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September 24, 2001

Robert L. Morgan
State Engineer
Department of Natural Resources/Division of Water Rights
State of Utah
1594 W. North Temple, Suite 220
P.O. Box 146300
Salt Lake City, Utah 84114-6300

Re: Carbon Water Conservancy District

Dear Mr. Morgan:

We are writing on behalf of the Carbon Water Conservancy District ("CWCD"). Based on newspaper accounts and other secondary sources, CWCD understands that water is being pumped, or may in the near future be pumped, from the Skyline Mine west into the Huntington Creek drainage in Emery County. This pumping is apparently being done in order to remove an unusually high flow of water that has recently occurred within the mine works. Pumping will apparently be either directly from the mine works, or from surface dewatering wells in the vicinity of the Mine.

It is CWCD's understanding that the drainage from the Skyline Mine has always been discharged to the east into the Price River drainage. That fact, together with the Mine's location relative to the aquifer, cause CWCD to be very concerned that any water pumped or drained from the Mine or its vicinity into the Huntington Creek drainage could be in derogation of water rights held by CWCD and others in the Price River drainage.

Incoming
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Mike S., Ann
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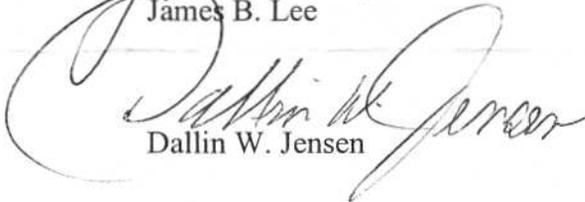
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Robert L. Morgan
State Engineer
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In light of the above, we respectfully request that your office provide us with any information it now has regarding this issue, and also that you keep us updated as any additional information becomes available.

Sincerely,


James B. Lee


Dallin W. Jensen

JBL:DWJ/cvd

cc: ✓ Mary Ann Wright, DOGM
Mark Page, DWR
Richard D. Pick, Canyon Fuels/Skyline Mine
Crockett Dumas, Manti-LaSal N.F.