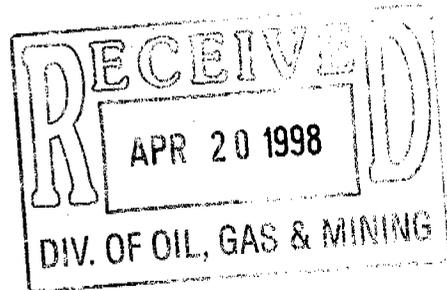


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United States
Department of
Agriculture

Forest Service
Manti-La Sal
National Forest

599 West Price River Dr.
Price, Utah 84501
Phone # (435) 637-2817
Fax # (435) 637-4940



File Code: 2730

Date: April 15, 1998

ATTN: Mr. Lowell Braxton
Utah Coal Regulatory Program
Division of Oil, Gas and Mining
1594 West North Temple, Suite 1210
P O Box 145801
Salt Lake City, Utah 84114-5801

Mary Ann
Copy Aaron, Paul, Joe, Ron
(12-sided)
ACT/015/017 #2

Dear Mr. Braxton:

PacificCorp issued a "Notice of Intent" to reclaim the haul road within Des-Bee-Dove Coal Mine Permit Area. This road is referred to as the Wilberg Coal Mine to Desert Coal Mine Road. The portion of the road within the National Forest has been under "Special Use Permit" to PacificCorp.

Emery County published the public notice of their intent to consider accepting the Wilberg Coal Mine to Deseret Coal Mine Road as a public road of the County in the local newspaper the "Emery County Progress". Upon receiving the "Notice of Intent", Emery County in Commission Meeting on September 17, 1997, requested comment on whether they should accept and add the road to the county road system. All Commissioners were in support of leaving the road open for public access.

Interwest Mining Company (PacificCorp), the permittee, agreed to enter into a "Right-of-Way Transfer Agreement" that allows Emery County to obtain a FRTA Public Road Easement on the road in a letter dated November 20, 1997. The Forest Service met with Interwest Mining and Emery County on December 3, 1997 and outlined the necessary steps.

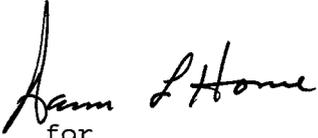
A Decision Memo and Public Road ~~Easement Deed~~ Deed was prepared for the Forest Supervisor's signature and signed on January 30, 1998. Once that Deed is transmitted to Emery County and recorded, the change in jurisdiction will be complete. At that time, we will terminate the Special Use Permit authorizing PacificCorp's use of the road.

Mr. Lowell Braxton

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We are also writing to inform you that the proposed postmining land use change is acceptable to the Forest Service. The Forest Service supports the retention of the road in public ownership for the future use of Emery County residents and Forest visitors.

Sincerely,

A handwritten signature in cursive script, appearing to read "Janette S. Kaiser".

for
JANETTE S. KAISER
Forest Supervisor

cc:
D2/3
Interwest Mining Company