



March 2, 1984

P 492 430 061
CERTIFIED RETURN RECEIPT REQUESTED

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

RE: NOV N83-7-10-1
Des-Bee-Dove Mines
ACT/015/017, Folder #7
Emery County, Utah

Dear Mr. Shingleton:

In light of recent meetings held at the Division of Oil, Gas and Mining office concerning Utah Power and Light Company's (UP&L) request for temporary relief from Notice of Violation 83-7-10-1, the Division would like to present our understanding on this NOV. As discussed in these meetings, UP&L does not consider the material in question at the Hunter Power Plant as waste since the material is tippable reject which did not pass through a six-inch screen and contains some salvageable coal.

The Division contends that this material is underground development waste produced at either the Wilberg or Des-Bee-Dove mines which was disposed of at the Hunter Power Plant. In order to help clarify this impasse an adequate sampling and analysis of this material needs to be conducted.

To substantiate UP&L's position on this matter, the Division hereby requires that UP&L develop and submit to the Division for approval a sampling scheme that will representatively and adequately sample the material in question. See enclosed Modification of Notice or Order. Pertinent parameters for analyses should include:

- (1) Pyrite (FeS_2)
- (2) BTU content
- (3) percent ash
- (4) percent volatile matter
- (5) pH
- (6) electrical conductivity (mmhos/cm)
- (7) Ca (Meq/l)
- (8) Mg (Meq/l)
- (9) Na (Meq/l)
- (10) SAR
- (11) Fe (ppm)

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- (12) Zn (ppm)
- (13) SO₄-S (ppm)
- (14) Se (ppm)
- (15) Mo (ppm)
- (16) B (ppm)
- (17) particle size composition

Upon approval of the sampling scheme the operator will contact the Division to coordinate a time to conduct the sampling so that Division representatives will be on hand to observe the sampling. Once sampling is completed the samples will be split and chain of custody procedures will be followed. Information gathered from this activity will be necessary for the proper assessment at the upcoming assessment conference as well as at the Board Hearing when this matter will be heard.

Should you have any questions please feel free to call Ken Wyatt or Joe Helfrich of my staff.

Sincerely,



Dianne R. Nielson
Director

DRN/KW:re

Enclosure

cc: Lorin Neilsen, DNR
Larry Guymon, Emery Mining Corporation
J. Helfrich, DOGM
K. Wyatt, DOGM
D. W. Hedberg, DOGM
M. Boucek, DOGM

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