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AFFIDAVIT OF PUBLICATION

RECEIVED

APR 28 1980

STATE OF UTAH }
County of Emery, }

ss.

DIVISION OF
OIL, GAS & MINING

I, Robert L. Finney, on oath, say that I am

the Publisher of The Emery County Progress,

a weekly newspaper of general circulation, published at Castle Dale,

State 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 One (1)

consecutive issues, and that the first publication was on the

24th day of April, 19 80 and that the

last publication of such notice was in the issue of such newspaper

dated the day of 19

Robert L. Finney

Subscribed and sworn to before me this

25th day of April, 19 80

Harold Finney
Notary Public.

My Commission Expires October 26, 1983

My Commission expires 19

Residing at Price, Utah

Publication fee, \$ 40.20

Board of Oil, Gas and Mining
Department of
Natural Resources
State of Utah
IN THE MATTER OF
THE APPROVAL OF
THE NOTICE OF INTENT
AND RECLAMATION PLAN
SUBMITTED BY CO-OP
MINING COMPANY,
P.O. BOX 300, HUN-
TINGTON, UTAH 84528
ORDER TO SHOW
CAUSE
No. ACT/915/805
THE STATE OF UTAH
TO ALL OPERATORS,
TAKERS OF
PRODUCTION, MINE-
RAL AND ROYALTY
OWNERS, AND PAR-
TICULARLY ALL
PERSONS IN-
TERESTED IN
TOWNSHIP 16 SOUTH,
RANGE 7 EAST,
EMERY COUNTY,
UTAH.

Notice is hereby given
that tentative approval
was given by the Utah
Division of Oil, Gas and
Mining to Co-op Mining
Company, P.O. Box 300,
Huntington, Utah 84528 to
commence Underground
Room and Pillar Coal
mining on the E 1/4 SE 1/4
Section 15; W 1/4 SW 1/4
Section 14; NE 1/4, E 1/4
NW 1/4, SE 1/4, E 1/4 SW 1/4,
SW 1/4 SW 1/4, Section 23;
portions of Section 24, less
than 80 acres; and NE 1/4
NE 1/4 Section 24,
Township 16 South,
Range 7 East, Emery
County, Utah. Surface
facilities will be located on
NW 1/4 NW 1/4, Section 25,
Township 16 South,
Range 7 East, Emery
County, Utah. The mine
of the proposed mine is
the Bear Creek Canyon
Mine, and the person
representing the com-
pany is Mr. Wendell
Owen, Co-op Mining
Company, P.O. Box 300,
Huntington, Utah 84528.

Co-op Mining Company
has fulfilled obligations
under the Utah Mined
Land Reclamation Act of
1976 (section 40-3, U.C.A.,
1963, as amended) and
applicable rules and
regulations, and will
employ the following
reclamation and
restoration measures
on approximately 18
acres of Fee-owned
surface acreage.
The Division found

with the State's re-
clamation program and
rules and regulations as
and when approved by
the Office of Surface
Mining.

This tentative approval
will become null and void
if the final reclamation plan
is not filed in the Office of
Order of January 23, 1980
is not paid by the operator
during the 30-day period
subsequent to publishing.

Reclamation events in
a form and manner
prescribed by the Board
will be held by the Utah
Division of Oil, Gas and
Mining prior to the
issuance of Final Ap-
proval.

Any person or agency
aggrieved by this ten-
tative decision is hereby
requested to submit
written protest within 30
days of April 24, 1980 to
the Division of Oil, Gas
and Mining, 120 West
North Temple, Salt Lake
City, Utah 84116, setting
forth detailed reasons for
his complaint, and
thereafter at a hearing
place hereby
established, appear
before the Board of Oil,
Gas and Mining, to show
cause, if any there be,
why this plan should not
be approved.

State of Utah
Board of Oil, Gas
and Mining
Published in the Emery
County Progress April 24,
1980.

