



STATE OF UTAH  
NATURAL RESOURCES  
Oil, Gas & Mining

Norman H. Bangertter, Governor  
Dee C. Hansen, Executive Director  
Dianne R. Nielson, Ph.D., Division Director

355 W. North Temple • 3 Triad Center • Suite 350 • Salt Lake City, UT 84180-1203 • 801-538-5340

October 30, 1986

Ms. Barbara Filas  
Summit Minerals, Inc.  
221 West 2100 South  
Salt Lake City, Utah 84115

*Barb*  
Dear Ms. Filas:

Re: Summit Minerals Inc. No. 1 Mine, INA/043/001, Summit County, Utah

In anticipation of receipt of a complete Mining Reclamation Plan application for reclamation of disturbance at this mine site, I would like to identify two issues that must be resolved prior to DOGM's issuing an approved mining and reclamation permit:

1. Right of Entry - The Division has been provided documents that attempt to establish right of entry to the property via surface owned in part by Joseph LaVerne Boyer: Section 36 Township 3 North Range 6 East, SLM. This information was provided to the Division of Oil, Gas and Mining by the Offices of Hugh C. Garner and Associates, 11-26-85. Evidently there is not complete concurrence on the part of the surface owner that these documents constitute an uncontested right of access (See Parsons, Bailey and Lattimer, Pat Garver 12-9-85 enclosed). To resolve this potential conflict and to further issuance of a Mining Reclamation Plan Permit when other technical issues have been resolved I would ask that Summit Minerals provide the Division of Oil, Gas and Mining with an agreement signed by the current owners of record, that agreement to state that Summit Minerals has access to the property for the purposes of conducting mining reclamation activities beyond those activities permitted by the December 1985 Board Order.

**FILE COPY**

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2. Unpaid Civil Penalties - Assessed civil penalties must be paid prior to permit issuance. If I can provide clarification on any of these issues please advise.

Sincerely,



L. P. Braxton  
Administrator  
Mineral Resource Development  
and Reclamation Program

jvb  
Enclosure  
cc: K. May  
S. Linner  
0198R-50