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United States  
Department of  
Agriculture

Forest  
Service

Manti-La Sal  
National Forest

Supervisor's Office  
599 West Price River Drive  
Price, UT 84501  
Phone # (435) 637-2817  
Fax # (435) 637-4940

File Code: 7730/2820-4  
Date: March 14, 2003

Mark Bunnell  
Ark Land Company  
c/o Canyon Fuel Company, LLC  
Skyline Mines  
HC35 Box 380  
Helper, UT 84526

**CERTIFIED MAIL – RETURN  
RECEIPT REQUESTED**

*Lucy  
3/10/03*

**NOTICE OF NONCOMPLIANCE  
Road Use Permit, 0410-03-7**

Dear Mark:

An inspection of the Monument Peak Road, commercial use authorized by Road-Use Permit 0410-03-7 (associated with the JC-3 water well drilling activities in James Canyon), was conducted on March 11, 2003. Unauthorized staging of drilling equipment and materials was observed at the intersection of the Monument Peak Road and State Route 264; see enclosed photographs. This unauthorized use is blocking Forest visitor parking for winter recreation uses, and has resulted in unacceptable rutting of the parking area and apparent expansion of the disturbed area at this location.

The equipment and materials must be removed within 5 days of receipt of this notice with the exception that one piece of snow removal equipment may remain at the parking area/road intersection as needed to keep the road open during the winter months. In addition, Canyon Fuel must submit a plan, subject to Forest Service approval, for reclamation of the disturbed area within 14 days of receipt of this notice. The plan must include gravel replacement and shaping of the damaged parking area. For the adjacent disturbed area the plan must include seedbed preparation, seeding, and construction of physical barriers to prevent continued use during revegetation efforts.

Continued noncompliance relative to the items discussed above could result in suspension of the Road-Use Permit.

RECEIVED

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DIV. OF OIL, GAS & MINING



Mark Bunnell

Page 2

If you have any questions or wish to discuss the provisions of this notice, contact Jeff Alexander or Aaron Howe at the Forest Supervisor's Office in Price.

Sincerely,

  
ELAINE J. ZIEROTH  
Forest Supervisor

Enclosure

cc:

Mary Ann Wright, UDOGM  
D-2/3



