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OK Internal
C/015/0015

From: Steve Christensen
To: OGMCOAL
Date: 4/6/2008 1:26 PM
Subject: Emery Deep Meeting Notes (C/015/0015)
Place: OGMCOAL
Attachments: 03_31_08 5 Year Plan.doc

Angela,

Attached are the meeting notes from the March 31st Emery Deep Meeting. Please place in the internal file.

Thanks,
Steve

UTAH OGM COAL PROGRAM MEETING NOTES

Date: March 31, 2008
Time: 10:00 A.M.
Location: Conference Call

To: Internal File, Emery Deep Mine (C/015/0015)

From: Steve Christensen

Attendees:
DOGM: Priscilla Burton, Steve Christensen, Joe Helfrich and Jim Smith
Consol: John Gefferth

Purpose: Discuss the information needed for Consol's 5-year full extraction mine plan submittal.

MEETING SUMMARY:

A conference call meeting was conducted on March 31, 2008 with Consol (the Permittee) representative John Gefferth and Division of Oil, Gas and Mining (the Division) staff to discuss what information would be required for Consol's comprehensive 5-year full extraction mine plan. The 5-year full extraction mine plan (5-year plan) submittal was a condition of a 60-day conditional approval for full extraction mining in the 14th and 15th West panels.

April 1st, 2008 was the due date for the Permittee to submit the 5-year plan. However, the Permittee has requested an extension for submitting the 5-year plan to allow for vegetation to become established this spring. Until the vegetation in the permit area comes out of dormancy, it's not possible at this time to update the vegetation information. Mr. Gefferth agreed to draft a formal letter to the Division requesting an extension for the 5-year mine plan submittal. Mr. Gefferth agreed to e-mail the letter to the Division today (03/31/08) as well as send a hard copy to the Division for our files in the Public Information Center (PIC).

As part of the 5-year plan submittal, the following disciplines were identified as needing updated/additional information:

- **Archaeology Information:** Mr. Gefferth indicated that a consultant has been retained to provide the cultural information for the remaining blocks of coal that are slated for full extraction. The consultant will conduct a Level III survey and it's anticipated that it will take approximately a month and a half to produce the final report. The archaeology report will cover several non-contiguous blocks of coal, but will be submitted in a single report format.

- **Vegetation Information:** Mr. Gefferth and Mr. Helfrich discussed the need to update the existing vegetation information. Mr. Patrick Collins was identified as the consultant who will update the vegetation information.
- **Pre-subsidence Survey Information:** Mr. Gefferth indicated that it was not yet known as to how the pre-subsidence survey information would be submitted to the Division. As part of a separate permitting action, the Permittee committed to updating the pre-subsidence survey, as well as issue the required certifications to affected stakeholders, six months prior to full extraction of an area. As a result, the Permittee has some flexibility as to when the pre-subsidence information is submitted to the Division.
- **Threatened and Endangered/Wildlife Information:** Mr. Gefferth stated that Mr. Patrick Collins would also update the T&E/Wildlife information concurrently with the vegetation information.
- **Soils Information:** Ms. Priscilla Burton indicated that she would like a follow up and summarizing report on the commitment outlined on Page 4A of Chapter 3 of the MRP. The commitment on page 4A of Chapter 3 essentially required the Permittee to evaluate their reclamation plan/practices and based upon that evaluation, provide changes to the MRP to insure a more successful reclamation of the site post mining. Mr. Gefferth indicated that he would investigate the matter and was fairly certain that all of the fieldwork and data collection had been performed. Mr. Gefferth said that he would follow up on the aforementioned commitment and submit the information with the 5-year plan package.
- **Ownership and Control Information:** Ms. Burton indicated that there were discrepancies/issues with the ownership and control information currently in the MRP. Following the meeting, Ms. Burton e-mailed Mr. Gefferth and Division staff and indicated that based upon the 2005 Annual Report for the Emery Deep Mine, Consolidation Coal Co. took over Island Creek Coal Co and Laurel Run Mining Co. The 2005 information also shows two new entities, CONSOL of WV LLC and Southern West Virginia Energy, LLC. However, the organizational chart in App. 1-1 of the MRP, dated October 2002, lists IC Coal, Inc. as owner of Island Creek Coal Co. and Laurel Run Mining Co. Ms. Burton indicated in her e-mail that when the 5-year plan is submitted, the Permittee should provide the latest information in Appendix 1-1 including the organizational chart and officer and director information, with beginning and end dates and Secretary signature.

A general discussion occurred as to additional changes that would need to be made to the remainder of the MRP (i.e. plates and text not discussed above). Mr. Gefferth indicated that all plates within the MRP that depict mine plans would need to be updated to reflect the additional full extraction. It was further discussed that there may be sections of text that would need to be updated. Mr. Gefferth indicated that he was fairly confident that full extraction mining (within the text of the MRP) had already been addressed in previous permitting actions. Mr. Gefferth agreed to double-check the germane sections of the MRP and update as necessary to reflect the changes in the mine plan (i.e. room and pillar versus full extraction).

ACTION ITEMS: (Include item, timeline, and responsible person.)

June 13th, 2008 was discussed as a tentative due date for the 5-year plan submittal. Mr. Gefferth indicated that he would contact Mr. Patrick Collins and confirm that that date would work with his schedule. It was suggested to Mr. Gefferth that he include a due date in his extension request letter to be submitted to the Division.

ADDITIONAL COMMENTS: (This section is intended to provide attendees the opportunity to contribute additional and significant information concerning the meeting content that may not have been mentioned during the meeting.)

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