



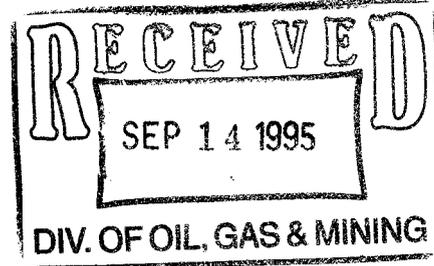
Edwin D. Settle
Supervisor
Environmental Quality Control

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

September 7, 1995

Mr. James W. Carter, Director
Division of Oil, Gas & Mining
355 West North Temple
3 Triad Center, Suite 350
Salt Lake City, Utah 84180-1203

ACT/015/015
#2
Copy Darren,
Dore, FAM



Dear Mr. Carter:

Please find enclosed three (3) certified copies and nine (9) additional copies of an "Application for Permit Change" of Permit Number ACT/015/015 at Consolidation Coal Company's Emery Mine. The Application is being filed under the guidelines of R645-303-230 of the Coal Mining Rules for the State of Utah. The following permit amendments are necessary following our review of the Permit Application conducted in gathering information for our September 1, 1995 Request for a five (5) year Permit Renewal:

1. Change in ownership from 50% Consolidation Coal & 50% P&M to 100% Consolidation Coal. An Agreement made effective 3/31/93 between P&M and Consolidation Coal Company gave Consolidation Coal sole control of the Emery Coal Mine and all real property associated with it.
2. Clarification of "Proposed" and "Existing" facilities. This Amendment is in response the Mid-Term Review for Emery Deep Mine.
3. Revised narrative concerning surface run-off entering the mine portal. This Amendment is in response to the February 16, 1995 Inspection Report which noted discrepancies between labels placed on the "Surface Drainage Control Map," Plate VI-10 and narrative contained within the text of the Permit.
4. Revision to the permit area of ACT/015/015. During the past renewal term, State of Utah Lease #19797 expired and was not renewed by Consolidation Coal Company. Therefore, the permit area has been revised to remove 120 acres from the permit area of ACT/015/015.

If you have any questions concerning the completeness of this request, please contact Mr. Timothy Kirschbaum at 314-275-2339.

Sincerely,

Edwin D. Settle, Supervisor
Environmental Quality Control
(314)275-2416

APPLICATION FOR PERMIT CHANGE

Title of Change:

Permit Number: ACT / 015 / 015

PERMIT CHANGES NECESSITATED FOLLOWING REVIEW OF PERMIT IN APPLYING FOR FIVE YEAR PERMIT RENEWAL

Mine: Emery Mine

Permittee: Consolidation Coal

Description, include reason for change and timing required to implement:

As part of the application, the following permit amendments are required:

1. change of ownership from 50% Consolidation Coal & 50% P&M to 100% Consolidation Coal.
2. clarify "proposed" from "existing" facilities in response to the Mid-Term Review for the Emery Deep Mine.
3. change narrative in response to Inspection Report of 2/16/95 concerning surface runoff entering the mine portal.
4. permit boundary revised to remove expired lease area (#19797 State of Utah).

<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	1. Change in the size of the Permit Area? <u>120.0</u> acres <input type="checkbox"/> increase <input checked="" type="checkbox"/> decrease.
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	2. Change in the size of the Disturbed Area? _____ acres <input type="checkbox"/> increase <input type="checkbox"/> decrease
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	3. Will permit change include operations outside the Cumulative Hydrologic Impact Area?
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	4. Will permit change include operations in hydrologic basins other than currently approved?
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	5. Does permit change result from cancellation, reduction or increase of insurance or reclamation bond?
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	6. Does permit change require or include public notice publication?
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	7. Permit change as a result of a Violation? Violation # _____
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	8. Permit change as a result of a Division Order? D.O. # _____
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	9. Permit change as a result of other law or regulations? Explain: _____
<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	10. Does permit change require or include ownership, control, right-of-entry, or compliance information?
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	11. Does the permit change affect the surface landowner or change the post mining land use?
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	12. Does permit change require or include collection and reporting of any baseline information?
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	13. Could the permit change have any effect on wildlife or vegetation outside the current disturbed area?
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	14. Does permit change require or include soil removal, storage or placement?
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	15. Does permit change require or include vegetation monitoring, removal or revegetation activities?
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	16. Does permit change require or include construction, modification, or removal of surface facilities?
<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	17. Does permit change require or include water monitoring, sediment or drainage control measures?
<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	18. Does permit change require or include certified designs, maps, or calculations?
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	19. Does permit change require or include underground design or mine sequence and timing?
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	20. Does permit change require or include subsidence control or monitoring?
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	21. Have reclamation costs for bonding been provided or revised for any change in the reclamation plan?
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	22. Is permit change within 100 feet of a public road or perennial stream or 500 feet of an occupied building?
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	23. Is this permit change coal exploration activity <input type="checkbox"/> inside <input type="checkbox"/> outside of the permit area?

