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From: "Dragoo, Denise" <ddragoo@swlaw.com>
To: "Pam Grubaugh-Littig" <pamgrubaughlittig@utah.gov>
Date: 5/15/2007 1:53 PM
Subject: RE: Lila Canyon Reclamation Agreement

Pam, we will have this information to you tomorrow, it is coming in the overnight to my office and I'll organize the package with a cover letter. Thanks, Denise

*Incoming
5/15/2007/00139K*

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

From: Pam Grubaugh-Littig [mailto:pamgrubaughlittig@utah.gov]
Sent: Tuesday, May 15, 2007 9:54 AM
To: Dragoo, Denise
Cc: Jay Marshall; Mary Ann Wright; Wayne Hedberg
Subject: Re: Lila Canyon Reclamation Agreement

Denise and Jay - I do not have a problem with any of the XL Speciality Bond issued executed in July 2001 (the first Lila permit). It is in good order with Exhibit A and we have the original affidavit of qualification for Clyde Borrell for that bond.

The Division does not have the Affidavit for the bond submitted on May 4, 2007 from Rockwood Casualty Insurance Company signed by Clyde Borrell on December 7, 2005 nor the original Exhibit A associated with that bond. Items needed for the Rockwood Casualty Insurance Company bond are:

Affidavit for Clyde Borrell verifying that he did have that position on the date he signed the bond (December 7, 2005. A Secretarial Certificate or a Board Resolution could verify that.

Exhibit A for the Rockwood bond (signed and sealed original from surety) - this was not submitted on May 4, 2007 or May 11, 2007.

On May 4, 2007, UEI submitted Exhibit B only with no affidavits of qualification or Exhibit A for that bond (I e-mailed you on May 4, 2007 notifying you of these same problems).

If you have any questions, please let me know.

Pam

>>> "Dragoo, Denise" <ddragoo@swlaw.com> 5/14/2007 5:47 PM >>>

Pam, attached per your request is the clean Exhibit "A" Surety Page for XL Specialty Insurance. The original affidavit of qualification for Rockwood Casualty Insurance Co is attached as the last page of the affidavits of qualification section of the Agreement. Jay confirmed that this was the original sent to him by the company. Also, Jay indicates that the original affidavit of qualification for Clyde Borrell is already on file with the Division. Please let us know if this is not the case and we will obtain an affidavit clarifying that at the time Clyde Borrell signed the agreement, he was President of UtahAmerican Energy, Inc. Thanks again for your assistance. Denise

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