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BRAZTAH CORPORATION

W. H. Haynes, Jr.
President

P. O. Box 599 - 801 - 472-3411 Office
HELPER, UTAH 84526

Sub Braztah

February 27, 1978



BLA

State of Utah
Department of Natural Resources
Division of Oil, Gas, and Mining
1588 West North Temple
Salt Lake City, Utah 84116

Attention: Ronald W. Daniels
Coordinator of Mined Land Development

Re: Notice of Section 710.11(d)(2) - Surface Mining
Control and Reclamation Act of 1977,
Rules and Regulations

Gentlemen:

This letter is to supplement our letter of February 1, 1978, and to further notify the Utah Department of Natural Resources, Division of Oil, Gas, and Mining, pursuant to Section 710.11(d)(2) of the final Rules and Regulations (effective February 7, 1978) implementing the Federal Surface Mining Control and Reclamation Act of 1977 (The Act), that it is physically impossible to bring the hereinafter designated structures or facilities under Utah Mined Land Reclamation Act Permit No. ACT-007-004, issued to Braztah Corporation, into compliance with said Federal Rules and Regulations under said Act by May 4, 1978.

The structures and/or facilities affected are disturbed areas as defined in the regulations applicable to underground mining operations, and structures associated with such disturbed areas designed to regulate the quality of surface drainage effluent from such disturbed areas. The structures and/or facilities are disturbed areas associated with the following facilities:

1. Braztah No. 5 Mine
2. Braztah No. 3 Mine
3. Utah Fuel No. 1 Mine
4. New Peerless Mine
5. Castle Gate Coal Preparation, Storage and Loading Area
6. Braztah No. 6 Mine
7. Braztah No. 6A Mine

The steps to be taken and schedule to cause these facilities to be brought into compliance with the regulations are as follows:

State of Utah
Department of Natural Resources
Division of Oil, Gas, and Mining
February 27, 1978
Page Two

	<u>Begin</u>	<u>Complete</u>
1. Analysis and Delineation of Disturbed Areas	1/2/78	4/30/78
2. Engineering Design of Compliance Means	5/1/78	10/1/78
3. Invitation to Bid Construction	8/1/78	10/1/78
4. Award Construction Contract(s)	9/15/78	11/15/78
5. Construction	10/1/78	10/1/79

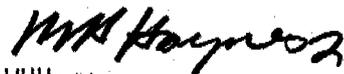
It is physically impossible to bring the above described structures or facilities into compliance by May 4, 1978, because of the magnitude of design work prior to award of construction contracts, and the estimated time required to complete construction of facilities after they have been properly designated.

All of the construction work required to bring such facilities into compliance with the regulations shall be designed by professional engineers.

The above stated schedule of the required work is a preliminary estimate of the timing of each step required to be taken in causing the facilities to be brought into conformance with applicable performance schedules. It appears impossible to commence construction work prior to May 4, 1978. Much of the area involved in anticipated construction activity is presently covered with snow and the ground frozen. When thawing will occur so as to allow commencement of construction cannot be accurately forecast. Construction could not be commenced in any event prior to engineering design.

It does not appear possible to complete the required construction work anticipated prior to November 4, 1978. The above stated schedule sets out our current estimate of construction completion. This schedule may vary dependent upon engineering design of the facilities.

Yours very truly,



WHH:ga

cc: K. B. Hutchinson
H. Bressler
Lee McCloskey