

0031

g described real property will be sold at public auction to the
ble in lawful money of the United States of America, at the front
ry County Courthouse located at 1850 North 550 West, Castle
re, Utah 84010 on July 28, 2004, at noon of said day for the purpose of
reclosing a Deed of Trust, Assignment of Leases and Rents, Security Agreement
nd Financing Statement (hereinafter "Trust Deed") dated November 17, 1999,
ecuted by Mark M. Madison and Helen A. Madison as Trustors, in favor of Bank
ne, NA as Beneficiary, recorded November 23, 1999 as Entry No. 354175, in
ook 259 at Pages 437, et seq., regarding real property located in Emery County,
ate of Utah, more particularly described as:

BEGINNING 6 RODS EAST OF THE SOUTHEAST CORNER OF BLOCK
12, FERRON TOWNSITE SURVEY, IN SECTION 10, TOWNSHIP 20
SOUTH, RANGE 7 EAST, SLB&M, THENCE NORTH 21 RODS 12
FEET; THENCE EAST 13 RODS; THENCE SOUTH 27 RODS 12 FEET;
THENCE WEST 6 RODS, THENCE NORTH 6 RODS; THENCE WEST
7 RODS TO THE POINT OF BEGINNING.

LESS RIGHT-OF-WAY 1 ROD WIDE FOR AN IRRIGATION DITCH
WHERE IT NOW RUNS THROUGH SAID LAND.

Together with all the improvements now or hereafter erected on the
property, and all easements, appurtenances, and fixtures now or
hereafter a part of the property.

Tax Parcel No. 1-113A-4

The street address of the property is purported to be 65 North 200 East,
Ferron, Utah 84523. The undersigned disclaims any liability for any error in the
reet address.

The current Beneficiary of the Trust Deed is Bank One, NA; and the record
wner of the property as of the recording of the Notice of Default was reported to be
ark M. Madison.

A Notice of Default was recorded on March 12, 2004, as Entry No. 366933
Book 310 at Pages 444, et seq., in the office of the Emery County Recorder,
ate of Utah.

Bidders must be prepared to tender to the Trustee \$5,000.00 at the sale and
e balance of the purchase price no later than 24 hours following the sale. Both
yments must be in the form of a cashier's check; cash is not acceptable.

A trustee's deed will be made available to the successful bidder within three
) business days following receipt of the bid amount. The sale is made without
y warranty whatsoever, including but not limited to any warranty as to title, liens,
ission, taxes, encumbrances, or condition of the property. The sale is subject
a workout, reinstatement, payoff, sale cancellation or postponement, incorrect
dding instructions, bankruptcy, or any other circumstance of which the Trustee
unaware. In the event any of the foregoing apply, the sale will be void and the
ccessful bidder's funds will be returned without any liability to the Trustee or
eneficiary for interest or any other damages.

NOTICE IS HEREBY GIVEN THAT THIS FIRM IS ATTEMPTING TO COL-
LECT A DEBT AND ANY INFORMATION OBTAINED WILL BE USED FOR THAT
RPOSE.

DATED this 21st day of June, 2004.

RICHER, SWAN & OVERHOLT, P.C.
Arnold Richer
Successor Trustee
RICHER, SWAN & OVERHOLT, P.C.
901 West Baxter Drive
South Jordan, Utah 84095
Telephone: (801) 561-4750
Hours: 8:00 a.m. to 5:00 p.m. Mon.-Fri.

STATE OF UTAH)
)
) ss.
)
COUNTY OF SALT LAKE)

On this 21st day of June, 2004, personally appeared before me Arnold
cher, the signer of the foregoing instrument, who duly acknowledged to me that
executed the same.

C. Erin Casaday
NOTARY PUBLIC
Residing at Salt Lake County, UT
My Commission Expires: 05/27/05

Published in the Emery County Progress June 29, July 6 and 13, 2004.

deposit and the balance must be in the form of a wire transfer, cashier's check or
certified funds payable to Lundberg & Associates. Cash payments are not ac-
cepted. A trustee's deed will be delivered to the successful bidder within three
business days after receipt of the amount bid.

DATED: June 30, 2004.

Scott Lundberg, Trustee
3269 South Main, #100
Salt Lake City, UT 84115
(801) 263-3400
Office Hours: 8:00 a.m. - 5:00 p.m.
L&A Case No. 40642
Team A/LBI

**THIS COMMUNICATION IS AN ATTEMPT TO COLLECT A DEBT, AND ANY
INFORMATION OBTAINED WILL BE USED FOR THAT PURPOSE.**

Published in the Emery County Progress July 6, 13 and 20, 2004.

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 PacificCorp 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 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
DOG M with OSM assistance where appropriate. The Bureau of Land Management
and the Manti-La Sal National Forest are cooperating agencies in conducting the
NEPA process. The Manti La-Sal National Forest would be the lead agency for
issuing any required road easements and/or authorizations of reconstruction
activities within the existing road easements, outside of the portal facilities area.

