

0005

### Document Information Form

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Affidavit of Publication

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AFFIDAVIT OF PUBLICATION

STATE OF UTAH)

SS.

County of Carbon,)

I, Kevin Ashby, on oath, say that I am the Publisher of the Sun Advocate, a twice-weekly newspaper of general circulation, published at Price, State and County aforesaid, and that a certain notice, a true copy of which is hereto attached, was published in the full issue of such newspaper for 1 (One) consecutive issues, and that the first publication was on the 19th day of November, 1996 and that the last publication of such notice was in the issue of such newspaper dated the 19th day of November, 1996.

*Kevin Ashby*

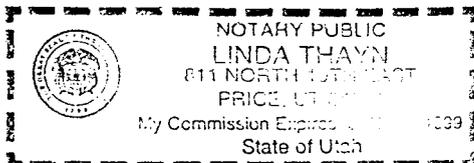
Kevin Ashby - Publisher

Subscribed and sworn to before me this 19th day of November, 1996.

*Linda Thayne*

Notary Public My commission expires January 10, 1999 Residing at Price, Utah

Publication fee, \$85.65



**PUBLIC NOTICE**  
**Application for Permit Transfer**  
**Canyon Fuel Company, LLC**  
**Soldier Canyon Mine**

Notice is hereby given that Canyon Fuel Company, LLC, 555 Seventeenth Street, Denver, Colorado 80202, on or about November 19, 1996, submitted an Application for Permit Transfer for Permit No: ACT/007/018, covering operations for the Soldier Canyon Mine, to the State of Utah, Department of Natural Resources, Division of Oil, Gas, and Mining. The current permittee, Soldier Creek Coal Company, P.O. Box 1, Price, Utah 84501 will be merged into Canyon Fuel Company, LLC on or about December 20, 1996. In conjunction with the anticipated merger and change in the name of the owner of the mining operations, the Canyon Fuel Company, LLC filed the Application for Permit Transfer for the Soldier Canyon Mine permit in advance of closing to obtain approval for the transfer from the Division of Oil, Gas, and Mining.

Approval by the Division of Oil, Gas, and Mining will allow coal mining operations to continue in the permit area. The lands involving mining activities are located in Carbon County. The mine portals are located 12 miles northeast of Wellington, Utah in Soldier Canyon. The approximately 4,909.69 acre leasehold associate with the five-year plan involves all or part of the following coal lands:

**LEGAL DESCRIPTION**

The coal leases to be mined include State Leases ML-42648 and ML-42649 described as follows:  
Lease ML-42648

**Township 13 S., Range 12 E., Salt Lake Base and Meridian**

- Section 8: E 1/2
- Section 10: S 1/2
- Section 11: S 1/2
- Section 14: All
- Section 15: All
- Section 17: NE 1/4; E 1/2 SW 1/4; SE 1/4
- Section 20: E 1/2 NW 1/4; SW 1/4 NW 1/4; N 1/2 NE 1/4
- Section 21: N 1/2; NW 1/4; NE 1/4
- Section 22: N 1/2; N 1/2 S 1/2
- Section 23: W 1/2 NW 1/4
- Containing 3640 acres

Lease ML-42649

**Township 13 S., Range 12 E., Salt Lake Base and Meridian**

- Section 3: Lots 1, 2, 3, 4; S 1/2
- Section 4: Lots 1, 2, 3, 4; S 1/2
- Section 5: Lots 1, 2; SE 1/4
- Section 9: All
- Section 10: N 1/2
- Section 11: N 1/2
- Containing 2212 acres

All of Lease ML-42648 and the S 1/2 SE 1/4 of Section 9 of Lease ML-42649 will be permitted.

Copies of the complete application for transfer are available for public inspection at the Carbon County Clerk's Office, Carbon County Court House, 120 Main Street, Price, Utah 84501 and at the Utah Division of Oil, Gas, and Mining offices at 1594 West North Temple, Suite 1210, Salt Lake City, Utah 82114-5801.

Written comments, objections, and requests for informal conferences regarding the Application for Permit Transfer must be submitted, within 30 days of the date of the publication of this notice, to the Utah Division of Oil, Gas, and Mining, 1594 West North Temple, Suite 1210, Box 155801, Salt Lake City, Utah 84114-5801.

Published in the Sun Advocate November 19, 1996.

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For additional information