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June 27, 1984

JIM

JUL 10 1984

Barbara W. Roberts  
Assistant Attorney General  
236 State Capitol Building  
Salt Lake City, UT 84114

Re: Hunter Plant Coal Pile

~~EXP/037/055~~

Dear Ms. Roberts:

Mr. Bryner has asked me to respond to your letter of June 7, 1984. I apologize for the delayed response which has resulted from a misunderstanding. In any event, we want to advise you that the coal crushing will not be completed until approximately August 15, 1984.

As you know, we delayed initiation of the work until a decision was reached by the assessment officer. Following that decision, the company went out for bids which have now been received. A contract will be awarded to the low bidder, Elbert Lowermilk, Inc. this week. It is anticipated that the work will take about six weeks to complete.

In your letter, you appear to infer that the work is being done under the jurisdiction of the Division of Oil, Gas and Mining. The company, however, has never acceded to that position. You may recall that at our meeting with the Division in March, the company considered the coal to be an end product over which the Division did not have jurisdiction, but in order to prevent any problems in that regard we would crush it and utilize it at the plant. We had also indicated that in order to prevent any future questions from arising, there would be no further disposal of any mining materials at the plant site.

If you have any questions concerning this matter, please contact me rather than Mr. Bryner.

Very truly yours,

Ralph L. Jerman

RLJ:p