



State of Utah
DEPARTMENT OF NATURAL RESOURCES
DIVISION OF OIL, GAS AND MINING

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August 5, 1997

Patrick D. Collins, Ph.D.
Mt. Nebo Scientific
P.O. Box 337
Springville, UT 84663

Re: Denial of Application to Reduce Permit Area, Nevada Electric Investment Co., Wellington Preparation Plant, ACT/007/012-97C, File #2, Carbon County, Utah

Dear Mr. Collins:

The Division has reviewed your application dated May 19, 1997, for the reduction of permit area at the Wellington Preparation Plant site. The application cannot be approved as submitted and is hereby denied.

The reasons for denying the application include, but are not necessarily limited, to the following:

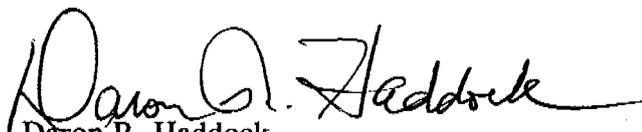
- Part of the area being dropped from the permit area includes area disturbed by mining activities. This area can only be released from the permit through bond release procedures.
- Part of the area being dropped from the permit area includes area designated as topsoil borrow area for reclamation purposes. This area cannot be released from the permit, without first having alternative plans in place for topsoil borrow.
- Verification needs to be provided that the areas being dropped from the permit have not been disturbed by mining activities.

While the Division is denying this particular application we do not wish to imply that reduction of the permit area is not feasible. You may wish to revise your application by addressing the above issues and resubmit it.

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If you have any questions please don't hesitate to call.

Sincerely,


Daron R. Haddock
Permit Supervisor

Enclosure

cc: Paul Baker
Steve Traweek (Earthco)

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