

0015



Orig - [unclear] site
cc: Ethel [unclear]
Timoxon
Swite
H/Sauer
PGL
D Haddock

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

October 7, 1994

Mr. Lowell Braxton, Administrator
 Mr. Daron Haddock, Permit Supervisor
 Division of Oil, Gas and Mining
 355 West North Temple
 3 Triad Center, Suite 350
 Salt Lake City, UT 84180-1203

*File
NOV FILES*

RE: J.B. KING MINE ACT/015/002 *✓* REQUEST FOR TIME EXTENSION ON
 NOV'S 91-32-06-1, 93-25-03-1 and 93-25-5-1

Dear Mr. Braxton and Mr. Haddock:

I respectfully request an extension of time to abate NOV's 91-32-06-1, 93-25-03-1, and 93-25-5-1 for the following specific reasons:

1. While we have conceptual agreement for modification of Reclamation Plans at the J.B. King reclaimed minesite, final approval plans are not yet completed.
2. Field surveying and staking of proposed work took place on October 3, 1994. However, recent inclement weather has rendered the site less than optimal to perform the proposed field-work.
3. An approval from the Utah Division of Water Quality has not yet been received for use of sewage sludge for reclamation purposes at the site.

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In consideration of the above stated reasons for extending the abatement of the outstanding NOV's; I will also add that it is the belief of myself and our consultants, that an extension of time will not; 1) create an imminent danger to the health or safety of the general public; 2) nor will it cause or can reasonably be expected to cause any significant, imminent environmental harm to the land, air, or water resources of the immediate site or off site, as well.

I offer the following schedule for your consideration, with respect to a reasonable period of time for each element of the proposal to be completed.

Proposed Extension Schedule

<u>DATE</u>	<u>DESCRIPTION OF TASK OR ACTIVITY ACCOMPLISHED</u>
On or before November 14, 1994	WSMC would submit final revised reclamation plans (formatted for insertion into the consolidated J.B. King Reclamation Plan) that are based upon our mutual understanding of the issues.
On or before December 16, 1994	WSMC and the Division staff would reach an agreement on an erosional performance standard for the site. This would, in turn, be submitted as an amendment to the J.B. King Reclamation Plan for Division approval at this time.
On or before January 16, 1995	It is expected by this date that the Division will have approved all revisions/amendments to the J.B. King Reclamation Plan.
On or before May 1, 1995	WSMC will commence fieldwork at the J.B. King reclaimed minesite to abate the outstanding NOV's stated previously and according to the final approved plans.

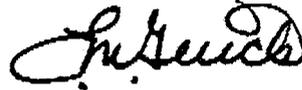
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On or before
June 16, 1995 WSMC will complete fieldwork initiated
above.

If weather conditions permit, WSMC is willing to perform the fieldwork earlier, but it does not want to jeopardize the quality or success of the work by initiating this work too early.

Your consideration of this request is greatly appreciated. Please call me if you have any questions or require a clarification of the contents.

Sincerely,



E.M. (Buzz) Gerick
V.P. Operations

cc: Barry Barnum - Hansen, Allen & Luce
Sam Bamberg - Bamberg Associates
Denise Dragoo - Fabian & Clendenin