



# United States Department of the Interior

OFFICE OF SURFACE MINING  
RECLAMATION AND ENFORCEMENT  
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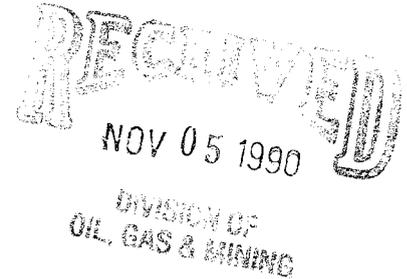


In Reply Refer To:

November 2, 1990

Act 10151617  
#3

Dr. Dianne R. Nielson, Director  
Division of Oil, Gas and Mining  
Department of Natural Resources  
3 Triad Center, Suite 350  
355 West North Temple  
Salt Lake City, UT 84180-1203



Re: Des-Bee-Dove Mine Renewal Application

Dear Dr. Nielson:

The Albuquerque Field Office (AFO) has reviewed the permit application package (PAP) for the Des-Bee-Dove Mine and has the following comments:

The PAP indicates that Utah Power and Light (UP&L) merged with and into PacifiCorp in January 1989. If this is the case it would be a change of the effective control of the UP&L operations, and permit transfer procedures should have been followed. The Division of Oil, Gas and Mining (DOG M) should incorporate these procedures into the permit actions occurring at this time.

The PAP indicates that PacifiCorp is the applicant for the permit, and UP&L is the operator. If the companies are merged, UP&L is not separate from PacifiCorp, and the permittee and operator are one -- PacifiCorp. Please clarify this situation.

Once PacifiCorp is the permittee, all bonds need to be re-issued indicating PacifiCorp is the liable entity. Additionally, DOGM should seek clarification if leases have been assigned to the new permittee.

The Certificate of Insurance needs to be reviewed for format and content. UP&L should be replaced by the permittee's name, and missing information such as type of insurance, producing and providing companies, and actual amounts should be supplied.

Table 7 of the PAP indicates the minesite contains two small area exemptions. The narrative should discuss why treatment of these areas has been determined to be the best technology for the situations. Installation and maintenance should also be explained.

*orig. Mike file 89  
-4 L. Blarston  
P. G. Embrough-Letting*

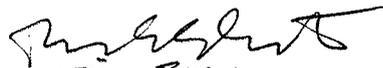
The PAP indicates that fuel storage tanks, noncoal waste, and salt storage areas exist within the watershed of the sedimentation pond. It should include a description of berms or other methods to control spills and contaminated surface run-off from these areas, unless the pond is designed to handle such contamination.

Page 3-63 indicates that the access road is exempt from regulation. This may need clarification that it is the East Mountain access road after it separates from the mine access road. The mine access road is not exempt and should be reclaimed to its premining configuration.

The subsidence monitoring plan indicates that subsidence is anticipated. The company claims sole option (page 4-151) to make the choice of replacing the water or buying the land and water rights if this subsidence affects water sources in the area. AFO does not believe this narrative appropriately addresses R614-301-727, Alternative Water Source Information. Additionally, the company commits to a monitoring program of aerial photogrammetry until such time as DOGM decides the area is stable. Replacement of water and continued subsidence surveillance are company liabilities and should be considered in the calculation of the bond for the site.

If you have any questions concerning these comments, please contact Donna Griffin at (505) 766-1486.

Sincerely,



ACTING FOR

Robert H. Hagen, Director  
Albuquerque Field Office