



0029

STATE OF UTAH  
NATURAL RESOURCES  
Oil, Gas & Mining

ACT/007/011#5

Norman H. Bangerter, 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

September 28, 1987

CERTIFIED RETURN RECEIPT REQUESTED  
P402 459 452**FILE COPY**Mr. Robert H. Hagen, Director  
Albuquerque Field Office  
Reclamation and Enforcement  
Office of Surface Mining  
Suite 310, Silver Square  
625 Silver Avenue, SW  
Albuquerque, New Mexico 87102

Dear Mr. Hagen:

Re: Response to TDN #X-87-02-006-005 TV 10, U.S. Fuel Company,  
Hiawatha Complex, ACT/007/011, Folder No. 5, Carbon County, Utah.

On August 24, 1987, the Division received OSM's review of the Division of Oil, Gas and Mining's (Division) response to the above referenced TDN. While under normal conditions, the Division would only respond once to a TDN, A second response is being made for this TDN to provide information not known to exist at the time of the first response.

4 of 10:

As observed in the field on September 15, 1987, the operator has replaced the worn silt fence around the catch basin in the equipment storage yard as per Map Exhibit VII-23.

6 of 10:

Map Exhibits VII-4 thru VII-11 are certified "as-built" plans for the ponds. These exhibits contain the information required by UMC 817.46(r) and 817.49(h). Annual reports for the slurry ponds that meet the size criteria of 30 CFR 77.216(a) were reviewed in the operator's office for the period of 1977 to 1987. Had the oversight inspection been conducted when the operator or the Division's regular inspector for the Hiawatha Complex was available, this information could have been reviewed at the time of the oversight inspection. (These people were participating in OSM training at the time.)

Page 2  
Mr. Robert Hagen  
ACT/007/011  
September 28, 1987

8 of 10:

The Operator submitted the quarterly monitoring reports with their annual report as per their understanding of a Division Directive dated December 23, 1985, which requested that all monitoring reports be submitted with the annual report. The operator's response to this directive stated, "... all reports, information such as water monitoring, vegetation and subsidence data and other required materials will be presented to the Division once a year in the form of an Annual Report." The Division has not questioned the operator's interpretation.

In conclusion, the Division would like to emphasize the need to have the operator and/or the Division's assigned inspector available for oversight inspections. Problems raised in some of the TDN's issued could have been resolved on site, saving much time through correspondence and additional site visits, which made the resolution of issues much more costly. I believe that advance notice is presently being given to the Division, and I appreciate the willingness of your staff to allow the Division to ensure proper personnel availability.

Sincerely,



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

LK:jvb  
cc: J. Semborski  
L. Kunzler  
1255R-23