

Chris McCourt
Alton Coal Development, LLC
463 N. 100 W., Suite 1
Cedar City, UT 84720
(435) 867-5331

July 31, 2007

Pamela Grubaugh-Littig
Department of Natural Resources
Division of Oil, Gas and Mining
1594 West North Temple, Suite 1210
Salt Lake City, UT 84114

Re: Ownership Percentages - Coal Hollow MRP, R645-301-112.320 C/025/0005

Dear Pamela,

Through communication with Priscilla Burton on July 30, 2007, it was brought to my attention that the company ownership percentages provided to the Division for the Coal Hollow MRP (C/025/0005), can not be identified as confidential. Therefore, to comply with R645-301-112.320, Alton Coal Development is providing a modification to Chapter 1 of the MRP to add text containing the ownership percentages as defined by R645-100-200. The following details the enclosed changes:

<u>Document</u>	<u>Modification Description</u>
1) Chapter 1, Page 1-2	Added ownership percentages Shifted 112.330 to page 1-3
2) Chapter 1, Page 1-3	Added 112.330 to page

The enclosed pages replace pages 1-2 and 1-3 in Volume 1, Chapter 1. I can be contacted at (435) 867-5331 or (435) 233-0528.

Sincerely,


Chris McCourt
Manager
Alton Coal Development

RECEIVED
AUG 07 2007
DIV. OF OIL, GAS & MINING

APPLICATION FOR COAL PERMIT PROCESSING

Permit Change New Permit Renewal Exploration Bond Release Transfer

Permittee: Alton Coal Development, LLC

Mine: Coal Hollow

Permit Number: C/025/0005

Title: Manager

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

Response to UDOGM request for company ownership percentages in a nonconfidential format

Instructions: If you answer yes to any of the first eight (gray) questions, this application may require Public Notice publication.

- | | |
|---|--|
| <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | 1. Change in the size of the Permit Area? Acres: _____ Disturbed Area: _____ <input type="checkbox"/> increase <input type="checkbox"/> decrease. |
| <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | 2. Is the application submitted as a result of a Division Order? DO# _____ |
| <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | 3. Does the application include operations outside a previously identified Cumulative Hydrologic Impact Area? |
| <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | 4. Does the application include operations in hydrologic basins other than as currently approved? |
| <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | 5. Does the application result from cancellation, reduction or increase of insurance or reclamation bond? |
| <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | 6. Does the application require or include public notice publication? |
| <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No | 7. Does the application require or include ownership, control, right-of-entry, or compliance information? |
| <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | 8. Is proposed activity within 100 feet of a public road or cemetery or 300 feet of an occupied dwelling? |
| <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | 9. Is the application submitted as a result of a Violation? NOV # _____ |
| <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No | 10. Is the application submitted as a result of other laws or regulations or policies?
<i>Explain:</i> <u>Ownership percentages in compliance with R645-301-112.420</u> |
| <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | 11. Does the application affect the surface landowner or change the post mining land use? |
| <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | 12. Does the application require or include underground design or mine sequence and timing? (Modification of R2P2) |
| <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | 13. Does the application require or include collection and reporting of any baseline information? |
| <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | 14. Could the application have any effect on wildlife or vegetation outside the current disturbed area? |
| <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | 15. Does the application require or include soil removal, storage or placement? |
| <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | 16. Does the application require or include vegetation monitoring, removal or revegetation activities? |
| <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | 17. Does the application require or include construction, modification, or removal of surface facilities? |
| <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | 18. Does the application require or include water monitoring, sediment or drainage control measures? |
| <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | 19. Does the application require or include certified designs, maps or calculation? |
| <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | 20. Does the application require or include subsidence control or monitoring? |
| <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | 21. Have reclamation costs for bonding been provided? |
| <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | 22. Does the application involve a perennial stream, a stream buffer zone or discharges to a stream? |
| <input type="checkbox"/> Yes <input checked="" type="checkbox"/> 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.

Chris McClourt
Print Name

Chris Hubert, Manager, 8-1-07
Sign Name, Position, Date

Subscribed and sworn to before me this 1 day of Aug., 2007

[Signature]
Notary Public
My commission Expires: 4-10, 2009 } ss:
Attest: State of Utah }
County of Iron



