

Hiawatha Coal Company**P.O. Box 1240
Huntington, UT 84528****(435) 687-5777
FAX (435) 687-5724**Jim Smith
Utah Division of Oil, Gas & Mining
1954 West North Temple, Suite 1210
P.O. Box 145801
Salt Lake City, UT 84114-5801

December 30, 2008

**Re: Response to 3rd Quarter 2008 Water Monitoring, Bear Canyon Mine,
December 29, 2008**

Dear Mr. Smith

In response to your reply (E-mail response to Lori Voorhees), I am including the following water sample results:

July	D004	NO FLOW
July/August/September	Sediment Pond A	NO FLOW
July/August/September	Sediment Pond B	NO FLOW
July/August/September	Sediment Pond C	NO FLOW
July/August/September	Sediment Pond D	NO FLOW
August	MW-114	Broken Reel
August	MW-117	Broken Reel
July/August/September	SBC-9A	NOT REQUIRED

Mark informed me that a baseline sample for SBC-16A is no longer necessary due to the fact that the 3 year water sampling period is complete. I took over the water sampling in August, I was not aware of the fact that a baseline for SBC-16A wasn't needed; this is the reason it was sampled in August and September.

How do we reduce this sample to require a field sample? Does the mine need to file an amendment to remove the baseline sampling for SBC-16A? Or is the fact that the 3 year baseline study is complete sufficient?

On November 12, 2008 I sent you a letter reminding you that our reel was broken and MW-114 and MW-117 could not be sampled. I spoke with you on the phone about this matter. Included is a copy of the letter.

This should clear up the issues with the 3rd quarter water sampling report. If you have any other issues, let me know.

Thanks Again,


Cliff Baker
Environmental Coordinator

Enclosures: 11/12/2008 letter

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November 12, 2008

Re: Water Sampling for sites; MW-114 and MW-117
for the month of august.

Dear Mr. Smith

As per our phone conversation I would like to remind you that sites MW-14 and MW-117 were not sampled in August, due to a broken reel. Hiawatha has received a new reel and these sites were monitored in October.

If you have any questions please feel free to contact me. Thanks for you patience in this matter.

Thanks Again,

Cliff Baker
Environmental Coordinator

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