

Garcia, Tony

From: Garcia, Tony
 Sent: Tuesday, July 07, 2009 10:49 AM
 To: 'Angela Nance'
 Subject: RE: FW: NEICO BOND
 Attachments: NEICO Relcamation Bond Filing w-State of Utah 5-20-09.pdf

Q

Hi Angela,

In follow up to the voicemail I left you earlier today.....

The original signed "Exhibit D" will be sent to your attention via FedEx today.

Regarding your attached "Affidavit of Qualification - Permittee" form needing Roberto's signature. The original was sent to you attached with my May 20, 2009 letter. I've attached a scanned copy of my May 20, 2009 letter for your reference. Can you please look at what I sent you to confirm "Exhibit D" is not attached? If not, let me know and I will track Roberto down and have him sign again.

If you have any questions, please give me a call.

Tony D. Garcia, C.E.M. | Manager, Environmental Services NV Energy, Inc. | 6226 W. Sahara Ave.
 M/S 30 | Las Vegas, NV 89146 Office 702.402.5767 | TGarcia@NVEnergy.com | Fax 702.402.2051

"Rangers" - Diversity Champion
 "Teamwork Checkmates Talent"

-----Original Message-----

From: Angela Nance [mailto:angelanance@utah.gov]
 Sent: Wednesday, July 01, 2009 7:54 AM
 To: Garcia, Tony
 Subject: Re: FW: NEICO BOND

Hi Tony,

Thank you for your response and for answering my question. I will begin processing the documents. Will you please mail me the signed original Exhibit "D" and an Affidavit of Qualification for Roberto (attached)?

Thank you!
 Angela Nance
 Bond Coordinator
 angelanance@utah.gov

>>> "Garcia, Tony" <TGarcia@nvenergy.com> 6/25/2009 5:48 PM >>>
 Angela,

Sorry for the delay in returning this information to you.

RECEIVED
 JUL 08 2009
 DIV. OF OIL, GAS & MINING

EXHIBIT "D"

**Stipulation to Revise
Reclamation Agreement
(Non-Federal)**

Permit Number:C/007/0012

Effective Date:04/16/2009

Bond Number:5035659

COAL

STIPULATION TO REVISE RECLAMATION AGREEMENT

--ooOOoo--

This **STIPULATION TO REVISE RECLAMATION AGREEMENT** entered into by and between the **PERMITTEE** and **DIVISION** incorporates the following revisions or changes to the **RECLAMATION AGREEMENT**: (Identify and Describe Revisions below)

Transfer of surety bond from Fidelity and Deposit Company of Maryland to Bond Safeguard Insurance Company.

In accordance with this **STIPULATION TO REVISE RECLAMATION AGREEMENT**, the following Exhibits have been replaced by the **PERMITTEE** and are approved by the **DIVISION**.

- Replace the Reclamation agreement in its entirety.
- Replace Exhibit "A"- permit area.
- Replace Exhibit "B"- bonding agreement
- Replace Exhibit "C"- liability insurance

The bonding amount is revised from \$_____ to \$_____.

The bonding type is changed from _____ to _____.

The surface disturbance is revised from _____ acres to _____ acres.

The expiration date is revised from _____ to _____.

The liability insurance carrier is changed from _____ to _____.

The amount of insurance coverage for bodily injury and property damage is changed from \$_____ to \$_____.

Exhibit "D"
Stipulation to Revise
Reclamation Agreement
Non-Federal

from \$ _____ to \$ _____.

IN WITNESS WHEREOF, Roberto the PERMITTEE has hereunto set its
signature and seal this 29 day of May, 2009.

Roberto Denis
PERMITTEE

By: [Signature]

Title: PRESIDENT OF NEICO

ACCEPTED BY THE STATE OF UTAH this ____ day of _____, 20 ____.

Director, Division of Oil, Gas and Mining

NOTE:

An **Affidavit of Qualification** must be completed and attached to this form for each authorized agent or officer. Where one signs by virtue of Power of Attorney for a company, such Power of Attorney must be filed with this Agreement. If the **PERMITTEE** is a corporation, the Agreement shall be executed by its duly authorized officer.