WESTERN STATES MINERALS CORPORATION

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DIVISION OF
OIL GAS & MINING

January 16, 1992

File ACT/015/002

FAXED 1-16-92
CERTIFIED RETURN RECEIPT
P 143 960 926

Ms. Pamela Grubaugh-Littig
Utah Dept. of Natural Resources
Division of Oil, Gas, & Mining
3 Triad Center, Suite 350
355 West North Temple
Salt Lake City, Utah 84180-1203

Copy Joe, Pam #5

Dear Ms. Grubaugh-Littig:

Re: Utah Notice of Violation No. N91-32-6-1, Western States Minerals Corporation, J.B. King Mine, ACT/015/002, Folder #5, Emery County, Utah

This document is the official written request that Western States Minerals Corporation ('WSMC') desires both an Informal Appeal Conference to appeal the facts of the Notice of Violation, as well as an Informal Assessment Conference to review the proposed penalty for Utah State Notices of Violation No. N91-32-6-1. This Citation is in reference to the J.B. King (Dog Valley) Coal Mine, ACT /015/002, Folder #5, Emery County, Utah.

Please note that both an Informal Appeal Conference **and** an Informal Assessment Conference are being requested for the Notice of Violation. Further, WSMC believes that this Notice of Violation is interrelated with, and derived from the same issues addressed in Utah Notices of Violation N91-35-6-1 and N91-35-7-1, and further requests that the Informal Appeal Conferences for all three N.O.V.'s be combined and heard at a unified conference. Similarly, WSMC believes that these Notices of Violation are interrelated issues in terms of the proposed penalties, and also requests that the Informal Assessment Conferences be combined and heard at a unified conference. Last, WSMC understands that the UDOGM Director requires time after the Informal Appeal Conference to render a decision, and that therefore, the unified Informal Assessment Conference will be held at some later date.

As a final matter, I am of the understanding from Mr. Joe Helfrich (following our telephone conversation in December), that these Informal Conferences are the preferred first step in the UDOGM appeal process, and that they will in no way infringe upon or denigrate WSMC's rights of formal appeal to UDOGM, or to further judicial review.

Please let me know if you require further information.

Sincerely,

Dwight J. Crossland

Dwight J. Crossland

cc: A.B. Morrow, E. Gerick, L. Berg

250 S. Rock Blvd., Ste. 130 • Reno, Nevada 89502 • (702) 856-3339 • FAX (702) 856-1818