

C/025/005 Incoming

#4510



Alton Coal Development, LLC

463 North 100 West, Suite 1

Cedar City, Utah 84720

Phone (435) 867-5331 • Fax (435) 867-1192

February 7, 2014

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

RECEIVED

FEB 10 2014

DIV. OF OIL, GAS & MINING

Subject: **MRP Revision – Change in Ownership and Control Alton Coal Development, LLC, Coal Hollow Project, Kane County, Utah, C/025/0005**

Dear Mr. Haddock,

Enclosed are C1/C2 forms and 2 “clean” copies of replacement pages for changes to the Ownership and Control section of Chapter 1 and for Appendix 1-1 in the Confidential Folder (Volume 9) of the Coal Hollow Mine and Reclamation Plan (MRP).

Please do not hesitate to contact me if you have any questions 435-691-1551.

Sincerely

B. Kirk Nicholes
Environmental Specialist

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: Chapter 1 changes

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

Update ownership and control information

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 type="checkbox"/> Yes <input checked="" type="checkbox"/> No | 10. Is the application submitted as a result of other laws or regulations or policies?
<i>Explain:</i> _____ |
| <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.

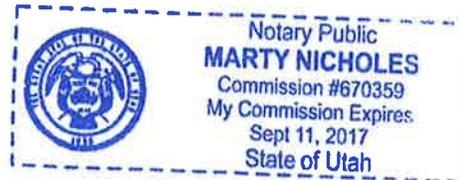
B. Kirk Nicholes
Print Name

B. Kirk Nicholes, Env. Spec. 2/7/14
Sign Name, Position, Date

Subscribed and sworn to before me this 7 day of Feb, 2014

Marty Nicholes
Notary Public

My commission Expires: Sept 11, 2017 }
Attest: State of Utah } ss:
County of Iron



For Office Use Only:

Assigned Tracking Number:

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DIV. OF OIL, GAS & MINING

112.310

Applicant:

Members Holding Ten Percent (10%) or more of Ownership of Applicant:

James Wayland
2841 Capistrano Way
Naples, FL 34105

SH Coal Investment, LLC
2375 Cambridge Rd.
Coshocton, Ohio 43818
EIN: 27-3192975

Owners of SH Coal Investment, LLC:

SH Coal Investment, LLC, is a Delaware limited liability company, which is a wholly owned company of Sleepy Hollow Mineral Investors, LLC, which is a Delaware limited liability company.

Sleepy Hollow Mineral Investors, LLC 100%
P.O. Box 1058
Coshocton, Ohio 43812
EIN: 27-3192842

Sleepy Hollow Mineral Investors, LLC, is owned as follows:

Charles Ungurean 50%
2375 Cambridge Road
Coshocton, Ohio 43812

Thomas Ungurean 50%
1690 Sleepy Hollow Drive
Coshocton, Ohio 43812

Managers and Officers of Applicant:

James Wayland – Manager

Larry W. Johnson – General Manager
220 N. 1350 W.
Price, Utah 84501

Robert Nead – President for Operations
6602 Ilex Circle
Naples, FL 34145

Social Security numbers of Alton Coal Development, LLC's individual member, manager and officer and for Charles Ungurean and Thomas Ungurean provided in "CONFIDENTIAL BINDER" Appendix 1-1

112.320 Relationship to the Applicant

Ownership:

James Wayland	25.5%
SH Coal Investment, LLC	49.0%

Control:

Larry W. Johnson	General Manager
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James Wayland	Manager
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Robert Nead	President of Operations
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SH Coal Investment, LLC (Owner) and Sleepy Hollow Mineral Investors, LLC:	Charles
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Ungurean	Manager
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Thomas Ungurean	Manager
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112.330 Title and Date of Position

Applicant:

James Wayland	Manager
September 9, 2004 (begin date)	

Chris R. McCourt	President of Operations
December 28, 2010 (end date)	

Robert C. Nead, Jr.	President of Operations
February 1, 2011 (begin date)	

Larry W. Johnson – General Manager	
February 1, 2011 (begin date)	

Robert C. Nead, Jr.	
Person in charge of payments pursuant to R645-300-147	
September 9, 2004 (begin date)	

SH Coal Investments, LLC	Owner
Sleepy Hollow Mineral Investors, LLC	Manager of SH Coal Investments, LLC
August 2, 2010 (begin date)	

Sleepy Hollow Mineral Investors, LLC	
Charles Ungurean	Manager
August 2, 2010 (begin date)	

Thomas Ungurean	Manager
August 2, 2010 (begin date)	

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

Applicant:

With the exception of Charles Ungurean and Thomas Ungurean, neither Alton Coal Development, LLC nor its manager or members has owned or controlled other coal mining or reclamation operations. See attached Appendix 1-10 for listing of Ungurean's operations.

112.350 Application Number – Other Pending Coal Mining and Reclamation Operations

Applicant:

With the exception of Charles Ungurean and Thomas Ungurean, neither, Alton Coal Development, LLC nor its manager or members has owned or controlled other coal mining or reclamation operations. The Ungurean's operations are described at Appendix 1-10.

112.400 Coal Mining and Reclamation Operations Owned or Controlled

Applicant:

With the exception of Charles Ungurean and Thomas Ungurean, neither, Alton Coal Development, LLC nor its manager or members has owned or controlled other coal mining or reclamation operations. The Ungurean's operations are described at Appendix 1-10.

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

Applicant:

With the exception of Charles Ungurean and Thomas Ungurean, neither, Alton Coal Development, LLC nor its manager or members has owned or controlled other coal mining or reclamation operations. The Ungurean's operations are described at Appendix 1-10.

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

Relationship to the Applicant

Applicant:

James Wayland September 9, 2004 (begin date)	Manager
Larry Johnson February 1, 2011 (begin date)	General Manager
Robert C. Nead, Jr. Person in charge of payments pursuant to R645-300-147 September 9, 2004 (begin date) SH Coal Investments, LLC	Owner
Sleepy Hollow Mineral Investors, LLC Investment, LLC	Manager of SH Coal