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DIV. OF OIL, GAS & MINING

Affidavit of Publication

Legal Notice

Alton Coal Development, LLC has filed a complete application with the Utah Department of Natural Resources, Division of Oil, Gas & Mining for revision of the Mining and Reclamation Plan, Coal Hollow Mine, C/025/0005. Alton Coal Development, LLC operates the Coal Hollow Mine, which is located on private land near the town of Alton, Utah. The revision will add approximately 295.633 acres of new private coal leases to the Coal Hollow Mine permit area.

Surface mining (traditional and highwall) will take place in coal reserves leased by Alton Coal Development, LLC. A legal description of the proposed areas for additional mining and reclamation activities are described as follows:

The following described lands located in Kane County, Utah within Sec. 12 & 13, T39S, R6W and within Sec. 7 & 18, T39S, R5W:

Beginning at S 58° 16' 29" W a distance of 1,920.87' from Section Corner 7-18-12-13, T39S, R5 R6W; thence N 89°29'27" W a distance of 823.81'; thence S 00°00'38" E a distance of 1313.93'; thence S 65°46'32" E a distance of 479.40'; thence S 89°44'30" E a distance of 1861.86'; thence S 54°58'33" E a distance of 226.53'; thence S 89°45'07" E a distance of 1235.50'; thence N 00°41'09" E a distance of 1322.97'; thence N 00°41'09" E a distance of 1322.97'; thence S 89°30'20" E a distance of 241.42'; thence N 00°51'49" E a distance of 1323.52'; thence N 89°22'59" W a distance of 249.30'; thence N 89°56'02" W a distance of 2923.34'; thence S 00°24'59" W a distance of 2326.09'; which is the point of beginning, having an area of

12,877,780.47 square feet, or **295.633 acres**

County Road 136 currently intersects the Coal Hollow Mine North Private Lease Area. Approximately 0.6 miles of this road will be temporarily relocated to allow for mining operations. This relocated section begins approximately 0.8 miles south of the Town of Alton and will reconnect with the original road approximately 1.4 miles south of the Town. This relocation will occur in year one of the mining operation and is expected to be reestablished to approximate original location in a time frame ranging from year three to year five of the mining operation. The proposed relocation of the County road is within the North East Quarter, Section 13, Township 39 South, Range 6 West, SLB&M, Kane County, Utah.

The address of the applicant is:
Alton Coal Development, LLC
463 North 100 West, Suite 1
Cedar City, Utah 84720

After filing, copies of this permit revision will be available for inspection at the Kane County Court House, and at the Utah Division of Oil, Gas & Mining website under Coal Permit files.

Written comments or requests regarding this permit revision must be made within thirty (30) days of the last publication of this notice, and may be addressed to the Utah Division of Oil, Gas & Mining, 1594 West North Temple, Suite 1210, Salt Lake City, Utah 84114-5801.

Published in the *Southern Utah News* on July 23, 30, August 6 and 13, 2015.

STATE OF UTAH)
(SS.
COUNTY OF KANE)

I, Dennis A. Brunner, being duly sworn, depose and say that I am General Manager/Publisher of the SOUTHERN UTAH NEWS, a weekly newspaper of general circulation published every Wednesday at Kanab, Utah, for Kane County, Utah and Coconino County, Arizona, and a designated agent of the Utah Press Association and the notice attached hereto,

was published in said newspaper for: **FOUR**

consecutive weeks, the first publication on: **07/30/2015**

and the last on: **08/13/2015**

that said notice was published in the regular and entire issue of every number of the paper during the period and times of publication, and

that the same was published in the newspaper proper and not in a supplement and that said notice was published on www.utahlegals.com on the same day as the first newspaper publication and the notice remained on www.utahlegals.com for one week after the final publication date.

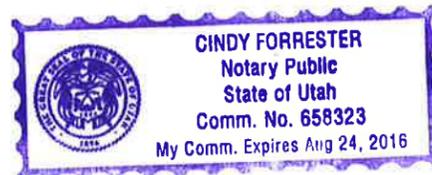
Dennis A. Brunner, Publisher

Subscribed and sworn to before me 8-27-15

Cindy Forrester, Notary Public

Residing in Kanab, Utah.

My commission expires: 8-24-16



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