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**State of Utah**  
**DEPARTMENT OF NATURAL RESOURCES**

**MICHAEL R. STYLER**  
*Executive Director*

**Division of Oil Gas and Mining**

**JOHN R. BAZA**  
*Division Director*

**JON M. HUNTSMAN, JR.**  
*Governor*

**GARY R. HERBERT**  
*Lieutenant Governor*

May 17, 2007

Erwin Sass, General Manager  
Canyon Fuel Company, LLC  
P.O. Box 1029  
Wellington, Utah 84542

Subject: Conditional Approval for 2006 Midterm Permit Review, Task ID #2760, Canyon Fuel Company, LLC, Banning Loadout, C/007/0034

Dear Mr. Sass:

The above-referenced amendment is conditionally approved upon receipt of six clean copies prepared for incorporation. Please submit these copies by June 22, 2007. Once we receive these copies, final approval will be granted, at which time you may proceed with your plans.

A stamped incorporated copy of the approved plans will also be returned to you at that time, for insertion into your copy of the Mining and Reclamation Plan. This modification does not necessitate an update to the Technical Analysis.

If you have any questions, please call me at (801) 538-5286 or Wayne Western at (801) 538-5263.

Sincerely,

D. Wayne Hedberg  
Permit Supervisor

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