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State of Utah

DEPARTMENT OF NATURAL RESOURCES

MICHAEL R. STYLER
Executive Director

Division of Oil, Gas and Mining

JOHN R. BAZA
Division Director

Outgoing
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July 12, 2010

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

Subject: Update Surface Drainage Control Map, Consolidation Coal Company, Emery Deep Mine, C/015/0015, Task ID #3586

Dear Mr. Gefferth:

The above-referenced amendment is conditionally approved upon receipt of 6 clean copies prepared for incorporation. Once we receive these copies, final approval will be granted, and a stamped incorporated copy of the approved amendment will be returned to you for insertion into your copy of the Mining and Reclamation Plan (MRP). The modification does not necessitate an update to the Technical Analysis. Please submit the clean copies by August 12, 2010.

As you're aware, Division of Oil, Gas and Mining (the Division) inspector Karl Houskeeper issued Consolidation Coal Company (the Permittee) a notice of violation (N.O.V.) on June 15, 2010. Citation #10056 was issued for failure to maintain a culvert at the 4th East Portal facility of the Emery Deep Mine. The culvert was observed to be 100% plugged. Additionally, the culvert was not depicted on Plate VI-10D, *Surface Drainage Control Map*. The actions required to abate the N.O.V. were: 1) clean the culvert by July 15th, 2010 and 2) update Plate VI-10D to depict the culvert.

On July 6, 2010, Division representatives Karl Houskeeper and Steve Christensen conducted a site visit and verified that the plugged/crushed culvert had been replaced. Additionally, on July 6, 2010, the Division received a revised Plate VI-10D with the culvert depicted.

As the plate revision is a minor amendment to the MRP, this letter serves as the Division's official findings document that the plate has been approved.

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John A. Gefferth
July 12, 2010

If you have any questions, please call me at (801) 538-5262 or Steve Christensen at (801) 538-5350.

Sincerely,

A handwritten signature in black ink, appearing to read 'JDSH', written in a cursive style.

James D. Smith
Permit Supervisor

JDS/sqs
cc: Price Field Office
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