, Department of the Interior, U.S. Forest) has been advised of Trail Mountain Coal Company's intention to access Tract 2 within the next six months.

Enclosed is Trail Mountain Coal Company's submittal request of a six acre Incidental Boundry Change. Your review and consideration will be greatly appreciated. If you have any questions or need further information on this matter, please feel free to contact me for consultation at 748-2140.

Sincerely;

TRAIL MOUNTAIN COAL COMPANY

Allen P. Childs
Mine Engineer

Enclosures

APC/gg

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TRAIL MOUNTAIN COAL COMPANY
INCIDENTAL BOUNDARY CHANGE
SUBMITTAL

Prepared For:
Trail Mountain Coal Company
Orangeville, Utah

Prepared By:
Engineering Department

INTRODUCTION

Trail Mountain Coal Company formally submits to the Division of Oil, Gas and Mining an application for a permit change using the Incidental Boundary Change criteria as adopted by the Board October 2, 1985 and as approved by O.S.M. January 16, 1986.

SMC/UMC 700.5 Definition - "Incidental Boundary Change" - Additions of deletions which result in a net increase to the originally approved permit area which are less than one (1) percent, or 10 acres, whichever is smaller.

Under permit number ACT/015/009 Trail Mountain Coal Company is the lessee of federal coal lease U-082996 containing 80 acres, the lessee of state coal lease ML-22603 containing 640 acres and the owner of certain fee-owned parcel containing 53.5 acres for a total lease holdings under permit ACT/015/009 of 773.5 acres.

Under the incidental boundary change amendment, Trail Mountain Coal Company requests an increase to our originally approved permit of six (6) acres (See Figure 3-6)

The requested six (6) acres would access a Federal Lease assigned to Trail Mountain Coal Company.

There is no surface disturbance associated with the requested six acres. There are no seeps, springs or ponds that would be affected by possible subsidence within or adjacent to the requested six acres.

The requested six acres is part of the corridor system to access Trail Mountain Coal Company's Tract 2 permit area (MRP on file).

The surface owner has been notified of Trail Mountain Coal Company's intention of accessing Tract 2 within the next six months. (see UMC 782.13 (E)).

UMC 782.13 - Identification of Interests

(A)(1) Permit Application

Trail Mountain Coal Company
P. O. Box 550
Orangeville, Utah 84537

(801) 748-2140

(A) (2) Owner of Records of Surface Area and of Coal Rights

Owner of record of the areas affected by surface operations:

Trail Mountain Coal Company
P. O. Box 550
Orangeville, Utah 84537

Incidental boundary change will involve no additional surface operations or disturbance.

Owners of record of the coal to be mined:

Trail Mountain Coal Company
P. O. Box 550
Orangeville, Utah 84537

UMC 782.13 A.3 - Holders of Lease Hold Interests in Surface Area and of Coal Rights

Surface Ownership

1. The United State of America
Surface Management Agent
U.S. Forest Service
Manti LaSal National Forest
599 West River Drive
Price, Utah, 84501.

Mineral Ownership

1. The United States of America
Surface Management Agent
The Department of the Interior
Bureau of Land Management, Moab District
P. O. Box AB
Price, Utah, 84501.

2. Trail Mountain Coal Company, Federal Coal Lease No. U-49332.

UMC 782.13 A.4 - Purchase of Record Under a Realestate Contract for Surface Area or Coal

None.

UMC 782.13 A.5 - Operator

The operator is the same as the applicant

Trail Mountain Coal Company
P. O. Box 550
Orangeville, Utah, 84537.

UMC 782.13 A.6 - Resident Agent

The resident agent who will accept services of process is:

CT Corporation System
170 South Main Street
Salt Lake City, Utah 84101

Telephone - (801) 364-1228

UMC 782.13 B - Business Designation

The applicant is a corporation.

UMC 782.13 B.1 - Officers and Directors of the Applicant

See Trail Mountain Coal Mine Tract 2 Permit Application package, Volume 1, Chapter 2, Page 5.