Attach 3 complete copies of proposed permit change as it would be incorporated into the Mining and Reclamation Plan.

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 commissions, undertakings, and obligations, herein.

John Shotton VP Op. 9/6/95
Signed - Name - Position - Date

Subscribed and sworn to before me this 6 day of SEPT., 1995.
Barbara L. Day
Notary Public

Mt Commission Expires: APRIL 8, 1997 }
Attest: STATE OF MISSOURI } ss:
COUNTY OF ST. LOUIS }

RECEIVED

Received by Oil, Gas & Mining

SEP 14 1995

DIV. OF OIL, GAS & MINING

ASSIGNED PERMIT CHANGE NUMBER

Application for Permit Change Detailed Schedule of Changes to the Permit

Title of Change:

PERMIT CHANGES NECESSITATED FOLLOWING REVIEW OF PERMIT IN APPLYING FOR FIVE YEAR PERMIT RENEWAL

Permit Number: ACT / 015 / 015

Mine: Emery Mine

Permittee: Consolidation Coal

Provide a detailed listing of all changes to the mining and reclamation plan which will be required as a result of this proposed permit change. Individually list all the maps and drawings which are to be added, replaced, or removed from the plan. Include changes of the table of contents, section of the plan, pages, or other information as needed to specifically locate, identify and revise the existing mining and reclamation plan. **Include page, section and drawing numbers as part of the description.**

