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## FACSIMILE REQUEST FORM

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<b>MARK WAYMENT</b>		<b>435-448-9456</b>	
<b>EBERLEY DAVIS, ESQ.</b>		<b>606-255-0330</b>	

FROM:  
**Denise A. Drago**

REMARKS:

**PROOF OF PUBLICATION RE WHITE OAK MINE PERMIT TRANSFER ACT/007/001**

ORIGINAL DOCUMENT: Will be sent

CONFIRMATION No.: \_\_\_\_\_ NUMBER OF PAGES: 3  
(IF REQUIRED) (INCL. COVER PAGE)

DATE: June 2, 1999 CLIENT/MATTER: 33999.0002

PLEASE RETURN TO: Julie McKenzie PERSONAL FAX: No

REQUEST/ATTORNEY: Denise A. Drago DIRECT LINE: 801-237-1998

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Denise A. Dragoo (801) 237-1998  
Internet: ddragoo@swlaw.com

June 2, 1999

*Via Facsimile & U.S. Mail*Ms. Pamela Grubaugh-Littig  
Utah Division of Oil, Gas & Mining  
1594 West North Temple, Suite 1210  
P.O. Box 5801  
Salt Lake City, Utah 84114-5801**RE: Affidavit of Publication - White Oak Mining & Construction Co., Inc.,  
Permit No. ACT/007/001**

Dear Mr. Grubaugh-Littig:

Enclosed is the original Affidavit of Publication of the legal notice concerning White Oak Mining & Construction Co., Inc.'s ("White Oak's") application for transfer of Permit No. ACT/007/001 from White Oak to Lodestar Energy, Inc., a Delaware corporation. This notice was published in the *Sun Advocate* on May 27, 1999.

Thank you for your assistance in this matter. Please let me know if you need anything further.

Very truly yours,



Denise A. Dragoo

DAD:jmc:92567

Enclosure

cc: Michael Malmquist, Esq. (via facsimile and mail, with enclosure)  
Scott Kiscaden (via facsimile and mail, with enclosure)  
Larry Jones (via facsimile and mail, with enclosure)  
Mark Wayment (via facsimile and mail, with enclosure)  
Eberley Davis, Esq. (via facsimile and mail, with enclosure)

AFFIDAVIT OF PUBLICATION

STATE OF UTAH)

ss.

County of Carbon,)

I, Kevin Ashby, on oath, say that I am the Publisher of the Sun Advocate, a twice-weekly newspaper of general circulation, published at Price, State and County aforesaid, and that a certain notice, a true copy of which is hereto attached, was published in the full issue of such newspaper for 1 (One) consecutive issues, and that the first publication was on the 27th day of May, 1999 and that the last publication of such notice was in the issue of such newspaper dated the 27th day of May, 1999.



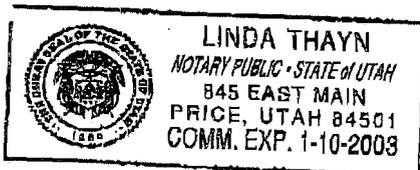
Kevin Ashby - Publisher

Subscribed and sworn to before me this 27th day of May 1999.



Notary Public My commission expires January 10, 2003 Residing at Price, Utah

Publication fee, \$ 110.40

**NOTICE**

Notice is hereby given that WHITE OAK MINING & CONSTRUCTION CO., INC., a Nevada corporation ("White Oak"), permittee of the White Oak No. 1 and No. 2 Mines, has submitted an application to the Division of Oil, Gas & Mining under the provisions of the Utah Coal Regulatory Program at Rule 645-303-300 for transfer of Permit No. ACT/007/001 ("Permit"), to Lodestar Energy, Inc. ("Lodestar"), whose address is 333 West Vine Street, Suite 1700, Lexington, Kentucky 40507. Upon approval of the Permit transfer and consummation of a business transaction being negotiated between White Oak and Lodestar that would convey the Permit, the Permit and permit area would be owned or controlled by Lodestar, a Delaware corporation. The permit area is located in Carbon County, Utah, and is described as follows:

## Township 13 South, Range 6 East, SLBM

Section 24: SE 1/4, and portions of S 1/2 NE 1/4, NW 1/4 NE 1/4, and E 1/2 SW 1/4  
 Section 25: E 1/2, portion of W 1/2  
 Section 35: Portions of E 1/2 E 1/2, and SW 1/4 SE 1/4  
 Section 36: All

## Township 13 South, Range 7 East, SLBM

Section 8: E 1/2 SE 1/4, portion of SW 1/4 SE 1/4  
 Section 9: W 1/2 SW 1/4  
 Section 16: W 1/2 W 1/2, NE 1/4 NW 1/4, NW 1/4 NE 1/4  
 Section 17: NE 1/4 excluding parts of SW 1/4 NE 1/4 and NE 1/4 NE 1/4, N 1/2 SE 1/4,  
 Section 19: S 1/2 SW 1/4, NE 1/4 SW 1/4, and portions of W 1/2 E 1/2, E 1/2 NW 1/4,  
 Section 20: Portions of NE 1/4 NE 1/4  
 Section 21: Portions of NW 1/4 NW 1/4  
 Section 30: W 1/2 W 1/2, SE 1/4 SW 1/4, NE 1/4 NW 1/4  
 Section 31: W 1/2 NW 1/2, SW 1/4

## Township 14 South, Range 6 East, SLBM

Section 1: E 1/2 NE 1/4, NE 1/4 SE 1/4

## Township 14 South, Range 7 East, SLBM

Section 6: W 1/2, W 1/2 E 1/2  
 Section 7: NW 1/4, NW 1/4 NE 1/4

Pertinent comments are solicited from anyone affected by this proposal. Such comments should be filed within the next thirty (30) days with:

State of Utah  
 Department of Natural Resources  
 Division of Oil, Gas & Mining  
 1594 West North Temple, Suite 1210  
 P.O. Box 145801  
 Salt Lake City, Utah 84114-5801

Published in the Sun Advocate May 27, 1999.