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STATE OF UTAH  
NATURAL RESOURCES  
Oil, Gas & Mining

Norman H. Bangerter, Governor  
Dee C. Hansen, Executive Director  
Dianne R. Nielson, Ph.D., Division Director

355 W. North Temple • 3 Triad Center • Suite 350 • Salt Lake City, UT 84180-1203 • 801-538-5340

July 12, 1985

Mr. John Garr  
Coastal States Energy Company  
411 West 7200 South, Suite 200  
Midvale, Utah 84047

*John*  
Dear Mr. Garr:

RE: Expiration Date, Utah Fuel Company, Skyline Mine,  
ACT/007/005, #2, Carbon County, Utah

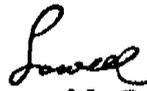
Pursuant to your letter of June 25, 1985 requesting clarification for the expiration date for the reclamation permit associated with the above-cited mine, please find enclosed the following:

1. correspondence from Allen D. Klein, Office of Surface Mining (OSM), Denver, to Dianne R. Nielson, Division of Oil, Gas and Mining (DOGM), Utah, stating that December 31, 1986 is the last date that Utah Fuel may submit their permit renewal package to DOGM based upon a mandated 120-day review time period and a permit expiration date of April 30, 1987; and,
2. correspondence from Dianne R. Nielson, DOGM, to Mr. Glen Zumwalt, Utah Fuel, affirming the April 30, 1987 expiration date and the need to submit the permit renewal package prior to December 31, 1986 to DOGM.

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Mr. John Garr  
ACT/007/005  
July 12, 1985

John, I hope the above clarifies the situation, I have also taken the liberty of enclosing a copy of a portion of the regulations governing permit renewal (771.2[b][2]) wherein the 120-day review period is discussed. Please advise if further information is required.

Sincerely,



Lowell P. Braxton  
Administrator  
Mineral Resource Development  
and Reclamation Program

btb  
Enclosure  
cc: Ron Daniels  
0168R-37 & 38

UmC 771.23

(1) Not later than 2 months following the initial approval by the Secretary of regulatory program under 30 CFR 730 regardless of litigation contesting that approval, each person who conducts or expects to conduct underground coal mining activities after the expiration of 8 months from that approval shall file an application for a permit for those activities.

(2) Applications for those activities which are not filed within the time required by Paragraph (a)(1) of this Section shall be deemed applications filed under Paragraph (b)(1) of this Section.

(b) Filing deadlines after initial implementation of permanent regulatory program.

(1) General. Each person who conducts or expects to conduct new underground coal mining and reclamation activities shall file a complete application for a permit three months prior to the expected start date.

(2) Renewal of valid permits. An application for renewal of a permit shall be filed with the Division at least 120 days before the expiration of the permit involved.

(3) Revisions of permits. Any application for revision of a permit shall be filed with the Division 60 days before the date on which the permittee expects to revise underground coal mining activities.

(4) Succession to rights granted under prior permits. Any application for a new permit required for a person succeeding by transfer, sale, or assignment of rights granted under a permit shall be filed with the Division not later than 30 days after that succession is approved by the Division.

UMC 771.23 Permit Applications - General Requirements For Format And Contents

(a) Applications for permits to conduct underground coal mining activities shall meet the application requirements of Section 40-10-10 of the Act and shall be submitted on Division Form UMC-1. The application shall be complete and include, at a minimum, all the applicable information required under UMC 782, 783 and 784, and, for special types of underground coal mining activities, the information required under UMC 785.

(b) Information set forth in the application shall be current, presented clearly and concisely, and supported by appropriate references to technical and other written material available to the Division.

(c) All technical data submitted in the application shall be accompanied by-

(1) Names of persons or organizations which collected and analyzed such data;



United States Department of the Interior  
OFFICE OF SURFACE MINING  
Reclamation and Enforcement  
BROOKS TOWERS  
1020 15TH STREET  
DENVER, COLORADO 80202

orig Mine file  
cc: E. Daniels  
L. Buxton  
DPNielson

MAR 4 1985

Dr. Dianne Nielson, Director  
Utah Division of Oil, Gas and Mining  
355 West North Temple  
3 Triad Center, Suite 350  
Salt Lake City, Utah 84180-1203

RECEIVED

MAR 07 1985

DIVISION OF OIL  
GAS & MINING

Dear Dr. Nielson:

The Office of Surface Mining (OSM) has reviewed your letter dated December 11, 1984, that discussed the date by which Utah Fuel Company must submit the permit renewal application for the Skyline mine. OSM concurs that December 31, 1986 is the final date for Utah Fuel Company to submit its permit renewal application.

There appears to be no clearly defined end to the current permit term. Under the requirements of UMC 788.14 Permit Renewals: complete applications and UMC 771.21(b)(2), referenced therein, it appears that an expiration date of April 30, 1987 was originally intended. I would suggest that OSM and the Division formally establish this as the expiration date of Utah Fuel Company's present permit for the Skyline mine.

It would also be appropriate to clearly inform the permittee that a complete permit renewal application must be submitted by December 31, 1986, and to ensure that the application is complete on that date, Utah Fuel Company should consider an earlier submittal target date to allow time for an internal review and follow-up. This would be consistent with the substance of a conversation early last December between Mr. John Garr of Utah Fuel Company and OSM staff.

If you or any of your staff have any comments, contact Walter Swain or Ronald Naten at (303) 844-3806.

Sincerely,

*Richard E. Dawes*

for  
Allen D. Klein  
Administrator

Western Technical Center

cc: Robert Hagen, OSM - Albuquerque  
Ron Daniels, DOGM

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March 28, 1985

Mr. Glen Zumwalt, Manager  
Utah Fuel Company  
P. O. Box 719  
Helper, Utah 84526

Dear Mr. <sup>Glen</sup>Zumwalt:

Re: Expiration date, Utah Fuel Company, Skyline Mine, ACT/007/005,  
Folder No. 2, Carbon County, Utah

The Division and the Office of Surface Mining (OSM) are in concurrence that the permit governing operations at the Skyline Mine will expire on April 30, 1987. The Division will require a minimum of one-hundred and twenty (120) days to review a permit renewal application, should renewal be your desire. To facilitate this review by the Division, a complete permit renewal application must be submitted to the Division no later than December 31, 1986. Given the problems attendant to submission and review of such a package I would encourage you to submit your permit renewal package, to the Division well in advance of the December 31, 1986 deadline.

The generalities of the renewal application procedure have been verbally discussed by OSM staff and Mr. John Garr. Please advise if further clarification of the above is required.

Best regards,

Dianne R. Nielson  
Director

LPB:jvb  
0198R-1