

Document Information Form

Mine Number: C1007/004

File Name: Incoming

To: DOGM

From:

Person N/A

Company N/A

Date Sent: N/A

Explanation:

Mined Lands Reclamation Contract.

cc:

File in: C1007, 004, Incoming

Refer to:

- Confidential
- Shelf
- Expandable

Date _____ For additional information

Braztah-File Copy

ACT|007|004

7-20-77

MINED LANDS RECLAMATION CONTRACT

This Contract, made and entered into this 20 day of June, 1977, between Franklin Real Estate Company, a Pennsylvania corporation, hereinafter referred to as "Owner", and the Department of Natural Resources Board of Oil, Gas and Mining of the State of Utah, hereinafter referred to as "Board".

W I T N E S S E T H:

WHEREAS, the Owner owns and controls certain lands and leases, hereinafter more particularly described in Exhibit "A" attached hereto and made a part hereof by this reference; and

WHEREAS, the Owner has designated Braztah Corporation, a Utah corporation, as its agent to conduct mining operations on said lands and leases, hereinafter referred to as "Operator"; and

WHEREAS, the Operator filed with the Division of Oil, Gas and Mining, a "Notice of Intention to Commence Mining Operations" to secure authorization to engage, or continue to engage, in mining operations in the State of Utah, under the terms and provisions of the Mined Land Reclamation Act, Section 40-8, UCA, 1953; and

WHEREAS, the Owner is able and willing to have reclaimed the above referenced affected lands in accordance with the approved Mining and Reclamation Plan, the Mined Land Reclamation Act and the rules and regulations adopted in accordance therewith; and

File in:

- Confidential
- Shelf
- Expandable

Refer to Record No 0002 Date _____
 In C/ 007, 004, Incoming
 For additional information _____

WHEREAS, the Board has considered the factual information and recommendations provided by the staff of the Division of Oil, Gas, and Mining as to the magnitude, type and costs of the approved reclamation activities planned for the land affected; and

WHEREAS, the Board is cognizant of the nature, extent, duration of operations, the financial status of the Owner and its capabilities of carrying out the planned work.

NOW THEREFORE, for and in consideration of the mutual covenants of the respective parties hereto, the parties agree as follows:

1. The Owner promises to reclaim or have reclaimed the land affected in accordance with the approved Mining and Reclamation Plan submitted by Operator and approved by the Division of Oil, Gas and Mining on April 22, 1977, the Mined Land Reclamation Act, and the Rules and Regulations adopted in accordance therewith.

2. The Board, in lieu of the posting of a bond or other surety, hereby accepts the guarantee of the Owner to reclaim the land affected.

3. The Board and Owner both agree that the Owner will not be obligated to expend a sum in excess of that required to complete the reclamation work outlined in the Mining and Reclamation Plan which was submitted to the Division of Oil, Gas and Mining by the Operator and approved by the Division of Oil, Gas, and Mining on April 22, 1977, and which has been estimated to cost \$498,410.

IN WITNESS WHEREOF, the parties hereto have respectively

set their hands and seals this 20th day of July 1977

FRANKLIN REAL ESTATE COMPANY

ATTEST:

