

0014



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

Mine file

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March 3, 1997

Ken Payne  
Soldier Canyon Mine  
P. O. Box 1029  
Wellington, Utah 84542

Re: Dugout Canyon Mine, PRO/007/039, Soldier Canyon, Folder #2, Carbon County, Utah

Dear Mr. <sup>Ken</sup> Payne:

Pursuant to our conversation of February 27, 1997, regarding the road leading to the proposed mine, and the Division's need to make a finding regarding regulation of his road under the Utah Coal Program, please provide the following information:

- a. A legal description of the road right-of-way.
- b. Name or numerical designation for road.
- c. Land ownership for the right-of-way.
- d. Name of the entity responsible for the alignment, construction, maintenance and liability for the road.
- e. Name of the entity responsible for environmental permitting of the road.
- f. Construction standard for the road, and the entity responsible for attaining this standard.
- g. Maintenance schedule for the road.
- h. Source of funds for construction and/or maintenance of the road.
- i. Examples of similar roads in Carbon and Emery Counties.
- j. Will Soldier Canyon Coal Company have the ability to deny use of the road?

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Ken Payne  
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1. If yes, please provide a legal description for the portions of the road that are subject to exclusive use by Soldier Canyon Coal Company. Also, please provide the basis for the exclusive use.

Thank you for your assistance in this matter.

Sincerely,

  
Lowell P. Braxton  
Deputy Director

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cc: M. Wright

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