

Peabody Coal Company has requested a 60% reduction of surety on 241 acres covered by permit 28, 28A-2 and P270-M-CO.

On July 1, 1982 the Mined Land Review Committee conducted a field trip and determined that a 60% reduction is acceptable.

Therefore, it is hereby recommended that the operator's request be approved.

COMMISSIONERS

[Signature]  
[Signature]  
[Signature]  
[Signature]  
[Signature]  
[Signature]  
[Signature]  
[Signature]

John P. Satter

SUBMITTED BY: \_\_\_\_\_

DATE PASSED: 7-23-82

ARKANSAS DEPARTMENT OF POLLUTION CONTROL AND ECOLOGY

SURFACE MINING AND RECLAMATION DIVISION

MEMORANDUM

TO: Mr. Floyd G. Durham, Chief

FROM: The Mined Land Review Committee Members

DATE: July 1, 1982

SUBJECT: Peabody Coal Company has requested 60% release of surety of their Ozark Mine permits #28, #28A-2 and #P0270-M-CO as ready under phase #1 requirements.

A field trip was made on this date by the Mined Land Review Committee for determination of status.

On completion of inspection and conference, it was agreed by all members of the committee that this operator's efforts are acceptable.

On the basis of this inspection and approval, the following information is for permits involved.

Permit #28  
17 acres @ 60% of \$1,000

Bond #400 EZ 5714  
\$10,200.00 reduction

Permit #28A-2  
84 acres @ 60% of \$1,000

\$50,400.00 reduction  
\$60,600.00 Total reduction  
from Bond #5714

Permit P 0270-M-CO  
102 acres @ 60% of \$3,500  
38 acres @ 60% of \$1,000

Bond #400 FP 4187  
\$214,200.00 reduction  
\$ 22,800.00 reduction  
\$237,000.00 Total reduction  
from Bond #4187

It is recommended that this operator's request be granted.

William V. Bush  
William V. Bush - Geological Commission

Doug Edwards  
Doug Edwards - Soil and Water Commission

Milton J. Bonner  
Milton J. Bonner - Dept. of Pollution Control and Ecology

Garner Barnum  
Garner Barnum - State Forestry Commission

REC'D 30 07 1982 *op*

# PEABODY COAL COMPANY

POWER MINE

MONTROSE, MISSOURI 64770  
PHONE (816) 693-4411

April 26, 1982

Mr. Floyd Durham  
Dept. of Pollution Control & Ecology  
8001 National Drive  
Little Rock, Arkansas 72209

Dear Floyd:

Enclosed please find the necessary materials for a bond release on Permit Numbers 28, 28-A-2, and 0270-M-C0.

A breakdown of the release would be as follows:

Permit No. 28	Bond Number 400 EZ 5714
17 acres @ 60% of \$1000. =	\$ 10,200.00
Permit No. 28-A-2	
84 acres @ 60% of \$1000. =	<u>\$ 50,400.00</u>
	<u>\$ 60,600.00</u>
Permit No. 0270-M-C0	Bond Number 400 FP 4187
102 acres @ 60% of \$3500. =	\$214,200.00
38 acres @ 60% of \$1000. =	<u>\$ 22,800.00</u>
	<u>\$237,000.00</u>

The enclosed map shows the areas to be released, the amount of release, and the bond status of all remaining areas under bond after the approval of this release for your records.

The only area not shown on this map is three (3) acres at our loading site covered under Permit Number 0270-M-C0.

Bond Number 400 EZ 5714 is currently in effect for \$101,000.00. Following this release of \$60,600.00, the amount in effect will be \$40,400.00.

Bond Number 400 FP 4187 is currently in effect for \$403,000.00. Following this release of \$347,000.00, the amount in effect will be \$166,000.00.

REC'D APR 30 1982 JP

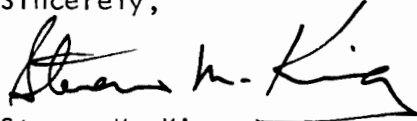
Floyd Durham  
Page 2  
April 26, 1982

Also enclosed please find the legal notice to be published in The Graphic in Clarksville, Arkansas, on May 5, 12, 19, and 26. A proof of publication will be mailed to you upon completion.

A copy of the letters sent to all landowners, adjacent landowners, and the county judge is also enclosed.

If you have any questions or need any additional information, feel free to contact me.

Sincerely,



Steven M. King  
Reclamation Supervisor  
Missouri, Oklahoma, Arkansas

SMK/cc

Enclosures

**Legal Notice of Bond Release Application**

**Peabody Coal Company** located at 206 Austin Avenue, Columbia, Missouri, 65201, hereby gives notice of its application for bond release. The areas were mined under permits 0270-M-CO, issued June 19, 1981, 28 and 28-A-2, approved July 7, 1976, and revised August 17, 1979.

Permit Numbers 28 and 28-A-2 cover ~~the~~ south half of Section 10, T10N, R25W, in Franklin County.

Permit number 0270-M-CO covers areas in the southwest quarter, and the east half of Section 10, the north half and southwest quarter of Section 11, the north half and southwest quarter of Section 15, and the east half and southwest quarter of Section 16, all in T10N, R25W, in Franklin County. This area begins just south of Hunt, Arkansas, and extends approximately 2.5 miles to the North and East.

The total amount of bond in effect for permit numbers 28 and 28-A-2 is \$101,000. A release is being sought for ~~100,000.00~~

The total amount of bond in effect for permit number 0270-M-CO is \$403,000. A release is being sought in the amount of \$237,000.00.

All disturbed areas have been graded to a rolling topography and topsoiled where required by law. A stand of vegetation has been established to control erosion. The reclamation was completed in March of 1982.

Any written comments, objections, or requests for an adjudicatory public hearing may be submitted to the Department of Pollution Control and Ecology, Surface Mining and Reclamation Division, 8081 National Drive, Little Rock, Arkansas 72209, no later than June 25, 1982.

(Published in the Johnson County Graphic May 5, 12, 19 and 26, 1982)

# PROOF OF PUBLICATION

STATE OF ARKANSAS,

COUNTY OF JOHNSON

I, Christene Fisher, owner of The Johnson County Graphic, a weekly newspaper published at Clarksville in the County of Johnson, State of Arkansas, solemnly swear that the legal notice, of which the annexed is a true copy, was published in said newspaper 4 times, as follows:

May 5, 1982  
May 12, 1982  
May 19, 1982  
May 26, 1982

and that the said newspaper was published and had a bona fide circulation in Johnson County, Arkansas, for more than one year before the first insertion, and during the time of publication of the said legal notice.

*Christene Fisher*

Subscribed and sworn to before me, this 27 day of May, 19 82

*Wanda L. Hillman*

Cost of Publication \$ 154.00

My Commission Expires 12/15/82