

**PRICE RIVER COAL COMPANY**

P.O. BOX 629 HELPER, UTAH 84526 (801) 472-3411

File  
ACT/007/004  
Copy to [unclear]  
E. [unclear]

0048

May 26, 1982

**RECEIVED** JIM  
MAY 28 1982

CERTIFIED MAIL NO. 3968207  
Return Receipt Requested

Mr. James W. Smith, Jr.  
Coordinator of Mined Land Development  
Utah Department of Natural Resources  
Division of Oil, Gas, and Mining  
4241 State Office Building  
Salt Lake City, Utah 84114

**DIVISION OF  
OIL, GAS & MINING**

RE: OSM/DOGM Additional Stipulation: *Our approval is subject to the following stipulation: Within 90 days of acceptance of the Administrator's approval, the Price River Coal Company shall submit to the regulatory authority for their approval, a plan for placement of excavated shaft material (waste rock). This plan must address location of excavated shaft material (both on and off the Crandall Canyon site), stability of placement (i.e., safety factor), final topography and its stability, chemical analysis of excavated material, and drainage control in accordance with UMC 817.71 through 817.74. No new surface disturbance shall take place until this plan has been submitted to and approved by the regulatory authority.*

Dear Mr. Smith:

Discussion with both OSM and DOGM personnel has left us with the firm belief that the foregoing stipulation was based entirely on the Agency's misconception; that it was PRCC's intent to haul and dispose excavated shaft materials off site. We have eschewed long distance removal of such materials and have never implied any deviation. Plans for storage, compaction, final configuration, stability, drainage controls and the chemical and physical analyses of materials were all included in either the 2/21/81 Crandall submission, or the subsequent ACR Response document. We feel that we have adequately addressed all these items and neither your determination of completeness nor your technical analyses have tended to disagree.

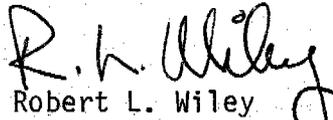
Please provide us either clarification of this stipulation, which drastically varies from our interpretations derived through discussions with the alleged authors, or confirm our understanding by "committing" to your foreknowledge of the pre-existence of the stipulated information. Let us put this matter to rest.



Mr. James W. Smith, Jr.  
Division of Oil, Gas, and Mining  
May 26, 1982  
Page 2

The two other modified stipulations in the recent DOGM communique concerning temporary lathe perimeter markers and additional drainage control maps with discharge monitoring points located are acknowledged and "Committed to".

Sincerely,

  
Robert L. Wiley  
Environmental Engineer

RLW:ga

cc: E. Haub  
K. B. Hutchinson  
T. Tetting, DOGM

ENDORSEMENT #2

ACT/007/004

This endorsement, effective

12:01

A M. FEBRUARY 1, 1982

forms a part of

policy No. EUM 940-5537RA

issued to FIRST WESTERN COAL COMPANY D/B/A ALETA MINE

by NATIONAL UNION FIRE INSURANCE COMPANY OF PITTSBURGH, PA

IT IS UNDERSTOOD AND AGREED THE INSURED'S ADDRESS  
IS AMENDED TO:

24 NORTHRIDGE WAY  
SANDY, UTAH 84092

RECEIVED  
MAY 26 1982

DIVISION OF  
OIL, GAS & MINING

ENDORSEMENT #2  
4/6/82 pjk

*William R. Jason*  
Authorized Representative

File in:

- Confidential
- Shelf
- Expandable

Refer to Record No. 0049 Date \_\_\_\_\_  
In C/ 007, 004, Incoming

For additional information \_\_\_\_\_

ENDORSEMENT #3

This endorsement, effective 12:01 A.M. FEBRUARY 1, 1982

forms a part of

policy No. EUM 940-5537RA issued to FIRST WESTERN COAL COMPANY D/B/A ALETA MINE

by NATIONAL UNION FIRE INSURANCE COMPANY OF PITTSBURGH, PA

In consideration of the premium charged, it is understood and agreed that the following are added as additional insureds

AS THEIR INTERESTS MAY APPEAR:

- (1) Wayne Hedberg  
Division of Oil & Gas Mining  
4241 State Office Building  
Salt Lake City, Utah 84114
  
- (2) Mesa Verde Coal Partners, Ltd., A Limited Partnership  
& Robert P. Schalk as General Manager  
P.O. Box 1701  
Santa Cruz, California 95061

ENDORSEMENT #3

4/6/82 pjk

  
\_\_\_\_\_  
AUTHORIZED REPRESENTATIVE