

APPENDIX 1-5

Proof of Publication (Proposed)

Upon determination of administrative completeness, the attached newspaper advertisement will be placed in a local newspaper of general circulation in the Alton area at least once a week for four consecutive weeks.

Legal Notice

Public Notice for Permit Application

Notice is hereby given that Alton Coal Development, LLC is applying for a permit to conduct mining operations at the Coal Hollow Mine in Kane County, South Central Utah. The business address for Alton Coal Development is:

Alton Coal Development, LLC
463 North 100 West, Suite 1
Cedar City, UT 84720

Alton Coal Development has filed with the Utah Division of Oil, Gas & Mining a Mining and Reclamation Plan (MRP) application. Permit Number C/025/0005. This Application has been filed for the Coal Hollow Mine. The Coal Hollow Mine is located approximately 35 miles north of Kanab, Utah (the Kane County seat) and approximately 4 miles south of the town of Alton, Utah.

Project Area Legal Description

All certain real property situated in Township 39 South, Range 5 West, SLB&M, Kane County, Utah, more particularly described as follows:

- DESCRIPTION:** TOWNSHIP 39 SOUTH-RANGE 05 WEST, SLB&M
Section 30: All of Section Lot #1 (NW $\frac{1}{4}$ NW $\frac{1}{4}$); NE $\frac{1}{4}$ NW $\frac{1}{4}$; N $\frac{1}{2}$ NE $\frac{1}{4}$;
ALSO: BEGINNING 3.50 chains West of the East Quarter corner of Said
Section 30, and running South 34° 34' West 22.64 chains to the 1/16 section
line; thence West 2.64 chains to the Southwest corner of NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Said
Section 30; thence North 40.00 chains; thence East 20.00 chains; thence South
14.69 chains; thence southwesterly to the point of beginning

...containing 217.64 acres, more or less.
- DESCRIPTION:** TOWNSHIP 39 SOUTH-RANGE 05 WEST, SLB&M
Section 30: BEGINNING at a point 5.31 chains North of the E $\frac{1}{4}$ corner of Said
Section 30, and running thence South 45.31 chains; thence West 20.00 chains;
thence North 20.00 chains; thence East 2.64 chains; thence North 34° 34' East
22.64 chains to the 1/16 section line; thence North 33° 22' East to the point of
beginning.

...containing 61.96 acres, more or less.
- DESCRIPTION:** TOWNSHIP 39 SOUTH-RANGE 05 WEST, SLB&M
Section 29: BEGINNING at the Northwest corner of Said Section 29, and
running thence South 34.69 chains; thence North 33°22' East 35.50 chains;
thence North 40° West 0.58 chains; thence North 37°30' East 12.30 chains;
thence West 22.23 chains to the point of beginning.

...containing 36.04 acres, more or less.
- DESCRIPTION:** TOWNSHIP 39 SOUTH-RANGE 05 WEST, SLB&M
Section 19: SW $\frac{1}{4}$ SE $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$

...containing 160.0 acres, more or less
- DESCRIPTION:** TOWNSHIP 39 SOUTH-RANGE 05 WEST, SLB&M
Section 20: SW $\frac{1}{4}$

