



GARY R. HERBERT
Governor

GREGORY S. BELL
Lieutenant Governor

State of Utah

DEPARTMENT OF NATURAL RESOURCES

MICHAEL R. STYLER
Executive Director

Division of Oil, Gas and Mining

JOHN R. BAZA
Division Director

Outgoing
C0070033
#3730
K

February 2, 2011

James A. Hewlett
Intermountain Power Agency
10653 South River Front Parkway, Suite 120
South Jordan, UT 84095

Subject: Notice of Complete Transfer Application, Intermountain Power Agency, Wildcat Loadout, C/007/0033, Task ID #3730, Outgoing File

Dear Mr. Hewlett:

The Division has reviewed your application for permit transfer from Andalex Resources, Inc. to Intermountain Power Agency received on January 25, 2011. We have determined the application to be complete, with the following exceptions:

1. A copy of the application must be made available for review at the Carbon County Courthouse, and the public notice must be revised to indicate that copies of the application are available for review at both the Carbon County Courthouse in Price, Utah and at the Division of Oil, Gas and Mining at 1594 West North Temple, Suite 1210, Salt Lake City, Utah.
2. Section R645-301-115.300 of the application inaccurately states "None" as a description of the mining and reclamation operations within 300 feet of an occupied dwelling or within 100 feet of a public road. The Wildcat Loadout permit area is within 100 feet of two public [county] roads. Consumers Road and Trestle Road both pass through the permit area, as shown on Plate 16 and Plate 1A of the Wildcat Loadout Mining and Reclamation Plan. However, because the permit transfer is for an area with an existing permit, the Unsuitability rules do not apply. R645-103-330 & -332 specifically identify that lands covered by a permit issued under the Act are exempt from Unsuitable designation.

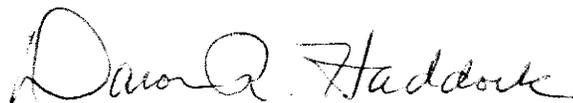


Page 2
James A. Hewlett
February 2, 2011

At this time you should place a notice of permit transfer in the local paper, with the required revision described above. A copy of the Affidavit of Publication should be forwarded to the Division as soon as it is available. There is a 30 day comment period which must occur prior to our being able to approve the transfer. You will also need to post the replacement bond.

If you have any questions, please call me at (801) 538-5325.

Sincerely,

A handwritten signature in black ink that reads "Daron R. Haddock". The signature is written in a cursive style with a large initial "D".

Daron R. Haddock
Coal Program Manager

DRH/KWL/ss
cc: Price Field Office
O:\007033.WCL\WG3730\WG3730_ACR_letter_KWL2.doc