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**VIKING ENGINEERING SERVICES**

DIVISION OF  
OIL, GAS & MINING  
April 8, 1983

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and me  
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APR 20 1983

Mr. James W. Smith, Jr.  
Coordinator of Mined Land Development  
Division of Oil, Gas and Mining  
4241 State Office Building  
Salt Lake City, Utah 84116

RE: Bear Canyon Mine Site

Dear Mr. Smith,

Since our brief discussion on April 4, 1983 concerning the Boards final interim approval for the Bear Canyon Mine, have you discovered any record of a land description that limits the area which the mine can impact. Failure to produce any form of limiting description forces questions as to which activities are in the mine area and have approval and/or what is considered operating without a permit in/or outside the permit area. In the shadow of the mentioned concerns, how should I explain to Mr. Owen what, "new activities" means at Bear Canyon?

It appears that many gray areas exist in the relationship between the Division and Co - Op Mining. Many of these gray areas stem from miscommunication, and hostile attitudes on both sides of the question. Please read the following suggestion and consider it as a means of clearing up the "gray" area around the Bear Canyon Mine:

If the Division would delay any offensive action directed at the Bear Canyon Mine for 120 days, the Co -Op Mining Company would agree to obtain the needed base material and data to complete the Permit Application for the mine. This application would be complete and of sufficient detail to allow for final approval. This agreement would not free the mine from inspections, but only give it time to develop a total mine plan.

An agreement like that mentioned above would require the Technical Staff to respond during the planning stages in an expedient and prudent manor. The common goal should be to bring the Bear Canyon Mine to full legal compliance, and nothing more. Please consider the benefits of obtaining a completed mine permit versus handling the gray areas one at a time. If you would like to discuss this option and possible safe guards, please contact me at once. Thank you for your time.

Yours,

Scott H. Nordness - President