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**KAISER
COAL**

KAISER COAL CORPORATION
Sunnyside Coal Mines
P.O. Box 10
Sunnyside, Utah 84539
Telephone (801) 888-4421

December 7, 1987

*orig mine file
to DEN
cc: KE ATAY
007/007 # 3 LP BRAXTON
cj*

RECEIVED
DEC 9 1987

**DIVISION OF
OIL, GAS & MINING**

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

Dear Dr. Nielson:

Re: Sunnyside Coal Mines
ACT/007/007, Folders No. 2 & 3
Coarse Refuse Expansion

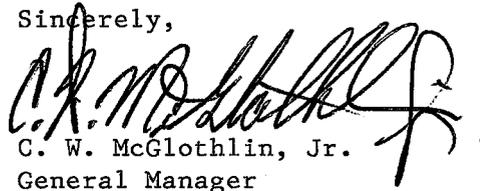
I am in receipt of a letter dated December 2, 1987, from Mr. D. Wayne Hedberg of your office. In his letter, Mr. Hedberg invalidated a permit change application to expand the mine's coarse refuse pile. This reaction was a result of Kaiser's alleged failure to respond to the Initial Completeness Review (ICR). Copies of Mr. Hedberg's letter and the June 29 ICR cover letter are attached.

Mr. Hedberg, in his letter, indicates a month is considered adequate for response to the ICR -- an ICR which requires several studies to be done. A month is totally inadequate for the work required. Further, the Division has never communicated a deadline to Kaiser, either in the ICR or otherwise.

All communications on the ICR between the Division and Kaiser have been initiated by Kaiser. Messrs. Brad Bourquin and Barry Grosely met with Division representatives on July 21 to discuss the ICR and the scope of the response required. No completion date was set by either party. Neither is Kaiser aware of questions to it by Division technical personnel concerning an expected response date.

Kaiser desires the Coarse Refuse Expansion application to remain active. It is our contention that Mr. Hedberg's letter is in error and should be retracted. Your personal attention to this matter is respectfully requested.

Sincerely,


C. W. McGlothlin, Jr.
General Manager

CWM:th
Attachments
cc: B. Grosely



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

*Jan
 DL*

December 2, 1987

Mr. C. W. McGlothlin, Jr.
 Vice-President & General Manager
 Kaiser Coal Company
 P. O. Box 10
 Sunnyside, Utah 84539

Dear Mr. McGlothlin:

Re: Division Withdrawal of Operator's PAP Amendment Request, Coarse Refuse Expansion, Kaiser Coal Corporation, Sunnyside Mine, ACT/007/007-87D, Folder Nos. 2 & 3, Carbon County, Utah

This letter is directed to you as a follow-up to our June 29, 1987, Initial Completeness Review of the above-referenced PAP amendment. The Division anticipated a response to the completeness review by July 31, 1987. Division technical staff have questioned Kaiser personnel on several occasions regarding when a formal response to our review could be expected.

Five months have expired and Kaiser Coal Corporation has failed to provide a written response to the completeness review. Therefore, the Division must assume that the operator no longer intends to pursue this amendment request. Consequently, the Division will invalidate this permit change application and cease any further permitting action. Should the operator wish to reactivate this amendment request at some future date, the Division will require submission of a new permit change application.

Please contact us should you have questions or concerns regarding this permitting action decision.

Sincerely,

D. Wayne Hedberg
 Data Management Coordinator

jr
 cc: M. Bailey P. Rutledge
 B. Grosley L. Braxton
 R. Hagen J. Whitehead
 D. Parker

8992R/31



STATE OF UTAH
NATURAL RESOURCES
Oil, Gas & Mining

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June 29, 1987

Mr. Carl Winters
Senior Engineer
Kaiser Coal Corporation
P. O. Box D
Sunnyside, Utah 84539

Dear Mr. Winters:

Re: Initial Completeness Review, Kaiser Coal Corporation,
Sunnyside Mines, Coarse Refuse Expansion, ACT/007/007-87D,
Folder No. 2, Carbon County, Utah

Attached are the Division's deficiency comments on Kaiser Coal Company's application for the expansion at the Coarse Refuse Disposal Area.

The Division has also received comments from the Department of Health. Please address items one through four of these comments.

Thank you for your cooperation in this matter.

Sincerely,

A handwritten signature in cursive script that reads "Lowell P. Braxton".

Lowell P. Braxton
Administrator
Mineral Resource Development
and Reclamation Program

JJW/djh
Attachments
cc: P. Rutledge
Tech Review Team
0873R/21