By

G. Barkman

Vice-President

W. E. [Signature]
Asst. Secretary

BOARD OF OIL, GAS AND MINING
OF THE STATE OF UTAH

By

Daniel Stewart

T. 13 S. R. 10 E.

	<u>Acres</u>
Sec. 8 - S $\frac{1}{2}$ S.W. $\frac{1}{4}$, S $\frac{1}{2}$ S.E. $\frac{1}{4}$	160
Sec. 9 - S.W. $\frac{1}{4}$, S.E. $\frac{1}{4}$, S $\frac{1}{2}$ N.E. $\frac{1}{4}$ S.E. $\frac{1}{4}$ N.W. $\frac{1}{4}$	440
Sec. 10 - E $\frac{1}{2}$ S.W. $\frac{1}{4}$, S $\frac{1}{2}$ S.E. $\frac{1}{4}$	160
Sec. 16 - N.W. $\frac{1}{4}$	160
Sec. 17 - N.E. $\frac{1}{4}$, N $\frac{1}{2}$ N.W. $\frac{1}{4}$	240
Sec. 18 - N $\frac{1}{2}$ N.E. $\frac{1}{4}$	80
Sec. 16 - S.W. $\frac{1}{4}$ S.E. $\frac{1}{4}$, S.E. $\frac{1}{4}$ S.W. $\frac{1}{4}$	= Minus the city limits of Kenilworth
Sec. 21 - N.W. $\frac{1}{4}$ N.E. $\frac{1}{4}$, N.E. $\frac{1}{4}$ N.W. $\frac{1}{4}$	

OTHER LANDSFEE COAL

	<u>Acres</u>
<u>T. 13 S. R. 9 E.</u>	
Sec. 6 - S.W. $\frac{1}{4}$, S.W. $\frac{1}{4}$ S.E. $\frac{1}{4}$ Part of S.E. $\frac{1}{4}$ S.E. $\frac{1}{4}$ Part of N.W. $\frac{1}{4}$ S.E. $\frac{1}{4}$	270
Sec. 17 S.E. $\frac{1}{4}$ N.E. $\frac{1}{4}$	40
	310

FEE LAND

<u>T. 13 S. R. 9 E.</u>	
Sec. 1 - S.W. $\frac{1}{4}$ N.W. $\frac{1}{4}$, S.W. $\frac{1}{4}$	200
Sec. 2 - N.E. $\frac{1}{4}$ N.E. $\frac{1}{4}$, S $\frac{1}{2}$ N.E. $\frac{1}{4}$, S $\frac{1}{2}$ N.W. $\frac{1}{4}$, S.W. $\frac{1}{4}$, S.E. $\frac{1}{4}$	520
Sec. 3 - S.E. $\frac{1}{4}$, S $\frac{1}{2}$ N.E. $\frac{1}{4}$	240
Sec. 5 - W $\frac{1}{2}$ S.W. $\frac{1}{4}$	80
Sec. 6 - Part of N.E. $\frac{1}{4}$ S.E. $\frac{1}{4}$ Part of N.W. $\frac{1}{4}$ S.E. $\frac{1}{4}$ Part of S.E. $\frac{1}{4}$ S.E. $\frac{1}{4}$	45
Sec. 8 - N $\frac{1}{2}$, S.E. $\frac{1}{4}$, N $\frac{1}{2}$ S.W. $\frac{1}{4}$ Part of S.E. $\frac{1}{4}$ S.W. $\frac{1}{4}$	590
Sec. 9 - All But N $\frac{1}{2}$ N $\frac{1}{2}$	480
Sec. 11 N $\frac{1}{2}$ N.W. $\frac{1}{4}$	80
Sec. 12 N.W. $\frac{1}{4}$	160
Sec. 14 S.E. $\frac{1}{4}$ S.W. $\frac{1}{4}$	40
Sec. 16 W $\frac{1}{2}$, S $\frac{1}{2}$ N.E. $\frac{1}{4}$ N.W. $\frac{1}{4}$ N.E. $\frac{1}{4}$, S $\frac{1}{2}$ S.E. $\frac{1}{4}$ W $\frac{1}{2}$ N.W. $\frac{1}{4}$ S.E. $\frac{1}{4}$ E $\frac{1}{2}$ N.E. $\frac{1}{4}$, S $\frac{1}{2}$ N.W. $\frac{1}{4}$	540
Sec. 10 Part of N.E. $\frac{1}{4}$ S.W. $\frac{1}{4}$	195

