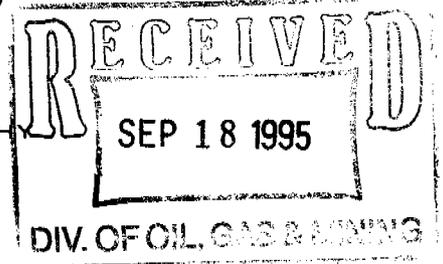


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HAND DELIVERED

September 18, 1995

Mr. James Carter
Director
UTAH DIVISION OF OIL, GAS & MINING
355 West North Temple
3 Triad, Suite 350
Salt Lake City, Utah 84120-1403

*Copy to Inf. Conf. File
ACT/005/007 #5
Copy Bill, Susan.
Original to #5
[Signature]*

RE: Hidden Valley Coal Company
NOV No. N95-26-2-1; Affidavit of Frank Jensen

Dear Jim:

Enclosed is the original Affidavit of Frank Jensen concerning Hidden Valley Mine, Notice of Violation No. 95-26-2-1 executed on September 13, 1995. We faxed a copy of this Affidavit to you last week following our informal conference. As you will note, paragraph 3 of the Affidavit has been revised per the Division's request to reflect the fact that the Hidden Valley Mine was scarified, seeded, fertilized, mulched and covered consistent with the general requirements of revegetation set forth in the Mining & Reclamation Plan.

Please let me know if you need anything further concerning this matter.

Very truly yours,

Denise A. Dragoo

DAD:jmc:84406

Enclosure

cc: Lee Edmonson
Ed Settle