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Mime file
L/B
J.W.

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DIVISION OF
OIL, GAS & MINING

March 7, 1986

Mr. Lowell Braxton
State of Utah
Department of Natural Resources
Division of Oil, Gas & Mining
355 West North Temple
3 Triad Center, Suite 350
Salt Lake City, Utah 84180-1203

*Act 1015/018
#2*

Dear Mr. Braxton:

Attached to Deer Creek's federal coal mining permit (UT-0016 10/85), at issuance, were certain special conditions requiring further action by the permittee within stated time frames.

One such condition, condition #3, essentially says additional diversion capacity is required in both Deer and Elk drainages to meet estimated runoff values from the designed 10-year 24-hour precipitation event. Deer drainage was completed last summer prior to reconstruction of the parking area. It is scheduled to install the additional piping in Elk drainage this season.

However, recent changes in the Federal regulations have down-graded storm runoff values from a 10-year 24-hour storm event to a 10-year 6-hour event lessening considerably the runoff value (reference 817.43).

*Jokw: let's discuss
WJ 3-7*

If, and when, the State changes its regulations to coincide with the new Federal design standard, our existing facilities would then be adequate. Therefore, we request a temporary administrative delay until the State can act to change existing regulations.

Sincerely,

C. E. Shingleton

C. E. Shingleton
Director of Permitting,
Compliance & Services
Mining and Exploration

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cc: Ralph Jerman, UP&L
Val Payne, EMC