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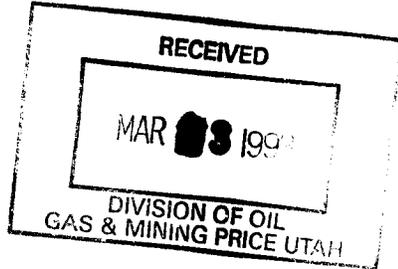


The CalMat Companies

March 17, 1993

mine 4th Permit
 ACT/007/022 #2
 Copy PAM, Tom,
 Bill @

Ms. Pamela Grubaugh-Littig
 Permit Supervisor
 Division of Oil, Gas and Mining
 355 West North Temple
 3 Triad Center, Suite 350
 Salt Lake City, Utah 84180-1203



Re: Division Order 92B, Hidden Valley Mine

Dear Ms. Grubaugh-Littig:

We have received approval from the State Engineer on our extension of time request for a Proof of Appropriation. A copy of the approval is attached hereto, as requested in your January 26, 1993 letter on this matter.

Please call me if we need to discuss this matter further.

Sincerely,

Hidden Valley Coal Company

A handwritten signature in cursive script, appearing to read 'Lee Edmonson'.

Lee Edmonson

LE/cn
Enclosures

93-027

A large, bold, blocky stamp with the word 'RECEIVED' in all caps.

MAR 22 1993

DIVISION OF
OIL GAS & MINING



State of Utah
DEPARTMENT OF NATURAL RESOURCES
DIVISION OF WATER RIGHTS

Michael O. Leavitt
Governor
Ted Stewart
Executive Director
Robert L. Morgan
State Engineer

1636 West North Temple, Suite 220
Salt Lake City, Utah 84116-3156
801-538-7240
801-538-7315 (Fax)

Received 3-17-93

Am E.

March 15, 1993

Hidden Valley Coal Company
1801 East University Drive
Phoenix, AZ 85034

Dear Applicant:

RE: Application No. 94-309 (A47409)

Request for extension of time in which to submit Proof of Appropriation or Proof of Change contemplated by the above-numbered application has been considered and the time for receiving Proof of Appropriation is hereby extended from March 3, 1992, to January 31, 1998.

This extension is granted in accordance with the law which states: "The construction of the works and the application of water to beneficial use shall be diligently prosecuted to completion within the time fixed by the state engineer. Extensions of time ... may be granted by the state engineer on proper showing of diligence or reasonable cause for delay... In the consideration of an application to extend the time in which to place the water to beneficial use under an approved application, ... the State Engineer shall deny such extension and declare the application lapsed, unless the applicant affirmatively shows that he has exercised or is exercising reasonable and due diligencé in working toward completion of the appropriation."

I earnestly recommend that you complete your development and submit Proof of Appropriation at the earliest possible date.

Your contact with this office, should you need it, is with our Regional Office in Price. The telephone number is (801)637-1303.

Yours truly,

Robert L. Morgan

Robert L. Morgan, P.E.
State Engineer

EXTENSION GRANTED