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Norman H. Bangerter
Governor
Dee C. Hansen
Executive Director
Dianne R. Nielson, Ph.D.
Division Director

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

January 17, 1991

CERTIFIED RETURN RECEIPT REQUESTED
P 074 979 011

Mr. Lee Edmonson
CALMAT Company
Properties Division
1801 East University Drive
Phoenix, Arizona 85034

Dear Mr. Edmonson:

Re: Division Order, Hidden Valley Coal Company, Hidden Valley Mine, ACT/015/007, Folder #3, Emery County, Utah

Enclosed please find a Division Order and Finding of Permit Deficiency for the Hidden Valley Mine. If in your review of this order you have any questions, please call me or Pamela Grubaugh-Littig, Permit Supervisor.

Sincerely,

Lowell P. Braxton
Associate Director, Mining

jbe
Enclosures
cc: Joe Helfrich
Pamela Grubaugh-Littig
Jesse Kelley
Susan White
AT015007.5

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STATE OF UTAH

DIVISION OF OIL, GAS AND MINING

PERMITTEE	
Mr. Lee Edmonson CALMAT Company Hidden Valley Mine Properties Division 1801 East University Drive Phoenix, Arizona 85034	ORDER & FINDINGS of PERMIT DEFICIENCY
PERMIT ACT/015/007	

PURSUANT to R614-303-212, the DIVISION ORDERS the PERMITTEE, Hidden Valley Coal Company, to make the permit changes enumerated in the findings of permit deficiency in order to be in compliance with the State Coal Program. These findings of permit deficiency are to be remedied in accordance with R614-303-220.

Findings of Permit Deficiency

R614-553.400 thru .420 and R614-301-762.200 states that cut-and-fill terraces and roads may remain when compatible with the approved postmining land use. The postmining land use for the Hidden Valley Coal Mine is wildlife and livestock grazing. The permit does not demonstrate that the road and associated cuts and fills is compatible with the postmining land use. In order to bring the permit into compliance with the regulations, the following items must be submitted for inclusion in the permit.

1. The permittee must address the requirements of R614-301-412 and R614-301-413.300; stating specifically, how the postmining land use is to be achieved, a grazing management plan to achieve that use, and a description a higher or better use of the land.

2. The permittee must provide a discussion of remaining cut-and-fill terraces (i.e. road) as required for conserving soil moisture, stability and erosion (R614-301-553.410).

3. The permittee must demonstrate and discuss the remaining cut-and-fill terraces (i.e. road) as required for the postmining land use (R614-301-553.420) (i.e. trailing livestock to river, site enhancement, water harvesting, erosion control . . . .)

4. The permittee must request a variance from approximate original contour restoration. The request must address all pertinent requirements of R614-302-270, such as:

a. Review with local government agencies;
b. the landowner must instigate the variance request; and
c. a discussion and demonstration of improved watershed by allowing cut and fills to remain.

Hidden Valley Coal Company is ordered to make the requisite permit changes in accordance with R614-303.220, and to submit a complete application for permit change addressing each finding of permit deficiency within 60 days of receipt of this order.

Ordered this 17th day of January, 1991, by the Division of Oil, Gas and Mining.

Dianne R. Nielson

Dianne R. Nielson, Director
Division of Oil, Gas and Mining

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P 074 979 011

JBE

LEE EDMONSON
CALMAT COMPANY
PROPERTIES DIVISION
1801 E UNIVERSITY DR
PHOENIX, AZ 85034

DOGM

ACT/015/007

DIV ORDER

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