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C/025/005 Incoming cover letter
Report to Confidential
#4364
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Alton Coal Development, LLC

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

May 30, 2013

Daron R. Haddock
Coal Program Manager
Oil, Gas & Mining
1594 West North Temple, Suite 1210
Salt Lake City, UT 84114-5801

RECEIVED
MAY 31 2013
DIV. OF OIL, GAS & MINING

Subject: **Request for Modification of Treatment Plan, Coal Hollow Project, Kane County, Utah, C/025/0005**

Dear Mr. Haddock,

Both the "Cultural Resource Management Plan for Alton Coal Development's Proposed Development Of The Alton Amphitheater and Sink Valley" (which was never finally officially approved by all required parties) and the "Alton Coal Development's Phase I Cultural Resources Treatment Plan for Data Recovery at 42KA6093 and 42KA6505, and Avoidance at 42KA1313, 2KA2041, 42KA2043, 42KA6109, 42KA6110 and 42KA6126, Kane County, Utah" (Approved by DOGM and SHPO) identify that site 42KA2041 will be avoided.

At this time the portion of site 42KA2041 that falls on the private Coal Hollow tract will no longer be possible to avoid. Alton Coal Development, LLC (ACD) is requesting modification to the MRP for this private portion of the site (not the full site) to undergo "Level I Mitigation".

C1 and C2 forms and two copies of the revised "Treatment Plan for the Portion of 42KA2041 Located on the Coal Hollow Mine" has been sent, one for inclusion in the MRP and one to be forwarded to the Utah State Historic Preservation Office (SHPO).

Please do not hesitate to contact me if you have any questions. I can be contacted at (435) 691-1551.

Sincerely

B. Kirk Nicholes
Environmental Specialist

File in:
 Confidential
 Shelf
 Expandable

Date Folder 05/31/13 C/0250005

J. [Handwritten initials]

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: Treatment Plan for the Portion of 42KA2041 Located on the Coal Hollow Mine

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

Mitigation of impacts to site by mining

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.

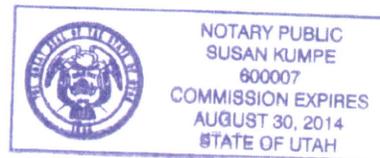
S. Kirk Michales
Print Name

S. Kirk Michales 5/30/13
Sign Name, Position, Date

Subscribed and sworn to before me this 30th day of May, 2013

Susan Kumpe
Notary Public

My commission Expires: 8/30, 2014 ;
Attest: State of Utah } ss:
County of Iron



For Office Use Only:	Assigned Tracking Number:	Received by Oil, Gas & Mining RECEIVED MAY 31 2013 DIV. OF OIL, GAS & MINING
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