

0030

White Oak
P. 1
Copy to
file
cc given to
Mary Ann
(04-21-04)
cc Steve
Alder
MAM
4/22/04
US



SCOTT KISCADEN

**18073 N FORK RIVER ROAD
ABINGDON, VA. 24210**

276-628-1485

Incoming
4/007/0001
Copy to Wayne
Aana

4/21/04
**LOWELL P. BRAXTON
MARY ANN WRIGHT**

GOOD DAY. I TRUST ALL IS WELL WITH BOTH OF YOU.

I AM RESPONDING TO THE DOCUMENT THAT YOU SENT ME WRT THE HAUL ROAD AT THE OLD WHITE OAK DEEP MINE SITE. AFTER EXAMINING THE DOCUMENT I FIND SEVERAL PARTS THAT GIVE ME SOME HEARTBURN.

AS BLUE RIDGE SERVICES LLC BECAME THE SURFACE OWNER AFTER THE FACT. IT ACQUIRED THE ROAD AS PART OF THE SURFACE ESTATE. KNOWING THE ENTIRE SAD HISTORY OF THE DEEP AND SURFACE OPERATIONS ACCESSED THROUGH THIS LAND BLUE RIDGE (ME) HAS NO EXPECTATIONS THAT THE ROAD WILL BE RECLAIMED AND DOES NOT LOOK TO ANYONE TO DO SO. ANY AVAILABLE MONEY SHOULD BE SPENT ON STABILIZING AND ESTABLISHING VEGETATION ON THE SURFACE MINE SITE. BLUE RIDGE IS NOT WILLING TO COMMIT TO FUTURE ROAD MAINTENANCE NOR TO GRANT ANY THIRD PARTY ACCESS ACROSS THIS LAND. BLUE RIDGE RECOGNIZES THAT THE STATE OF UTAH REQUIRES

RECEIVED
MAM
APR 21 2004 4/22/04
DIV. OF OIL, GAS & MINING

ACCESS TO FACILITATE THE RECLAMATION WORK
REQUIRED AT THE MINE SITE AND IS HAPPY TO
PROVIDE IT. THE ONLY REQUIREMENT IS INDEMNITY
AND INSURANCE COVERAGE FROM THE STATE AND
ANY OF ITS CONTRACTORS AND AGENTS THAT
MUST USE THE ROAD. BLUE RIDGE HAS INSTALLED
GATEPOSTS TO LIMIT ACCESS ACROSS THE LAND
AND WILL PROVIDE KEYS TO THE STATE WHEN THE
GATES ARE COMPLETED. I TRUST THAT YOU
UNDERSTAND OUR CONSERN ABOUT LIABILITY IN
THE CURRENT LITIGIOUS WORLD THAT WE LIVE IN.
BLUE RIDGE WOULD LIKE TO BE KEPT INFORMED
AS TO THE RECLAMATION PROGRESS SO THAT
WHEN IT IS COMPLETE BLUE RIDGE MAY ELECT TO
RECLAIM THE SECTION ROAD THAT IS ON IT'S
PROPERTY.

ONCE AGAIN I UNDERSTAND THE SEQUENCE OF
EVENTS THAT LED TO THIS SITUATION AND AM NOT
GOING TO "PITCH ROCKS" WITH THE BENEFIT OF
20/20 HINDSIGHT. I HOPE THAT EVERONE LEARNED
SOMETHING FROM THIS EXPERIENCE AND THAT IT
WILL NOT ADVERSLY AFFECT ANY FUTURE
PROPOSED MINING OPERATIONS.

THANK YOU FOR YOUR TIME.

SCOTT KISCADEN ON BEHALF OF BLUE RIDGE
SERVICES LLC

AK 9/21/04