

**APPENDIX 1-8**

**NEWSPAPER PUBLICATION**

**INCORPORATED**

**APR 15 2005**

**DIV OF OIL GAS & MINING**

AFFIDAVIT OF PUBLICATION

STATE OF UTAH)

ss.

County of Carbon,)

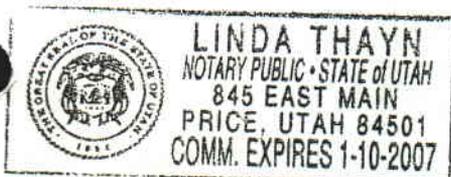
I, Ken Larson, on oath, say that I am the Publisher of the Sun Advocate, a twice-weekly newspaper of general circulation, published at Price, State a true copy of which is hereto attached, was published in the full issue of such newspaper for 4 (Four) consecutive issues, and that the first publication was on the 16th day of December, 2003, and that the last publication of such notice was in the issue of such newspaper dated the 6th day of January, 2004.

*Ken G. Larson*  
Ken G Larson - Publisher

Subscribed and sworn to before me this 6th day of January, 2004.

*Linda Thayne*  
Notary Public My commission expires January 10, 2007 Residing at Price, Utah

Publication fee, \$ 420.16



**PUBLIC NOTICE FOR PERMIT CHANGE**

**CRANDALL CANYON MINE  
P.O. BOX 1077  
PRICE, UTAH 84528**

Notice is hereby given that Genwal Resources, Inc. P.O. Box 1077, Price, UT 84528, a subsidiary owned jointly by Intermountain Power Agency and Andalex Resources, Inc. has submitted with the Utah Division of Oil, Gas and Mining, a complete application for adding the South Crandall lease to the existing Mine and Reclamation Permit, ACT/015/032. The permit area is located around Crandall Canyon of the USGS topographic quadrangle map of Rilda Canyon. The description of the permitted area is as follows:

**Township 15 South, Range 6 East, SLBM**

- Section 25: S½
- Section 26: S½
- Section 35: All, and
- Section 36: All.

**Township 15 South, Range 7 East, SLBM**

- Section 30: Lots 7-12, SE¼
- Section 31: All, and
- Section 32: S½SW¼, SW¼SE¼.

**Township 16 South, Range 6 East, SLBM**

- Section 1: Lots 1-12, SW¼, and
- Section 2: All.

**Township 16 South, Range 7 East, SLBM**

- Section 4: Part of NW¼ containing Topsoil Piles #3 and #4, W1/2 SW1/4, S1/2 SW1/4 NW1/4,
- Section 5: SE1/4, S1/2 SE1/4 NE1/4, N½NW¼, NW¼NE¼, SW¼NW¼, N½SE¼NW¼, SW¼, Part of NE¼ containing Topsoil Pile #2, part of NW¼ containing Topsoil Pile #1, part of SW¼ containing Sediment Pond,
- Section 6: Lots 1-4 (NE¼NE¼), S½ NE¼
- Section 8: E1/2, NE1/4 NW1/4, S1/2 NW1/4, and
- Section 9: NW1/4.

A copy of this application is available for inspection at the Division of Oil, Gas and Mining at 1594 West North Temple, Suite 1210, Salt Lake City, Utah. Comments, objections, or requests for an informal conference should be addressed to the Utah Division of Oil, Gas and Mining, 1594 West North Temple, Suite 1210, P.O. Box 145801, Salt Lake City, Utah 84114-5801.

Published in the Sun Advocate December 16, 23, 30, 2003 and January 6, 2004.

**INCORPORATED**

**APR 15 2005**

**DIV OF OIL GAS & MINING**

AFFIDAVIT OF PUBLICATION

STATE OF UTAH)

SS.

County of Emery,)

I, Ken Larson, 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 4 (Four) consecutive issues, and that the first publication was on the 16th day of December, 2003 and that the last publication of such notice was in the issue of such newspaper dated the 6th day of January, 2004.

*Ken G. Larson*

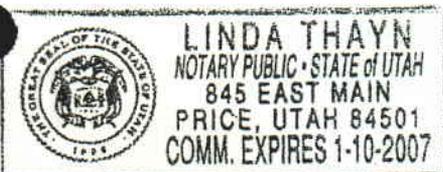
Ken G Larson - Publisher

Subscribed and sworn to before me this 6th day of January, 2004.

