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TECHNICAL MEMORANDUM

Utah Coal Regulatory Program

June 22, 2010

TO: Internal File

THRU: April A. Abate, Hydrologist, Team Lead *(AAC) 6-24-2010*

FROM: James C. Owen, Reclamation Engineer *JCO*

RE: New Portals Amendment, Canyon Fuel Company LLC, SUFCO Mine Permit
Number C041/0002 Task #3548

SUMMARY:

On June 4, 2010, Canyon Fuel Company submitted an application for the SUFCO mine to include three additional portals within the disturbed area boundary. The portals will be used for mining, emergency and ventilation purposes and will fall into the same management plan as the ten existing underground mine openings.

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TECHNICAL ANALYSIS:

RECLAMATION PLAN

MINE OPENINGS

Regulatory Reference: 30 CFR Sec. 817.13, 817.14, 817.15; R645-301-513, -301-529, -301-551, -301-631, -301-748, -301-765, -301-748.

Analysis:

Section 5.2.9 of the application (pg. 5-54) indicates that the three new portals will fall into the same management plan as the ten existing underground mine openings. All openings will be used for mining, emergency and ventilation purposes.

Findings:

Since the application proposes an amendment to the mine's M&RP, reclamation of the three new portals will be managed the same as the existing underground mine openings, as indicated in the M&RP. R645-301-513 and R645-301-551 dictate that reclamation of the underground opening will be properly managed consistent with MSHA, 30 CFR 75.1711.

RECOMMENDATIONS:

Application meets the requirements of the Coal Rules. Approval is recommended.