



**CONSOL ENERGY™**

*C/015/015 Incoming*

*#3607 α*

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

October 07, 2010

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 Mine  
Notice of Intent to Conduct Minor Exploration Emery 2.1, additional info tsk id 3607

Dear Mr. Haddock:

Please consider this additional information per you memo dated September 9, 2010 task ID 3607 related to Consol's Notice of Intent to Conduct Minor Coal Exploration. We are submitting three (3) sealed copies of the NOI application. The following addresses your departments recommendations.

- The disturbance area of each drill hole will be approximately 0.1 acre (refer to revised Fig. 1).
- The majority of the access to the site will be on a County road. A small portion of private road will be accessed by Consol and an agreement with the surface landowner will be in place prior to drilling.
- SHPO concurrence has been obtained on September 9, 2010.
- DOGM suggested wildlife text has been added at Appendix C page 1.

A cd rom has been included with the entire application in pdf format.

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

Sincerely,

John Gefferth  
Environmental Engineer

**RECEIVED**  
**OCT 07 2010**

**DIV. OF OIL, GAS & MINING**

CC: Karl Houskeeper – DOGM-Price Field Office-Attachments

JAG/emery2.1mep.minorNOI.clntsk3607.docx

File in: *C/015/0015 Incoming*  
 Date: *10072010* Refer to:  
 Confidential  
 Shelf  
 Expandable  
 For additional information

## APPLICATION FOR COAL PERMIT PROCESSING

Permit Change  New Permit  Renewal  Exploration  Bond Release  Transfer

**Permittee:** Consolidation Coal Company

**Mine:** Emery Mine

**Permit Number:** \_\_\_\_\_

**Title:** Emery 2.1, Minor Exploration Permit

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

Emery 2.1 Exploration boreholes

Task 3607 DOGM recommendations

1010

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

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

Subscribed and sworn to before me this 7th day of October, 2010

Notary Public Janice L Davis  
My commission Expires: October 19, 2013  
Attest: State of Pennsylvania } ss:  
County of Washington

**NOTARIAL SEAL**  
**JANICE L DAVIS**  
 Notary Public  
 CECIL TWP., WASHINGTON COUNTY  
 My Commission Expires Oct 19, 2013

**For Office Use Only:**

**Assigned Tracking Number:**

**Received by Oil, Gas & Mining**

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OCT 07 2010

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