*Linda Thayne*

Notary Public My commission expires January 10, 2007 Residing at Price, Utah

Publication fee, \$ 301.08



**PUBLIC NOTICE FOR PERMIT CHANGE**

**CRANDALL CANYON MINE**

**P.O. BOX 1077**

**PRICE, UTAH 84528**

Notice is hereby given that Genwal Resources, Inc. P.O. Box 1077, Price, UT 84528, a subsidiary owned jointly by Intermountain Power Agency and Andalex Resources, Inc. has submitted with the Utah Division of Oil, Gas and Mining, a complete application for adding the South Crandall lease to the existing Mine and Reclamation Permit, ACT/015/032. The permit area is located around Crandall Canyon of the USGS topographic quadrangle map of Rilda Canyon. The description of the permitted area is as follows:

**Township 15 South, Range 6 East, SLBM**

- Section 25: S $\frac{1}{2}$
- Section 26: S $\frac{1}{2}$
- Section 35: All, and
- Section 36: All.

**Township 15 South, Range 7 East, SLBM**

- Section 30: Lots 7-12, SE $\frac{1}{4}$
- Section 31: All, and
- Section 32: S $\frac{1}{2}$ SW $\frac{1}{4}$ , SW $\frac{1}{4}$ SE $\frac{1}{4}$ .

**Township 16 South, Range 6 East, SLBM**

- Section 1: Lots 1-12, SW $\frac{1}{4}$ , and
- Section 2: All.

**Township 16 South, Range 7 East, SLBM**

- Section 4: Part of NW $\frac{1}{4}$  containing Topsoil Piles #3 and #4, W1/2 SW1/4, S1/2 SW1/4 NW1/4,
- Section 5: SE1/4, S1/2 SE1/4 NE1/4, N $\frac{1}{2}$ NW $\frac{1}{4}$ , NW $\frac{1}{4}$ NE $\frac{1}{4}$ , SW $\frac{1}{4}$ NW $\frac{1}{4}$ , N $\frac{1}{2}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ , SW $\frac{1}{4}$ , Part of NE $\frac{1}{4}$  containing Topsoil Pile #2, part of NW $\frac{1}{4}$  containing Topsoil Pile #1, part of SW $\frac{1}{4}$  containing Sediment Pond,
- Section 6: Lots 1-4 (NE $\frac{1}{4}$ NE $\frac{1}{4}$ ), S $\frac{1}{2}$  NE $\frac{1}{4}$
- Section 8: E1/2, NE1/4 NW1/4, S1/2 NW1/4, and
- Section 9: NW1/4.

A copy of this application is available for inspection at the Division of Oil, Gas and Mining at 1594 West North Temple, Suite 1210, Salt Lake City, Utah. Comments, objections, or requests for an informal conference should be addressed to the Utah Division of Oil, Gas and Mining, 1594 West North Temple, Suite 1210, P.O. Box 145801, Salt Lake City, Utah 84114-5801.

Published in the Emery County Progress December 16, 23, 30, 2003 and January 6, 2004.

**INCORPORATED**

**APR 15 2005**

**DIV OF OIL GAS & MINING**

**AFFIDAVIT OF PUBLICATION**

STATE OF UTAH)

ss.

County of Carbon,)

I, Kevin Ashby, on oath, say that I am the Publisher of the Sun Advocate, a twice-weekly newspaper of general circulation, published at Price, 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 8 (Eight) consecutive issues, and that the first publication was on the 13th day of August, 1996 and that the last publication of such notice was in the issue of such newspaper dated the 5th day of September, 1996.

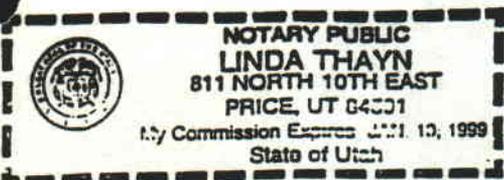
*Kevin Ashby*  
Kevin Ashby - Publisher

Subscribed and sworn to before me this 5th day of September, 1996.

