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STATE OF UTAH  
NATURAL RESOURCES  
Oil, Gas & Mining

Scott M. Matheson, Governor  
Temple A. Reynolds, Executive Director  
Dianne R. Nielson, Ph.D., Division Director

4241 State Office Building • Salt Lake City, UT 84114 • 801-533-5771

July 23, 1984

CERTIFIED RETURN RECEIPT REQUESTED  
(P492 430 089)

Mr. Chris Shingleton  
Utah Power & Light Company  
P. O. Box 899  
Salt Lake City, Utah 84110

Dear Mr. Shingleton:

RE: Des Bee Dove Sediment Storage Plan, Des Bee Dove Mine,  
ACT/015/017, Folder #3, Emery County, Utah

Division review of your company's June 29, 1984, submittal has been completed and the Division feels that the following issues still need to be addressed regarding the permitting of the sediment storage structure. Due to the nature of this structure and the materials impounded, the requirements of UMC 784.16 need to be addressed as well as the requirements of UMC 817.46(e) through (u).

In regards to UMC 817.46(e) through (u), the following sections, (e) through (l), are already addressed in that all drainage from this area is to be routed through a certified sediment pond. Whereas, sections (k) through (m) and (q) through (u) must be addressed through the permitting process.

The Division feels that the June 29, 1984 submittal, accompanied by an on-site inspection, set forth the immediate need to stabilize the area. These stabilization measures must include the following:

1. Upgrade the dike to ensure stability.
2. Route drainage off of the sediment material.
3. Divert overland flow away from the excavated material.

Utah Power & Light Company should note that access to this area must be left intact until all permitting requirements have been met. If the company feels that it can not meet these requirements, then the material will have to be removed and placed in an approved location.

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The overall stability of the structure and its unpermitted status are of immediate concern to the Division. The three stabilization measures listed in this letter do not constitute an approval to leave the material in this location, but merely address the need to stabilize the impoundment structure at this point in time. If and when the applicant can address all the permitting requirements based on the Office of Surface Mining's concurrence, then the Division feels that this material could be stored at this location on a permanent basis.

The Division feels that 30 days will be adequate to finalize both temporary and permanent storage plans, therefore, Utah Power & Light must respond in a timely manner. If you have any questions, please feel free to contact us.

Sincerely,

  
for Dianne R. Neilson  
Director

DRN/TM:grc

cc: Allen Klein, OSM  
Larry Guymon, Emery Mining  
Stan Baker, Division of State Lands & Forestry  
Ron Daniels, DOGM  
Jim Smith, DOGM  
Ken Wyatt, DOGM  
Tom Munson, DOGM

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