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

July 6, 2005

Utah Power & Light
1407 West North Temple
Salt Lake City, Utah 84110

Subject: Public Notice to Owners of Record, Large Mine Plan Permit, Interstate Brick Company, Allred Mine, M/049/029, Utah County, Utah

Dear Sirs:

Pursuant to Rule 647-4-116 of the Utah Division of Oil, Gas and Mining's Minerals Reclamation Program, you are hereby notified of the Division's intent to issue tentative approval for Interstate Brick Company's large mine permit application for their Allred Mine in Utah County, Utah. This rule requires that all owners of record or immediately adjacent to the land affected be notified of said action. A copy of the public notice, that will be published in the Salt Lake area and Utah County newspapers, is attached for your reference and information.

Anyone aggrieved by this tentative decision is hereby advised to file a written protest with this Division setting forth factual reasons why this proposed operation should not be approved. Written objections of substance, received by the Division during the public comment period, will be heard at a formal adjudicative proceeding in accordance with UCA §40-8-13.

Sincerely,

Dave R. Haddock

for Susan M. White
Mining Program Coordinator
Minerals Regulatory Program

SMW:jb
Attachment: Public Notice
O:\M049-Utah\M0490029-Allred\final\Owners-07062005.doc

BEFORE THE DIVISION OF OIL, GAS AND MINING
DEPARTMENT OF NATURAL RESOURCES
STATE OF UTAH

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IN THE MATTER OF TENTATIVE DECISION TO APPROVE A LARGE MINING AND RECLAMATION PLAN FOR INTERSTATE BRICK COMPANY'S, ALLRED MINE, UTAH COUNTY, UTAH	:	NOTICE OF TENTATIVE DECISION TO APPROVE NO. M/049/029

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THE STATE OF UTAH TO ALL OPERATORS, TAKERS OF PRODUCTION, MINERAL AND ROYALTY OWNERS, AND PARTICULARLY ALL PERSONS INTERESTED IN SECTION 9, TOWNSHIP 5 SOUTH, RANGE 1 WEST, SLBM, UTAH COUNTY, UTAH.

Notice is hereby given by the Division of Oil, Gas and Mining of its tentative decision to approve the Large Mining Operations Notice of Intention for Interstate Brick Company's Allred Mine. Mining activities will affect the following area: portions of the South ½ of the Southwest ¼ of Section 9, Township 5 South, Range 1 West, SLBM, Utah County, Utah.

Interstate Brick Company has submitted a permit application to expand an existing small mining project to a large mining operation. Reclamation surety will be provided to the Division for the proposed project disturbance. The operator will employ the following mining and reclamation techniques on approximately 15.6 acres of private land.

During Operations:
Topsoil and overburden will be removed and stockpiled for later reclamation. As the mine progresses, these materials will be direct hauled to reclaim mined out areas. The clay layer is removed with a trackhoe and stockpiled for hauling to the processing plant later on. As the mine advances into the hill in a southwesterly direction, the area will be benched. A safety berm will be constructed at the top of the highwall to prevent access to the active area. An estimated 11,250 cubic yards of material will be mined annually. No air quality permits are required for this operation.

After Operations:
The remaining highwall will be benched and disturbed areas will be regraded. Overburden will be replaced to reduce slopes to a desired 3h to 1v. Topsoil will be replaced at an average depth of seven inches and amended with 10 ton per acre of organic material. Roads no longer needed

for access to the property will be reclaimed by ripping to a depth of 18 inches to eliminate compaction. A thin layer of soil or organic material will be spread over the roughed road. All disturbed areas will be broadcast seeded in the fall with an approved seed mix designed to enhance the intended post-mining land use of grazing and wildlife habitat. There are no surface facilities, ponds, shafts, etc. that would require specialized reclamation plans.

The person representing the company is Mr. John Hewitt; Phone (801) 280-5200. Interstate Brick Company is fulfilling obligations under the Utah Mined Land Reclamation Act of 1975, Utah Code Ann. §40-8-18.

Any person or agency aggrieved by this tentative decision to issue approval is hereby requested to submit written protest within thirty (30) days of the date of publication to Mary Ann Wright, Associate Director of Mining, Division of Oil, Gas and Mining, 1594 West North Temple, Suite 1210, Box 145801, Salt Lake City, Utah 84114-5801, setting forth factual reasons for the complaint and if a hearing is desired. If no responsive written protests are received by the Division within 30 days after the last date of publication, the tentative decision of the Division will be final.

DATED THIS 6th day of July, 2005

STATE OF UTAH
DIVISION OF OIL, GAS AND MINING

Mary Ann Wright
Associate Director, Mining