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*Incoming of  
C/007/001*

## FACSIMILE COVER SHEET

DATE: 8 JAN 2003

TIME: 5 AM

FROM: Frank G. Patrick

TO: Mary Ann Wright 801 359 3940

TO: Jeff Marks 513 361 1201

NUMBER OF PAGES: Steve Alder 801 366 0352

2 (Including This Page)

Mary Ann and Jeff,  
Please see my letter attached herewith.

I owe Eb Davis an apology for delay. His letter was a lot more clear than I thought it was when Dave Miller mentioned it yesterday. I must have been drowsy. I was however correct in thinking that it was only in 2002 and not in 2001 that the issues were raised.

Frank

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*JAN 8 2003 11/8/03*

DIV. OF OIL, GAS & MINING

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**FRANK G. PATRICK & ASSOCIATES****CORPORATE LAWYERS P.C.***Attorneys At Law*

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January 8, 2002

By Fax:

State of Utah  
Div. of Oil, Gas and Mining  
Mary Ann Wright  
Associate Director, Mining  
1594 West Temple, Suite 1210  
Salt Lake City, UT 84114-5801

**RE: Lodestar Permit No. C/007/001  
Stipulation #6 Issues  
Your letter dated: December 31, 2002**

Dear Ms. Wright,

This letter is in response to the captioned matter. It is a request for more time as a result of my inability to timely address all of the concerns which I am facing with respect to the Lodestar issues in complying with the State of Utah Permit and the Bankruptcy calendar. I must apologize to the Division for apparently not identifying what Lodestar requested some time ago. I was under the belief that I was discussing issues with them that were to be resolved prior to the close of the operations over the next two years. It was not until yesterday that I fully understood that the State had been requiring some input from the landowner which I think simply got lost in the death of two family members in a very short but critical time period.

I have spoken to Jeff Marks on the 7<sup>th</sup> and advised him of my need to address more than just the one issue. As you may be aware both Utah and the Landowner have only until Friday to file objections to the Claims procedure which the court imposed in late December. I am attempting to do both in one sweep but realistically believe that I will not be able to do an adequate job by the close of business on Wednesday as your letter requires of Lodestar.

A quick resolution is necessary, but identifying all of them rather than what I thought was just a single road issue is quite important to my client. I would appreciate a call when you get this fax so I can determine how to best meet the State's needs as well as my clients in light of the imminent sale of this Permit and Lease to a third party. Since the deadline for actually processing an objection if there is no resolution, is not until January 28, there certainly is a deadline on which the state can be assured there will be some finality.

For my part in this delay I apologize. I have reviewed my correspondence and now believe that what I thought was not an issue for my concern is in fact exactly what the State has wanted resolved. I am afraid Lodestar thought the landowner understood what they needed and I now see to be a very important landowner concern. Rest assured that this is all that I am working on until resolved. I unfortunately need some more time to get it resolved without hastily perhaps overlooking something important to both of us. I cannot get this resolved by the end of the day Wednesday.

Please call me on receipt at 503 318 1013 anytime.

Sincerely,

  
Frank G. Patrick  
Attorney at Law

Cc: Jeff Marks  
Steve Alder

*Extension denied - MSAW 1/8/03***RECEIVED**

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