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cc Randy  
Priscilla

Kevin L. Cheeks, P.E.  
Supervisor -  
Environmental Quality Control

Consolidation Coal Company  
Mid-Continent Region  
12755 Olive Boulevard  
St. Louis, Missouri 63141  
(314) 275-2415

December 23, 1991

Daron R. Haddock, Permit Supv.  
Utah Division Oil, Gas & Mining  
355 W. North Temple  
3 Triad Center - Suite 350  
Salt Lake City, UT 84180-1203

Dear Mr. Haddock:

Consolidation Coal has decided to withdraw its request to deposit mine waste in a hole created by the removal of a diesel tank at the Emery Mine. Additionally, we have decided not to pursue seeking approval to place excavated material from the waste disposal site area as we recently discussed over the phone. Instead, we plan to partially fill the hole with material that was excavated from the canyon floor during our underground tank removal project. This material was sampled during its excavation and found to be free of contamination.

Once the mine returns to active status, we will propose a plan to fill the remainder of the hole.

If you have any questions, please let me know.

Sincerely,



Kevin L. Cheeks  
Supervisor  
Environmental Quality Control

/vms

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OIL GAS & MINING