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Glen A. Zumwalt
Vice President and
General Manager



**Utah Fuel
Company**

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(801) 637-7925 or
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*orig mine file
cc file
Dew
Braxton
Helfrich*

Subsidiary of
Coastal States
Energy Company

June 25, 1985

*ACE/007/005
#7*

Dr. Dianne Nielson, Director
DIVISION OF OIL, GAS & MINING
355 West North Temple
3 Triad Center, Suite 350
Salt Lake City, Utah 84180-1203

RECEIVED

JUN 27 1985

DIVISION OF OIL
GAS & MINING

Re: Abatement of NOV N84-2-24-3 (2 of 3)

Dear Dr. Nielson:

On April 3, 1985 part of my staff and I met with you and several members of your staff to discuss the abatement of the above-referenced violation. On April 4, 1985 I sent you a memo outlining my understanding of the agreed upon actions that Utah Fuel need to take for abatement. On April 9, 1985 we received a letter from Lowell Braxton outlining the list of required information that must be provided by our company which concurred with our April 4th letter, but added one additional item not discussed in our April 3rd meeting. On April 12, 1985 we submitted a letter answering all of the questions raised in the Department's April 9th letter.

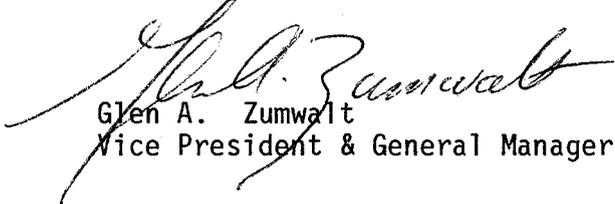
We have since received another letter from DOGM dated May 31, 1985 requesting still further information that was not discussed nor agreed to in our April 3rd meeting or in our April 4th letter or in your April 9th letter.

The May 31st letter states, "Based upon the information submitted on January 11, 1985 and April 12, 1985, and the NPDES discharge reports available from the State Health Department, the State is prepared to grant approval of the current mine discharge operation for termination of the notice of violation referenced above." Upon reading this, we conferred with Ms. Sandy Pruitt, both by telephone on 6/17/85 and in a personal conference on 6/19/85 at the minesite and requested that the above-referenced NOV be officially abated. She said she could not abate the NOV until we had answered the May 31st letter.

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We attended the April 3rd meeting in good faith. We answered your April 9th memo in good faith. We expected the NOV to be abated. As you and I agreed on April 3rd, we feel it is necessary to first abate the NOV and then address any remaining unanswered questions concerning the M&RP minor modification. We still feel that this is a logical approach and request that NOV N84-2-24-3 (2 of 3) be abated based on our previous agreement so that we can proceed with the modification.

Sincerely,



Glen A. Zumwalt
Vice President & General Manager

GAZ:jsg

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