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# State of Utah

DEPARTMENT OF NATURAL RESOURCES  
DIVISION OF OIL, GAS AND MINING

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January 24, 1989

TO: File

FROM: John Whitehead, Permit Supervisor *RVS for*

RE: Stipulation Resolution, Utah Power and Light Company,  
Des-Bee-Dove Mine, ACT/015/017, Folder #2, Emery  
County, Utah

This memorandum is to document the resolution of the stipulations attached to the Des-Bee-Dove Mine permit, ACT/015/017, issued August 1985, by the Division of Oil, Gas and Mining. This permit incorporates the Federal Office of Surface Mining (OSM) conditions included in the OSM permit No. UT-0015,6/85.

OSM Condition #1 required alternative sediment control plans for the Desert Sediment Pond site. An OSM letter of November 13, 1986 concurred with the DOGM finding that this stipulation has been satisfactorily addressed.

OSM Condition #2 requires that if toxic materials are encountered, the permittee obtain permission from the Manti-LaSal National Forest supervisor to bury the waste on National Forest system lands, or submit for approval an alternative site. This is a standing stipulation and requires no further action by the permittee.

OSM Condition #3 required Utah Power and Light Company (UP&L) to either obtain written permission from the Forest Service to relocate the access gate to the mine facilities, or leave the gate at its current location. A UP&L letter of April 1, 1988 (in concert with the DOGM Mid-Term Review) commits to leaving the access gate at its present location. Plate 4-2, Drawing CM-10343-DS, No. 3 of 5, locates the access gate in its historic location.

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OSM Condition #4 required the permittee to demonstrate long-term stability with the construction of Station 125+00, along the Des-Bee-Dove/Wilberg Junction road. An OSM letter of October 11, 1985 and DOGM letter to UP&L, approving the response of Condition #4 indicates that the company has satisfactorily addressed this condition.

OSM Condition #5 requires that if subsidence within the permit area may adversely affect known or unrecorded cultural sites, that the permittee will conduct additional cultural resource studies as required. This is a standing condition which requires no further action by the permittee.

Stipulation 817.124 (1, 2, 3) DOGM required the applicant to make commitments regarding restoration of areas impacted by subsidence. A UP&L letter of September 27, 1985 adequately satisfies the stipulations and commits to the requirements therein.

In conclusion, there are no outstanding stipulations or federal conditions for the Des-Bee-Dove permit.

djh  
Enclosures  
cc: T. Munson  
B. Warmack  
AT7/76-77