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State of Utah
DEPARTMENT OF NATURAL RESOURCES
DIVISION OF OIL, GAS AND MINING

Michael O. Leavitt
Governor
Kathleen Clarke
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1594 West North Temple, Suite 1210
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Salt Lake City, Utah 84114-5801
801-538-5340
801-359-3940 (Fax)
801-538-7223 (TDD)

December 8, 1998

Rick Olsen, General Manager
Canyon Fuel Company, LLC
P. O. Box 1029
Wellington, Utah 84542

Re: No Comments Received for Permit Renewal, Canyon Fuel Company, LLC, Banning Loadout, ACT/007/034, Folder #2, Carbon County, Utah

Dear Mr. Olsen

A special condition was added to the Banning Loadout permit renewal that stated, "This permit is effective October 24, 1998. If any public comments are received between the time of expiration and the extended public comment period (November 27, 1998), those comments will be given appropriate programmatic consideration." No comments were received. Therefore, this special condition is no longer required.

If you have any questions, please call me.

Sincerely,

Pamela Grubaugh-Littig
Permit Supervisor

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cc: Price Field Office
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December 8, 1998

Chris Hansen
Canyon Fuel Company, LLC
HC 35 Box 380
Helper, Utah 84526

Re: Temporary Waste Rock Storage, Canyon Fuel Company, LLC, Banning Loadout, ACT/007/034 - 98A, Folder #2, Carbon County, Utah

Dear Mr. Hansen:

The referenced amendment has been reviewed by Senior Reclamation Specialist Steve Demczak. His analysis is provided for your review and response.

TECHNICAL ANALYSIS:

BONDING AND INSURANCE

Regulatory Reference: R645-301-812.700

The development material could be stored at the Banning Loadout for an undetermined amount of time before being moved permanently to the Dugout permanent refuse pile. The Dugout permanent refuse pile amendment has not been approved nor submitted to the Division. If forfeiture takes place, the Division would either move the development waste to a permitted site or reclaim the material on site. The reclamation cost estimate for the Banning facility does not include the waste rock material.

The R645 Coal Rules do not address bonding from one permit to another. Bonding is to stand alone for each permit.

Findings:

The information provided in the proposed amendment is not considered adequate to meet the requirements of this section. Prior to approval, the permittee must provide the following in accordance with: