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*Incoming
a/007/0013*

From: Jeffrey Studenka
To: Grubaugh-Littig, Pam
Date: 1/2/2008 11:39 AM
Subject: Re: Horse Canyon Mine Status

CC: Darby, David; Herkimer, Mike; Western, Wayne

Thanks Pam. I will send UEI a letter stating that we will let their UPDES permit expire on its own accord later this spring. Thanks again for the coordination efforts on this and all the other coal facilities. You all are great to work with!

>>> Pam Grubaugh-Littig 1/2/2008 11:36 AM >>>
Hi, Jeff - Happy New Year to you, too!

UtahAmerican Energy, Inc. sealed the decant to the sedimentation pond so no point source discharges will take place. The sediment pond structure was donated to the College of Eastern Utah and will be under their control. UEI has not received Phase III bond release yet, they need to resubmit that application. Therefore, the Division feels that the renewal of the permit is not necessary.

The Board Hearing for Lila Canyon was just dismissed - so they are beginning construction within the week.

Any questions, please let me know.

Pam

>>> Jeffrey Studenka 1/2/2008 9:03 AM >>>

Hi Pam,

Hope you had nice holidays. A while ago I sent you an e-mail regarding Jay Marshall's letter request dated November 26, 2007 (you were copied on the letter as well) to inactivate their UPDES Permit coverage (UTG040013). In reading his letter and looking at our files, it looks like there is only one discharge point (outfall 002) remaining in this permit, which is apparently no longer set up for discharge and has been donated to CEU. Since this permit is up for renewal later this year (May 1st), they have requested not to renew their coverage and let it expire. Do you have any concerns or comments if we allow it to expire as they have proposed? I will be following up with a site visit and conformation prior to the expiration to verify the status. Please let me know or contact me to discuss further. Thanks and happy new year!...Jeff