



JON M. HUNTSMAN, JR.
Governor

GARY R. HERBERT
Lieutenant Governor

State of Utah
DEPARTMENT OF NATURAL RESOURCES
Division of Oil, Gas & Mining

MICHAEL R. STYLER
Executive Director

JOHN R. BAZA
Division Director

Outgoing
C0070045
#3657
K

November 16, 2010

Gina Rau, Environmental Manager
Headwaters, Incorporated
10653 South River Front Parkway, Suite 300
South Jordan, Utah 84095

Subject: Updated Plates and Chapters, Headwaters, Inc., Covol, Permit C/007/0045, Task ID #3657

Dear Ms. Rau:

The Division has reviewed your application to update the Wellington Dry-Coal Cleaning Facility Mining and Reclamation Plan (MRP) and determined that there are deficiencies that must be addressed before final approval is granted. The deficiencies are listed as an attachment to this letter.

In order to facilitate an expedient response to the deficiencies, the initials of each deficiencies author are provided so that your staff can communicate directly with that individual should questions arise.

The plans as submitted are denied. Please resubmit the entire application.

Thank you for your help during this process. If you have any questions, please feel free to call me at (801) 538-5262.

Sincerely,

James D. Smith
Permit Supervisor

JDS/SKC/sqs
cc: Price Field Office
O:\007045.COV\WG3657\WG3657Def_Ltr.doc

Deficiency List
Task No. #3657
Updated Plates and Chapters

Priscilla Burton (PB)

R645-301-121.100, Section 2.3.1.4 requires updating prior to approval. Currently it indicates that the two topsoil stockpiles were constructed in August 2005 and that the topsoil will be seeded prior to April 17, 2009. (PB)

R645-301-234.230, The Permittee must seed the relocated stockpile before November 31, 2010 and encircle the relocated pile with a silt fence. (PB)