			DESCRIPTION OF MAP, TEXT, OR MATERIALS TO BE CHANGED
<input type="checkbox"/> ADD	<input checked="" type="checkbox"/> REPLACE	<input type="checkbox"/> REMOVE	PLATE I-1, CHAP. I "OWNERSHIP AND LEASEHOLD INTERESTS" Update ownership and revise permit boundary.
<input type="checkbox"/> ADD	<input checked="" type="checkbox"/> REPLACE	<input type="checkbox"/> REMOVE	PAGE 1, CHAP. I, narrative removing P&M
<input type="checkbox"/> ADD	<input checked="" type="checkbox"/> REPLACE	<input type="checkbox"/> REMOVE	PAGE 6, 7, CHAP. I - narrative removing P&M
<input type="checkbox"/> ADD	<input checked="" type="checkbox"/> REPLACE	<input type="checkbox"/> REMOVE	PAGE 8, CHAP. I - revised permit area from 5,180 acres to 5,060 acres.
<input type="checkbox"/> ADD	<input checked="" type="checkbox"/> REPLACE	<input type="checkbox"/> REMOVE	APPENDIX I-1, CHAP. I "OFFICERS AND DIRECTORS" IN ENTIRETY
<input type="checkbox"/> ADD	<input checked="" type="checkbox"/> REPLACE	<input type="checkbox"/> REMOVE	APPENDIX I-2, CHAP. I "OWNERSHIP AND LEASEHOLD INTERESTS FOR SURFACE AND COAL" (REMOVE P&M AND UPDATE OTHER SURFACE OWNERSHIP CHANGES)
<input type="checkbox"/> ADD	<input checked="" type="checkbox"/> REPLACE	<input type="checkbox"/> REMOVE	APPENDIX I-3, CHAP. I "LIST OF PERMITS" (REMOVE P&M PERMITS)
<input type="checkbox"/> ADD	<input checked="" type="checkbox"/> REPLACE	<input type="checkbox"/> REMOVE	APPENDIX I-4, CHAP. I "LIST OF VIOLATIONS" (REMOVE P&M VIOLATIONS)
<input type="checkbox"/> ADD	<input checked="" type="checkbox"/> REPLACE	<input type="checkbox"/> REMOVE	APPENDIX I-5, CHAP. I "PERSONAL INJURY AND PROPERTY DAMAGE INSURANCE INFORMATION"
<input type="checkbox"/> ADD	<input checked="" type="checkbox"/> REPLACE	<input type="checkbox"/> REMOVE	PAGE 3, CHAP. II - narrative for surface runoff entering the mine portal.
<input type="checkbox"/> ADD	<input checked="" type="checkbox"/> REPLACE	<input type="checkbox"/> REMOVE	PAGE 21, CHAP. II - narrative for surface runoff entering the mine portal.
<input type="checkbox"/> ADD	<input checked="" type="checkbox"/> REPLACE	<input type="checkbox"/> REMOVE	PLATE II-1, CHAP. II "STRUCTURES AND FACILITIES; MAIN PORTAL AREA" Added "Proposed" and "Existing" labels .
<input type="checkbox"/> ADD	<input checked="" type="checkbox"/> REPLACE	<input type="checkbox"/> REMOVE	PLATE II-2, CHAP. II "STRUCTURES AND FACILITIES; REFUSE DISPOSAL AREA" Added "Proposed" and "Existing" labels .
<input type="checkbox"/> ADD	<input checked="" type="checkbox"/> REPLACE	<input type="checkbox"/> REMOVE	PLATE III-3, CHAP. III "REFUSE DISPOSAL DISTURBANCE AREAS" Added "Proposed" and "Existing" labels .
<input type="checkbox"/> ADD	<input checked="" type="checkbox"/> REPLACE	<input type="checkbox"/> REMOVE	PLATE III-4, CHAP. III "MAIN PORTAL DISTURBANCE AREAS" Added "Proposed" and "Existing" labels .
<input type="checkbox"/> ADD	<input checked="" type="checkbox"/> REPLACE	<input type="checkbox"/> REMOVE	PAGE 1, CHAP. IV - narrative changing the permit area from 5,180 to 5,060 acres.
<input type="checkbox"/> ADD	<input checked="" type="checkbox"/> REPLACE	<input type="checkbox"/> REMOVE	PLATE IV-1, CHAP. IV "OPERATIONS PLAN MAP" - revised permit boundary
<input type="checkbox"/> ADD	<input checked="" type="checkbox"/> REPLACE	<input type="checkbox"/> REMOVE	PAGE 2, CHAP. IV - narrative replaces Consolidation Coal as surface owner instead of P&M.
<input type="checkbox"/> ADD	<input checked="" type="checkbox"/> REPLACE	<input type="checkbox"/> REMOVE	PAGE 19, CHAP. IV - narrative replaces Kemmerer Coal & P&M with Consol as surface owners.
<input type="checkbox"/> ADD	<input checked="" type="checkbox"/> REPLACE	<input type="checkbox"/> REMOVE	PLATE IV-2, CHAP. IV "UNDERGROUND OPERATIONS PLAN" - revised permit boundary
<input type="checkbox"/> ADD	<input checked="" type="checkbox"/> REPLACE	<input type="checkbox"/> REMOVE	PLATE IV-6, CHAP. IV "COARSE REFUSE DISPOSAL AREA" Added "Proposed" and "Existing" labels .
<input type="checkbox"/> ADD	<input checked="" type="checkbox"/> REPLACE	<input type="checkbox"/> REMOVE	PLATE IV-7, CHAP. IV "SLURRY IMPOUNDMENT" - Added "Proposed" and "Existing" labels .

Any other specific or special instructions required for insertion of this proposal into the mining and reclamation plan?

Application for Permit Change Detailed Schedule of Changes to the Permit

Title of Change:

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Permit Number: ACT /015 / 015

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Permittee: Consolidation Coal

Provide a detailed listing of all changes to the mining and reclamation plan which will be required as a result of this proposed permit change. Individually list all the maps and drawings which are to be added, replaced, or removed from the plan. Include changes of the table of contents, section of the plan, pages, or other information as needed to specifically locate, identify and revise the existing mining and reclamation plan. **Include page, section and drawing numbers as part of the description.**