AFFIDAVIT OF PUBLICATION

STATE OF UTAH }
 County of Emery, } ss.

I, Robert L. Finney, on oath, say that I am
 the Publisher of The Emery County Progress,
 a weekly newspaper of general circulation, published at Castle Dale,
 State 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 One (1)
 consecutive issues, and that the first publication was on the
24th day of April, 19 80 and that the
 last publication of such notice was in the issue of such newspaper
 dated the _____ day of _____, 19 _____

Robert L. Finney

Subscribed and sworn to before me this

25th day of April, 19 80.

Shelley Finney

 Notary Public.

My Commission Expires October 26, 1983

My Commission expires _____, 19 _____

Residing at Price, Utah

Publication fee, \$ 40.20

Board of
 Oil, Gas and Mining
 Department of
 Natural Resources
 in and for the
 State of Utah

IN THE MATTER OF THE APPROVAL OF THE NOTICE OF IN- TENT AND

1. Mining shall not occur within 100 feet on either side of the _____ normal faults that cross the property, trending north-south.
2. Culverts shall be placed in accordance with the State's permanent program requirements. Any section of road that is used for coal haulage shall be designed, constructed and maintained as a Class I road. All other sections of road shall be designed, constructed and maintained as a Class II road.
3. The operator shall follow all hydrologic protection stipulations as found in his mining and reclamation plan and subsequent commitments of March 31, 1980.
4. Topsoil or surficial materials shall be removed from all areas to be disturbed by surface facilities and will be stockpiled in a designated area.
5. Topsoil or surficial material stockpiles shall be stabilized and protected from wind and water erosion and will be protected from contamination by other materials.
6. Mining shall be conducted in a safe, orderly, and environmentally acceptable manner.
7. Following mining, the operator shall follow the reclamation steps outlined in the mining and reclamation plan which include but are not limited to: portal closure, regrading, recontouring, topsoil spreading, revegetation, and removing culverts.
8. The operator shall submit a permanent program mining and reclamation plan in a timely manner consistent

with the State's permanent program and rules and regulations as and when approved by the Office of Surface Mining.

This tentative approval will become null and void if the fine for violations as levied in the Board's Order of January 23, 1980 is not paid by the operator during the 30-day period subsequent to publishing.

Reclamation surety in a form and amount prescribed by the Board will be held by the Utah Division of Oil, Gas and Mining prior to the issuance of Final Approval.

Any person or agency aggrieved by this tentative decision is hereby requested to submit written protest within 30 days of April 24, 1980 to the Division of Oil, Gas and Mining, 1000 West North Temple, Salt Lake City, Utah 84119, setting forth factual reasons for his complaint and thereafter at a time and place hereinafter established, appear before the Board of Oil, Gas and Mining, to show cause, if any there be, why this plan should not be approved.

State of Utah
 Board of Oil, Gas and Mining
 Published in the Emery County Progress April 24, 1980.

Affidavit of Publication

STATE OF UTAH. }
County of Salt Lake } ss.

Shana D. Conaty

Being first duly sworn, deposes and says that he is legal advertising clerk of THE SALT LAKE TRIBUNE, a daily newspaper printed in the English language with general circulation in Utah, and published in Salt Lake City, Salt Lake County in the State of Utah, and of the DESERET NEWS a daily (except Sunday) newspaper printed in the English language with general circulation in Utah, and published in Salt Lake City, Salt Lake County, in the State of Utah.

That the legal notice of which a copy is attached hereto

Pub order to show cause #ACT/051/025 (CO-OP

Mining Co.)

was published in said newspapers on April 24, 1980

Shana D. Conaty
Legal Advertising Clerk

before me this 24th day of
A.D. 19 80

J. H. Thompson
Notary Public

Feb. 11, 1982

[Vertical text on the left side of the page, partially obscured by a dark vertical bar. The text is small and difficult to read, but appears to be a list of names or a directory.]