The proposed facilities may include construction of a ventilation fan, portal facilities,
office, bathhouse, parking lot, and staging areas. The plan has been revised to move
the location of the proposed facilities 1/2 mile to the west eliminating the need to
culvert Rilda Creek and reducing potential impact to riparian vegetation. No coal
handling facilities are proposed. All facilities would be located to the north of the
County Road. The existing County Road above the cattle guard in Rilda Canyon
would be closed to the public during the life of the operation. A public parking lot
would be constructed at the trail head leading to National Forest System lands and
trails west of the planned facilities. Total surface disturbances would be approximately
12 acres. All surface disturbance would be reclaimed at the end of operations and the
County road would be reopened to public use. 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 August 11, 2004 from 3:00pm to 7:00pm, 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 lucimalin@utah.gov. Comments will be accepted until
September 1, 2004. Comments submitted in response to the previous comment
period will be considered. 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 comments about necessary modifications to the Forest Service road
easement, contact the 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 July 13, 2004.

Offers to Bid

**REDITORS
T OF APPOINTMENT**

**IAL DISTRICT COURT
NTY, STATE OF UTAH
MERZ SHAFER, DECEASED
033700054**

The above estate are required to present
inted as Personal Representative of the
entative's attorney Michael R. Jensen,
nths after the date of first publication of

Janet C. Baer
102-B NE Juniper Ave.
Vancouver, Washington 98684
Telephone 360-882-3258

ne 29, July 6 and 13, 2004.

**ECISION
MENT AND RECORD OF DECISION
ST LANDS ADMINISTRATION
AST MOUNTAIN**

prepared a Final Environmental Impact
tion by the State of Utah School and
.A) to access their private inholdings.
the National Forest, has a non-
inholdings. Subsequent applications
loratory gas well on another SITLA
f Staking on National Forest System
ients evaluated in the EIS are:

n of a new road across NFS lands to
ns (T15S, R6E, Sec. 36, and T16S,
load would be necessary. Portions of
1 occur within the East Mountain

on of Road 50145 across NFS lands
tion (T16S, R6E, Sec. 36) of SITLA-
roposed by Fortuna (US). Some road
Minor improvements would also be
45).

ancy of NFS land for a natural gas
bject to approval of a future Surface
ederal Oil and Gas Lease. The Forest
via NFS roads, and to use NFS lands
onditions of Prima's lease and the
Plan. The drill pad is proposed to be
VFSR 50244) and Flat Canyon Road

Sal National Forest, has decided to
ts in the Forest Service Record of
d Alternative is a combination of
will be as described in Alternative
s described in Alternative 2, with
ral interests and minimize environ-
wide General Direction for Minerals

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The proposed facilities may include construction of a ventilation fan, portal facilities, office, bathhouse, parking lot, and staging areas. The plan has been revised to move the location of the proposed facilities 1/2 mile to the west eliminating the need to culvert Rilda Creek and reducing potential impact to riparian vegetation. No coal handling facilities are proposed. All facilities would be located to the north of the County Road. The existing County Road above the cattle guard in Rilda Canyon would be closed to the public during the life of the operation. A public parking lot would be constructed at the trail head leading to National Forest System lands and trails west of the planned facilities. Total surface disturbances would be approximately 12 acres. All surface disturbance would be reclaimed at the end of operations and the County road would be reopened to public use. 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 August 11, 2004 from 3:00pm to 7:00pm, 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 l0uciamalin@utah.gov. Comments will be accepted until September 1, 2004. Comments submitted in response to the previous comment period will be considered. 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 comments about necessary modifications to the Forest Service road easement, contact the 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 Sun Advocate July 13, 2004.

NOTICE OF TRUSTE

The following described property will be sc bidder, payable in lawful money of the United St Courts Complex, Carbon County Courthouse, 149 August 2, 2004, at 12:00 p.m. of said day, for ti deed originally executed on June 3, 1999 by M. C as trustors, in favor of Commercial Credit Corpor property purported to be located in Carbon Col Helper, UT 84526 (the undersigned disclaims liab and more particularly described as:

Beginning at a point which is 501.50 feet E Northwest Corner of the SW 1/4 of Section 1 and running thence East 150.6 feet; thence West 150.6 feet; thence North 100 feet to

More Correctly Described as:

Beginning at a point which is 501.5 feet East Northwest Corner of the Southwest Quarter of Section 30, Township 13 South, Range and Meridian, and running thence East 11 100 feet; thence West 150.6 feet; thence North of beginning.

Together with all the improvements now or erty, and all easements, rights, appurtenance deemed to be and remain a part of the prop

The current beneficiary of the trust deed is C owners of the property as of the recording of the Dastrup and Laura Dastrup.

The sale is subject to a bankruptcy filing, a other condition of which the trustee is not aware tha of the sale. If any such condition exists, the sale bidder's funds returned and the trustee and current b the successful bidder for any damage.

Bidders must tender to the trustee a \$5,000. balance of the purchase price by 12:00 noon the da

Both the deposit and the balance must be in cashier's check or certified funds payable to Lu payments are not accepted. A trustee's deed will b bidder within three business days after receipt of the DATED: July 2, 2004.

Office F

**THIS COMMUNICATION IS AN ATTEMPT TO CO
INFORMATION OBTAINED WILL BE USED FOR TH
Published in the Sun Advocate July 6, 1;**

**Utah governments just
became more public...**