			DESCRIPTION OF MAP, TEXT, OR MATERIALS TO BE CHANGED
<input type="checkbox"/> ADD	<input checked="" type="checkbox"/> REPLACE	<input type="checkbox"/> REMOVE	PLATE IV-10, CHAP. IV, "PLANT ACCESS & TANK EXTENSION ROADS" Added "Proposed" and "Existing" labels.
<input type="checkbox"/> ADD	<input checked="" type="checkbox"/> REPLACE	<input type="checkbox"/> REMOVE	PLATE IV-11, CHAP. IV, "MAIN ENTRANCE ROAD PREPARATION PLANT SITE" Added "Proposed" and "Existing" labels.
<input type="checkbox"/> ADD	<input checked="" type="checkbox"/> REPLACE	<input type="checkbox"/> REMOVE	PLATE IV-12, CHAP. IV, "COARSE REFUSE HAULAGE ROAD" Added "Proposed" and "Existing" labels.
<input type="checkbox"/> ADD	<input checked="" type="checkbox"/> REPLACE	<input type="checkbox"/> REMOVE	PAGES 39-40, CHAP V, VOLUME 1 (OWNERSHIP LISTING) - update property owners
<input checked="" type="checkbox"/> ADD	<input type="checkbox"/> REPLACE	<input type="checkbox"/> REMOVE	PAGE 40a, CHAP V, VOLUME 1 - update property owners.
<input type="checkbox"/> ADD	<input checked="" type="checkbox"/> REPLACE	<input type="checkbox"/> REMOVE	PLATE V-5, CHAP. V, VOLUME 2 "SUBSIDENCE MONITORING POINTS AND BUFFER ZONES" - revised permit boundary.
<input type="checkbox"/> ADD	<input checked="" type="checkbox"/> REPLACE	<input type="checkbox"/> REMOVE	PLATE V-6, CHAP. V, VOLUME 2 "AREA DRILL HOLE CROSS SECTIONS AND GEOCHEMICAL TEST HOLE LOCATIONS" - revised permit boundary.
<input type="checkbox"/> ADD	<input checked="" type="checkbox"/> REPLACE	<input type="checkbox"/> REMOVE	PLATE V-17, CHAP. V, VOLUME 3 "K1 SEAM GEOLOGY" - revised permit boundary.
<input type="checkbox"/> ADD	<input checked="" type="checkbox"/> REPLACE	<input type="checkbox"/> REMOVE	PLATE V-18, CHAP. V, VOLUME 3 "K3 SEAM GEOLOGY" - revised permit boundary.
<input type="checkbox"/> ADD	<input checked="" type="checkbox"/> REPLACE	<input type="checkbox"/> REMOVE	PLATE V-19, CHAP. V, VOLUME 3 "J SEAM GEOLOGY" - revised permit boundary.
<input type="checkbox"/> ADD	<input checked="" type="checkbox"/> REPLACE	<input type="checkbox"/> REMOVE	PLATE V-20, CHAP. V, VOLUME 3 "VI SEAM GEOLOGY" - revised permit boundary.
<input type="checkbox"/> ADD	<input checked="" type="checkbox"/> REPLACE	<input type="checkbox"/> REMOVE	PLATE V-21, CHAP. V, VOLUME 3 "LI1 SEAM GEOLOGY" - revised permit boundary.
<input type="checkbox"/> ADD	<input checked="" type="checkbox"/> REPLACE	<input type="checkbox"/> REMOVE	PLATE V-22, CHAP. V, VOLUME 3 "LI5 SEAM GEOLOGY" - revised permit boundary.
<input type="checkbox"/> ADD	<input checked="" type="checkbox"/> REPLACE	<input type="checkbox"/> REMOVE	PLATE V-23, CHAP. V, VOLUME 3 "G SEAM GEOLOGY" - revised permit boundary.
<input type="checkbox"/> ADD	<input checked="" type="checkbox"/> REPLACE	<input type="checkbox"/> REMOVE	PLATE V-24, CHAP. V, VOLUME 3 "D SEAM GEOLOGY" - revised permit boundary.
<input type="checkbox"/> ADD	<input checked="" type="checkbox"/> REPLACE	<input type="checkbox"/> REMOVE	PLATE V-25, CHAP. V, VOLUME 3 "C SEAM GEOLOGY" - revised permit boundary.
<input type="checkbox"/> ADD	<input checked="" type="checkbox"/> REPLACE	<input type="checkbox"/> REMOVE	PLATE V-26, CHAP. V, VOLUME 3 "A SEAM GEOLOGY" - revised permit boundary.
<input type="checkbox"/> ADD	<input checked="" type="checkbox"/> REPLACE	<input type="checkbox"/> REMOVE	PAGE 63, CHAP. VI, VOLUME 1 - P&M removed from narrative.
<input type="checkbox"/> ADD	<input checked="" type="checkbox"/> REPLACE	<input type="checkbox"/> REMOVE	PAGE 142, CHAP. VI, VOLUME 1 - P&M removed from narrative.
<input type="checkbox"/> ADD	<input checked="" type="checkbox"/> REPLACE	<input type="checkbox"/> REMOVE	PLATE VI-2, CHAP. VI, VOLUME 2 "GEOLOGY OF THE GENERAL MINE AREA" - revised permit boundary.

Any other specific or special instructions required for insertion of this proposal into the mining and reclamation plan?

