



JON M. HUNTSMAN, JR.  
Governor

GARY R. HERBERT  
Lieutenant Governor

# State of Utah

## DEPARTMENT OF NATURAL RESOURCES

MICHAEL R. STYLER  
Executive Director

### Division of Oil, Gas and Mining

JOHN R. BAZA  
Division Director

Outgoing  
C0070011

Q

October 29, 2008

Elliot Finley, Resident Agent  
Hiawatha Coal Company  
P.O. Box 1240  
Huntington, Utah 84528

Subject: Letter of Credit #00336176, Hiawatha Coal Company, Hiawatha Mine, C/007/0011, Outgoing File

Dear Mr. Finley:

The Division was notified on August 18, 2008 that the expiration date for Letter of Credit #00336176 was extended to December 15, 2008 (see attached). Please be advised that if Letter of Credit #00336176 is not replaced or renewed by November 14, 2008 it will be forfeited (R645-301-860.222).

If you choose to replace Letter of Credit #00336176 with another type of bond, you must complete all required paperwork with the Division by the November 14, 2008 deadline. Hiawatha Coal Company must maintain continuous bond coverage.

Please keep in mind that replacing the Letter of Credit can be a lengthy process, and feel free to contact me at your earliest convenience to coordinate our efforts.

If you have any questions, please call me at (801) 538-5264.

Sincerely,

*Angela Nance*

Angela Nance  
Bond Coordinator

an  
Enclosure  
cc: Price Field Office  
O:\007011.HIA\FINAL\LOCdue11142008.doc



JPMorgan Chase Bank, N.A.  
c/o JPMorgan Treasury Services  
Global Trade Services  
10420 Highland Manor Drive  
Tampa, FL 33610

AUG 14, 2008  
OUR L/C NO.: 00336176  
APPLICANT REF. NO.: 00336176  
AMENDMENT NO.: 8

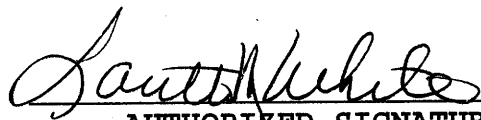
TO:  
STATE OF UTAH, DEPT. OF NATURAL  
RESOURCES - DIVISION OF OIL, GAS  
AND MINING  
1594 WEST NORTH TEMPLE, STE 1210  
SALT LAKE CITY, UT 84114

APPLICANT:  
M.B.S.C. LLC. ON BEHALF OF HIAWATHA  
COAL COMPANY, INC.  
3212 SOUTH STATE STREET  
SALT LAKE CITY, UT 84105

IN ACCORDANCE WITH INSTRUCTIONS RECEIVED, THE ABOVE REFERENCED STANDBY  
LETTER OF CREDIT HAS BEEN AMENDED AS FOLLOWS:

RECEIVER'S REFERENCE: NONREF  
NEW DATE OF EXPIRY: DECEMBER 15, 2008

ALL OTHER TERMS AND CONDITIONS OF THE CREDIT REMAIN UNCHANGED.

  
AUTHORIZED SIGNATURE

RECEIVED  
AUG 18 2008  
DIV. OF OIL, GAS & MINING