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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)

August 26, 1994

CERTIFIED RETURN RECEIPT REQUESTED
P 074 975 647

Michael W. Jones
Mary Ann Jones
3100 Chalk Creek Road
Coalville, Utah 84017

Re: Boyer Mine Reclamation Project INA/043/008
Right of Entry to Conduct Reclamation

Dear Mr. and Mrs. Jones:

As we discussed in our recent phone conversation, the Utah Division of Oil, Gas and Mining (DOGM) plans to reclaim the Boyer Mine this fall. Since you are a surface owner of a very small portion of the mine property, DOGM would like to obtain consent from you to perform the reclamation. Enclosed are two copies of a Right of Entry Agreement for you to sign thereby giving DOGM consent. If you agree with this proposal, please sign both copies, keep one copy for your records and return the other to me in the self-addressed stamped envelope provided.

Also enclosed are plans that show what the final contours will look like. The part that is on your property is the slide area at the far right. This area will be regraded to a more stable slope and the fence re-installed. Please contact me at 538-5340 if you have any questions or concerns about this reclamation. Thank you for your cooperation.

Sincerely,

A handwritten signature in cursive script that reads "Dave Donnelly".

Dave Donnelly
Senior Reclamation Specialist/Realty
Abandoned Mine Reclamation Program

dd
Enclosures



INGRESS/EGRESS & RIGHT OF ENTRY CONSENT FOR
RECLAMATION ACTIVITIES

by

MICHAEL W. JONES
MARY ANN JONES

I, the undersigned, Landowner or/as Agent for the Landowner, do hereby consent to the following activities by the Utah Division of Oil, Gas & Mining, Department of Natural Resources (Division) and its agents, employees or contractors:

1. Duly authorized employees, agents and/or contractors of the Division may enter upon described land to perform reclamation activities to eliminate hazards created by past mining activities that affect the public's health, safety and general welfare on the abandoned mine site in Summit County, Utah, which is more particularly described as follows:

BOYER MINE

E2 NW4 NW4, of Section 31
Township 3 North, Range 7 East, SLBM.

2. The proposed work consists of, but is not limited to, the following: access improvement, demolition and burial and/or removal of onsite structures, burial of existing coal refuse onsite, placing soil material on top of coal refuse, drainage reconstruction, regrading and reseeding all construction related disturbance.

3. The Division expressly assumes liability for any and all injuries sustained by or caused to third parties by its employees, agents, and contractors.

4. Except as herein set forth in this right of entry consent, neither the Division nor the landowner shall undertake any activity, either expressed or implied, nor make any representation which purports to bind the other.

5. All work shall be conducted in a professional manner. Further, duly authorized personnel of the Division are granted permission to inspect reclamation work at reasonable times.

6. It is expressly understood that all costs incurred for studies and reclamation activities shall be the sole liability of the Division.

Dated this _____ day of _____, 1994

DIVISION OF OIL, GAS & MINING

MICHAEL W. JONES
MARY ANN JONES

I certify that I am the legal owner or agent for the legal owner of the above described property.

By: 
Name: James W. Carter
Title: Director

By: _____
Name: Michael W. Jones
Title: Landowner

By: _____
Name: Mary Ann Jones
Title: Landowner



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801-538-5319 (TDD)

August 25, 1994

43/08
A MR/043/009/R

CERTIFIED RETURN RECEIPT REQUESTED
P 074 975 645

Joyce Jayne Boyer
43 West Paula Circle
Sandy, Utah 84070

Re: Boyer Mine Reclamation Project INA/043/008
Right of Entry to Conduct Reclamation

Dear Joyce:

As we have previously discussed, the Utah Division of Oil, Gas and Mining (DOGM) plans to reclaim the Boyer Mine this fall. Final draft plans are complete for this project. Since you are a major surface owner of the mine property, DOGM would like to obtain consent from you to perform the reclamation. Enclosed are two copies of a Right of Entry Agreement for you to sign thereby giving DOGM consent. Please sign both copies, keep one for your records and return the other to me in the self-addressed stamped envelope provided.

Also enclosed is a copy of the proposed seed mix and final contour map. These are both subject to your approval. Please let me or Randy Harden know as soon as possible if you have any questions or comments.

Thank you for your cooperation.

Sincerely,

Dave Donnelly
Senior Reclamation Specialist/Realty
Abandoned Mine Reclamation Program

dd
Enclosures



INGRESS/EGRESS & RIGHT OF ENTRY CONSENT FOR
RECLAMATION ACTIVITIES

by

JOYCE JAYNE BOYER

I, the undersigned, Landowner or/as Agent for the Landowner, do hereby consent to the following activities by the Utah Division of Oil, Gas & Mining, Department of Natural Resources (Division) and its agents, employees or contractors:

1. Duly authorized employees, agents and/or contractors of the Division may enter upon described land to perform reclamation activities to eliminate hazards created by past mining activities that affect the public's health, safety and general welfare on the abandoned mine site in Summit County, Utah, which is more particularly described as follows:

BOYER MINE

N2 NE4 NE4, N2 NE4 NW4 NE4 of Section 36,
Township 3 North, Range 6 East, SLBM.

2. The proposed work consists of, but is not limited to, the following: access improvement, demolition and burial and/or removal of onsite structures, burial of existing coal refuse onsite, placing soil material on top of coal refuse, drainage reconstruction, regrading and reseeded all construction related disturbance.

3. The Division expressly assumes liability for any and all injuries sustained by or caused to third parties by its employees, agents, and contractors.

4. Except as herein set forth in this right of entry consent, neither the Division nor the landowner shall undertake any activity, either expressed or implied, nor make any representation which purports to bind the other.

5. All work shall be conducted in a professional manner. Further, duly authorized personnel of the Division are granted permission to inspect reclamation work at reasonable times.

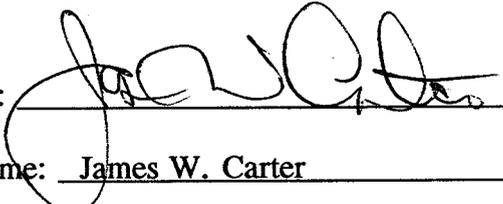
6. It is expressly understood that all costs incurred for studies and reclamation activities shall be the sole liability of the Division.

Dated this _____ day of _____, 1994

DIVISION OF OIL, GAS & MINING

JOYCE JAYNE BOYER

I certify that I am the legal owner or agent for the legal owner of the above described property.

By: 
Name: James W. Carter
Title: Director

By: _____
Name: Joyce Jayne Boyer
Title: Landowner