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STATE OF UTAH
DEPARTMENT OF NATURAL RESOURCES
DIVISION OF OIL, GAS, AND MINING
1588 West North Temple
Salt Lake City, Utah 84116
(801) 533-5771

October 1, 1981

Mr. Carl Muha
Consolidation Coal Company
Western Region
2 Inverness Drive East
Englewood, Colorado 80110

RE: Consolidation Coal Company
Emery Mine
Borehole Pump Access Road
Reconstruction Plan
ACT/015/015
Emery County, Utah

Dear Mr. Muha:

The Division of Oil, Gas and Mining has reviewed the reconstruction plan for the Borehole Pump access road submitted September 11, 1981. Certain operation and reclamation regulations have not been adequately addressed, however, these inadequacies do not justify delaying approval of the modification. Therefore, the Division grants approval of the reconstruction plan with the following stipulations:

Stipulation 9-23-1

The applicant will reclaim the 572 feet of road in accordance with UMC 817.166 (attached). The revegetation plan should be in accordance with UMC 817.111- 817.116 and must be approved by the Division in advance. This plan should include, but is not limited to:

- a. A detailed timetable and schedule for completion of each major step of the reclamation and revegetation process;
- b. A list of the species to be used, and the amounts per acre of seed (in terms of pure live seed) and/or seedlings to be used;
- c. A description of methods to be used in planting and mulching techniques (including type of mulch, how applied and rate of application);
- d. A discussion of irrigation and pest & disease measures to be used, if any.

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Seeding will be done during the first available season. The applicant must state where the material (top soil) will be taken from for reclamation.

Stipulation 9-23-2

The applicant will show the location(s) of where the excavated road material will be stored, how it will be stabilized, etc.

Stipulation 9-23-3

The applicant will address the reclamation of the reconstructed road and turn-around area in accordance with UMC 817.166. This may be accomplished by either making reference to the pertinent sections of the MRP or submitting a reclamation plan for these areas.

Stipulation 9-23-4

The applicant will commit to standards for revegetation success. An existing reference area (RA) may be used provided the RA is of the same vegetation type that existed prior to disturbance (ie .. if the road goes through the mixed desert shrub community, then the RA for the mixed desert shrub community should be used.

Stipulation 9-23-5

The following information must be provided for the upgraded road:

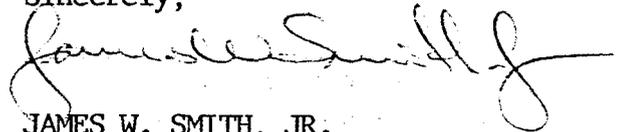
1. Provide a guarantee that the turn-around area does not cross or interfere with any drainages;
2. Show location of any "cut or fill" areas or make a negative declaration of such;
3. Commit to a maintenance program as described in UMC 817.165; and
4. Provide information on the type of vehicle(s) and the amount of use the road will receive.

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The above stipulations shall be addressed and submitted to the Division within 60 days of receipt of this approval.

If you have any questions on these stipulations or the time limitation for compliance, please contact Sally Kefer or Lynn Kunzler of my staff.

Sincerely,



JAMES W. SMITH, JR.
COORDINATOR OF MINED
LAND DEVELOPMENT

JWS:SK:vp

cc: Don Crane, OSM

Enclosure