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JUN 11 2014

DIV. OF OIL, GAS & MINING

AFFIDAVIT OF PUBLICATION

STATE OF UTAH)

ss.

County of Emery,)

I, Richard Shaw, on oath, say that I am the Publisher of the Emery County Progress, a weekly newspaper of general circulation, published at Castle Dale, State of Utah 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 4 (Four) consecutive issues, and on the Utah legals.com website; the first publication was on the 20th day of May, 2014, and that the last publication of such notice was in the issue of such newspaper dated the 10th day of June, 2014.



Richard Shaw – Publisher

Subscribed and sworn to before me this 10th day of June 2014.



Notary Public My commission expires January 10, 2015 Residing at Price, Utah

**APPLICATION FOR PHASE II AND III
BOND RELEASE
DES BEE DOVE MINE
C/015/0017
ENERGY WEST MINING COMPANY
P.O. BOX 310
HUNTINGTON, UTAH 84528**

PacifiCorp, by and through its wholly-owned subsidiary, Energy West Mining Company ("Energy West") as mine operator, has filed with the Division of Oil, Gas and Mining an application for Phase II and III Bond Release for 40.9 acres of the Des Bee Dove mine site.

All areas for bond release have met the regulations of the R645 Utah Coal Rules in regards to the vegetation standards for Phase II and responsibility period for III Bond Release (refer to R645-301-880.300). The entire mine site, remote portals area, and the sediment pond and access road area is proposed for release. The locations of the areas are as follows:

Mine Site – Reclamation completed 2003

NW¼SW¼, Section 25, T17S, R7E, SLB&M
E½SW¼NE¼, W½SE¼NE¼, NE¼SE¼, Section 26, T17S, R7E, SLB&M

Remote Portals – Reclamation completed 2000

1SW¼SW¼, Section 13, T17S, R7E, SLB&M
1SW¼SE¼, Section 14, T17S, R7E, SLB&M

Sediment Pond and Access Road – Reclamation completed 2006

1SE¼NE¼, Section 35, T17S, R7E, SLB&M
1NW¼NW¼, Section 36, T17S, R7E, SLB&M

Incremental reclamation of the noted areas above began in 1999. Reclamation of the sedimentation pond was completed in 2006.

Currently, a surety bond is filed with the Division of Oil, Gas and Mining in the amount of \$511,000.00 and is payable to the State of Utah, Division of Oil, Gas and Mining (DOG M), and the Office of Surface Mining Reclamation and Enforcement (OSM). A Renewed mining permit was issued by the State and became effective on August 29, 2010.

A copy of the Phase II and III application may be examined at the office of the Division of Oil, Gas and Mining, 1594 West North Temple, Suite 1210, Salt Lake City, Utah 84114-5801 and also at the Recorders Office located in the Emery County Courthouse in Castle Dale, Utah. Written comments, objections, or requests for an informal conference may be submitted to the