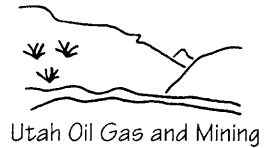




**OFFICE OF SURFACE MINING
UTAH DIVISION OF OIL, GAS AND MINING
EVALUATION AGREEMENT**



The Office of Surface Mining Reclamation and Enforcement (OSM), Western Regional Coordinating Center (WRCC), and the State of Utah, Division of Oil, Gas and Mining (DOGGM), jointly prepared this agreement for the evaluation of Title V implementation of the Surface Mining Control and Reclamation Act in Utah.

This OSM-Utah agreement establishes the basic elements to be evaluated in Utah. Evaluations will be directed and conducted by the OSM-Utah team in accordance with its team charter.

OSM Directive REG-8 serves as guidance for the selection of evaluation topics. The specific topics that will be chosen for review are those that are important to citizens, operators, WRCC, and DOGM.

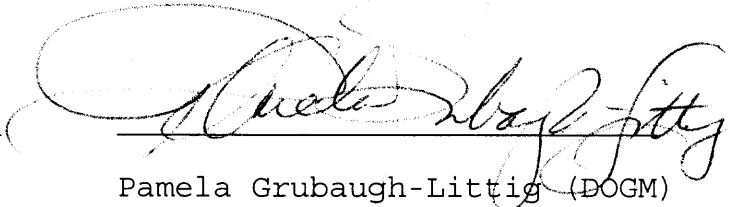
The chosen topics will fall into one or both of the following categories: environmental protection and customer service. For the environmental protection topics, the team will evaluate whether DOGM assures that offsite mine impacts are minimized and minesite reclamation is successful. For the customer service topics, the team will evaluate the timeliness, accuracy, completeness, and appropriateness of DOGM's assistance to stakeholders, as applicable.

This agreement remains in effect until revised. Mutually agreed upon this 6th day of February 2003 by the OSM-Utah evaluation team and team coaches.

Team Members:



Tonya Buckmaster (WRCC)



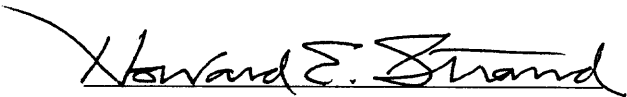
Pamela Grubaugh-Littig (DOGGM)



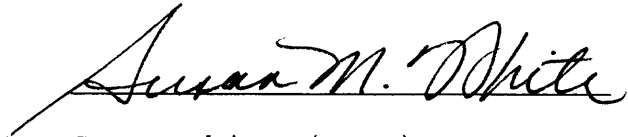
Mitch Rollings (WRCC)



Daron Haddock (DOGGM)



Howard Strand (WRCC)



Susan White (DOGGM)

Team Coaches:



James Fulton (WRCC)



Mary Ann Wright (DOGGM)