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**State of Utah**  
**DEPARTMENT OF NATURAL RESOURCES**  
**Division of Oil, Gas & Mining**

JON M. HUNTSMAN, JR.  
*Governor*  
  
GARY R. HERBERT  
*Lieutenant Governor*

MICHAEL R. STYLER      JOHN R. BAZA  
*Executive Director*      *Division Director*

October 4, 2010

Kenneth Fleck, Manager of Geology and Environmental Affairs  
Energy West Mining Company  
P.O. Box 310  
Huntington, Utah 84528

Subject: Conditional Approval of Phase II and Phase III bond release of the Cottonwood Fan Portal, C/015/0019, Task ID #3600

Dear Mr. Fleck:

The Division reviewed the above-referenced application. The Division finds that prior to final bond release approval; the Cottonwood Wilberg Mining and Reclamation Plan must be updated with the following:

- Map 1-3, Permit Area Map, must be updated to show that the Miller Canyon Portals as well as the previously released Old Waste Rock site have been reclaimed.
- Page CTW-3 of the Appendix G in the Legal and Financial Volume must be updated to describe the correct current disturbed acreage. The disturbed area should no longer include the Cottonwood Fan portal, Miller Canyon Portals or the Old Waste Rock Site.

This application is conditionally approved upon receipt of 8 clean copies of the above items prepared for incorporation. Please submit these copies by October 28, 2010. Once the Division receives these copies, and receives concurrence with other state and federal authorities, final approval will be granted.

A stamped incorporated copy of the approved plans will also be returned to you at that time, for insertion into your copy of the Mining and Reclamation Plan.

If you have any questions, please call me at (801) 538-5325 or Ingrid Campbell at (801) 538-5318.

Sincerely,

Daron R. Haddock  
Permit Supervisor

DRH/IC/sqs  
cc: Price Field Office  
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