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United States Department of the Interior
OFFICE OF SURFACE MINING
Reclamation and Enforcement
BROOKS TOWERS
1020 15TH STREET
DENVER, COLORADO 80202

Home Nelson

DEC 10 1984
RECEIVED

Mr. Rue P. Ware, Chairman
Emery County Board of Commissioners
P.O. Box 629
Castle Dale, Utah 84513

*ACT/OS/08 } #2
ACT/OS/07 }*

DIVISION OF
OIL, GAS & MINING

Dear Mr. Ware:

The Office of Surface Mining (OSM), Western Technical Center has received your letter of September 20, 1984, concerning responsibility for and maintenance of the roads serving the Deer Creek mine (approximately three miles long from Highway 31 to the Deer Creek portal), and the Des-Bee-Dove mine (7.7 miles long on Danish Bench) in Emery County. To assist us in completing permit actions on those mines, we are asking you to answer questions which remain:

1. Does Emery County own the right-of-way to all or part of these roads? If the County owns the right-of-way to only part(s), please specify which part(s).
2. Does Emery County accept the post-mining responsibility for these roads, including maintenance? Please understand that the regulatory authority must have a commitment from the County regarding post-mining responsibility in order to complete the reclamation requirements of the mining applications. If it is later determined to be appropriate, the County may change their post-mining plans and notify the regulatory authority and the mine operator prior to reclamation.
3. Does Emery County currently have all responsibility for maintenance of these roads? If not, who does?

Your timely response would be most appreciated. If you have any questions, please call either Louis Hamm or Walter Swain at (303) 844-3806.

Sincerely,
William J. Krain, Acting for
Melvin Shilling
Chief, Mining Analysis Division
Western Technical Center

cc: Robert Hagen, OSM - Albuquerque Field Office
Dianne Nielson, DOGM
Mary Boucek, DOGM
Chris Shingleton, Utah Power and Light

*Big Mine file
cc R Daniels
D Nielson*