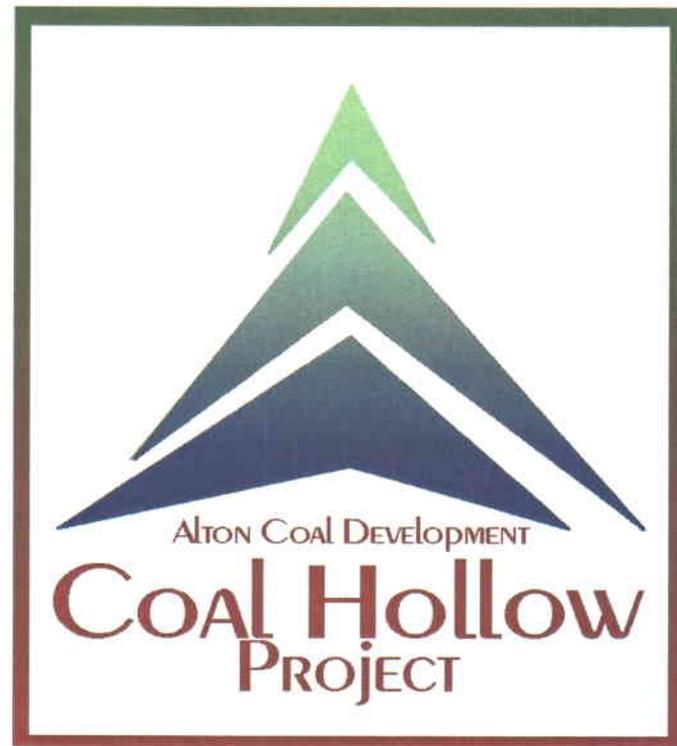
For Office Use Only: 	Assigned Tracking Number: 	Received by Oil, Gas & Mining <div style="font-size: 24px; color: red; font-weight: bold;">RECEIVED</div> <div style="font-size: 24px; color: red; font-weight: bold;">AUG 07 2007</div> <div style="color: red; font-weight: bold;">DIV. OF OIL, GAS & MINING</div>
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Alton Coal Development, LLC
Company Ownership Addition to MRP
C/025/0005

January
C/025/0005

task ID#
2839



July 31, 2007

112.230 Abandoned Mine and Reclamation Fee

Alton Coal Development, LLC, is the sole party in interest and will pay the abandoned mine land reclamation fee.

112.300 Ownership and Control

Alton Coal Development, LLC, is the sole party in interest, owning and controlling this application.

112.310 Members and Managers of Alton Coal Development, LLC

Social Security numbers of Alton Coal Development, LLC's members and manager provided in "CONFIDENTIAL BINDER" Appendix 1-1

Manager - CHRIS R. MCCOURT
1461 N. 3775 W.
Cedar City, UT 845720

Member STONIE BARKER
714 Bob White Lane
Naples, FL 34108

Member BEVERLY HOLWERDA
960 Cape Marco Drive
Marco Island, FL 34145

Member ROBERT C. NEAD
6602 Ilex Circle
Naples, FL 34109

Member JAMES J. WAYLAND
2841 Capistrano Way
Naples, FL 34105

All members and managers use the employer identification number of Alton Coal Development, LLC No. 42-1655092

112.320 Relationship to the Applicant

Each of the above-listed managers and members owns and controls more than 10% of Alton Coal Development, LLC. The following is a listing of company ownership as defined by R645-100-200 "Owned or Controlled":

Stonie Barker:	10% Ownership
Beverly Holwerda:	30% Ownership
Robert C. Nead:	11% Ownership
James J. Wayland:	40% Ownership

112.330 Title and Date of Position

The manager listed in 112.310 was appointed July 17, 2007. The members listed in 112.310 were appointed as of September 9, 2004.

112.340. Ownership or control of Other Coal Mining and Reclamation Operations

Neither Alton Coal Development, LLC nor its manager or members owns and has not in the previous five years owned another coal mining and reclamation operation.

112.350 Application Number – Other Pending Coal Mining and Reclamation Operations

Neither Alton Coal Development, LLC nor its manager or members owns any pending coal mine permits.

112.400 Coal Mining and Reclamation Operations Owned or Controlled

Neither Alton Coal Development, LLC nor its manager or members owns or controls any other coal mining and reclamation operations.

112.410 Coal Mining and Reclamation Operations Owned or Controlled by Managers or Members of Alton Coal Development, LLC

Neither Alton Coal Development, LLC nor its manager or members owns or control any other coal mining and reclamation operations.

112.420 Ownership and Control Relationship of Managers and Members of Alton Coal Development, LLC

Each of the managers and members listed at § 112.320 own or control more than 10% of Alton Coal Development, LLC

112.500 Legal or Equitable Owner of the Surface and Mineral Properties

The legal and equitable owners of the surface and mineral properties to be affected by this mining operation during the duration of the permit period are shown below. Surface and coal ownership are shown on Drawings 1- 3 and 1-4.

SURFACE OWNERSHIP:

Owner/Lessor:

C. Burton Pugh
533 N 650 E
Lindon, Utah 84042-1567
801-785-6220

Lessee:

Alton Coal Development, LLC