

CO-OP MINING COMPANY

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November 29, 2005

Coal Program
Utah Division of Oil, Gas & Mining
1594 West North Temple, Suite 1210
P.O. Box 145801
Salt Lake City, Utah 84114-5801

*incoming
cross/0025 OK
#2379*

To Whom It May Concern,

Re: Application to Change Existing Mining Plan, Auxiliary Portal (Task ID #2352), Bear Canyon Mine, ACT/015/0025.

Enclosed is our response to the technical analysis dated November 4, 2005

If you have any questions, please call me at (435) 687-5238.

Thank You,

Mark Reynolds
Mark Reynolds

Enclosure(s)

RECEIVED
DEC 05 2005
DIV. OF OIL, GAS & MINING

file In C *0150025 Incoming*
Date: *11/29/2005*, Refer to:

Confidential
 Shelf
 Expandable
For additional information

APPLICATION FOR COAL PERMIT PROCESSING

Permit Change New Permit Renewal Exploration Bond Release Transfer

Permittee: CO-OP MINING COMPANY

Mine: BEAR CANYON MINE

Permit Number: ACT/015/025

Title: Auxiliary Portal (Task ID #2353)

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

This is being submitted to add an auxiliary portal to the Bear Canyon #4 Mine.

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: <0.01 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.

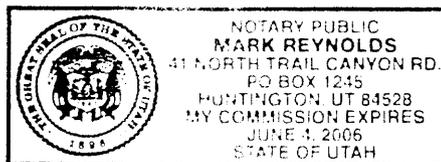
Charles Reynolds
Print Name

Charles Reynolds, President, 11/29/05
Sign Name, Position, Date

Subscribed and sworn to before me this 27 day of November, 2005

Mark Repple
Notary Public

My commission Expires: _____
Attest: State of Utah 6-4, 2006 } ss:
County of Emery



<p>For Office Use Only:</p>	<p>Assigned Tracking Number:</p>	<p>Received by Oil, Gas & Mining</p> <p style="text-align: center; font-size: 1.2em; font-weight: bold;">RECEIVED</p> <p style="text-align: center; font-size: 1.2em; font-weight: bold;">DEC 05 2005</p> <p style="text-align: center; font-size: 0.8em;">DIV. OF OIL, GAS & MINING</p>
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Response to Technical Analysis dated November 4, 2005

R645-301-515.311; All requirements of this regulation will be met. Appendix 3Q has been added and includes detailed descriptions of how we will meet this regulation.

R645-301-529.100; All requirements of this regulation will be met. Appendix 3Q has been added and includes detailed descriptions of how we will meet this regulation. MSHA has already approved plans showing this portal. This shows that they feel that we have met all the requirements of 30 CFR. It should also be noted that 30 CFR Part 75.380 does not apply to this portal since it is neither the primary nor the secondary escapeway. MSHA required two escapeways which we currently have. However both MSHA and C. W. Mining encourage any additional portals in the event of an unforeseen mine disaster that could block both MSHA required escapeways. Because it is unlikely that such a disaster would occur MSHA does not consider any additional portals beyond the two required as escapeways, and thus does not require a travel way to the portal.

This portal is similar to the Blind Canyon Portal. If you read Appendix 3-I you will see that it describes the portal as only having foot access from the outside and that it could, in the unlikely event that it is needed, be used to evacuate the men.

R645-301-551, R645-301-542.700; Detailed descriptions that meet these requirements can be found in Appendix 3Q.

R645-301-512.100; All plates showing the disturbed boundary in this area have been updated and included. These plates also show surface contours. Several of the plates are Plate 7-5A, Plate 7-7A, and Plate 8-1A. As explained in Appendix 3Q this portal will have no impact on the surface contours or the surface watershed.