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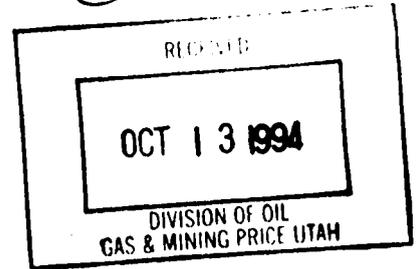


State of Utah
DEPARTMENT OF NATURAL RESOURCES
DIVISION OF OIL, GAS AND MINING

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True file/Permit



September 30, 1994

Copy Bill M.

Lee Edmonson
Properties Division
Cal Mat Company
1801 East University Drive
Phoenix, Arizona 85034

Re: Hidden Valley Mine, ACT/015/007, Folder #2, Emery County, Utah

Dear Mr. ^{Lee}Edmonson:

I am responding to your FAX of September 20, 1994, which in discussing the need to post signs and markers, argues that a distinction should be made between the requirements for operating mines and mines that have undergone reclamation. My belief is that the Utah Coal Regulatory Program requires posting of disturbed area boundary signs, stream buffer zone signs, etc., from the time surface disturbing activities commence through final reclamation. This belief is supported by the use of the term "Surface Coal Mining and Reclamation Activities" (emphasis added) where the various types of markers are discussed at Utah Admin. R 645-301-521.200.

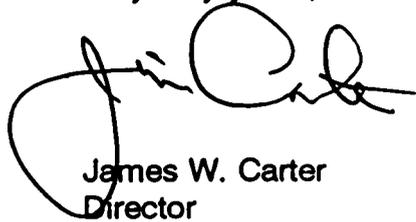
I understand you have discussed this by telephone with Lowell Braxton, and a similar conclusion was reached by him in this telephone conversation.

Lowell has informed me that Hidden Valley Coal Company ("HVCC") is in the process of locating the requisite signs and markers in the field, and that an arrangement is being established for HVCC to submit the maps necessary to accurately depict stream buffer zones and disturbed area boundaries at the Hidden Valley Mine.

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Lee Edmonson
ACT/015/017
September 30, 1994

I appreciate your commitment to this action.

Very truly yours,

A handwritten signature in black ink, appearing to read "James W. Carter". The signature is stylized with a large, circular loop at the beginning and a long, horizontal stroke extending to the right.

James W. Carter
Director

vb

cc: D. Haddock
P. Grubaugh-Littig
J. Helfrich
PFO

LE015017