



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

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Governor

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Division Director

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March 23, 1995

Mr. Val Payne
Sr. Environmental Engineer
PacifiCorp
P.O. Box 1005
Huntington, UT 84528

Re: Approval of Overland Conveyor, Cottonwood/Wilberg Mine, PacifiCorp,
ACT/015/019-94G, Folder #3, Emery County, Utah

Dear Mr. Payne:

The Overland Conveyor amendment is approved with the following conditions:

- 1) Within 30 days, the permittee must submit for inclusion in the mining and reclamation plan, a map of the entire Johnson Mine site on the Cottonwood Fan Portal Surface Facilities Map, Plate 3-16A. (R645-301-411.141),
- 2) The side slopes of the topsoil stockpiles must be decreased to at least 2H:1V. (R645-301-230),
- 3) Within 30 days of completion of this project, the permittee must submit as-builts for inclusion in the mining and reclamation plan, and,
- 4) Submit twelve finalized copies of this amendment by April 24, 1995.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Pamela Grubaugh-Littig'.

Pamela Grubaugh-Littig
Permit Coordinator

Enclosure

cc: Daron Haddock
Joe Helfrich



PERMIT AMENDMENT APPROVAL

Title: <u>Overland Conveyor</u>	PERMIT NUMBER: <u>ACT/015/019</u>
Description:	PERMIT CHANGE #: <u>946</u>
	MINE: <u>Cottonwood/Wilberny</u>
	PERMITTEE: <u>Pacifi Corp</u>

WRITTEN FINDINGS FOR PERMIT APPLICATION APPROVAL

	YES, NO or N/A
1. The application is complete and accurate and the applicant has complied with all the requirements of the State Program.	Yes
2. The proposed permit area is not within an area under study or administrative proceedings under a petition, filed pursuant to R645-103-400 or 30 CFR 769, to have an area designated as unsuitable for coal mining and reclamation operations, unless:	Yes
A. The applicant has demonstrated that before January 4, 1977, substantial legal and financial commitments were made in relation to the operation covered by the permit application, or.	Yes
B. The applicant has demonstrated that the proposed permit area is not within an area designated as unsuitable for mining pursuant to R645-103-300 and R645-103-400 or 30 CFR 769 or subject to the prohibitions or limitations of R645-103-230.	Yes
3. For coal mining and reclamation operations where the private mineral estate to be mined has been severed from the private surface estate, the applicant has submitted to the Division the documentation required under R645-301-114.200.	Yes
4. The Division has made an assessment of the probable cumulative impacts of all anticipated coal mining and reclamation operations on the hydrologic balance in the cumulative impact area and has determined that the proposed operation has been designed to prevent material damage to the hydrologic balance outside the permit area.	Yes
5. The operation would not affect the continued existence of endangered or threatened species or result in destruction or adverse modification of their critical habitats, as determined under the Endangered Species Act of 1973 (16 U.S.C. 1531 et.seq.).	Yes
6. The Division has taken into account the effect of the proposed permitting action on properties listed on and eligible for listing on the National Register of Historic Places. This finding may be supported in part by inclusion of appropriate permit conditions or changes in the operation plan protecting historic resources, or a documented decision that the Division has determined that no additional protection measures are necessary.	Yes
7. The Applicant has demonstrated that reclamation as required by the State Program can be accomplished according to information given in the permit application.	Yes
8. The Applicant has demonstrated that any existing structure will comply with the applicable performance standards of R645-301 and R645-302.	Yes
9. The Applicant has paid all reclamation fees from previous and existing coal mining and reclamation operations as required by 30 CFR Part 870.	Yes
10. The Applicant has satisfied the applicable requirements of R645-302.	NA
11. The Applicant has, if applicable, satisfied the requirements for approval of a long-term, intensive agricultural postmining land use, in accordance with the requirements of R645-301-353.400.	NA

SPECIAL CONDITIONS OR STIPULATIONS TO THE PERMIT AMENDMENT APPROVAL

	YES	NO
1. Are there any variances associated with this permit amendment approval? If yes, attach.		X
2. Are there any special conditions associated with this permit amendment approval? If yes, attach. <u>see attached</u>	X	
3. Are there any stipulations associated with this permit amendment approval? If yes, attach.		X

The Division hereby grants approval for Permit Amendment to the Existing Permit by incorporation of the proposed changes described herein and effective the date signed below. All other terms and conditions of the Existing Permit shall be maintained and in effect except as superseded by this Permit Amendment.

Signed Dawn R. Haddock
 Division of Oil, Gas and Mining

3/23/95
 EFFECTIVE DATE

PERMIT CONDITIONS

OVERLAND CONVEYOR AMENDMENT

PACIFICORP

COTTONWOOD/WILBERG MINE

ACT/015/019-94G

March 23, 1995

- 1) **R645-301-411.141**, Cultural and Historic Resources Maps. The permittee must submit for inclusion in the permit a map of the entire Johnson Mine site on the Cottonwood Fan Portal Surface Facilities Map, Plate 3-16A.
- 2) **R645-301-230** Side slopes of topsoil stockpiles must be decreased to at least 2h:1v.