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Canyon Fuel Company, LLC
P.O. Box 1029
Wellington, Utah 84542
801/637-6360 Fax: 801/637-0108

Ken M. Payne
Project Manager

RECEIVED
JUL 09 1998
DIV. OF OIL, GAS & MINING

July 7, 1998

Mr. Daron Haddock
Division of Oil, Gas and Mining
1594 West North Temple
P.O. Box 145801
Salt Lake City, Utah 84114-5801

Copy Daron
ACT/007/039 #3

Dear Mr. Haddock:

Enclosed is a copy of the affidavit showing proof of public notice on the Phase 2 Amendment of the Dugout Canyon mine plan number ACT/007/039.

Sincerely yours,

Ken Payne
Project Manager

attachment

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 8 (Eight) consecutive issues, and that the first publication was on the 4th day of June, 1998 and that the last publication of such notice was in the issue of such newspaper dated the 30th day of June, 1998.

Kevin Ashby

Kevin Ashby - Publisher

Subscribed and sworn to before me this 30th day of June, 1998.

Linda Thayn

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

Publication fee, $1104.00

LINDA THAYN
PRICE, UT
My Commission Expires JAN. 10, 1999
State of Utah

PUBLIC NOTICE

Canyon Fuel Company, LLC has filed a significant revision to the Dugout Canyon Mine approved Mining Reclamation Plan No. ACT / 007 / 039 with the State of Utah, Department of Natural Resources, Division of Oil, Gas and Mining. The revision includes expanding the currently approved disturbed area of the Dugout Canyon Mine from 10.4 acres to 22.1 acres. This acreage includes two acres for the storage of topsoil recovered during initial construction activities. The Dugout Canyon Mine will be located in Dugout Canyon approximately 13 miles northeast of Wellington, Utah. The Dugout Canyon Mine will be accessed from a county road that connects to the Nine Mile Road approximately 4 miles north of Wellington, Utah.

A portion of the mine facility and topsoil storage area would be located within IOO feet of the Carbon County public road. There are no plans to relocate or close the public road. The mine facilities will not interfere with public use of the county road.

At the conclusion of all mining activities, all surface facilities will be removed and the area regraded to approximate original contour. The disturbed area will be revegetated to promote successful growth as per the approved reclamation plan. The postmining use of the land will return to its current use as wildlife habitat, livestock grazing and recreational activities.

Legal Description

Lease ML 42648-(3640 acres)- Approved
T. 13 S., R 12E., SLBM. Utah

Section 3:	Lots 1,2,3,4, S 1/2 (all)
Section 4:	Lots 1,2,3,4, S 1/2 (all)
Section 5:	Lots 1,2, SE 1/4
Section 9:	All
Section 10:	N 1/2
Section 11:	N 1/2

Fee land owned by Canyon Fuel Company, (800 acres)as described below:

T. 13S., R 12E., SLBM, Utah

Section 16:	All
Section 23:	E 1/2 NW1/4; W 1/2 NE 1/4

Bureau of Land Management, Right-of-Way (10 acres), approval pending:

T. 13S, R12E, SLBM, Utah

Section 23:	NE1/4 NW1/4 NW1/4 SW1/4; N1/2 NE1/4 NW1/4 SW1/4; SE1/4 NW1/4 NW1/4 SW1/4

Topsoil Storage Area - (2 acres)

T. 14S, R12E, SLBM, Utah

Section 8:	W1/2 NW1/4 NE1/4

The name and business address of the applicant is:
Canyon Fuel Company, LLC-Soldier Canyon Mine
6955 South Union Park Center, Suite 540
Midvale, Utah 84047
Phone: (801) 569-4700

After filing, copies of the permit application will be available for inspection at the following locations: Utah Division of Oil, Gas and Mining, 1594 West North Temple, Suite 1210, Salt Lake City, Utah, and Carbon County Recorders Office, Carbon County Courthouse, Price, Utah.

Written comments, objections or requests regarding this mining permit application must be made within 30 days of the last publication of this notice, and may be addressed to the Utah Division of Oil, Gas and Mining, Box 145801, Salt Lake City, Utah 84114-5801.

Published in Sun Advocate June 4, 9, 11, 16, 18, 23, 25 and 30, 1998.