

0038

**utah
power**
& LIGHT COMPANY
MINING DIVISION
P.O. Box 310
Huntington, Utah 84528

*File ACT/015/018
#2*

March 19, 1990

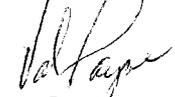
Ms. Pamela Grubaugh-Littig
Permit Supervisor
Division of Oil, Gas and Mining
355 West North Temple
3 Triad Center, Suite 350
Salt Lake City, Utah 84180-1203

Dear Pamela:

Enclosed please find a copy of the Encroachment Permit Application submitted to Emery County.

This information is submitted for your information and should be included with the modification of the amendment for the Automated Security System at the Deer Creek Mine.

Sincerely,



Val Payne
Senior Environmental Engineer

VP/do
Enclosure

March 14, 1990

Mr. Rex Funk
Supervisor
Emery County Road Department
Castle Dale, Utah 84513

Dear Mr. Funk:

Transmitted herewith please find Utah Power and Light Company's application for a permit to encroach upon the county road located in Deer Creek Canyon.

It is Utah Power and Light Company's desire to install an automated access gate at the location of the existing access gate to maintain access at this location as has been done in the past.

The location of the gate was selected to avoid encroachment upon the county road. However, construction of a safe approach to the gate requires widening of a portion of the county road as indicated on the accompanying drawings (DS1208D and CM-10546-DR, Sheets 2 and 3).

As we discussed on March 6, 1990, UP&L proposes to widen the road from approximately Station 140+00 to the end of the county road at station 142+18. It is UP&L's desire to minimize the extent of encroachment to avoid concerns similar to those associated with the county road improvement project completed recently.

Your assistance in this project is appreciated. If you have questions or require further information, please call Val Payne at 687-9821, ext. 288.

Sincerely,



David Smaldone
Director of permitting,
Compliance and Services

Applicant: Mining Division

Address: 15 North Main

Huntington, Utah 84528

Phone: 801-687-9821

ROADWAY ENCROACHMENT APPLICATION

Utah Power & Light Co. - Mining Division (Applicant) hereby applies for a permit to encroach upon a roadway within Emery County known as Deer Creek Canyon

for the purpose of constructing an approach area to the security gate at the Deer Creek Mine.

Said encroachment is proposed at the following location upon said roadway: see attached Drawing DS1208D

and is described as see attached Drawing DS1208D

Applicant proposes work to begin on March 19, 19 90 and to be completed on or before July 31, 19 90.

A processing fee of \$10 ^{waived} is tendered with this Application.

Applicant agrees to comply with all laws, ordinances and regulations of all governmental agencies, including, but not limited to Emery County, as well as instructions of the Emery County Road Department Supervisor or his indicated representative.

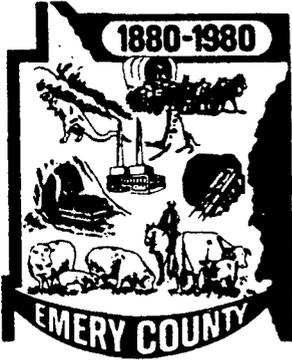
Fees in the amount of _____ and a bond in the amount of _____ be in force for a period of _____ years, are hereby tendered, or will be tendered before a Permit is issued.

DATED this _____ day of _____, 19 _____.

Utah Power & Light Company
Applicant: Mining Division

By: [Signature]

Title: Director Permitting, Compliance & Services



Emery County Road Department

P.O. Box 889
Castle Dale, Utah 84513

Phone (801) 381-5450
or
381-2550

PERMIT

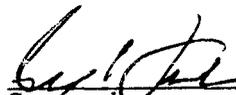
Permit #199005

Application having been made by Utah Power & Light Company-Mining Division through David Smaldone, its authorized agent, and an Application fee being waived, and the Application having been reviewed and accepted, permission is hereby granted Applicant to proceed with the construction of an approach area to the security gate at the Deer Creek Mine on the Deer Creek Mine Road #3-04, at the location as described on the attached drawing DS1208D.

Stipulations:

1. Applicant or their assigns, agent or contractor shall not exceed designated or existing rights-of-way without Emery County authorization.
2. Dust control during construction period.
3. Proper signing while construction is in effect per Utah Traffic Control Device and Utah Department of Transportation.
4. Posting for safety during construction and traffic control (if determined necessary by Emery County).
5. Road repairs in the event of damages per Emery County Ordinance #8-7-85A.
6. Restitution in the event of trespass or violation of special agreement or instruction shall be the sole responsibility of the permittee.
7. Final inspection upon completion of project.

DATED this 16th day of March, 1990.



Supervisor

EMERY COUNTY ROAD DEPARTMENT

By  _____

INSPECTION AND RELEASE

The Emery County Road Department Supervisor inspected said site on the _____ day of _____, 19 _____, finds the following deficiencies which must be corrected before release can be considered.

Supervisor

EMERY COUNTY ROAD DEPARTMENT

By _____