UMC 782.13 B.2 - Principle Shareholder of the Applicant

Natomas Coal Company is the principle and only shareholder of the applicant.

Address:

Natomas Coal Company
1200 First Security Plaza
Lexington, Kentucky, 40507.

UMC 782.13 B.3 - Names Under Which Applicant and Principle Shareholder Operated U.S. Coal Mines

Mines operated within the previous five years are:

Trail Mountain Coal Company*
P. O. Box 550
Orangeville, Utah, 84537.

Federal I.D.

42-01211

State I.D.

ACT-015-009

Reclamation Permit No.

ACT-015-009

UMC 782.13 C - Principles, Officers, and Resident Agents

See Trail Mountain Coal Mine Tract 2 Mining and Reclamation Plan, Volume 1, Chapter 2, Page 7.

UMC 782. 13 D - Current Pending or Previous Coal Mining Permits

See UMC 782.13 B,3.

UMC 782.13 E - Owner of Record of Surface and Subsurface Areas Contiguous to Proposed Permit Area

Surface

The United States of America
Surface Management Agent
The U.S. Forest Service
Manti LaSal National Forest
599 West River Drive
Price, Utah, 84501.

The United States of America
Surface Management Agent
The Department of the Interior
Bureau of Land Management, Moab District
P. O. Box AB
Price, Utah, 84501

Subsurface

The United States of America
Surface Management Agent
The Bureau of Land Management, Moab District
P. O. Box AB
Price, Utah 84501

UMC 782.13 F - Mine Name and MSHA Identification

Mine Name

Trail Mountain Mine

MSHA Identification Number

42-01211

UMC 782.13 G - Applicant's Interest in Areas Contiguous to Proposed Incidental Boundary Change Area

The applicant has assigned to them Federal Lease U-49332. This is a federal coal lease containing 641.47 acres that is contiguous to the proposed incidental boundary change area.

UMC 782.14 - Compliance Information

UMC 782.14 1 - Status of Mining Permits or Bonds

No federal or state mining permits have been suspended or revoked during the history of the mine. No bonds of security have been forfeited during the history of the mine.

UMC 782.14 C - Mine Activity Violations

See Trail Mountain Coal Company, Trail Mountain Mine Tract 2 Mine and Reclamation Plan, Volume 1, Chapter 2, Pages 11 through 13.

UMC 782.15 - Right of Entry and Operation Information

Trail Mountain Coal Company bases its legal right to enter and begin undergound coal activities on the incidental boundary change criteria. Also Trail Mountain Coal Company will be entering into Federal Lease No. U-49332, which is a federal coal lease all ready assigned to Trail Mountain Coal Company. See Trail Mountain Coal Company Tract 2 Mine and Reclamation Plan.

UMC 782.16 - Relationship to Areas Designated Unsuitable for Mining

The proposed six acres of the incidental boundary change is not within an area designated unsuitable for the surface effects of underground coal mine activities under UMC 764. Neither is the proposed six acres under study for designated for an administrative proceeding initiated under those parts. Mining would not affect renewable resource lands and would not result in substantial loss of food, fiber or water supply. The six acres contains no prime farm land or merchantable timber. Mining would not affect natural hazard lands and thereby endanger life and property. The proposed six acres includes no cemetaries, no natural trails, no wild and scenic rivers, no wilderness or wilderness study areas. There are no seeps or springs found within the proposed area.

UMC 783 - Requirements for Information on Environmental Resources

See ACT/015/009 MRP Chapters 3-12

Tract 2 MRP Chapters 3-12

UMC - 784 - Requirements for Reclamation and Operation Plan

See ACT/015/009 MRP and Tract 2 MRP Chapter 3 for operation paln to be used in the requested six acres.

There will be no recalmation associated with the requested six acres.

UMC 785 - Special Categories of Mining

UMC 785 does not apply to the requested six acres.