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**From:** "Dragoo, Denise" <ddragoo@swlaw.com>  
**To:** "Pam Grubaugh-Littig" <pamgrubaughlittig@utah.gov>  
**Date:** 8/16/2006 11:04:11 AM  
**Subject:** Change in Ownership and Control - UtahAmerican Energy/Andalex

INCOMING  
00070019  
CC: 00070033  
00070041  
00150032

OK

Pam, attached as we discussed is a letter confirming that Murray Energy Corporation is contributing 100% of the stock of Andalex and its subsidiaries to UtahAmerican Energy, Inc. We will be submitting ownership and control information regarding this matter in the near future. Thanks for your assistance! Denise

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Note: This communication is intended only for the designated recipients, and may contain confidential or privileged information. If you are not a designated recipient, please disregard this communication, and contact the sender immediately. Thank you.

**CC:** "McKown, Mike" <mmckown@coalsource.com>, "Dave Shaver" <dshaver@UtahAmerican.com>, "Marshall, Jay" <jmarshall@coalsource.com>

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TUCSON, ARIZONA

IRVINE, CALIFORNIA

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LAS VEGAS, NEVADA

August 16, 2006

VIA E-MAIL AND U.S. MAIL

Pamela Grubaugh-Littig  
Permit Supervisor  
Utah Division of Oil, Gas and Mining  
1594 West North Temple, Suite 1210  
PO Box 145801  
Salt Lake City, Utah 84114

Re: Change of Ownership and Control – Andalex Resources, Inc.

Dear Pam:

On behalf of UtahAmerican Energy, Inc., this letter follows up on our correspondence dated August 15, 2006 regarding the change in ownership and control of Andalex Resources, Inc. ("Andalex"). Murray Energy Corporation is contributing all of the shares of the common stock of Andalex and its subsidiaries to its wholly owned subsidiary, UtahAmerican Energy, Inc. The Utah operations of Andalex including the Crandall Canyon Project, West Ridge Project, Tower Division, and the Wildcat Loadout will remain in the name of Andalex and its subsidiaries. The change in ownership and control will not result in name changes regarding the permitted operators of the Andalex operations and will not involve a transfer, assignment or sale of permit rights pursuant to R645-303-300. UtahAmerican Energy, Inc. will be providing the Division with updated ownership and control information in the near future.

Thank you for your assistance in this matter. Please let Dave Shaver or me know if you have further questions.

Very truly yours,



Denise A. Dragoo

DAD:kh

cc: Michael McKown, Esq.  
David Shaver

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