...containing 160.0 acres, more or less

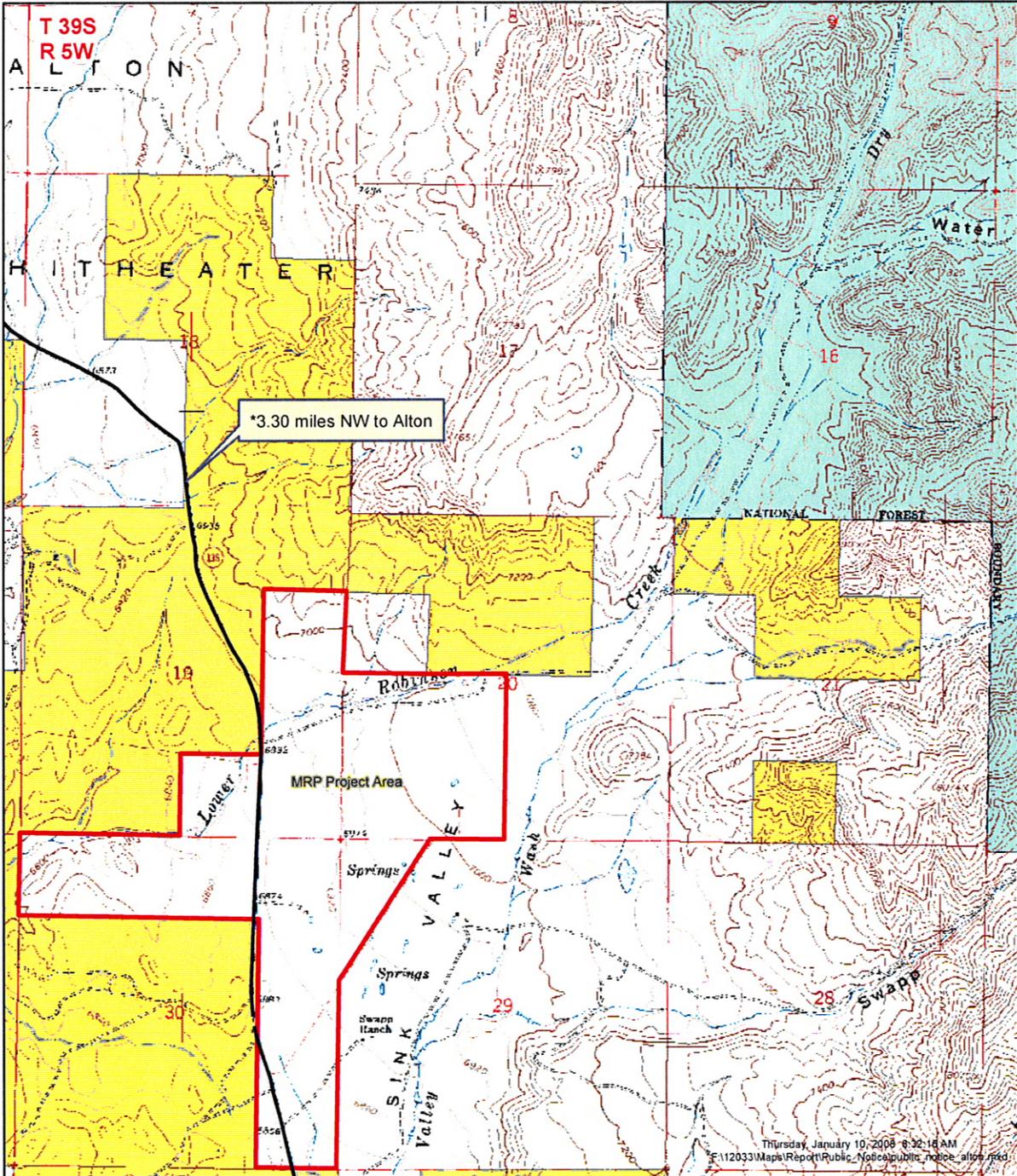
The permit application area is located on the Alton, Utah, U.S. Geological Survey 7.5 minute quadrangle map. The application was filed and this notice is prepared and published to comply with the Surface Mining Control and Reclamation Act of 1977 and State and Federal regulations promulgated pursuant to said act.

A copy of Alton Coal Development's permit application will be filed for public inspection at:

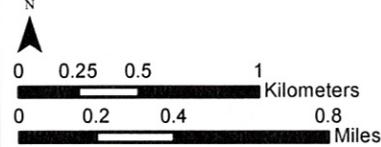
Kane County
70 North Main
Kanab, Utah 84741

The State of Utah
Department of Natural Resources
Division of Oil, Gas & Mining
1549 West Temple, Suite 1210
Salt Lake City, Utah 84114-5801

Written comments, objections or requests for informal conferences on the application may be submitted to the Division of Oil, Gas and Mining at the address provided above.



*Approximate distance from the MRP Project Area Boundary to the center of Alton, UT.



-  County Road 136
-  MRP Project Area
-  Bureau of Land Management
-  Private
-  US Forest Service

Basemap taken from Alton, UT
USGS 7.5 minute series quadrangle.

