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JPMorganChase 

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JPMorgan Chase Bank, N.A.
Global Trade Services
300 South Riverside Plaza
Mail Code IL1-0236
Chicago, IL 60606-0236

AUG 7, 2009

OUR L/C NO.:

APPLICANT REF. NO.:

AMENDMENT NO.: 12

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, 2009

ALL OTHER TERMS AND CONDITIONS OF THE CREDIT REMAIN UNCHANGED.

E. Alhori

AUTHORIZED SIGNATURE

RECEIVED

AUG 11 2009

DIV. OF OIL, GAS & MINING