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DIVISION OF
OIL, GAS & MINING

Summit Coal Company, Inc.
P. O. Box 646
Caolville, Utah 84017

May 6, 1987

Barbara W. Roberts, Esq.
Assistant Attorney General
Physical Resources Division
236 State Capitol
Salt Lake City, Utah 84114

Re: Summit Coal Company, Inc.
Application for Mining Permit

Dear Ms. Roberts:

The purpose of this letter is to provide the right-of-entry information required by UMC 782.15.

Summit Coal Company bases it's right to enter and begin underground coal mining activities in the permit area upon the following documents:

1. Certificate #24011 prepared by Utah Title and Abstract Company under date of April 17, 1981 showing record title ownership of coal rights in the permit area. A copy of this document is on file in your office.

2. Coal Mining Surface Lease Agreement wherein Tom & Vern Boyer Land & Livestock is "Lessor" and Summit Coal Company, Inc. is "Lessee" bearing dates October 1, 1981 and February 14, 1982. The initial term of this Lease is for a period of three years. The effective date of the Lease has been established to be February 14, 1982 by stipulation and order in Case #7207 filed in the District Court of Summit County, State of Utah. The Lessor has renewed the Lease for an additional term of three years. The renewal of the Lease is evidenced by Lessor's letter dated November 21, 1986. Copies of the documents above referred to are on file in your office.

3. Coal Mining Agreements executed in 1981, 1982 and 1983 executed by numerous persons who are record

owners or heirs of record owners representing in aggregate 69.04% of the ownership of coal rights in the south half of the south half of Section 25, T. 3 N., R. 6 E. and 52.38% of the ownership of coal rights in the north half of the northeast quarter, Secton 36, T. 3 N., R. 6 E. Copies of these coal mining agreements have heretofore been delivered to and are on file in your office.

Under and by virtue of the Coal Mining Surface Lease Agreement referred to in paragraph 2 and the coal mining agreements referred to in paragraph 3, Summit Coal Company claims the right to enter upon the lands included within the permit area and to conduct all mining operations contemplated by the application.

The applicant's legal right to enter and begin underground coal mining activities is not the subject of any pending litigation.

Very truly yours,

SUMMIT COAL COMPANY, INC.

by: William C. Blanquil
It's President

GM/ko