

0049

*Outgoing
C/015/0025*

From: Dana Dean
To: efinley@efinley.com; mark.reynolds@hiawathacoal.com
CC: Angela Nance; charles.reynolds@hiawathacoal.com; Daron Haddock; Jim S...
Date: 12/2/2008 9:40 AM
Subject: Re: Bear Canyon Bond

R

Elliot and Mark,

Thank you for delivering the paperwork and fine payments for NOV 10020 and 10023. We are now awaiting just the following:

1. Surety Rider - changing Principal from C.W. Mining Company dba Co-Op Mining Company to Hiawatha Coal Company, Inc. - effective upon approval of the permit transfer.
2. Affidavit of Qualification for the Surety Company
3. Power of Attorney for the Surety Company
4. Hiawatha Company officers on Exhibit "E"

We understand the surety company is currently evaluating the transfer and may take up to two weeks to complete their process. Please keep us informed of any developments, and be sure to get the remaining paperwork to us as soon as you can get it from the surety company.

Please let me know if you have any questions.

Thank you,

Dana Dean, P.E.
 Associate Director - Mining
 Utah Division of Oil, Gas, and Mining
 (801) 538-5320
 danadean@utah.gov

>>> <mark.reynolds@hiawathacoal.com> 12/1/2008 9:52 AM >>>
 Elliot, Dana

The forms the two of you agreed on were delivered to Penny Bauer at 9:38 this morning.

Mark