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TASK 2421

OK

From: "Dragoo, Denise" <ddragoo@swlaw.com>
To: "Mary Ann Wright" <maryannwright@utah.gov>
Date: 7/14/2006 10:20:46 AM
Subject: RE: status of permit

Mary Ann, thanks for the update. I have reviewed this matter with UtahAmerican Energy, Inc. They would like to set up a meeting with the Division, the SHPO and Montgomery Archeological to allow Montgomery to explain the findings in their report and their recommendation that further sampling is not required. This meeting would also provide an opportunity to discuss the MOA. Montgomery has been working with the SHPO to update the mitigation plan for the rock shelter. This mitigation plan will accompany the MOA. We would like to set up a meeting during the week of July 25th. Let me know your availability and I will contact Montgomery to set up a meeting. Thanks, Denise

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-----Original Message-----

From: Mary Ann Wright [mailto:maryannwright@utah.gov]
Sent: Thursday, July 13, 2006 5:14 PM
To: Dragoo, Denise
Cc: Jerriann Ernsten; John Baza; Pam Grubaugh-Littig; Sheila Morrison; Steve Alder; Wayne Hedberg
Subject: RE: status of permit

Dee - There is more that you need to understand about the "working thru the cultural post-sampling report-review stage" that I indicated earlier in my email. As part of this "stage", OGM has now concluded a consultation meeting with SHPO and the Governor's Public Land Policy Coordinating Office (PLPCO) that was authorized under HB 139 to give permits for archeos. to do work and perform joint analysis on projects with SHPO. (This is all new to me so it is possible that I have mis-stated something on this PLPCO role.)

As part of the 'next steps', OGM has now concluded that, as a result of the round of comments we recieved from our own staff and consulting parties, the cultural sampling scheme proposed by UEI needs to be more robust. Thus, we will next convene a technical meeting to suggest

increased sampling to meet the thoughts expressed in the comment period on the sampling scheme. As you recall, UEI proceeded at its own risk when it began the sampling, and perhaps got the cart before the horse. OGM still needs to address this issue of the sampling scheme being able to meet permitting needs. So, that is what we are doing.

OGM will proceed to send out the completed sampling report for review, while recognizing that there will be another piece (report) for later review. 'Next steps' will also involve developing the much-discussed MOA for the rock shelter site by the disturbed area, and a Programmatic Agreement that will cover future discovery encounters with cultural resources. So, I am explaining all of this so you understand this is not a 30 day airtight process being conducted, but is only one part of the cultural review process. We will begin work on the MOA and PA so those are in place when the permit is issued. Please let me know if you have questions. Thanks. - MA

CC to file

>>> "Dragoo, Denise" <ddragoo@swlaw.com> 7/12/2006 3:53 PM >>>
Mary Ann, that was my estimate as well. Thanks again, Dee

-----Original Message-----

From: Mary Ann Wright [mailto:maryannwright@utah.gov]
Sent: Wednesday, July 12, 2006 3:49 PM
To: Dragoo, Denise
Cc: Pam Grubaugh-Littig; Steve Alder; Wayne Hedberg
Subject: RE: status of permit

Dee - I do not know for sure. I am going to guesstimate that it is about a 30 day review time from roughly now. - MA

>>> "Dragoo, Denise" <ddragoo@swlaw.com> 7/11/2006 5:54 PM >>>
Mary Ann, thanks for the update. Steve Alder indicated that you were circulating the Class II Cultural survey for review by consulting parties. Can you give me an idea how much longer the review/comment period is for that report? Thanks again! Dee

-----Original Message-----

From: Mary Ann Wright [mailto:maryannwright@utah.gov]
Sent: Tuesday, July 11, 2006 4:01 PM
To: Dragoo, Denise
Cc: Pam Grubaugh-Littig; Steve Alder; Wayne Hedberg
Subject: status of permit

Dee - I understand that you are wanting to have an updated schedule for approving the Lila addition to the Horse Canyon permit. As you know, OGM is currently working thru the cultural post-sampling, report-review stage. We have not laid out any schedule besides working thru that cultural resource review process. We plan to conclude that process prior to taking next steps. Hope that helps!

CC: "Jerriann Ernsten" <JERRIANNERNSTEN@utah.gov>, "John Baza"

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