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# State of Utah

DEPARTMENT OF NATURAL RESOURCES  
DIVISION OF OIL, GAS AND MINING

Norman H. Bangarter  
Governor

Dee C. Hansen  
Executive Director

Dianne R. Nielson, Ph.D.  
Division Director

355 West North Temple  
3 Triad Center, Suite 350  
Salt Lake City, Utah 84180-1203  
801-538-5340

September 6, 1991

CERTIFIED RETURN RECEIPT REQUESTED  
P 074 979 121

Mr. Robert Hagen, Director  
Office of Surface Mining  
Reclamation and Enforcement  
Suite 310, Silver Square  
625 Silver Avenue, S. W.  
Albuquerque, New Mexico 87102

Dear Mr. Hagen:

Re: Ten-Day Notice #X91-02-116-6 TV1, Intermountain Power Agency, Horse Canyon Mine, ACT/007/013, Folder #5, Carbon County, Utah

This letter responds to the above-referenced Ten-Day Notice (TDN), the certified copy of which was received at the Division's Offices on August 29, 1991.

Number 1 of 1 reads: "Failure to meet the terms and conditions for liability insurance in accordance with R614-301-890. Specifically, the changes documented in DOGM's July 12, 1991 letter to IPA required to bring the submitted Certificate of Insurance into compliance with R614-301-890.100, 890.200 and 890.300. Location is Horse Canyon Mine: Certificate of Insurance as required by R614-301-117.100. Section of Regulation violated: R614-301-890.100, 890.200, 890.300".

Division's Response: IPA supplied evidence of continuous liability insurance coverage per the certificate of Insurance received July 8, 1991. A letter was sent July 12, 1991 stating that the certificate would need to be revised. There has been continuous coverage of public liability insurance, but necessary documentation needed to be revised. A handwritten note on the July 12, 1991 letter (which is in the public file, but was not included in the Ten-Day Notice) indicated that the manager dealing with this particular item was out on disability and an extension for fulfillment of the needed paperwork was granted until August 30, 1991. The revised Certificate of Insurance is now in place and is acceptable.

On the basis of the fact that continuous public liability insurance coverage was in place at the time of the inspection, and that the operator was responding to the Division's requirement to clarify the certificate, this TDN should be vacated.

Sincerely,



Lowell P. Braxton  
Associate Director, Mining

PGL/jbe

cc: Pamela Grubaugh-Littig  
Joseph C. Helfrich  
Susan M. White

AT007013.HCM



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## UTAH DIVISION OF OIL, GAS AND MINING FACSIMILE TRANSMISSION COVER SHEET

DATE: 9-9-91

FAX # (505) 766-2609

ATTN: Robert W. Hagen

COMPANY OSIN-AFO

FROM: Lowell BRAXTON

DEPARTMENT: DOGm - UTAH

NUMBER OF PAGES BEING SENT (INCLUDING THIS ONE): 3

If you do not receive all of the pages, or if they are illegible, please call (801) 538-5340.

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### MESSAGES:

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