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**BANK ONE, ARIZONA, N.A. - 1717 MAIN STREET, 11TH FLOOR, DALLAS, TEXAS 75201  
TELEPHONE 1-800-924-5435  
AMENDMENT TO LETTER OF CREDIT NUMBER 94-003-115**

**DATE: MARCH 22, 2000**

**APPLICANT:  
C.W. MINING COMPANY AKA  
CO-OP MINING COMPANY  
53 WEST ANGELO AVENUE  
SALT LAKE CITY, UTAH 84115**

**AT THE REQUEST OF:  
BANK ONE, UTAH, N.A.  
COMMERCIAL LOAN CENTER  
80 WEST BROADWAY, SUITE 330  
SALT LAKE CITY, UTAH 84101  
FORMERLY CAPITAL CITY BANK**

**FIRST BENEFICIARY:  
STATE OF UTAH  
DEPARTMENT OF NATURAL RESOURCES  
DIVISION OF OIL, GAS AND MINING  
1594 WEST NORTH TEMPLE, SUITE 1210  
SALT LAKE CITY, UTAH 84114**

**SECOND BENEFICIARY:  
UNITED STATES DEPARTMENT  
OF THE INTERIOR  
OFFICE OF SURFACE MINING  
RECLAMATION & ENFORCEMENT  
WESTERN REGIONAL COORDINATING  
CENTER  
1999 BROADWAY, SUITE 3320  
DENVER, COLORADO 80202-5733**

**AMENDMENT NUMBER NINE (9)**

**GENTLEMEN:**

**PLEASE BE ADVISED THAT THE SUBJECT LETTER OF CREDIT HAS BEEN AMENDED AS FOLLOWS:**

- **REPLACE .... ACCOMPANIED BY A STATEMENT SIGNED BY DOGM'S BOND APPROVING OFFICER CERTIFYING THAT THE AMOUNT OF THE DRAWING REPRESENTS FUNDS DUE DOGM BECAUSE THE PERMITTEE HAS FAILED TO REPLACE THIS LETTER OF CREDIT BY OTHER SUITABLE BOND PURSUANT TO R614-301-860.222 AND R614-301-870.**

**WITH ....ACCOMPANIED BY A STATEMENT SIGNED BY DOGM'S BOND APPROVING OFFICER CERTIFYING THAT THE AMOUNT OF THE DRAWING REPRESENTS FUNDS DUE DOGM BECAUSE THE PERMITTEE HAS FAILED TO REPLACE THIS LETTER OF CREDIT BY OTHER SUITABLE BOND PURSUANT TO R645-301-860.222 AND R645-301-870.**

**THE AMENDMENT IS TO BE CONSIDERED AS PART OF THE ABOVE CREDIT AND MUST BE ATTACHED THERETO.**

**ALL OTHER TERMS AND CONDITIONS OF THE CREDIT REMAIN UNCHANGED.**

**PROVISIONS APPLICABLE TO THIS CREDIT: THIS CREDIT IS SUBJECT TO THE UNIFORM CUSTOMS AND PRACTICE FOR DOCUMENTARY CREDIT (1993 REVISION) INTERNATIONAL CHAMBER OF COMMERCE, PUBLICATION NO. 500 (OR ANY REVISION THERETO).**

**BANK ONE, ARIZONA, N.A.**

  
AUTHORIZED SIGNATURE

BANK ONE, ARIZONA, N.A. - 1717 MAIN STREET, 11TH FLOOR, DALLAS, TEXAS 75201  
TELEPHONE 1-800-924-5435

AMENDMENT TO LETTER OF CREDIT NUMBER 94-003-115

DATE: JANUARY 14, 2000

**COPY**

APPLICANT:  
C.W. MINING COMPANY AKA  
CO-OP MINING COMPANY  
53 WEST ANGELO AVENUE  
SALT LAKE CITY, UTAH 84115

AT THE REQUEST OF:  
BANK ONE, UTAH, N.A.  
COMMERCIAL LOAN CENTER  
80 WEST BROADWAY, SUITE 330  
SALT LAKE CITY, UTAH 84101  
FORMERLY CAPITAL CITY BANK

FIRST BENEFICIARY:  
STATE OF UTAH  
DEPARTMENT OF NATURAL RESOURCES  
DIVISION OF OIL, GAS AND MINING  
1594 WEST NORTH TEMPLE, SUITE 1210  
SALT LAKE CITY, UTAH 84114

SECOND BENEFICIARY:  
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OFFICE OF SURFACE MINING  
RECLAMATION & ENFORCEMENT  
WESTERN REGIONAL COORDINATING CENTER  
1999 BROADWAY, SUITE 3320  
DENVER, COLORADO 80202-5733

AMENDMENT NUMBER EIGHT (8)

GENTLEMEN:

PLEASE BE ADVISED THAT THE SUBJECT LETTER OF CREDIT HAS BEEN AMENDED AS FOLLOWS:

- *THE ISSUING BANK'S NAME IS CHANGED TO READ: BANK ONE, UTAH, N.A., AND ANY REFERENCE TO THE BANK ONE, ARIZONA, N.A. HEREBY CHANGED TO READ: BANK ONE, UTAH, N.A.*
- *ALL DRAFTS MUST NOW BE MARKED: DRAWN UNDER BANK ONE, UTAH, N.A. LETTER OF CREDIT NO.94-003-115.*
- *ALL DOCUMENTS AND OTHER COMMUNICATIONS ARE TO BE PRESENTED TO:  
BANK ONE, UTAH, N.A.  
C/O BANK ONE, TEXAS, N.A.  
NATIONAL STANDBY LETTER OF CREDIT DEPARTMENT  
1717 MAIN STREET, 11<sup>TH</sup> FLOOR  
DALLAS, TEXAS 75201*

THIS AMENDMENT IS TO BE CONSIDERED AS PART OF THE ABOVE CREDIT AND MUST BE ATTACHED THERETO.

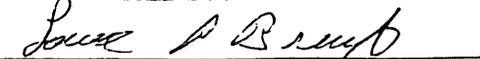
ALL OTHER TERMS AND CONDITIONS OF THE CREDIT REMAIN UNCHANGED.

PROVISIONS APPLICABLE TO THIS CREDIT: THIS CREDIT IS SUBJECT TO THE UNIFORM CUSTOMS AND PRACTICE FOR DOCUMENTARY CREDITS (1993 REVISION) INTERNATIONAL CHAMBER OF COMMERCE, PUBLICATION NO. 500 (OR ANY REVISION THERETO).

BANK ONE, ARIZONA, N.A.

  
AUTHORIZED SIGNATURE:  
Lfs

*TO THE BENEFICIARY(IES): THIS AMENDMENT IS SUBJECT TO YOUR APPROVAL. PLEASE CONFIRM YOUR AGREEMENT TO THIS AMENDMENT BY SIGNING THE ATTACHED COPY AND RETURN THE COPY IN THE POSTAGE PAID SELF-ADDRESS ENVELOPE.*

  
AGREE TO AMENDMENT

\_\_\_\_\_  
DISAGREE TO AMENDMENT