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State of Utah  
DEPARTMENT OF NATURAL RESOURCES  
DIVISION OF OIL, GAS AND MINING

Michael O. Leavitt  
Governor  
Ted Stewart  
Executive Director  
James W. Carter  
Division Director

355 West North Temple  
3 Triad Center, Suite 350  
Salt Lake City, Utah 84180-1203  
801-538-5340  
801-359-3940 (Fax)  
801-538-5319 (TDD)

ACT/015/017  
#3

June 29, 1995

Val Payne  
Senior Environmental Engineer  
Energy West  
P.O. Box 310  
Huntington, Utah 84528

Re: Determination of Administrative Completeness - Permit Renewal, Des-Bee-Dove Mine, PacifiCorp, ACT/015/017-95A, Folder #3, Emery County, Utah

Dear Mr. Payne:

The permit renewal application has been determined administratively complete (with the submittal of a copy of the Surety Bond, the Certificate of Liability Insurance and a copy of the proposed newspaper notice), pursuant to the Permit Renewal Directive, effective January 12, 1994. This letter is notice to commence the publication notice of the permit renewal for four consecutive weeks. Please submit the Affidavit of Publication to the Division after publication is complete.

This operation went into temporary cessation on February 6, 1987 and no mining has occurred at this site since that date. A memo dated October 11, 1988 from Lowell P. Braxton, entitled "Guidelines for Duration of Temporary Cessation of Operations", (attached) stated that temporary cessation may extend to either 15 years after initiation of temporary cessation, or up to the third five-year permit renewal, whichever occurs first. Final reclamation would be required to commence at the end of the third five-year renewal, or 15 years after the initiation of temporary cessation if no action is taken by the permittee to activate the property. This is the second permit renewal for this mine, and therefore, reclamation would have to begin by 2002.

PacifiCorp has been working with the Division to update the legal and financial information for their Utah operations. By July 17, 1995, please submit all of the finalized legal and financial information for inclusion in the mining and reclamation plan as well as the updated compliance information.



Determination of Completeness  
Des-Bee-Dove Mine  
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If you have any questions, please call me.

Sincerely,



Pamela Grubaugh-Littig  
Permit Supervisor

Enclosure

cc: Lowell Braxton  
Daron Haddock  
Joe Helfrich  
Bill Malencik



# State of Utah

DEPARTMENT OF NATURAL RESOURCES  
DIVISION OF OIL, GAS AND MINING

Norman H. Bangerter  
Governor

Dee C. Hansen  
Executive Director

Dianne R. Nielson, Ph.D.  
Division Director

355 West North Temple  
3 Triad Center, Suite 350  
Salt Lake City, Utah 84180-1203  
801-538-5340

October 11, 1988

TO: Coal Regulatory Staff  
FROM: Lowell Braxton, Administrator *LB*  
RE: Guidelines for Duration of Temporary Cessation of Operations

"Temporary Cessation of Operations" (UMC 817.131) outlines the requirements of the permittee for temporary cessation of operations but does not define the length of time an operator may maintain a permitted property under a temporary cessation. The regulation could be construed that the duration is indefinite. Conversely, "Contemporaneous Reclamation" (UMC 817.100) requires reclamation be undertaken in a contemporaneous fashion.

The purpose of this memo is to outline the guidelines for "duration" of temporary cessation of operations prior to final reclamation. Four aspects should be considered in terms of "extended" temporary cessation as follows:

1. An approved reclamation permit must be maintained by the operator. An adequate bond must be posted at all times.
2. Site maintenance must be undertaken as required according to the approved permit and performance standards.
3. Significant remaining mineable coal reserves must be documented by the permittee (BLM concurrence for federal coal mines).

If an operator meets the three conditions previously noted, then the duration of temporary cessation may extend to either 15 years after initiation of temporary cessation, or up to the third five-year permit renewal, which ever occurs first. Thusly, final reclamation would be required to commence at the end of the third five-year permit term following notification of temporary cessation or 15 years after initiation of temporary cessation if no action is taken by the permittee to activate the property.

Failure to meet the three conditions noted above will result in the Division ordering immediate final reclamation.

An operator has the option of appealing to the Board if ordered to complete final reclamation by the Division.

vb  
WPOM/13-1&2