

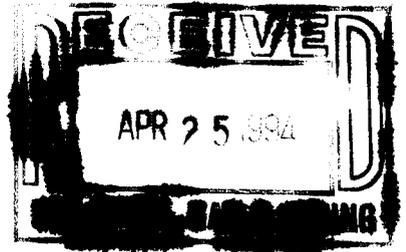
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ANDALEX
RESOURCES, INC.
Tower Division

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April 22, 1994

State of Utah
Department of Natural Resources
Division of Oil, Gas & Mining
355 West North Temple
3 Triad Center, Suite 350
Salt Lake City, Utah 84180-1203

Attn: Daron Haddock
Permit Supervisor

Re: ACT 007/019, 94B

Dear Mr. Haddock:

In partial response to your letter of April 15, 1994, and in response specifically to comments from Mr. Paul Baker of your staff Andalex, by way of this letter, is committed to perform the following program:

On or around May 18, 1994, Andalex will perform a new raptor survey in areas which will potentially be affected by subsidence and which are potential raptor nesting areas. This survey will be made by helicopter and will be supervised by the Utah Division of Wildlife Resources. If it is determined that protected nests exist within areas where subsidence could occur as a result of longwall mining, then Andalex will apply for a "take" permit through the U.S. Fish and Wildlife Service for that nest.

The Bell Jet Ranger helicopter which we propose to employ will carry two to three observers, in addition to the pilot, depending on climatic conditions.

Please advise us as soon as possible if anyone from your office would need to be, or desire to be an observer in addition to the UDWR personnel.

Sincerely,

Michael W. Glasson,
Senior Geologist

cc: Paul Baker, UDOGM, SLC
Bill Bates, UDWR, Price
Bob Williams, USFW, SLC