0005

OR Incoming C/025/0005

From: "Chris McCourt" <CMcCourt@altoncoal.com>
To: <ogmcoal@utah.gov>
CC: "Priscilla Burton" <priscillaburton@utah.gov>
Date: 3/11/2008 2:52 PM
Subject: Alton Coal Development, Coal Hollow Project - C/025/0005, MRP Ownership Legal Name Revision
Attachments: Ownership Name Revision.pdf

Attached is a .pdf file that contains a revision to the legal names for two of owners at Alton Coal Development, LLC. These revisions are for the current permit application (C/025/0005) as submitted June 14, 2007 and revised July 26th, July 31st, and January 24th. Five hard copies of this revision will be sent by Fedex and should arrive this week at the Salt Lake City Office, UDOGM. Please contact me if there are any questions or concerns.

Sincerely,

Chris McCourt

Manager

Alton Coal Development, LLC

(435) 867-5331

Alton Coal Development, LLC

Coal Hollow Project, C/025/0005

Ownership Name Revisions

Alton Coal Development

Coal Hollow Project

March 11, 2008

Alton Coal Development, LLC
463 North 100 West, Suite 1
Cedar City, Utah 84720
Phone (435) 867-5331 • Fax (435) 867-1192

March 11, 2008

Daron Haddock
Department of Natural Resources
Division of Oil, Gas and Mining
1594 West North Temple, Suite 1210
Salt Lake City, UT 84114

Re: Alton Coal Development, LLC - Ownership Name Revision, C/025/0005

Dear Daron,

Through communication with Priscilla Burton on March 11, 2008, it was brought to my attention that the company ownership details did not include the full legal names for two members as provided to the Division for the Coal Hollow MRP (C/025/0005). The following details the enclosed changes:

Document	Modification Description
1) Chapter 1, Page 1-2	Added .Jr to the names of Robert C. Nead and Stonie Barker
2) Volume 7, Appendix 1-1 Members and Managers of Alton Coal Development page	Added .Jr. to the names of Robert C. Nead and Stonie Barker (Confidential)

The enclosed pages replace pages 1-2 in Chapter 1 and the Members and Managers page in Appendix 1-1, Confidential folder. I can be contacted at (435) 867-5331 or (435) 233-0528.

Sincerely,

Chris R. McCourt, Manager
Alton Coal Development, LLC

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: Application Revisions
Description, Include reason for application and timing required to implement:
Modifications to MRP

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: Includes company ownership details as required by R645-301-112 and 114
☐ 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

Sign Name, Position, Date: Manager 3-11-08

Subscribed and sworn to before me this 11 day of March 2008

Notary Public

My commission Expires: 5-25, 2009

Attest: State of Utah } ss:
County of Iron

NOTARY PUBLIC
JENNIFER STUCKI
7181 S. CAMPUS VIEW DR
WEST JORDAN, UTAH 84084
COMMISSION EXPIRES
MAY 25, 2009
STATE OF UTAH

For Office Use Only:	Assigned Tracking Number:	Received by Oil, Gas & Mining

Form DOGM- C1 (Revised March 12, 2002)

APPLICATION FOR COAL PERMIT PROCESSING
Detailed Schedule Of Changes to the Mining And Reclamation Plan

Permittee: Alton Coal Development
Mine: Coal Hollow **Permit Number:** C/025/0005
Title: Application Revisions

Provide a detailed listing of all changes to the Mining and Reclamation Plan, which is required as a result of this proposed permit application. Individually list all maps and drawings that are added, replaced, or removed from the plan. Include changes to the table of contents, section of the plan, or other information as needed to specifically locate, identify and revise the existing Mining and Reclamation Plan. Include page, section and drawing number as part of the description.

			DESCRIPTION OF MAP, TEXT, OR MATERIAL TO BE CHANGED
☐ Add	☒ Replace	☐ Remove	Volume 1, Chapter 1 - Page 1-2
☐ Add	☒ Replace	☐ Remove	Volume 7, Appendix 1-1, Members and Managers of Alton Coal Development page (Confidential)
☐ Add	☐ Replace	☐ Remove	
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Any other specific or special instruction required for insertion of this proposal into the **Mining and Reclamation Plan.**	**Received by Oil, Gas & Mining**
These enclosed pages are to correct the legal names of Stonie Barker, Jr. and Robert C. Nead, Jr.	

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, JR. 714 Bob White Lane Naples, FL 34108
Member	BEVERLY HOLWERDA 960 Cape Marco Drive Marco Island, FL 34145
Member	ROBERT C. NEAD, JR. 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, Jr.:	10% Ownership
Beverly Holwerda:	30% Ownership
Robert C. Nead, Jr.:	11% Ownership
James J. Wayland:	40% Ownership