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From: "Marshall, Jay" <jmarshall@coalsource.com>
To: <pamgrubaughlittig@utah.gov>
Date: 6/8/2006 8:54:05 PM
Subject: Old Lila Fan Portals

Dear Pam:

After careful consideration and a significant amount of research, UtahAmerican Energy does not believe that the remote fan portals in Lila Canyon are our responsibility.

The portals were permanently sealed in 1985 by Kaiser, with DOGM's cooperation. Years later when IPA submitted their MRP application, they acknowledged that the portals are permanently sealed and did not include them within the permitted area. In several places within the approved MRP states that the portals are permanently sealed and nothing additional will be done to the portals.

If there is responsibility for additional work on the remote portals, that responsibility does not fall on UtahAmerican but possibly on someone else.

UtahAmerican Energy does not want to become controversial and as a good will gesture would entertain discussions with the BLM and DOGM on what would be acceptable as a permanent solution. Should UEI, BLM and DOGM develop a mutually agreeable plan; any work done on the portals by UEI will be done as a good will gesture and not admission of responsibility.

We look forward to working with DOGM and BLM to reach a mutually agreeable solution. I will be available for the 9AM call on Friday.

R. Jay Marshall

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