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DEPARTMENT OF NATURAL RESOURCES

MICHAEL R. STYLER
Executive Director

Division of Oil, Gas and Mining

JOHN R. BAZA
Division Director

February 19, 2009

Outgoing
C0150025
OK

Elliot Finley, Resident Agent
Hiawatha Coal Co., Inc.
P.O. Box 1240
Huntington, Utah 84528

Subject: Complete Application for Transfer of Bear Canyon Mine Permit to Hiawatha Coal Company, Task ID #3215, Co-Op Mining Company, Bear Canyon Mine, C/015/0025

Dear Mr. Finley:

The Division staff has completed the review of the information you submitted in response to the deficiencies we identified in your application to transfer the Bear Canyon Permit to Hiawatha Coal Company, Inc. The three deficiencies that were identified in our January 28, 2009 letter have been adequately addressed. At this time your application is considered to be complete and accurate with regard to the technical information needed. Of course you will still need to post the required reclamation bond in order for the transfer to be approved.

At this time you should submit 8 clean copies (redline removed) of the transfer information for incorporation into the approved Mining and Reclamation Plan. Please submit these no later than March 23, 2009. This information will be incorporated once the transfer is finally approved.

If you have any questions, please call Priscilla Burton at (435) 613-3733 or me at (801)538-5325.

Sincerely,


Daron R. Haddock
Permit Supervisor

DRH/JCH/sqs

cc: Shawn Baker, Hiawatha Coal Co., Inc.
Paul James Toscano, Debtor's Counsel
Russell S. Walker, Woodbury & Kesler
Keith A. Kelly, Ray Quinney & Nebeker, P.C.
Steven W. Call, Ray Quinney & Nebeker, P.C.
Steve Strong, Ray Quinney & Nebeker, P.C.
Conrad H. Johansen, Olsen Skoubye & Nielson
Tyler Foutz, Olsen Skoubye & Nielson
John T. Morgan, U.S. Trustees
Dave E. Leta, Snell & Wilmer
F. Mark Hansen, F. Mark Hansen, P.C.

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