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State of Utah

DEPARTMENT OF NATURAL RESOURCES
DIVISION OF OIL, GAS AND MINING

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

August 4, 1989

Mr. J. Thomas Paluso
Chief Engineer
Soldier Creek Coal Company
P.O. Box I
Price, Utah 84501

Dear Mr. Paluso:

Re: TDN #89-02-107-4, Banning Loadout, ACT/007/034, Folder #2 & #5, Carbon County, Utah

The Division has looked into the issue of coal fines outside of the permit area of the Banning Loadout, as identified in Federal Ten Day Notice #89-02-107-4. It has been determined that an area 30 feet wide along north and northwest side of the permit area (from the entry into the mine yard along the truck haul road and fence to the area of the sediment pond and truck turn around) needs to be incorporated into the permit area. {In this area coal dust has been spilled or kicked up by truck tires and has gotten outside the fences.} The area in question is 1-2 acres and can be incorporated into the permit through an incidental boundary change (IBC).

Please submit your application for an IBC, including appropriate maps by September 1, 1989. The application should include a discussion of sediment controls to be used in the newly permitted area. If there are areas that will not drain to the sediment pond, the Division will make an on-site determination as to what alternative sediment controls may be required.

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The IBC will need to be finally approved and implemented, with all necessary rights-of-way, permit area markers, and sediment controls in place by November 3, 1989.

Please contact me or Susan Linner, Permit Supervisor, if you have questions.

Sincerely,

Lowell P. Braxton

Lowell P. Braxton
Associate Director, Mining

cl
cc: D. Haddock
S. Linner
BT45/274-275