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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

June 24, 2014

Kenneth S. Fleck, Geology and Environmental Affairs Manager  
Energy West Mining Company  
P.O. Box 310  
Huntington, Utah 84528

Subject: Discrepancies in Phase II and III Bond Release Application, Des Bee Dove Mine, C/0150017, Task ID #4580

Dear Mr. Fleck:

The application for Phase II and III bond release on the remaining areas of the Des Bee Dove Mine site has been reviewed. An inspection of the site has also been conducted. On June 11, 2014 we received the Affidavit of Publication which indicated that the last date of publication was on June 10, 2014. We are currently waiting for the comment period to end in order for us to make a final decision on the bond release application. In the meantime our review has identified some discrepancies in the application that need to be cleared up. Issues must be addressed prior to final approval of the application (the reviewers name has been included to aid in formulating your response). Please respond by no later than July 10, 2014 to the following:

- 1) Please verify the accuracy of the sediment pond seed mix information that was included in the bond release application. The seed mix reported in the bond release application for the sediment pond reclamation area is not the same as the mix found in Appendix VXI Section 300 pg. 3. (pburton)
- 2) The disturbed area acreages for the Phase II Reclamation and Pumphouse areas listed in the 'Disturbed Area Reconciliation Table' should be 23.3 acres and 1.6 acres in order to coincide with the acreage figures in corresponding footnotes 1 and 2. The footnotes should include a justification for phase III bond release during years 4 and 8 of the 10 year liability period. Additionally, please provide a footnote describing the justification for phase III bond release for the sediment pond area. (jhelfrich)

Once these issues have been satisfied, a final decision on the bond release application will be made. Of course, final approval of the bond release will require concurrence from the Office of Surface Mining and should follow shortly after the Divisions Decision.

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June 24, 2014  
Kenneth S. Fleck

If you have any questions, please call me at (801) 538-5325 or Steve Christensen at (801) 538-5350.

Sincerely,



Daron Haddock  
Coal Program Manager

DRH/sqs  
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