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ers funds shall be returned, and the Trustee and the Beneficiary to the successful bidder for any damages. THIS COMMUNICATION IS NOT TO COLLECT A DEBT, AND ANY INFORMATION OBTAINED WILL BE USED FOR THAT PURPOSE. DATED: April 14, 2004. Paul M. Halliday, Jr. Successor Trustee 376 East 400 South, Suite 300 Salt Lake City, Utah 84111 Telephone: (801) 355-2886 Office Hours: Mon.-Fri., 8:00 a.m.-5:00 p.m. (MST) FILE NUMBER: 25931 ASAP589727

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LEGAL NOTICE OF PROPOSED ACTION

PACIFICORP PROPOSED RILDA CANYON PORTAL FACILITIES NOTICE OF OPPORTUNITY FOR PUBLIC COMMENT AND OPEN HOUSE

The Utah Division of Oil, Gas, and Mining (DOG M) is evaluating a permit change application from PacifiCorp which proposes to construct new surface facilities in conjunction with the Deer Creek underground coal mine in Rilda Canyon on a federal coal lease with the surface land managed by the Manti-La Sal National Forest. The evaluation will consist of a review of the permit application for completeness and technical adequacy. DOGM will issue a decision granting, requiring modification of or denying the permit change application. The Office of Surface Mining (OSM) is the responsible agency for recommending approval of a federal mining plan modification and is the lead agency for the preparation of an Environmental Assessment (EA) under the requirements of the National Environmental Policy Act (NEPA). Pursuant to the Utah Cooperative agreement [at 30 CFR 944.3 Article VI: C.3. and 30 CFR 740.4(c)(7)] the OSM has delegated the preparation of the EA to DOGM with OSM assistance where appropriate. The Bureau of Land Management and the Manti-La Sal National Forest would be the lead agency for issuing any required road easements.

The proposed facilities may include construction of a ventilation fan, portal facilities, office, bathhouse, parking lot, and staging areas. No coal handling facilities are proposed. The existing County Road in Rilda Canyon would be relocated to bypass the mine facilities and provide unimpeded access to water developments, other mine facilities, and National Forest System trails west of the planned facilities. Total surface disturbance would be approximately 10 acres that would include temporarily diverting Rilda Creek beneath the facilities through a 1,200 foot culvert. This proposed action is located in Rilda Canyon (Section 28, T. 16 S., R. 7 E, SLM, Emery County, Utah).

The public is invited to comment on the proposed project. Comments may be submitted during a public Open House to be held at the Huntington Town Hall, 40 North Main, Huntington, Utah, on May 12, 2004 from 4:00pm to 8:00pm, as well as during the comment periods discussed below.

Comments or requests for information may be sent to Luci Malin, at the Utah Division of Oil, Gas and Mining, 1594 West North Temple, Suite 1210/P.O. Box 145801, Salt Lake City, Utah 84114-5801, FAX (801)359-3940, phone (801)538-5323, or by email at luciamalin@utahgov. Comments will be accepted until June 1, 2004. Comments may also be delivered to the DOGM during regular business hours of 8:00 a.m. to 5:00 p.m., Monday-Friday, excluding Federal and State holidays.

Regarding any necessary modifications to the Forest Service road easement, only those who submit timely and substantive comments will be accepted as appellants. Each individual or representative from each organization submitting substantive comments must either sign the comments or verify identity upon request. Comments received in response to this solicitation, including names and addresses, will be considered part of the public record. Comments must include the supporting reasons and documentation that the commenter believes the Responsible Official should consider in reaching her decision. Comments should include the information required pursuant to 36 CFR 21.5.6(a)(3), as published in the Federal register on June 4, 2003. Comments or requests for information regarding the road easement may be sent to Alice Carlton, the responsible official for any road easement decision, Forest Supervisor, Manti-La Sal National Forest (attn: Carter Reed), 599 West Price River Drive, Price, UT 84501, Phone (435)636-3547, FAX (435)637-4940. The comment period for the proposed road modification will end 30 days after publication in the Sun Advocate.

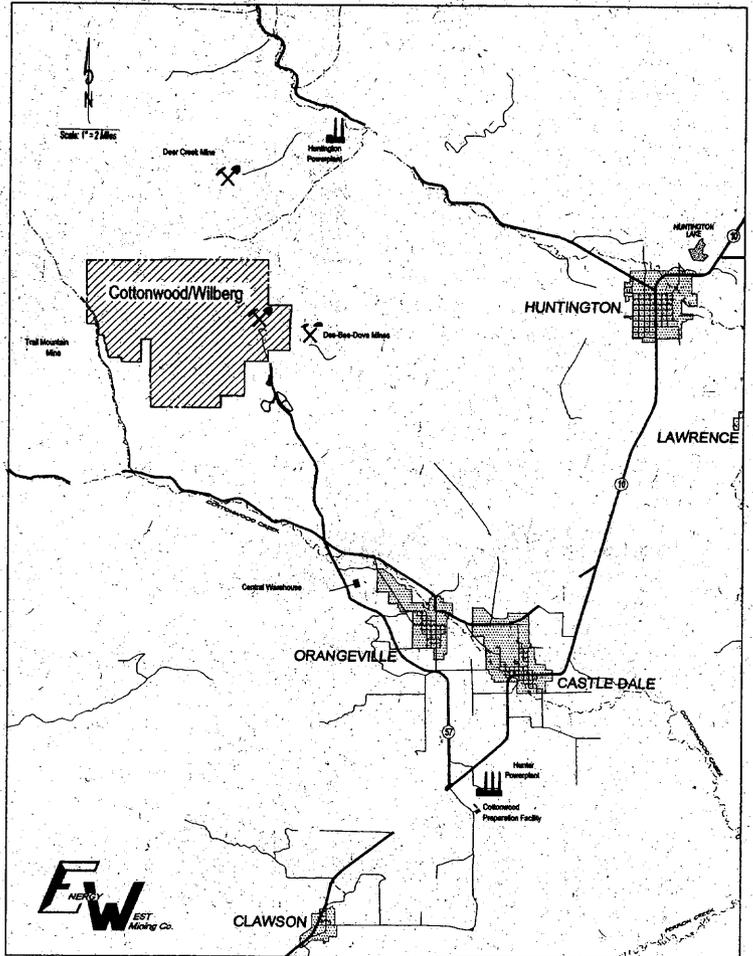
Published in the Emery County Progress April 27, 2004.

PACIFICORP
COTTONWOOD/WILBERG MINE
C/015/019

PERMIT RENEWAL APPLICATION

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, hereby submits an application for a permit renewal of the Cottonwood/Wilberg Mine for the purposes of conducting underground coal mining and related surface activities. The mine is currently in temporary cessation and has been since May, 2001. The permit area encompasses approximately 6,886.88 acres located in Township 17 South, Range 6 East, portions of Sections 13, 24, and 25; Township 17 South, Range 7 East, portions of Sections 15 through 18, 22, 27, 30, 32, 33, and 34, and all of Sections 19, 20, 21, 28, and 29. Contact the address above for detailed locations information. For convenience, a general location map is provided below.



A surety bond is filed with the Division of Oil, Gas and Mining 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 copy of the permit renewal 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 Records 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 Division of Oil, Gas, and Mining address above. Said comments must be submitted thirty (30) days from the date of the last publication of this notice. This notice is being published to comply with the Surface Mining Control and Reclamation Act of 1977, and State and Federal regulations promulgated pursuant to said Act.

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