

C/025/005 Incoming



**Alton Coal Development, LLC**

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

#5597

February 6, 2018

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

Subject: **Affidavit of Publication for Phase 1 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 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

B. Kirk Nicholes  
Environmental Specialist

# Affidavit of Publication

STATE OF UTAH    )  
                          (SS.  
COUNTY OF KANE    )

COPY OF NOTICE

I, Dennis A. Brunner, being duly sworn, depose and say that I am General Manager/Publisher of the SOUTHERN UTAH NEWS, a weekly newspaper of general circulation published every Wednesday at Kanab, Utah, for Kane County, Utah and Coconino County, Arizona, and a designated agent of the Utah Press Association and the notice attached hereto,

was published in said newspaper for:                           **FOUR**

consecutive weeks, the first publication on:                           **1/04/18**

and the last on:   **1/25/18**

that said notice was published in the regular and entire issue of every number of the paper during the period and times of publication, and that the same was published in the newspaper proper and not in a supplement and that said notice was published on [www.utahlegals.com](http://www.utahlegals.com) on the same day as the first newspaper publication and the notice remained on [www.utahlegals.com](http://www.utahlegals.com) for one week after the final publication date.

*Dennis Brunner*, Publisher

Subscribed and sworn to before me January 29, 2018

*Shannon Allen*, Notary Public

Residing in Kanab, Utah.

My commission expires: May 20, 2019



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

Public Notice  
Phase I 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 I Bond Release on approximately 24.107 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 - 13 - A portion of the CHM within the SE 1/4, NE 1/4 of Sec. 30, T39S, R5W, containing 24.107 acres. BRP1 - 13 includes the former Pit 7, 8, 9 and 10 of the North Private Lease that has achieved final grade, subsoil placement and shaping for drainage control. Incremental reclamation of the BRP1 - 13 was completed in January 2018.

The Phase I bond release application is for a liability reduction of \$ 2,400,633 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 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 Jan. 4, 11, 18 and 25, 2018.

99