*Linda Thayne*

Notary Public My commission expires January 10, 1999 Residing at Price, Utah

Publication fee, \$365.44



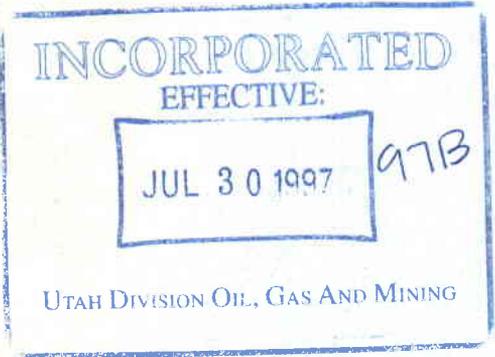
**PUBLIC NOTICE FOR SIGNIFICANT REVISION  
CRANDALL CANYON NO. 1 MINE  
P.O. BOX 1420  
HUNTINGTON, UTAH 84528**

Notice is hereby given that Genwal Resources, Inc. P.O. Box 1420, Huntington, Utah 84528, a subsidiary owned jointly by Intermountain Power Agency and Andalex Resources, Inc. has submitted with the Utah Division of Oil, Gas and Mining, a complete application for revision to the existing Mine and Reclamation Plan, ACT/015/032. The existing plan is approved under the permanent program of the Utah Department of Natural Resources, Division of Oil, Gas and Mining. The expansion area will disturb an additional 4.70 acres on the following tracts of land:

T.16 S., R.7 E., S1B&M UTAH  
 Sec. 5, SW 1/4 of NW 1/4  
 Sec. 5, NW 1/4 of SW 1/4

The proposed modification will consist of a new coal loading and stockpile area, truck turn around, and support facilities. Approximately 1200' of Upper Crandall Creek would be culverted for the life of this operation. The proposed expansion is located within 100 feet of the U.S. Forest Service (Public) road, and may cause some disruption of public access during the construction timeframe. Proposed surface disturbance is located on Genwal Fee Land. A copy of this revision is available for inspection at the Emery County Courthouse, Castle Dale, Utah and the Division of Oil, Gas and Mining, 1594 West North Temple, Suite 1210, P.O. Box 145801, Salt Lake City, Utah 84114-5801. Comments, objections or requests for an informal conference should be addressed to the Utah Division of Oil, Gas and Mining at the address above.

Published in the Sun Advocate August 13, 15, 20, 22, 27, 29 and September 3 and 5, 1996.



PRODUCER

PRICE INSURANCE AGENCY  
54 WEST MAIN ST - P.O. BOX 871  
PRICE, UT 84501-0871  
(801) 637-3351

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY  
CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE  
DOES NOT AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY  
POLICIES BELOW.

COMPANIES AFFORDING COVERAGE

COMPANY LETTER	A	FEDERAL INSURANCE (CHUBB GROUP)
COMPANY LETTER	B	
COMPANY LETTER	C	
COMPANY LETTER	D	
COMPANY LETTER	E	

INSURED

NEVADA ELECTRIC INVESTMENT CO.,  
GENWAL COAL COMPANY, INC. &  
CASTLE VALLEY RESOURCES, INC.  
P. O. BOX 1201  
HUNTINGTON, UT 84528-1201

COVERAGES

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

CO LTR	TYPE OF INSURANCE	POLICY NUMBER	POLICY EFFECTIVE DATE (MM/DD/YY)	POLICY EXPIRATION DATE (MM/DD/YY)	LIMITS
A	<b>GENERAL LIABILITY</b> <input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS MADE <input checked="" type="checkbox"/> OCCUR. <input type="checkbox"/> OWNER'S & CONTRACTOR'S PROT.	3710-39-89	01/01/94	01/01/95	GENERAL AGGREGATE \$ 2,000 PRODUCTS-COMP/OP AGG. \$ 1,000 PERSONAL & ADV. INJURY \$ 1,000 EACH OCCURRENCE \$ 1,000 FIRE DAMAGE (Any one fire) \$ 50 MED. EXPENSE (Any one person) \$ 5
	<b>AUTOMOBILE LIABILITY</b> <input type="checkbox"/> ANY AUTO <input type="checkbox"/> ALL OWNED AUTOS <input type="checkbox"/> SCHEDULED AUTOS <input type="checkbox"/> HIRED AUTOS <input type="checkbox"/> NON-OWNED AUTOS <input type="checkbox"/> GARAGE LIABILITY				COMBINED SINGLE LIMIT \$ BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE \$
	<b>EXCESS LIABILITY</b> <input type="checkbox"/> UMBRELLA FORM <input type="checkbox"/> OTHER THAN UMBRELLA FORM				EACH OCCURRENCE \$ AGGREGATE \$
	<b>WORKER'S COMPENSATION AND EMPLOYERS' LIABILITY</b>				STATUTORY LIMITS EACH ACCIDENT \$ DISEASE-POLICY LIMIT \$ DISEASE-EACH EMPLOYEE \$
	OTHER				

