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Lieutenant Governor

State of Utah

DEPARTMENT OF NATURAL RESOURCES

MICHAEL R. STYLER
Executive Director

Division of Oil, Gas and Mining

JOHN R. BAZA
Division Director

Outgoing
C0070013
#3408
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March 15, 2010

Ms. Denise Dragoo
Snell & Wilmer L.L.P.
15 West South Temple, Suite 1200
Beneficial Tower
Salt Lake City, UT 84101

Subject: NOV #10045, Horse Canyon Mine, Lila Canyon Extension, C0070013

Dear Ms. Dragoo:

Director John Baza has asked me to respond to your request, dated March 9, 2010 for an extension in abatement period for NOV #10045. Pursuant to R645-400-328.300, he has authorized me to allow an extension of 30 days due to unsuitable weather conditions.

Ms. Priscilla Burton, the Soil Scientist assigned to this project, has concurred that it is more prudent to await better weather before seeding the topsoil stockpile. The Mining and Reclamation Plan requires that the topsoil pile be hydroseeded, and that UEI collect additional cryptogams to disperse with the seed. Such steps are not feasible until the snow cover melts.

I find that the conditions set forth in R645-400-327.400 under which an abatement period may be extended beyond 90 days. The abatement period is hereby extended 30 days to allow for weather conditions to change.

Sincerely,

Dana Dean, P.E.
Associate Director - Mining

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