

0079

NOTICE OF HEARING

**DOCKET NO. 2007-008, CAUSE NO. C/007/013-SR98(1)A
BEFORE THE BOARD OF OIL, GAS AND MINING
DEPARTMENT OF NATURAL RESOURCES, STATE OF UTAH**

UtahAmerican Energy, Inc., Petitioner, Request for Board Review of the Division's January 19, 2007 Decision on the Lila Canyon Extension, Horse Canyon Mine, Carbon and Emery Counties, Utah.

THE STATE OF UTAH TO ALL PERSONS INTERESTED IN THE ABOVE ENTITLED MATTER.

Notice is hereby given that the Board of Oil, Gas and Mining ("Board"), State of Utah, will conduct a hearing on WEDNESDAY, APRIL 25, 2007, at 10:00 AM, or as soon thereafter as possible, in the Board Room of the Department of Natural Resources, 1594 West North Temple, Suite 1050, Salt Lake City, Utah.

The hearing will be conducted as a formal administrative adjudication in accordance with the rules of the Board as set forth in Utah Administrative Code R641 et seq. as provided for by Utah Code Ann. § 40-10-1 et seq. ("Utah Coal Act") and Utah Code Ann. § 63-46b-1 et seq.

The purpose of the proceeding will be for the Board to receive testimony and evidence regarding the request by UtahAmerican Energy, Inc. ("UEI") that the Board issue an order that:

1. The Division's Modification Request of January 19, 2007 and scope of Mine Permit review is limited to those ten specified deficiencies remanded to the Division by the Board's December 14, 2001 order in Docket No. 2001-027, Cause No. C/007/013-SR98(1); and

2. The Division immediately issue the Mine Permit on the basis of the findings of the Final Technical Analysis and a Cumulative Hydrologic Impact Analysis issued in September, 2005 as they relate to the ten specified deficiencies remanded to the Division by the Board Order, and address any UEI submittals responding to the Modification Request and related to the ten specified deficiencies, as revisions to the approved Mining and Reclamation Plan.

Objections to the Request for Agency Action must be filed with the Secretary of the Board at the address listed below no later than the 10th day of the month, or two weeks before the scheduled hearing, whichever is earlier. A party must file a timely written objection or other response in order to participate as a party at the Board hearing.

Natural persons may appear and represent themselves before the Board. All other representation by parties before the Board will be by attorneys licensed to practice law in the State of Utah, or attorneys licensed to practice law in another jurisdiction which meet the rules of the Utah State Bar for practicing law before the Utah Courts.

Persons interested in this matter may participate pursuant to the procedural rules of the Board. The Request for Agency Action, and any subsequent pleadings, may be inspected at the office of the undersigned.

Pursuant to the Americans with Disabilities Act, persons requiring auxiliary communicative aids and services to enable them to participate in this hearing should call Julie Carter at (801) 538-5277, at least three working days prior to the hearing date.

DATED this 29th day of March, 2007.

STATE OF UTAH
BOARD OF OIL, GAS AND MINING
Douglas E. Johnson, Chairman

/s/ Diane Holland
Legal Secretary
1594 West North Temple,
Salt Lake City, Utah 84116
(801) 538-5302

Published in the Sun Advocate April 3, 2007.

NOTICE OF TRUSTEE

The following described property will be sold as the highest bidder, payable in lawful money of the United States at the front steps of the Carbon County Courthouse, Carbon County, Utah, on April 13, 2007 at the hour of 10:00 AM for the purpose of foreclosing a Trust Deed originally executed by and for the benefit of the Trustor, in favor of Eastern Utah Community Credit Union, located at 810 South 800 East, Price, Utah 84501, as follows:

Exhibit A
Parcel 1:

Beginning 169 feet South of the Northwest corner of the Southwest quarter, Section 22, Township 14 South, Range 10 East, South 1151 feet; East 418 feet; North 14°30' East 949.40 feet; North 14°30' East 27 feet; thence North 14°30' East 27 feet, more or less, to beginning. Less any portion that lies within the road and any portion conveyed to UDOT. #2-1455.

Parcel 2:

Beginning at a point 169 feet South of the Northeast corner of the Southeast quarter of Section 21, Township 14 South, Range 10 East, thence North 64°45' West 219 feet; South 649 feet; East 594 feet; East 346.50 feet; thence North 1151 feet, more or less, to beginning. Less any portion that lies within the road and any portion conveyed to UDOT. #2-1351.

Parcel 3:

Beginning 827 feet North and 637 feet East of the Southwest corner of the Township 14 South, Range 10 East, SLM; North 14°30' East 135 feet, more or less, to D&RGW right of way to point North 34°30' East of point of beginning 118 feet; more or less, to beginning. #2-1458.

The current beneficiary of the trust deed is Eastern Utah Community Credit Union and the record owner of the property as of default is Mark Timothy Montoya. This Trust Deed is recorded in Book 105747 of the records of the Carbon County Recorder's Office. The trustee shall tender to the trustee \$5,000.00 at the sale and the sale shall be held at 12:00 noon the day following the sale. Both payments shall be in the form of a cashier's check or certified funds.

The trustee maintains a bona fide office in the County of Carbon, State of Utah, at Subsection 57-1-21(1)(b). The address of the trustee is 25786, Salt Lake City, UT 84125-0786. The hours of operation for persons to be contacted regarding the notice of default are 8:00 AM through Friday, with the exception of legal holidays. The trustee can be contacted by telephone during these hours at (801) 972-0300.

THIS IS AN EFFORT TO COLLECT A DEBT. IT IS NOT TO BE USED FOR THAT PURPOSE.

DATED this 14th day of March, 2007.

[Handwritten signature]
2/10/07 0013 JK

Published in the Sun Advocate March 20,

STATE OF UTAH TO ROBERT