DESCRIPTION OF OPERATIONS/LOCATIONS/VEHICLES/SPECIAL ITEMS

XCU COVERAGES ARE INCLUDED IN FORM; \$1000 DEDUCTIBLE PROPERTY DAMAGE;  
MINE NAME: GENWAL COAL COMPANY CRANDALL CANYON MINE NUMBER ACT 015-032  
MINE NAME: WELLINGTON LOADOUT MINE NUMBER ACT 007-012

CERTIFICATE HOLDER

STATE OF UTAH DIVISION  
OF OIL, GAS & MINING  
55 WEST NORTH TEMPLE  
I TRIAD CENTER SUITE 350  
C, UT 84180-1203

certify

CANCELLATION

SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELED BEFORE EXPIRATION DATE THEREOF, THE ISSUING COMPANY WILL ~~EXPIRE~~ MAIL 45 DAYS WRITTEN NOTICE TO THE CERTIFICATE HOLDER NAMED TO LEFT. ~~BY FAXING TO XXXX SUCH NOTICE SHALL IMPROVE NO OBLIGATION OR CANCELLING FROM THE COMPANY, ITS AGENTS OR BROKERS.~~

AUTHORIZED REPRESENTATIVE

my information and belief in all respects with the laws of Utah in reference to commitments, undertakings, and obligations, herein

Signed - Name - R. Jay Marshall - Position - Chief Engineer - Date 11/13/94

Subscribed and sworn to before me this 13th day of January, 1994

Rosma Zapera  
Notary Public

My commission Expires: May 28, 1997 )  
Attest: STATE OF Utah ) ss:  
COUNTY OF Wayne )



# BINDER OF INSURANCE

BINDER # No. 00

In accordance with your instructions and in reliance upon the statements made in the application and in the other underwriting information you furnished to us, we have bound coverage as follows:

**NAMED INSURED:** Nevada Electric Investment Co., Genwal Coal Comp  
Castle Valley Resources, Inc., and ~~Utah Energy Development Co., Inc.~~

**MAILING ADDRESS:** P.O. Box 1201  
Huntington, Utah 84528-1201

**INSURER:** Federal Insurance Company  
Assigned Policy or Certificate Number: TBD

**BINDER PERIOD:** From 1-1-94 To 3-1-94  
12:01 a.m. Standard Time at the Address of the Insured.

**COVERAGE:** General Liability Insurance  
**LIMITS OF LIABILITY:** \$1,000,000 Each Occ/\$2,000,000 Agg/\$1,000,000  
Products/Completed ops/\$1,000,000 Personal & Adv. Injury/\$100,000 F  
Damage to rented premises/\$10,000 Medical Expense

**DEDUCTIBLE or SIR:** \$1,000.00 FD  
**UNDERLYING LIMIT:**  Not Applicable, or  
**LOCATION OF PROPERTY:**  Not Applicable, or  
**DESCRIPTION OF PROPERTY:**  Not Applicable, or

**FORMS, ENDORSEMENTS AND CONDITIONS:** Form: Occurrence. Coverages Inc  
Blanket Contractual, Personal Injury, Advertising Injury, Broad Form  
Property Damage, Extended Bodily injury, Incidental malpractice, hos  
liquor, employees as additional insureds, non-owned watercraft (less  
26 ft.), new entity coverage for 90 days, first dollar defense, defe  
in addition to limits of liability, policy is silent on punitive dam  
(unless prohibited by state law). Endorsements: Nuclear Energy Exc  
Additional Insured - Designated Person or Organization.

<b>COST: PREMIUM:</b>	\$ 42,034.00
<b>FEES</b>	\$ 0.00
<b>SURPLUS LINES TAXES</b>	\$ 0.00
<b>STAMPING FEE:</b>	\$ 0.00

<b>BINDER PREMIUM (Fully Earned)</b>	\$ 10,508.50
<b>ANNUAL MINIMUM PREMIUM</b>	\$ 42,034.00

**PAYMENT TERMS:**  
A) \$ 0.00 Paid Prior to Binding  
B) Balance of \$ 42,034.00 Due By 1-25-94

**RATE:**  Flat or  
**POLICY PERIOD:** From 1-1-94 To 1-1-95  
12:01 a.m. Standard Time at the Address of the Insured.

The coverage is subject in all respects to the terms, conditions and limitations of the policy or certificate currently being used by the company, unless otherwise specified.

