



September 7, 2008

Incoming
C/015/0015
#2852

Daron Haddock
Utah Division of Oil, Gas and Mining
Coal Program
1594 West North Temple, Suite 1210
Box 145801
Salt Lake City, Utah 84114-5801

Re: Emery Deep Mine Permit C/015/015
Refuse area Citation #10005

Dear Mr. Haddock:

Per our phone conversation earlier today, please consider this a submittal of Consol's revised drainage control plan pertaining to the existing coal stockpile and temporary development waste storage site at out Emery Mine. This submittal contains detailed design data and maps for the drainage ditches that convey water from the disturbed area to Pond 8. As can be seen in the submittal, the HEC-HMS hydraulic model was used to show that the existing drainage structures will convey the appropriate storm volumes.

Attached please find an executed C1 and C2 forms. A pdf version of this submittal will be emailed to your office today and hard copies will follow. A hard copy will be forwarded to your Price field office.

I am sorry for the delay in preparing this package, as the engineering firm that did the field work was under contract and on 24 hour call to survey at the Crandell Canyon Mine drilling project

If you have any questions concerning this request, please call me at (618) 625-6850.

Sincerely,

John Geffert
John Geffert
Environmental Engineer

CC: Karl Houskeeper - DOGM-Price Field Office-with attachments
Attachments

JAG/jag emrefuse.NOV10005.doc

File in: *C/015/0015. 2007. Incoming*
Refer to:
 Confidential
 Shelf
 Expandable
Date *9/7/07* For additional information

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DIV. OF OIL, GAS & MINING

APPLICATION FOR COAL PERMIT PROCESSING

Permit Change New Permit Renewal Exploration Bond Release Transfer

Permittee: Consolidation Coal Company

Mine: Emery Mine

Permit Number: 015/015

Title: Refuse N.O.V. #10005

Description, Include reason for application and timing required to implement:
citation abatement submittal refuse drainage to pond 8

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 Area: _____ 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 # 10005
- 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.

Jonathan M. Pachter

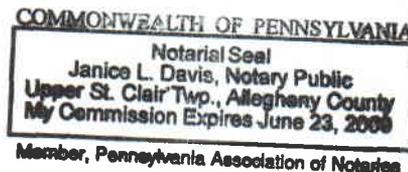
Print Name

Jonathan M. Pachter 9/5/07
Sign Name, Position, Date **General Manager, Environmental Services**

Subscribed and sworn to before me this 5th day of September, 2007

Janice L. Davis
Notary Public

My commission Expires: June 23, 2009
Attest: State of Pennsylvania) ss:
County of Allegheny



For Office Use Only:

Assigned Tracking Number:

Received by Oil, Gas & Mining

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