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Hiawatha Coal Company

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Jim Smith
Utah of Oil, Gas, and Mining
1954 West Temple, Suite 1210
P.O. Box 145801
Salt Lake City, UT 84114-5801

December 18, 2008

Re: Snow Removal Amendment

RECEIVED
JAN 05 2009
DIV. OF OIL, GAS & MINING

Dear Mr. Smith,

Hiawatha Coal Company is submitting an amendment for a snow removal plan; as per our meeting on December 17, 2008. Please find 2 hard copies and 1 digital copy attached to this submittal. Furthermore, 1 hard copy and 1 digital copy have been sent to the Price office.

If you have any questions please feel free to contact me.

Thank you,



Cliff Baker
Environmental Coordinator

APPLICATION FOR COAL PERMIT PROCESSING

Permit Change New Permit Renewal Exploration Bond Release Transfer

Permittee: HIAWATHA COAL COMPANY

Mine: BEAR CANYON MINE

Permit Number: ACT/015/025

Title: APPENDIX 5-R, SNOW REMOVAL & HANDLING

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

SNOW REMOVAL PLAN TO INCREASE SAFE TRAVEL TO #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: ___ 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)

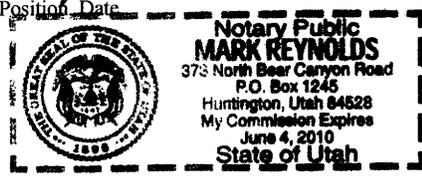
I hereby certify that I am a responsible official of the applicant and that the information contained in this application is true and correct to the best of my information and belief in all respects with the laws of Utah in reference to commitments, undertakings, and obligations, herein.

Print Name _____

J. J. Freely V.P. 12-18-08
Sign Name, Position, Date

Subscribed and sworn to before me this 10th day of December, 2008

Notary Public [Signature]
My commission Expires: _____
Attest: State of Utah } ss:
County of Emery



For Office Use Only:	Assigned Tracking Number:	Received by Oil, Gas & Mining <div style="font-size: 2em; font-weight: bold; margin: 0;">RECEIVED</div> <div style="font-size: 1.5em; font-weight: bold; margin: 0;">JAN 05 2009</div> <div style="font-weight: bold; margin: 0;">DIV. OF OIL, GAS & MINING</div>
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TABLE OF CONTENTS (Continued)
CHAPTER 5 ENGINEERING
LIST OF APPENDICES

<u>APPENDIX</u>	<u>DESCRIPTION</u>	<u>PAGE</u>
Appendix A	Existing Structures.....	5A-1
Appendix B	Culinary Water System.....	5B-1
Appendix C	Subsidence Control and Monitoring.....	5C-1
Appendix D	Toxic Materials and Handling.....	5D-1
Appendix E	Surface Blasting Plan.....	5E-1
Appendix F	Mine Roads.....	5F-1
Appendix G	Tank Seam Access Road.....	5G-1
Appendix H	Slope Stability Analysis In Access Roads.....	5H-1
Appendix I	Cut and Fill Calculations.....	5I-1
Appendix J	Wild Horse Ridge – Blind Canyon Seam Pad and Conveyor Access Roads	5J-1
Appendix K	Wild Horse Ridge Tank Seam Access Roads.....	5K-1
Appendix L	Morhland Access Roads.....	5L-1
Appendix M	Blind Canyon Intake and Fan Portals.....	5M-1
Appendix N	Shower House Waste Disposal System.....	5N-1
Appendix O	Sediment Pond Material.....	5O-1
Appendix P	#4 Mine Auxiliary Portal.....	5P-1
Appendix Q	Load-Out Expansion.....	5Q-1
Appendix R	Snow Removal and Handling.....	5R-1

01/01/2007

between Sportsman's and C.O.P.D. provides them with a right-of-way access to the cabin in Bear Canyon.

There is one ancillary (jeep trail) road shown near the portal on Plate 5-2C, which was in existence prior to C. W. Mining's activities and has not been used by C. W. Mining for mining and reclamation activities.

Traffic on the haul road consists primarily of coal haul trucks, mine personnel passenger vehicles, vendor cars and trucks, and other passenger and recreational vehicles. The traffic on the shop and portal access roads and No. 3 Mine access road consists of supply tractors, vendor trucks and company vehicles, with some additional passenger and recreational vehicular use.

Roads are maintained in such a manner that the performance standards will be met throughout the life of the entire transportation facility, including maintenance of the surface, shoulders, parking and side areas, and erosion control structures for safe and efficient utilization of the road. Road maintenance for snow removal will be discussed in Appendix R. In the event a road is damaged by a catastrophic event, such as a flood or earthquake, the road will be repaired as soon as practical after the damage has occurred.

The road surfacing material for the No. 3 Mine Portal Access Road, No. 4 Mine Access Road, and Wild Horse Ridge Conveyor Access Roads will consist of in-place material and/or road base (gravel) material. This material has proven adequate on the other Bear Canyon Mine Access Roads for the type of traffic which will use the roads, consisting of pickup trucks and mine vehicles and tractors. Soil analyses of the in-place material for the Wild Horse Ridge area

Appendix 5-R

Snow Removal & Handling

SNOW REMOVAL & HANDLING

During the winter months it becomes necessary to remove snow on the main access road leading to the #3 and #4 mines in order to maintain safe travel through the area. Hiawatha Coal Company proposes to utilize a snow blower to remove the bulk of the snow in conjunction with our current method. Currently Hiawatha Coal Company uses heavy equipment to pick up and store all the snow in storage areas located along the roadway. The roadway is then salted and sanded to provide further traction for vehicles and equipment traversing the road.

Hiawatha Coal Company will utilize a snow blower to remove the bulk of the snow from the roadway over the safety berm. This will be completed as reasonably as possible by only removing the clean snow and not removing the salts and or sand that was laid down previously. After the blower has finished an area the area will then be scraped, salted and or sanded as required to maintain safe travel through the area.

Hiawatha Coal Company will make every reasonable attempt to prevent contamination to surrounding areas while performing the snow blowing operation. In the event there is excessive contamination, Hiawatha Coal Company will utilize a piece of heavy equipment (Excavator or Back-hoe) to pull as much of the contaminated snow back up onto the roadway and place it into one of the storage areas as necessary.