JON M. HUNTSMAN, JR.
Governor

GARY R. HERBERT
Lieutenant Governor

State of Utah

Department of Natural Resources

MICHAEL R. STYLER
Executive Director

Division of Oil, Gas & Mining

JOHN R. BAZA
Division Director

May 22, 2006

CERTIFIED RETURN RECEIPT
7004 2510 0004 1824 3892

Rockwell Construction Products
Mr. Lance Heaton
1565 North Redwood Road
P.O. Box 704
Lehi, Utah 84043

Subject: Amendment of Notice of Intention to Commence Large Mining Operations And Notice of Transfer to Geneva Rock Products Inc., Rockwell Mine, M/049/011, Task ID #'s 614 and 1415, Utah County, Utah

Dear Mr. Heaton:

The Division has completed our review of the Notice of Intention to Commence Large Mining Operations Amendment for the Rockwell Mine, located in Utah County, Utah, received April 25, 2006. The attached comments will need to be addressed before approval.

Please respond by sending replacement pages of the original mining notice **using redline and strikeout text** and completing and attaching Form MR-REV (available on the Division's web page (http://ogm.utah.gov). After the notice is determined technically complete we will ask that you send us two clean copies of the complete and corrected plan, one copy stamped "approved" will be returned for your records.

We also received an incomplete Transfer of Notice of Intention of this operation to Geneva Rock Products Inc. Before the transfer can be approved, the following needs to be provided:

- The transfer needs to have an accurate map of the area being transferred and identified as Appendix B. This step cannot be completed until the map is corrected as identified in the attached review comments.
- The acreage being transferred needs to be corrected (this cannot be completed until the map referenced above is corrected).
- The new operator needs to provide a replacement surety and reclamation contract.
- Appendix A, legal description must be completed.
- The document needs to identify the site as Rockwell Mine.

Since the mine site is currently not in compliance with the approved notice the Division cannot process a transfer until the amended notice is approved. Please note, while the sale may have been finalized between Cable Mountain LLC and Geneva Rock Products, Inc., Cable Mountain LLC is still the permittee and responsible for Geneva compliance with the mining rules and reclamation contract.

The Division met with a representative with Geneva Rock Products, Inc on May 16, 2006 to discuss the outstanding issues with both finalizing the permit and the transfer for completion by June 16, 2006. Please responded to the Notice review by June 1, 2006.

If you have any questions in this regard please contact me (801)538-5258 or Lynn Kunzler 538-5310 of the Minerals Staff. Thank you for your cooperation in completing this permitting action.

Sincerely,

Susan M. White

Susan M. White
Mining Program Coordinator

SMW:LK:pb
Attachment: Review
cc: Tony Christofferson, Geneva Rock
Patrick Collins, Mt. Nebo Scientific
Peggy Kelsey, Utah County
P:\GROUPS\MINERALS\WP\M049-Utah\M0490011-PelicanPoint\final\05172006REV_sw.doc

REVIEW OF THE AMENDMENT TO THE NOTICE OF INTENTION TO COMMENCE LARGE MINING OPERATIONS

Rockwell Construction Products
Pelican Point Quarry

M/049/011
May 17, 2006

R647-4-104 - Surface and Mineral Ownership

The surface and mineral ownership map (map b) needs to identify the ownership of all areas affected by the mining operation, specifically the area between the two state leases.

R647-4-105 - Maps, Drawings & Photographs

Drawing 647-4(E) Disturbed Area Map shows an area to the south which is noted as a pre-law disturbance. The changes need to be made to the 'pre-law' area that were sent to you via email earlier. The total acreage needs to be recalculated to include this change. The disturbed area and bonded area should be referred to as "disturbed area" on the legend.

R647-4-106 - Operation Plan

Estimated acreages disturbed, reclaimed, annually.
Acreage figures in the plan need to correlate with each other, as well as with the maps.

R647-4-113 - Surety

A revised surety calculation needs to be provided, which shows reclamation costs for the entire area.