



JON M. HUNTSMAN, JR.  
Governor  
GARY R. HERBERT  
Lieutenant Governor

**State of Utah**  
**DEPARTMENT OF NATURAL RESOURCES**  
**Division of Oil, Gas & Mining**

MICHAEL R. STYLER      JOHN R. BAZA  
Executive Director      Division Director

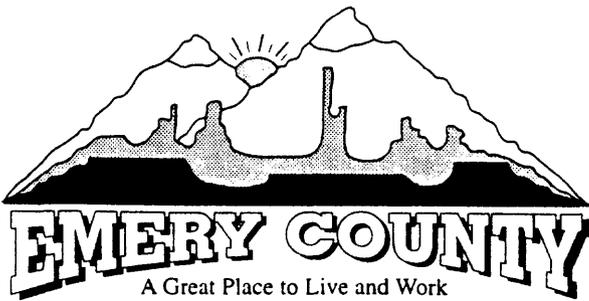
UTAH DIVISION OF OIL, GAS AND MINING  
FACSIMILE COVER SHEET

DATE: Dec 11, 2006  
FAX#: 435 613 0805 - 688-4002  
ATTN: Jay Marshall  
COMPANY: Utah American  
NUMBER OF PAGES (INCLUDING THIS ONE): 25  
FROM: Wayne Westerman

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We are sending from a sharp facsimile machine. Our telecopier number is (801) 359-3940.

MESSAGES: Jay, in 1995 I PA signed  
over Range Creek Road to Emery County  
the road never went through Phase III  
band release.

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Road Department

February 26, 1996

Mr. William W. Engles  
Coal Supply Engineer  
Intermountain Power Agency  
City of Los Angeles  
Department of Water and Power  
111 North Hope Street, Room 1107  
Los Angeles, California 90012

RE: Ownership of the Horse Canyon Bridge

Dear Mr. Engles:

In October 1995, Emery County entered into a Special Warranty Deed and Dedication Agreement with the Intermountain Power Agency in which Emery County assumed the right and title to the Range Creek Road right-of-way through Horse Canyon. It is Emery County's understanding that the right-of-way includes all structures within the legal description of the property. The structures within the right-of-way also include the bridge that spans Horse Canyon Creek within the mine area.

If you have further questions concerning this matter, please feel free to call me at (801) 381-5450.

Sincerely,

Rex Funk

Emery County Road Supervisor

cc: Kent Petersen, Commissioner  
Bevan Wilson, Commissioner  
Randy Johnson, Commissioner  
Emery County Special Service District #1

13.96

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ELDON A. COTTON, *Assistant General Manager—Power*  
JAMES F. WICKSER, *Assistant General Manager—Water*  
PHYLLIS E. CURRIE, *Chief Financial Officer*

August 21, 1995

Mr. Darren Haddock  
Utah State Division of Oil, Gas, and Mining  
3 Triad Center, Suite 350  
Salt Lake City, Utah 84180-1203

AUG 25 1995

Dear Mr. Haddock:

Intermountain Power Agency

~~Horse Canyon Mine~~

ACT/007/013

# 2)

*Copy Baron*

Request for Extension for Division Order (DO) No. 94A

Intermountain Power Agency (IPA) respectfully requests an extension to comply with the August 28, 1995 due date for responses to Utah State Division of Oil, Gas, and Mining's (DOGM) "Findings of Deficiency, Intermountain Power Agency, Horse Canyon Mine, ACT/007/013-DO94A, Folder #3, Carbon County, Utah" presented in a letter dated June 28, 1995. This extension is requested for the following items:

R645-301-521.170, R645-301-527, and R645-103-234

These deficiencies refer to the Horse Canyon Road. IPA is continuing the negotiations with Emery County where the County will accept ownership and responsibility for the road and the associated right-of-way. An agreement has nearly been reached and the transfer of ownership of the road and right-of-way will soon be executed. It is anticipated that this transference documentation will be available for submittal to DOGM within 60 days. In addition, a letter from Emery County giving IPA permission to move the road in the facilities pad area during final reclamation activities will be submitted to DOGM. IPA will also provide an opportunity for a public hearing regarding this relocation of the road at the time of final reclamation.

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## 30 CFR 783.21 (part)

A portion of this deficiency refers to using substitute topsoil for reclamation of the facilities area. The revision to the Reclamation Plan requires soil to be removed from a portion of the slope northwest of the existing Horse Canyon Road and used in reclamation of the facilities area. IPA was instructed by DOGM to sample the soil to determine its suitability to be used as a substitute topsoil. However, IPA's consultant for this project, Chris Hansen of EarthFax Engineering, Inc. (EarthFax), experienced some personal problems that did not allow him to obtain the necessary samples. Additionally, Mr. Henry Sauer of DOGM expressed a desire to be present in the field during the sampling event. Unfortunately, Mr. Sauer has been unavailable in the recent past to be present for the sampling. IPA intends to obtain the soil samples as soon as an appropriate date can be scheduled when all interested parties can be present.

Since the soil samples have not yet been obtained and analysis of these samples typically takes at least 30 days, an extension of 60 days is requested. If the deed agreements are executed prior to the end of the 60-day extension, they will be submitted before the expiration of the extension.

The remaining deficiencies noted in the Findings of Deficiency have been addressed and will be submitted to you using the proper DOGM permit change format on or before August 28, 1995.

## 30 CFR 783.21 (part)

The remaining portions of this deficiency, excluding the section noted above, refer to the reclamation of the portal area, powder magazine, and water tank area. These areas will be reclaimed using substitute topsoil from the borrow area as originally specified in the Mining and Reclamation Plan. The appropriate sections have been amended and will be submitted by August 28, 1995.

Mr. Darren Haddock

-3-

August 21, 1995

If you have any questions regarding this request for an extension for submittal of the soils and road information, please call Mr. William W. Engels at (213) 367-0289.

Sincerely,



MICHAEL J. NOSANOV  
Coal Supply Manager

c: Chris Hansen, EarthFax Engineering, Inc.

TRANSACTION REPORT

P.01

DEC-12-2006 TUE 11:27 AM

FOR: OIL, GAS & MINING 801 359 3940

DATE START	RECEIVER	TX TIME	PAGES	TYPE	NOTE	M#	DP
DEC-12 11:25 AM	14358884002	2' 14"	5	SEND	OK	969	
TOTAL :					2M 14S	PAGES:	5



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MESSAGES: Tue 12/12/06 11:27 AM