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September 25, 1981

Mr. Floyd J. Tucker  
Vice-President/General Manager  
Plateau Mining Company  
P. O. Drawer PMC  
Price, Utah 84501

Attention: Steve Rigby

RE: Seeley Canyon Breakout  
Modification  
Starpoint No. 2 Mine  
ACT/007/006  
Carbon County, Utah

Dear Mr. Tucker:

The Division of Oil, Gas and Mining has reviewed PMC's latest request regarding an approval for a change in location of the Seeley Canyon breakouts. The Division will grant approval contingent upon Plateau's acceptance of the following conditions:

1. PMC must obtain approval from all applicable regulatory agencies having jurisdiction over said action (i.e., USGS, OSM, USFS, etc.).
2. UMC 783.19

The applicant will have the Soil Conservation Service (SCS) describe the range site(s) at the breakout area and provide a statement of productivity (SCS letter required) for each range site described. The range site in which the breakout occurs will then be used as the standard for revegetation success. Data previously collected may be used in describing the range site(s). Range site descriptions, including the data used to make the descriptions (if data previously submitted to the Division is used, a statement to that effect is sufficient), will be supplied to the Division.

The area, in acres, of disturbance in each range (vegetation) type needs to be supplied also.

3. UMC 784.13

A detailed reclamation plan as required by UMC 783.13 that is in accordance with the performance standards (UMC 817.111-.116) must be submitted.

4. UMC 817.97 Wildlife Resource Information

If the breakout in Seeley Canyon occurs as previously predicted in January or February, impacts should be minimal. However, if the breakout occurs after that time and if it should occur in an area that has not been previously surveyed for wildlife, a survey must be done prior to breakout to determine whether the area is utilized as a nesting area for any raptorial species or as a fawning or calving ground by deer or elk. If there will be impacts on the above-mentioned species, mitigation measures will have to be worked out with the Division before breakout begins. There is a golden eagle nest approximately 1 1/4 miles north of the currently proposed breakout area. The actual breakout area cannot be within one kilometer of the nest site.

5. UMC 817.21 Topsoil: General Requirements

If the soil types in the proposed breakout area are similar to those in the previously approved breakout area then the applicant may reference the physical and chemical data already obtained to determine the capability of soils for supporting vegetation.

6. UMC 817.24 Topsoil: Redistribution

A plan for the redistribution and revegetation of the disturbed area must be provided to assure interim and final reclamation. The plan should include any soil preparation techniques to be utilized.

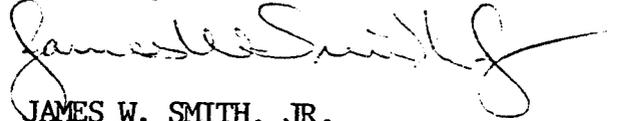
7. UMC 783.12(6)

The applicant must demonstrate that there are no cultural or historical sites within the area of the proposed breakout. If the existing archaeological clearance indicates that this area has been assessed, then this section of the mining and reclamation plan should be referenced. If the extent of the surveys are incomplete, then an on-site survey may be required to ascertain the required clearance.

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If you have any questions concerning this matter, please call myself or  
D. Wayne Hedberg of my staff.

Sincerely,



JAMES W. SMITH, JR.  
COORDINATOR OF MINED  
LAND DEVELOPMENT

cc: Don Crane, OSM

JWS/DWH/btm