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**CONSOL ENERGY™**

Emery Mine  
P.O. Box 527  
Emery, Utah 84522

July 2, 2002

*OK*  
*Incoming*  
*c/015/015*  
*AM02D*

Mr. Daron Haddock, Permit Supervisor  
Utah Coal Regulatory Program  
1594 West North Temple, Suite 1210  
Box 145801  
Salt Lake City, Utah 84114-5801

RE: Amendment to ACT/015/015 of Emery Mine Permit to Include a Transmission Line from the existing substation to the 4<sup>th</sup> East Portal Site.

Dear Mr. Haddock:

Please find enclosed 4 copies of an Application for Permit Processing to amend Consolidation Coal Company's Emery Mine Permit ACT/015/015 to include construction of an overland transmission line. The proposed transmission line would start at the mine's existing substation (located above the office) and terminate at the 4<sup>th</sup> East Portal site approximately 1.4 miles in length.

Construction of the transmission line would require only minor disturbance and be isolated to the diameter of the power poles (approximately 0.002 acres total). In the event during construction that soils and/or vegetation is disturbed, CONSOL will reclaim the area as described in Chapter VIII.C.4 of the Emery Mine Permit. At this time it is not proposed to have a road for servicing the transmission line.

As with other permitting procedures, time is of essence for re-activating the Emery Mine and a timely review and approval by the Division would be greatly appreciated.

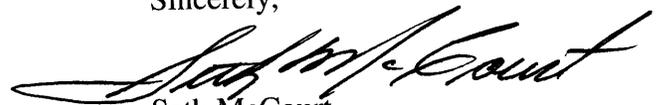
For your convenience I have forwarded a copy of the Application for Permit Processing to the Price Field Office.

**RECEIVED**

JUL 08 2002

DIVISION OF  
OIL, GAS AND MINING

Sincerely,

  
Seth McCourt  
Mine Engineer

CC: Steve Demczak, Price Field Office  
Tim Kirschbaum, CONSOL

# APPLICATION FOR PERMIT PROCESSING

Permit Change  New Permit  Renewal  Exploration  Bond Release

Permittee: Consolidation Coal

Mine: Emery Mine

Permit Number: ACT/015/015

Title: Construction of 7200KVA Transmission Line

Description, Include reason for application and timing required to implement:

Construction of a 7200 KVA Transmission Line to 4<sup>th</sup> East Portal Site

Instructions: If you answer yes to any of the first eight (gray) questions, this application may require Public Notice publication.

- Yes  No 1. Change in the size of the Permit Area? Acres: \_\_\_\_\_ Disturbed Are: \_\_\_\_\_  increase  decrease.
- Yes  No 2. Is the application submitted as a result of a Division Order? DO# \_\_\_\_\_
- Yes  No 3. Does the application include operations outside a previously identified Cumulative Hydrologic Impact Area?
- Yes  No 4. Does the application include operations in hydrologic basins other than as currently approved?
- Yes  No 5. Does the application result from cancellation, reduction or increase of insurance or reclamation bond?
- Yes  No 6. Does the application require or include public notice publication?
- Yes  No 7. Does the application require or include ownership, control, right-of-entry, or compliance information?
- Yes  No 8. Is proposed activity within 100 feet of a public road or cemetery or 300 feet of an occupied dwelling?
- Yes  No 9. Is the application submitted as a result of a Violation? NOV # \_\_\_\_\_
- Yes  No 10. Is the application submitted as a result of other laws or regulations or policies?  
*Explain:* \_\_\_\_\_
- Yes  No 11. Does the application affect the surface landowner or change the post mining land use?
- Yes  No 12. Does the application require or include underground design or mine sequence and timing? (Modification of R2P2)
- Yes  No 13. Does the application require or include collection and reporting of any baseline information?
- Yes  No 14. Could the application have any effect on wildlife or vegetation outside the current disturbed area?
- Yes  No 15. Does the application require or include soil removal, storage or placement?
- Yes  No 16. Does the application require or include vegetation monitoring, removal or revegetation activities?
- Yes  No 17. Does the application require or include construction, modification, or removal of surface facilities?
- Yes  No 18. Does the application require or include water monitoring, sediment or drainage control measures?
- Yes  No 19. Does the application require or include certified designs, maps or calculation?
- Yes  No 20. Does the application require or include subsidence control or monitoring?
- Yes  No 21. Have reclamation costs for bonding been provided?
- Yes  No 22. Does the application involve a perennial stream, a stream buffer zone or discharges to a stream?
- Yes  No 23. Does the application affect permits issued by other agencies or permits issued to other entities?

Please attach four (4) review copies of the application. If the mine is on or adjacent to Forest Service land please submit five (5) copies, thank you. (These numbers include a copy for the Price Field Office)

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 commitments, undertakings, and obligations, herein.

BART J. HYITA  
Print Name

[Signature] VPOPSUP6/21/02  
Sign Name, Position, Date

Subscribed and sworn to before me this 21 day of June, 2002

[Signature]  
Notary Public

Notarial Seal  
Patrick Wildeman, Notary Public  
Upper St. Clair Twp., Allegheny County  
My Commission Expires May 7, 2005  
Member, Pennsylvania Association of Notaries

My commission Expires: PA 5/7, 2005  
Attest: State of PA ) ss  
County of Washington

For Office Use Only:	Assigned Tracking Number:	Received by Oil, Gas & Mining

