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State of Utah

DEPARTMENT OF ENVIRONMENTAL QUALITY DIVISION OF WATER QUALITY

OK

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May 8, 2002

Mr. Kenneth E. May, Mine Manager
Canyon Fuel Company, LLC
SUFCO Mine
397 South 800 West
Salina, Utah 84654

*Incoming
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Dear Mr. May:

Subject: UPDES Permit at Link Canyon Mine Portals

From the information we have been able to gather at the meeting with Mike Davis, Chris Hansen and Wess Sorensen on March 26th and from your letter of April 2nd, it appears that the water being discharged at Link Canyon Mine Portals is not process wastewater. While defined as a point source under UAC R317-8, the water being discharged is natural flow that has been occurring historically for a number of years and will not come into contact with areas being mined by Canyon Fuel. This would not change as a result of your proposed construction. Therefore, no UPDES permit will be required at this time for the discharge. However, if water which has come in contact with the coal mining process is discharged out the Link Canyon Portals, a UPDES permit would be required.

If you have any questions regarding this letter please contact Mike Herkimer of our Division at (801) 538-6058.

Sincerely,

Fred C. Pehrson, P.E., Manager
Permits, Compliance & Monitoring Branch

FCP:MDH:st

cc: Pam Grubaugh-Lettig, DOGM
Linda Himmelbauer, EPA Region VIII

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