Approximate
Acres

FEE COAL

T. 13 S. R. 10 E.

Sec. 4 - S.E. $\frac{1}{4}$ S.E. $\frac{1}{4}$ 40.00

T. 13 S. R. 9 E.

Sec. 6 - S.W. $\frac{1}{4}$ N.W. $\frac{1}{4}$ 40.00

And all of the land lying north of the center line of said Section 6 and south of a line described as follows:

Beginning 1,320 feet east of the S.W. corner of the N.W. $\frac{1}{4}$ N.W. $\frac{1}{4}$ thence east 660 thence S. 450 E. to the north boundary of the S.E. $\frac{1}{4}$

40.00
120.00

GRAND TOTAL: 20,367.46 More or Less

Approximate
Acres

FEE ! ANDT. 12 S. R. 10 E.

Sec. 31 - A11 629.94

T. 13 S. R. 10 E.

Sec. 2 - A11 642.74

Sec. 5 - N $\frac{1}{2}$ N $\frac{1}{2}$ 162.88

Sec. 6 - S $\frac{1}{2}$ S.E. $\frac{1}{4}$, N $\frac{1}{2}$ N.E. $\frac{1}{4}$, N.W. $\frac{1}{4}$ 314.50

Sec. 4 - S $\frac{1}{2}$ S.W. $\frac{1}{4}$, S.W. $\frac{1}{4}$ S.E. $\frac{1}{4}$ 120.00

Sec. 9 - N $\frac{1}{2}$ N $\frac{1}{2}$ 160.00

Sec. 10 - N $\frac{1}{2}$ S.E. $\frac{1}{4}$ 80.00

Sec. 11 - S.W. $\frac{1}{4}$ 160.00

T. 12 S. R. 9 E.

Sec. 35 - A11 640.00

Sec. 36 - N $\frac{1}{2}$ N.W. $\frac{1}{4}$, S.E. $\frac{1}{4}$ N.W. $\frac{1}{4}$,
W $\frac{1}{2}$ S.W. $\frac{1}{4}$, S.E. $\frac{1}{4}$ S.W. $\frac{1}{4}$ 240.00

T. 13 S. R. 9 E.

Sec. 1 - N $\frac{1}{2}$ N $\frac{1}{2}$, S.E. $\frac{1}{4}$ N.E. $\frac{1}{4}$,
E $\frac{1}{2}$ S.W. $\frac{1}{4}$ N.E. $\frac{1}{4}$ 222.72

Sec. 2 - N $\frac{1}{2}$ N.W. $\frac{1}{4}$, N.W. $\frac{1}{4}$ N.E. $\frac{1}{4}$ 122.96

Sec. 3 - S $\frac{1}{2}$ N.W. $\frac{1}{4}$, S.W. $\frac{1}{4}$ 240.00

Sec. 4 - S $\frac{1}{2}$, S $\frac{1}{2}$ N $\frac{1}{2}$ 480.00

Sec. 5 - S.E. $\frac{1}{4}$, E $\frac{1}{2}$ S.W. $\frac{1}{4}$
N.W. $\frac{1}{4}$, W $\frac{1}{2}$ N.E. $\frac{1}{4}$,
S.E. $\frac{1}{4}$ N.E. $\frac{1}{4}$ 522.25

Sec. 6 - N $\frac{1}{2}$ N $\frac{1}{2}$, S.E. $\frac{1}{4}$ N.E. $\frac{1}{4}$ 198.40

And all of the land lying east of a line
described as follows:

Beginning 1,980 feet east of the S.W.
corner of the N.W. $\frac{1}{4}$ N.W. $\frac{1}{4}$; thence south
45° east to the north boundary of the S.E. $\frac{1}{4}$. 33.00

Sec. 9 - N $\frac{1}{2}$ N $\frac{1}{2}$ 160.00

Sec. 10 - N $\frac{1}{2}$ N.W. $\frac{1}{4}$, W $\frac{1}{2}$ N.E. $\frac{1}{4}$ 160.00

5,289.39