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# State of Utah
DEPARTMENT OF NATURAL RESOURCES
DIVISION OF OIL, GAS AND MINING

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July 20, 1994

Mr. Ken May, Manager
Southern Utah Fuel Company
397 South 800 West
Salina, UT 84654

Re: 1994 Quitchupah Coal Exploration Drilling, Southern Utah Fuel Company, Convulsion Canyon Mine, ACT/041/002-93C, Folder #3, Sevier County, Utah

Dear Mr. May:

The above-noted permit amendment (exploration located within the currently approved permit area) was submitted August 30, 1993, with additional information submitted January 31, 1994, June 8, 1994 and June 15, 1994. This amendment is approved with the incorporation of the "Operating Stipulations, Exhibit A for the SUFCO, 1994 Quitchupah Coal Exploration Decision Memo", as a condition of the approval, see attached, with the exception of Reclamation, Stipulation 3, Seed Mix. This stipulation is currently being negotiated by the Division with the Manti La Sal Forest Service. Upon an agreement relative to this stipulation, the Division will notify you in writing about that decision.

If you have any questions, please call me.

Sincerely,

Pamela Grubaugh-Littig
Permit Supervisor

Enclosure
cc: George Morris, Manti-La Sal FS
Daron Haddock
Tom Rasmussen, BLM, Price
Paul Baker

Form DOGM - D1 (Last Revised 6/93)

File Folder #3

# PERMIT AMENDMENT APPROVAL

| | |
|---|---|
| Title: Exploration Project | PERMIT NUMBER: 041/002 #3 |
| Description: | PERMIT CHANGE #: 93C |
| | MINE: Convulsion Canyon |
| | PERMITTEE: Coastal States |

| WRITTEN FINDINGS FOR PERMIT APPLICATION APPROVAL | YES, NO or N/A |
|---|---|
| 1. The application is complete and accurate and the applicant has complied with all the requirements of the State Program. | Yes |
| 2. The proposed permit area is not within an area under study or administrative proceedings under a petition, filed pursuant to R645-103-400 or 30 CFR 769, to have an area designated as unsuitable for coal mining and reclamation operations, unless: | Yes |
| A. The applicant has demonstrated that before January 4, 1977, substantial legal and financial commitments were made in relation to the operation covered by the permit application, or | |
| B. The applicant has demonstrated that the proposed permit area is not within an area designated as unsuitable for mining pursuant to R645-103-300 and R645-103-400 or 30 CFR 769 or subject to the prohibitions or limitations of R645-103-230. | |
| 3. For coal mining and reclamation operations where the private mineral estate to be mined has been severed from the private surface estate, the applicant has submitted to the Division the documentation required under R645-301-114.200. | Yes |
| 4. The Division has made an assessment of the probable cumulative impacts of all anticipated coal mining and reclamation operations on the hydrologic balance in the cumulative impact area and has determined that the proposed operation has been designed to prevent material damage to the hydrologic balance outside the permit area. | Yes |
| 5. The operation would not affect the continued existence of endangered or threatened species or result in destruction or adverse modification of their critical habitats, as determined under the Endangered Species Act of 1973 (16 U.S.C. 1531 et.seq.). | Yes |
| 6. The Division has taken into account the effect of the proposed permitting action on properties listed on and eligible for listing on the National Register of Historic Places. This finding may be supported in part by inclusion of appropriate permit conditions or changes in the operation plan protecting historic resources, or a documented decision that the Division has determined that no additional protection measures are necessary. | Yes |
| 7. The Applicant has demonstrated that reclamation as required by the State Program can be accomplished according to information given in the permit application. | Yes |
| 8. The Applicant has demonstrated that any existing structure will comply with the applicable performance standards of R645-301 and R645-302. | NA |
| 9. The Applicant has paid all reclamation fees from previous and existing coal mining and reclamation operations as required by 30 CFR Part 870. | Yes |
| 10. The Applicant has satisfied the applicable requirements of R645-302. | NA |
| 11. The Applicant has, if applicable, satisfied the requirements for approval of a long-term, intensive agricultural postmining land use, in accordance with the requirements of R645-301-353.400. | NA |

| SPECIAL CONDITIONS OR STIPULATIONS TO THE PERMIT AMENDMENT APPROVAL | YES | NO |
|---|---|---|
| 1. Are there any variances associated with this permit amendment approval? If yes, attach. | | X |
| 2. Are there any special conditions associated with this permit amendment approval? If yes, attach. Forest Service Exhibit A | X | |
| 3. Are there any stipulations associated with this permit amendment approval? If yes, attach. " | X | |

**The Division hereby grants approval for Permit Amendment to the Existing Permit by incorporation of the proposed changes described herein and effective the date signed below. All other terms and conditions of the Existing Permit shall be maintained and in effect except as superseded by this Permit Amendment.**

Signed Daron R. Haddock
[redacted], Division of Oil, Gas and Mining

7/19/94
EFFECTIVE DATE