

0016

STATE OF UTAH  
NATURAL RESOURCES & ENERGY  
Oil, Gas & Mining

Scott M. Matheson, Governor  
Temple A. Reynolds, Executive Director  
Cleon B. Feight, Division Director

4241 State Office Building • Salt Lake City, UT 84114 • 801-533-5771

M E M O R A N D U M  
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TO: Barbara Roberts, Attorney General's Office

FROM: James W. Smith, Jr., Coordinator of Mined Land Development *JWS*

SUBJECT: Applicability of UMC 785.19 - Alluvial Valley Floors to Coal Processing Facilities Not Located At or Near a Minesite

DATE: January 7, 1983

Attached is a copy of a letter from Mr. R. E. Yourston, General Superintendent of U. S. Steel Mining Company, Inc.'s Geneva Mine and Wellington Preparation Plant, which is pretty much self-explanatory. Would you please research this area of concern for me and respond as soon as you are able. Your earliest response would be sincerely appreciated. Should you have any questions relative to this, please call me, Wayne Hedberg or Joe Lyons. Thank you.

JWS/btb

cc: ACT/007/012 - Mine Plan Review  
D. W. Hedberg, DOGM  
J. K. Lyons, DOGM

File  
ACT/007/012



**U. S. Steel  
Mining Co., Inc.**

a Subsidiary of United States Steel Corporation

P. O. BOX 807  
EAST CARBON, UTAH 84520  
801 / 888-4431

Copy to Wayne  
& Joe L. Also,  
copy to Barb R.  
w/memo JIM

WESTERN DISTRICT

JAN 06 1983

January 3, 1983

RECEIVED  
JAN 05 1983

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

DIVISION OF  
OIL, GAS & MINING

Re: Administrative Completeness  
Review of Permanent Program  
Permit Application  
Wellington Preparation Plant  
ACT/007/012 Carbon County, Utah

Dear Jim,

Your letter of December 6, 1982 stated that U. S. Steel Mining Company, Inc's permit application for its Wellington Preparation Plant is incomplete to the extent that it does not address:

- 1. 785.19 Alluvial Valley Floors

It is pointed out that the Wellington Preparation Plant is not located at or near a mine site, is not within the permit area of a mine and is not by definition an underground mining activity. It is our conclusion that the Wellington Preparation Plant is exempt from the requirements of "UMC 785.19 Underground Mining Activities on areas or adjacent to areas including Alluvial Valley Floors in the arid or semi-arid areas of Utah.

The regulations pertaining to the permitting of the Wellington Preparation Plant are contained in "UMC 785.21 coal processing plants or support facilities not located within the permit area of a specified mine" which requires operation in accord with Part UMC 816 (817) and Part 827. We do not find in UMC 785.21, UMC 817 or UMC 827 a reference requiring the address of UMC 785.19 in the Wellington Preparation Plant permit application.

Please inform us if there is a regulation not cited above that requires the address of UMC 785.19 in the Wellington Preparation Plant permit application.

Sincerely,

R. E. Yourston  
General Superintendent