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United States Department of the Interior

OFFICE OF SURFACE MINING
RECLAMATION AND ENFORCEMENT
SUITE 310
625 SILVER AVENUE, S.W.
ALBUQUERQUE, NEW MEXICO 87102



RECEIVED
AUG 29 1988

AUG 25 1988

In Reply Refer To:

4480
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DIVISION OF
OIL, GAS & MINING

Permit: ACT 007 011
Mine Name: Hiawatha Complex

Mr. Lowell Braxton, Administrator
Division of Oil, Gas and Mining
Department of Natural Resources
355 West North Temple
3 Triad Center, Suite 350
Salt Lake City, Utah 84180-1203

Dear Mr. Braxton:

Federal Ten-Day Notice 88-02-116-2; violations 1, 2, and 3 of 3 and 88-02-116-3; violation 1 of 1 is being issued for violations that likely existed at the time of the last State complete inspection (LSCI). Specific details are as follows:

Date of Federal Inspection: 08-18-88; Date of LSCI: 05-11-88

The determination that the State did not cite the violations is based on one or more of the following reasons:

The condition was identified in a State inspection report but no State enforcement action was taken.

Design criteria or required certification has not been met for a structure in existence as of the last complete inspection (sediment pond, excess spoil fill, etc.)

Necessary controls that were required at the time of the last complete State inspection have not been established (diversion ditches, sediment ponds, top soil protection, signs and markers, etc.)

Site conditions indicate that the violations noted had been in existence at the time of, or prior to, the last complete State inspection.

Other (Give explanation).

Indicate below the Division's reason(s) for not citing the alleged violations:

Not a violation

Precluded by State policy

Not included under State program

Warning given in Lieu of a Citation

Violation not recognized (missed) in Feb and state PUTS # 2, 3 of 3

Practice allowed under approved permit

Too minor to cite

Working with operator to correct #1 of 3 Division had identified problem and operator was correcting prior to Feb. inspection

Other: _____

Signature _____

Date _____

Please return your signed and dated response to the Albuquerque Field Office at your earliest convenience.

Sincerely,



Stephen G. Rathbun
Supervisory Reclamation Specialist