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United States Department of the Interior
OFFICE OF SURFACE MINING
Reclamation and Enforcement
BROOKS TOWERS
1020 15TH STREET
DENVER, COLORADO 80202

MA
12-29-80 Route to
Mary Ann

File ACT/007/004

Jim

OFFICE OF THE REGIONAL DIRECTOR

DEC 23 1980



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DIVISION OF
OIL, GAS & MINING

Mr. K.B. Hutchinson
Chief Engineer
Price River Coal Company
P.O. Box 629
Helper, Utah 84526

Dear Mr. Hutchinson:

This office, in coordination with Utah Division of Oil, Gas, and Mining (DOGM), has reviewed your September 24, 1980 proposal in regard to two ventilation shafts in Crandall Canyon. Based upon this review and review of your updates of October 17, October 29, and November 4, as well as concurrence from the U.S. Geological Survey (dated November 5), we approve your plan with the following stipulations:

1. Evidence of the bond (\$350,000) payable to U.S. Government and the State of Utah, must be submitted. Also, Price River Coal must commit to the requirements of 30 CFR 806.16 (updated August 6, 1980).
2. The Company will instruct all personnel and contractors that no employees nor any vehicular traffic will be allowed to disturb the known cultural resources.
3. There will be no road-grading operations nor other earth disturbing activities within 100 feet of site 42Cb215; this site is located on the north side of the existing dirt road, east of the shaft site.
4. Site 42Cb217 (situated on the north side of Crandall Canyon and west of the construction area) will be fenced under the supervision of a qualified archaeologist prior to any earth disturbing activities. The fence will be of at least two strands of barbed wire. Topsoil stockpiles will not encroach on this site.
5. A final report detailing investigations at the three historic sites will be submitted by the applicant to the Utah State Historic Preservation Officer, the Utah Division of Oil and Mining, and the Office of Surface Mining. No construction activities shall be allowed to impact these sites until this report is accepted and approved by the above agencies and a determination made as to the sites' eligibility for nomination to the National Register of Historic Phases (pursuant to 36 CFR 63.3) is made. If sites are determined eligible, a plan to mitigate any future impact will also be submitted by the applicant to the above mentioned agencies for review and approval prior to any additional land disturbing activities at these sites (pursuant to 36 CFR 800).
6. With respect to the catchment basins, the Utah Division of Water Rights must be notified when construction of the catch basins is completed. The Division of Water Rights must be allowed to inspect said basins, and the

catch basins must be reclaimed when the project is completed. Approval of the basins by the Division of Water Rights does not waive approvals by other regulatory agencies.

7. The Utah Division of Health requires specifications on the catch basins prior to construction. These include the dikes' width, slope, freeboard height and seepage levels.

This approval becomes effective only after Price River Coal Company accepts these stipulations in writing.

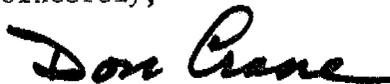
To further clarify the approval, the only work to be started this year is to: grade the access road; grub, clear, remove, stockpile, store, and seed topsoil from the shaft site area (the site areas is defined as the area within the heavy line on the enclosed map); level the site area; and start shaft construction. The temporary seed mixture will consist of annual barley at a rate of 26 ponds of pure live seed per acre, and the temporary sediment control basins (and associated diversion) will be constructed prior to initiation of the shaft construction.

Because cultural resource documentation of these sites is not complete and OSM has not completed compliance procedures pursuant to Section 106 of the National Historic Preservation Act of 1906, we cannot concur with the recommendations of the Utah Archaeologist Research Corporation at this time. We will consult with the State Historic Preservation Officer when the final report has been received.

Also, in your letter of September 24th, you asked for our comments on the conceptual idea of placement of topsoil under blacktop. Before this concept can be reviewed, Price River Coal must provide a detailed description of the preparation of topsoil and blacktop (i.e., compaction, oiling, and other operations), the material to be used to blacktop, and the possible contamination of topsoil from the blacktop.

If you have any questions in regard to this review and approval, please contact John Nadolski (303) 837-3773 of my staff.

Sincerely,



DONALD A. CRANE

Enclosure (map)

cc: Smith, DOGM, Salt Lake City