Application for Permit Change Detailed Schedule of Changes to the Permit

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			DESCRIPTION OF MAP, TEXT, OR MATERIALS TO BE CHANGED
<input type="checkbox"/> ADD	<input checked="" type="checkbox"/> REPLACE	<input type="checkbox"/> REMOVE	PLATE VI-3, CHAP. VI, VOLUME 2 "GROUNDWATER MONITORING WELL AND SURFACE WATER MONITORING SITE LOCATION MAP" - revised permit boundary.
<input type="checkbox"/> ADD	<input checked="" type="checkbox"/> REPLACE	<input type="checkbox"/> REMOVE	PLATE VI-4, CHAP. VI, VOLUME 2 "UPPER FERRON AQUIFER POTENTIOMETRIC SURFACE 1990" - revised permit boundary.
<input type="checkbox"/> ADD	<input checked="" type="checkbox"/> REPLACE	<input type="checkbox"/> REMOVE	PLATE VI-5, CHAP. VI, VOLUME 2 "LOWER FERRON AQUIFER POTENTIOMETRIC SURFACE 1990" - revised permit boundary.
<input type="checkbox"/> ADD	<input checked="" type="checkbox"/> REPLACE	<input type="checkbox"/> REMOVE	PLATE VI-6, CHAP. VI, VOLUME 2 "GEOMORPHIC MAP" - revised permit boundary.
<input type="checkbox"/> ADD	<input checked="" type="checkbox"/> REPLACE	<input type="checkbox"/> REMOVE	PLATE VI-7, CHAP. VI, VOLUME 2 "UPPER FERRON AQUIFER POTENTIOMETRIC SURFACE 1995" - revised permit boundary.
<input type="checkbox"/> ADD	<input checked="" type="checkbox"/> REPLACE	<input type="checkbox"/> REMOVE	PLATE VI-8, CHAP. VI, VOLUME 2 "UPPER FERRON AQUIFER POTENTIOMETRIC SURFACE 1979-1995" - revised permit boundary.
<input type="checkbox"/> ADD	<input checked="" type="checkbox"/> REPLACE	<input type="checkbox"/> REMOVE	PLATE VI-9, CHAP. VI, VOLUME 2 "UPPER FERRON AQUIFER POTENTIOMETRIC SURFACE 1979" - revised permit boundary.
<input type="checkbox"/> ADD	<input checked="" type="checkbox"/> REPLACE	<input type="checkbox"/> REMOVE	PLATE VI-10, CHAP. VI, VOLUME 2 "SURFACE DRAINAGE CONTROL MAP" Added "Proposed" and "Existing" labels, revised permit boundary.
<input type="checkbox"/> ADD	<input checked="" type="checkbox"/> REPLACE	<input type="checkbox"/> REMOVE	PLATE VI-13, CHAP. VI, VOLUME 2 "PLANT SITE DIVERSION DITCH PROPOSED PLAN, PROFILE, AND SECTIONS" - Added "Proposed" and "Existing" labels.
<input type="checkbox"/> ADD	<input checked="" type="checkbox"/> REPLACE	<input type="checkbox"/> REMOVE	PLATE VII-1, CHAP. VII, "SOIL MAP" - revised permit boundary.
<input type="checkbox"/> ADD	<input checked="" type="checkbox"/> REPLACE	<input type="checkbox"/> REMOVE	PLATE VIII-1, CHAP VIII, "VEGETATION AND LAND USE MAP" - revised permit boundary.
<input type="checkbox"/> ADD	<input checked="" type="checkbox"/> REPLACE	<input type="checkbox"/> REMOVE	PLATE X-A-1, CHAP. X, "PERMIT AREA CULTURAL RESOURCES" - revised permit boundary.
<input type="checkbox"/> ADD	<input checked="" type="checkbox"/> REPLACE	<input type="checkbox"/> REMOVE	MAP I, CHAP. X., PART C "PROPOSED PREPARATION PLANT LAYOUT" Added "Proposed" and "Existing" labels.
<input type="checkbox"/> ADD	<input checked="" type="checkbox"/> REPLACE	<input type="checkbox"/> REMOVE	MAP II, CHAP. X, PART C "PROPOSED WASTE DISPOSAL SITE" Added "Proposed" and "Existing" labels.
<input type="checkbox"/> ADD	<input checked="" type="checkbox"/> REPLACE	<input type="checkbox"/> REMOVE	PLATE XI-1, CHAP. XI "POTENTIAL ALLUVIAL FLOOR ALONG UPPER QUITCHUPAH CREEK" - revised permit boundary.
<input type="checkbox"/> ADD	<input type="checkbox"/> REPLACE	<input type="checkbox"/> REMOVE	
<input type="checkbox"/> ADD	<input type="checkbox"/> REPLACE	<input type="checkbox"/> REMOVE	

Any other specific or special instructions required for insertion of this proposal into the mining and reclamation plan?