



GARY R. HERBERT
Governor

SPENCER J. COX
Lieutenant Governor

State of Utah

DEPARTMENT OF NATURAL RESOURCES

MICHAEL R. STYLER
Executive Director

Division of Oil, Gas and Mining

JOHN R. BAZA
Division Director

April 2, 2018

Richard Parkins, General Manager
Fossil Rock Resources, LLC
225 North 5th Street, Suite 900
Grand Junction, Colorado 81501

Subject: Deficient Application for Property Boundary & Legal Description Change, Fossil Rock Resources, LLC, Fossil Rock Mine, C/015/0009, Task #5610

Dear Mr. Parkins:

The above-referenced amendment has been reviewed and is found deficient. There is no accurate legal description of the updated permit boundary found within the application. While Plate 3-4A (Mine Permit Area) does show the proposed 17.97 acre boundary of the mine site, it does not include or reference the Waste Rock Site which is also considered part of the permit area. Plate 3-4 adds further confusion, even though it does show the Waste Rock Storage site, it indicates (in two places) that the Fossil Rock Mine Permit Area corresponds to the mine lease boundary (a much larger area). Both of these maps need to be consistent as to the location and description of the permit area.

An accurate description of the parcel of land between Cottonwood Creek and Cottonwood Canyon Road acquired from PacifiCorp was provided, however, this description goes to the center of Cottonwood Canyon road rather than to the edge of the road as shown on the maps. The description covers 2.86 acres, when in reality you are only permitting 1.73 acres of this parcel.

Since this application is adjusting the permit area, it is crucial that an accurate description and accurate maps be submitted. Not only have you reduced the permit area significantly by changing from the lease boundary to the disturbed area, you have also added 1.73 acres of previously unpermitted area to the permit. This action necessitates that we issue an updated permit. Please resubmit the entire amendment including the required information by no later than May 2, 2018, so that a corrected permit document can be issued. Thank you in advance for your diligence.

Page 2
April 2, 2018
Task #5610

If you have any questions, please call me at (801) 538-5325.

Sincerely,



Daron R. Haddock
Coal Program Manager

DRH/sqs
O:\015009.FR\WG5610 BOUNDARY\CONDITIONALAPPROVAL.DOC