


CONSOL ENERGY™
Consolidation Coal Company

 P.O. Box 566
 Sesser, IL 62884
 (618) 625-2041

*Incoming
 C0150015
 BK*

Jan. 27, 2009

 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
 Amendment to MRP (full extraction pillar splitting plan, planned subsidence life of mine panels, CLEAN COPY Task id 3086)

Dear Mr. Haddock:

Per your November 30, 2007 approval memo Task 2821, item 2 consider this the clean copy submittal to a MRP revision submitted on June 13, 2008, and deficiency responses submitted November 19, 2008 (task id 2990). Enclosed please find six (6) copies of the submittal, and two (2) CD's with the submittal in pdf format. Also attached please find executed C1 and C-2 forms

Per the ongoing expansion of the Emery Mine, Consol plans to increase the resource recovery by utilizing a pillar splitting plan that would fall into the planned subsidence category. This full extraction plan is for the remaining reserve to be mined, as depicted on Plate V-5. Consol will obtain MSHA approval prior to commencing pillar splitting. All Plates that depict full extraction areas have been revised to include the future forecasted panels.

Archeology report MOAC 08-135 and Plate X.A.1,(Permit Area Cultural Resources), is included as well as a site mitigation plan for the eligible site. These reports and maps are submitted in red folders. A confidential CD is included and should be placed in the confidential file. A complete set of IMACS forms were submitted with the June 13, 2008 submittal and not returned with this package. Per DOGM request, Ch IX, Plate 10-1 (selected wildlife information) is to be moved to the confidential folder.

Plate VIII-1(Vegetation and Landuse Map), Plate 10-1 (Selected Wildlife Information), and Plate V-5 (Subsidence Monitoring Points and Buffer Zones) have been updated to reflect current field conditions.

Chapter V App V-7 (Pre Subsidence survey prior to full extraction Life of Mine Panels) has been included in this package. Consol will mail this document to landowners and send proof of such to the Division.

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

Sincerely,

 John Gefferth
 Environmental Engineer

 CC: Karl Houskeeper – DOGM-Price Field Office
 Attachments
 JAG/jag fullextrac.tot.cln3086.doc

 File in:
 C:\0150015\2009_Incoming
 Refer to:
 Confidential
 Shelf
 Expandable *Confidential*
 Date: 012709 For additional information

RECEIVED
JAN 28 2009
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: Full extraction pillar splitting life of mine

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

Planned Subsidence submittal for the remaining life of mine clean copy submittal task id 2990 1/09

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 # _____
- 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 1/27/09
Sign Name, Position, Date General Manager, Environmental Services

Subscribed and sworn to before me this 27th day of January, 2009

Notary Public

My commission Expires:

Attest: State of Pennsylvania } } ss:
County of Washington

Janice L. Davis
June 23, 2009

COMMONWEALTH OF PENNSYLVANIA

Notarial Seal

Janice L. Davis, Notary Public

Cecil Twp., Washington County

My Commission Expires June 23, 2009

Member, Pennsylvania Association of Notaries

For Office Use Only:

Assigned Tracking Number:

Received by Oil, Gas & Mining

RECEIVED

JAN 28 2009

DIV. OF OIL, GAS & MINING

APPLICATION FOR COAL PERMIT PROCESSING

Detailed Schedule Of Changes to the Mining And Reclamation Plan

Permittee: Consolidation Coal Company

Mine: Emery Mine

Permit Number: 015/015

Title: Full extraction pillar splitting life of mine clean copy submittal Task id 3086

01/09

Provide a detailed listing of all changes to the Mining and Reclamation Plan, which is required as a result of this proposed permit application. Individually list all maps and drawings that are added, replaced, or removed from the plan. Include changes to the table of contents, section of the plan, or other information as needed to specifically locate, identify and revise the existing Mining and Reclamation Plan. Include page, section and drawing number as part of the description.

DESCRIPTION OF MAP, TEXT, OR MATERIAL TO BE CHANGED

	Add	Replace	Remove	
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Chapter V, Tbl of Cont (adds app V-7)Updated Pre-Subsidence survey Life of Mine Panels
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Chapter V, page 7
<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Chapter V, page 27
<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Chapter V, page 42 (corrected from PHC submittal)
<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Chapter V App V-7 (Pre Subsidence survey prior to full extraction Life of Mine Panels
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Chapter VIII, index page (adds appendix VIII-4)Biological Rresources Life of Min Plan
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Chapter VIII, App VIII-4, Biological Resources of the Full Extraction Pillar Splitting Life of Mine Surface Area.
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Chapter X, index page (adds archeo for life of mine panels)
<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Chapter X, App 5-9, Archeology report (MOAC 08-135) and site mitigation plan (CONFIDENTIAL)
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Chapter IV, Plate IV-2, UG Operations Plan (updated mine plan and timing)
<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Chapter V, Plate V-5 Subsidence Monitoring Points and Buffer Zones (add full extract)
<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Chapter VIII, Plate VIII-1, Vegetation and Landuse Map (add full extract)
<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Chapter IX, Plate 10-1, Selected Wildlife Information (add full extract) CONFIDENTIAL
<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Chapter X, Plate X.A-1, Permit Area Cultural Resources CONFIDENTIAL (add full extract)
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	

<p>Any other specific or special instruction required for insertion of this proposal into the Mining and Reclamation Plan.</p>	<p>Received by Oil, Gas & Mining</p> <p style="font-size: 1.2em; color: red; font-weight: bold;">RECEIVED</p> <p style="font-size: 1.2em; color: red; font-weight: bold;">JAN 28 2009</p> <p style="color: red; font-weight: bold;">DIV. OF OIL, GAS & MINING</p>
---	---