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FEB-24-2004 15:07

J B R CONSULTANTS

P.01/03



environmental consultants, inc.

Incoming { C0150015
C0150007V

cc: Pam

FAX TRANSMISSION COVER SHEET

CORPORATE OFFICE
8160 SOUTH HIGHLAND DRIVE
SANDY, UT 84093
PH: (801) 943-4144
FAX: (801) 942-1852

Date: February 24, 2004

To: Pamela Grubaugh-Littig

Company: DOGM

Fax: 359-3940

Subject: Affidavits

From: Linda Matthews

YOU SHOULD RECEIVE 3 PAGE(S), INCLUDING THIS COVER SHEET. IF YOU DO NOT RECEIVE ALL THE PAGES, PLEASE CALL (801) 943-4144

Hello Pamela:

Attached are the two Affidavits of Publication. They were originally submitted to you with October 3, 2003 correspondence.

John G. mentioned you are taking off for a couple weeks – hope it's a great adventure!

Cheers –

Linda

Linda

RECEIVED

FEB 24 2004

DIV. OF OIL, GAS & MINING

AFFIDAVIT OF PUBLICATION

STATE OF UTAH)

ss.

County of Emery,)

I, Ken Larson, on oath, say that I am the Publisher of the Emery County Progress, a weekly newspaper of general circulation, published at Castle Dale, 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 1 (One) consecutive issues, and that the first publication was on the 23rd day of September, 2003 and that the last publication of such notice was in the issue of such newspaper dated the 23rd day of September, 2003.

Ken G. Larson

Ken G Larson - Publisher

Subscribed and sworn to before me this 23rd day of September, 2003.

Linda Thayne

Notary Public My commission expires January 10, 2007 Residing at Price, Utah

Publication fee, \$ 57.90



NOTICE

Notice is hereby given that an application has been submitted to the Utah Division of Oil, Gas & Mining, under the provisions of the Utah Administrative Code Rule R645-303-300, for approval of the transfer of the Emery Deep Mine permit #0015015 from Consolidation Coal Company, current permittee, to the C&P Coal Corporation, proposed permittee. Consolidation Coal Company, whose address is CONSOL Plaza, 1800 Washington Road, Pittsburgh, PA 15241, will transfer, upon approval, the Emery Deep Mine permit to C&P Coal Corporation, a Utah Corporation, whose address is 1366 Murray-Holladay Road, Salt Lake City, Utah 84117-5050.

The Emery Deep Mine is located in Emery County about 4 miles south of the town of Emery along Highway 10. The permit area is described as follows:

Township 22 South, Range 6 East, SLBM

Section 19: E 1/2 SW 1/4, SE 1/4, S 1/2 NE 1/4;

Section 20: S 1/2, S 1/4 NE 1/4, SE 1/4 NW 1/4;

Section 21: S 1/2, S 1/2 NW 1/4;

Section 22: SW 1/4 SW 1/4;

Section 27: W 1/2;

Sections 28, 29, 31, 32: all;

Section 30: All except NW 1/4 NW 1/4, S 1/2 NW 1/4 SW 1/4 and SW 1/4 SW 1/4; and

Section 33: N 1/2 SW 1/4.

The permit area of Emery Deep Mine contains 5,180 acres, more or less.

Perinent comments are solicited from anyone affected by this proposed transfer of the Permit. Such comments should be filed within the next thirty (30) days with:

State of Utah, Department of Natural Resources

Division of Oil, Gas, & Mining

1594 West North Temple, Suite 1210

Salt Lake City, UT 84114-5801

Published in the Emery County Progress September 23, 2003.

REC'D SEP 29 2003

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Ken G. Larson

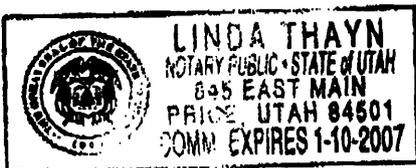
Ken G Larson - Publisher

Subscribed and sworn to before me this 23rd day of September, 2003.

Linda Thayne

Notary Public My commission expires January 10, 2007 Residing at Price, Utah

Publication fee, \$ 46.32



NOTICE

Notice is hereby given that an application has been submitted to the Utah Division of Oil, Gas & Mining, under the provisions of the Utah Antiquities Code, Rule R-45-203-201, in support of its proposed transfer of the permit #0018007 from Consolidated Coal Company, Denver, Colorado, to the C&P Coal Corporation, proposed permittee, Consolidated Coal Company, whose address is CONSOL Plaza, 1800 Washington Road, Pittsburgh, PA 15241, will transfer, upon approval, the Hidden Valley Mine permit to C&P Coal Corporation, UTAC Corporation, whose address is 1306 Murray Building, P.O. Box 100, Salt Lake City, Utah 84117-5060.

The Hidden Valley Mine is located in Emery County about three miles east of Highway 16. The permit area is described as follows:

Township 22 South, Range 6 East, S1B14
Section 17, W/2
Section 18, all

The permit area of Hidden Valley Mine contains 960 acres, more or less.

Permit comments are solicited from anyone affected by this proposed transfer of the Permit. Such comments should be filed within the next thirty (30) days with: State of Utah, Department of Natural Resources, Division of Oil, Gas, & Mining, 1594 West North Temple, Suite 3210, Salt Lake City, UT 84114-5801. Published in the Emery County Progress September 23, 2003.