

**State of Utah****Department of
Natural Resources**

MICHAEL R. STYLER
Executive Director

**Division of
Oil, Gas & Mining**

JOHN R. BAZA
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Governor

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Lieutenant Governor

October 27, 2005

John Gefferth, Environmental Engineer
Consolidation Coal Company
P.O. Box 566
Sesser, Illinois 62884

Subject: Electromagnetic Gradiometer Detection – Division Determination - No
Amendment Required, Consolidation Coal Company, Emery Deep Mine,
C/015/0015, Outgoing File

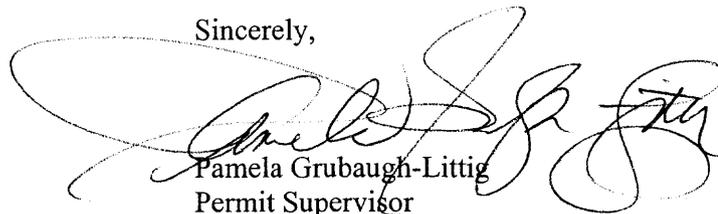
Dear Mr. Gefferth:

The Division received information for conducting Electromagnetic Gradiometer Detection on October 6, 2006. This experimental project is designed in conjunction with MSHA as a test to find voids beneath the surface. This activity is not considered coal exploration or coal mining-related because this project will not provide any information of quality, quantity, productivity or mining conditions for the current and future reserves at Emery Deep Mine. It is simply a test to find voids beneath the earth's surface.

It is the Division's decision that this activity does not require an amendment to the mining and reclamation plan. I appreciate you notifying the Division regarding this research project and your commitment to reclaim the affected areas and seal the drill holes.

If you have any questions, please feel free to call me at (801) 538-5268 or Stephen J. Demczak at (435) 613-1146, Ext. 202.

Sincerely,



Pamela Grubaugh-Littig
Permit Supervisor

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