

U. S. Department of Labor

Mine Safety and Health Administration
P O Box 25367
Denver, Colorado 80225



Coal Mine Safety and Health
District 9

APR 12 2016

Devin LeRoy
Mine Manager
East Mountain Energy LLC
P.O. Box 611
Castle Dale, Utah 84513

RE: Deer Creek Mine
Mine ID No. 42-00121
Original Site and Elk Canyon Refuse Pile
ID No. 1211-UT09-00121-01
Refuse Pile Abandonment

Dear Mr. LeRoy:

MSHA personnel have inspected the site and have determined that the refuse pile meets the requirements for abandonment which include provisions for major slope stability and the prevention of both burning and the future impoundment of water. Therefore, the referenced refuse pile is abandoned in accordance with 30 CFR § 77.215-4.

The referenced refuse pile identification number will be removed from the mine file. MSHA inspection and reporting requirements no longer apply to the referenced structure.

If you have any question regarding this letter, please contact Ronald Gehrke at 303-231-5587 or Matt Lemons 303-231-5570.

Sincerely,

Russell J. Riley
District Manager