**PRODUCER:**  
Price Insurance  
Box 871  
Price, Utah 84501

December 30, 1993

**DATE OF ISSUANCE:**

\_\_\_\_\_  
**SIGNATURE OF AUTHORIZED REPRESENTATIVE**



State of Utah  
DEPARTMENT OF NATURAL RESOURCES  
DIVISION OF OIL, GAS AND MINING

Michael O. Leavitt  
Governor  
Ted Stewart  
Executive Director  
James W. Carter  
Division Director

355 West North Temple  
3 Triad Center, Suite 350  
Salt Lake City, Utah 84180-1203  
801-538-5340  
801-359-3940 (Fax)  
801-538-5319 (TDD)

October 17, 1994



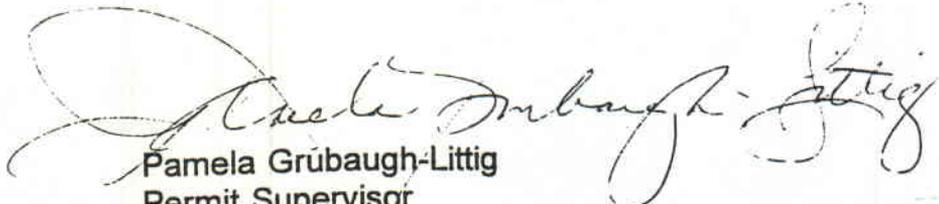
Mr. Allen Childs  
Genwal Coal Company, Inc.  
P.O. Box 1201  
Huntington, UT 84528

Re: Corrected Legal Description (Page Two of September 26, 1994 Permit),  
Genwal Coal Company, Crandall Canyon Mine, ACT/015/032, Folder #3,  
Emery County, Utah

Dear Mr. Childs:

Enclosed please find a corrected legal description for the September 26, 1994 permit for the Crandall Canyon Mine. Please insert this page into the permit document. Thank you.

Sincerely,

  
Pamela Grubaugh-Littig  
Permit Supervisor

Enclosure  
cc: Daron Haddock



**Township 15 South, Range 7 East, SLBM**

Section 30: Lots 7-12, SE 1/4,  
Section 31: All, and  
Section 32: S 1/2 SW 1/4, SW 1/4 SE 1/4.

**Township 16 South, Range 6 East, SLBM**

Section 1: Lots 1-12, SW 1/4,  
Section 2: All.

**Township 16 South, Range 7 East, SLBM**

Section 5: SW 1/4 NW 1/4, Lots 2,3, 4 and 8  
Section 6: S 1/2 NE 1/4, Lots 1- 4 (NE 1/4 NE 1/4).

This legal description is for the permit area of the Crandall Canyon Mine. The permittee is authorized to conduct underground coal mining activities connected with mining on the foregoing described property subject to the conditions of the leases, the approved Right-of-Way, the approved mining plan, including all conditions and all other applicable conditions, laws and regulations.

- Sec. 3 COMPLIANCE** - The permittee will comply with the terms and conditions of the permit, all applicable performance standards and requirements of the State Program.
- Sec. 4 PERMIT TERM** - This revised permit expires on May 13, 1998.
- Sec. 5 ASSIGNMENT OF PERMIT RIGHTS** - The permit rights may not be transferred, assigned or sold without the approval of the Director, DOGM. Transfer, assignment or sale of permit rights must be done in accordance with applicable regulations, including but not limited to 30 CFR 740.13(e) and R645-303.
- Sec. 6 RIGHT OF ENTRY** - The permittee shall allow the authorized representative of the DOGM, including but not limited to inspectors, and representatives of OSMRE, without advance notice or a search warrant, upon presentation of appropriate credentials, and without delay to:
- (a) Have the rights of entry provided for in 30 CFR 840.12, R645-400-110, 30 CFR 842.13 and R645-400-220; and,

STATE DIRECTOR OF GAS AND MINING

SEP 29 1994

INCORPORATED  
EFFECTIVE: