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EAST KENTUCKY
NETWORK



May 20, 2009

Mr. Fred Webb, PE, PLS
Chief Engineer
Sapphire Coal Company
147 Big Blue Blvd.
Whitesburg, KY 41858

RECEIVED

MAY 20 2009

PUBLIC SERVICE
COMMISSION

Re: Dry Fork Tower, Van KY (PSC Case No. 2009-00064)

Following our telephone call this morning and per your direction, I called Mr. Chad Logan (276-218-4454), the blasting contractor who would be in charge of the actual blasting in the vicinity of Etta Cumming's property at or near Van, Kentucky. The actual tower location is Lat. 37-08-49.4 and Long. -82-52-06.4.

Mr. Logan said there always is a risk when you blast around any facility, gas well, tower or other structure. He did mention to me that the tower would be located on what he called previously underground mined property and would require a blasting release from us before they could work.

We sign releases all the time for a lot of mining companies, the State, other contractors and the gas companies. I don't see any reason why we would not do the same for you as long as Mr. Logan follows the State and Federal regulations. Mr. Logan is going to send me a copy of their release to look at and if it is the same as the other coal companies, I will have no problem with signing it.

Coal mining is not just a part of Eastern Kentucky, it is Eastern Kentucky. We recognize what the coal industry means to our economy and our business. It would not make any sense at all to hamper our own livelihood.

Sincerely,

Gerald F. Robinette
General Manager/CEO

cc: Mr. Jeff Derouen, Kentucky Public Service Commission