



Alton Coal Development, LLC

463 North 100 West, Suite 1
Cedar City, Utah 84720
Phone (435) 867-5311 Fax (435) 867-1192

C/025/005 Incoming

#5505

#5504

September 14, 2017

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

RECEIVED
SEP 15 2017
DIV. OF OIL, GAS & MINING

Subject: **Affidavit of Publication for Phase 1 and Phase 2 Bond Release, Alton Coal Development, LLC, Coal Hollow Mine, Kane County, Utah, C/025/0005**

Dear Mr. Haddock,

Alton Coal Development, LLC is providing a copy of the Affidavit of Publication for the Phase 1 and Phase 2 Bond Release for the Coal Hollow Mine. Also included is a copy of the public notice for verification.

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

Sincerely

A handwritten signature in black ink that reads "B. Kirk Nicholes".

B. Kirk Nicholes
Environmental Specialist

**PUBLIC NOTICE
PHASE I BOND RELEASE
APPLICATION
COAL HOLLOW MINE,
ALTON COAL
DEVELOPMENT, LLC**

Public Notice
Phase I Bond Release Application

Coal Hollow Mine (CHM)
Alton Coal Development, LLC
463 N 100 W, Suite 1
Cedar City, UT 84721
MSHA # 42-02519
Permit # C/025/0005

Permit Approval 11/08/2010
Notice is hereby given that Alton Coal Development, LLC has filed an application with the Utah Department of Natural Resources, Division of Oil, Gas and Mining for Phase I Bond Release on approximately 30.429 acres of the Coal Hollow Mine ("CHM" or the "Reclaimed Coal Mine").

All areas for bond release have met the standards of the Utah Coal Program as to backfilling, regrading and drainage control for Phase I Bond Release (refer to R645-301-880). The locations of the Reclaimed Coal Mine areas in Kane County, Utah are as follows:

BRP1 - 11 - A portion of the CHM within the NW 1/2, NW 1/4 of Sec. 30, T39S, R5W, containing 14.178 acres. BRP1 - 11 includes the former Pit B1 of the South Private Lease that has achieved final grade, sub-soil placement and shaping for drainage control. Incremental reclamation of the BRP1 - 11 was completed in July 2017.

BRP1 - 12 - A portion of the CHM within the NE 1/4 of Sec. 13, T39S, R6W, containing 16.251 acres. BRP1 - 12 includes the former Pits 4, Pit 5, and Pit 6 of the North Private Lease that have achieved final grade, sub-soil placement and shaping for drainage control. Incremental reclamation of the BRP1 - 12 was completed in July 2017.
The Phase I bond release application is for a liability reduction of \$2,130,418 from the current disturbance liability of \$1,816,451. The current bond for Coal Hollow Mine will remain at \$12,750,000. All of the above-described areas within the Reclaimed Coal Mine meet the requirements of the MRP and the Division's regulations for post mine land use and for backfilling, regrading and drainage control standards.
A copy of the Phase I bond release application with the complete legal description for each area may be examined at the office of Division of Oil, Gas and Mining, 1594 West North Temple, Suite 1210, Salt Lake City, Utah 84114-5801 and written comments, objections, or requests for an informal conference may be submitted to the Salt Lake City address. Said comments must be submitted thirty (30) days from the date of the last publication of this notice. This notice is being published to comply with the Surface Mining Control and Reclamation Act of 1977, the Utah Coal Mining and Reclamation Act and State and Federal regulations promulgated pursuant to said Acts.
Published in the Southern Utah News on August 3, 10, 17 and 24, 2017.

**PUBLIC NOTICE
PHASE 2 BOND RE-
LEASE APPLICATION
COAL HOLLOW MINE,
ALTON COAL
DEVELOPMENT, LLC**

Public Notice
Phase 2 Bond Release Ap-
plication

Coal Hollow Mine (CHM)
Alton Coal Development, LLC
463 N 100 W, Suite 1
Cedar City, UT 84721
MSHA # 42-02519
Permit # C/025/0005
Permit Approval 11/08/2010

Notice is hereby given that Alton Coal Development, LLC has filed an application with the Utah Department of Natural Resources, Division of Oil, Gas and Mining for Phase 2 Bond Release on approximately 77.431 acres of the Coal Hollow Mine ("CHM" or the "Reclaimed Coal Mine").

All areas for bond release have met the standards of the Utah Coal Program as to the vegetation and water quality requirements for Phase 2 Bond Release (refer to R645-301-880). The locations of the Reclaimed Coal Mine areas in Kane County, Utah are as follows:

BRP2 - 1 - A portion of the CHM within the SE 1/4, SE 1/4 of Sec. 19, and the NE 1/4, NE 1/4 of Sec. 30 T39S, R5W containing 25.814 acres. BRP2 - 1 includes the former Pit 3, Pit 5 and Pit 6 of the South Private Lease. Phase 1 bond release was approved for this area on November 9, 2015. Topsoil (approximately 8") was placed in the fall of 2013, 2014 and 2016 for various portions of BRP2-1. The Lower Robinson Creek stream channel, diverted during mining, was reconstructed to its original location with 15" D50 rip-rap placed to a depth of at least 24" along the flow path in September of 2015. Straw mulch at a minimum of 1,500 lbs./acre and Nutri-Mulch® at a minimum of 1,500 lbs./acre was placed soil surface. Following top soiling and mulching, the prepared portions were seeded in October of 2013, November and December of 2014 and March of 2016.

BRP2 - 2 - A portion of the CHM within the E 1/2, E 1/2 of Sec. 30 T39S, R5W containing 51.617 acres. BRP2 - 2 includes the former Pit 21A, Pit 21B, Pit 22, Pit 23, Pit 24, Pit 25, Pit 26, Pit 27, Pit 28, Surface 6 and Surface 7 of the South Private Lease. Phase 1 bond release was approved for this area on November 9, 2015. Topsoil (approximately 8") was placed in the fall of 2014, 2015 and Spring of 2016 for various portions of BRP2-2. Straw mulch at a minimum of 1,500 lbs./acre and Nutri-Mulch® at a minimum of 1,500 lbs./acre was placed soil surface. Following top soiling and mulching, the prepared portions were seeded in November of 2014, December 2014, January 2015 and March of 2016.

The Phase 2 bond release application is for a liability reduction of \$322,110 from the current disturbance liability of \$12,730,495. The current bond for Coal Hollow Mine will remain at \$12,750,000. All of the above-described areas within the Reclaimed Coal Mine meet the requirements of the MRP and the Division's regulations for post mine land use and for backfilling, regrading and drainage control standards.

A copy of the Phase 2 bond release application with the complete legal description for each area may be examined at the office of Division of Oil, Gas and Mining, 1594 West North Temple, Suite 1210, Salt Lake City, Utah 84114-5801 and written comments, objections, or requests for an informal conference may be submitted to the Salt Lake City address. Said comments must be submitted thirty (30) days from the date of the last publication of this notice. This notice is being published to comply with the Surface Mining Control and Reclamation Act of 1977, the Utah Coal Mining and Reclamation Act and State and Federal regulations promulgated pursuant to said Acts.

Published in the *Southern Utah News* August 3, 10, 17 and 24, 2017.