



STATE OF UTAH  
NATURAL RESOURCES  
Water Rights

Norman H. Bangerter, Governor  
Dee C. Hansen, Executive Director  
Robert L. Morgan, State Engineer

Southeastern Area • 453 S. Carbon Avenue • P.O. Box 718 • Price, UT 84501-0718 • 801-637-1303

Castle Valley Resources, Inc.  
Attn: Mr. Candy Manzanares  
P.O. Box 766  
Wellington, Utah 84542

October 31, 1991

Re: Fines Removal - Wellington Preparation Plant

Dear Mr. Manzanares:

This office recently received a copy of Castle Valley Resources' approved plans for PAP Amendment for the Wellington Coal Preparation Plant. Upon review, two permitting requirements of this office were brought to my attention and should be further addressed.

First, according to page 6 of the Deficiency Response, Appendix M, upon identification of acid or toxic forming materials, a determination will be made regarding the installation of an additional monitoring well in the stockpile area. Pursuant to Section 73-3-25 of the Utah Code Annotated, 1953, all monitor wells constructed in the state will be installed by a currently licensed Utah Water Well driller. Furthermore, the projects must receive written approval from this office prior to construction. In the event a monitor well is required, a Request for Monitor Well Construction should be completed and submitted to this office. I have enclosed the necessary forms and guidelines for your use.

Second, in addition to the above requirements, Section 73-5a-204 of the Code mandates that approval for the construction, reconstruction, or abandonment of any dam that impounds less than 20 acre feet of water must be obtained by submitting an application to the State Engineer. It appears from the recent submittal to DOGM, Exhibit B, a sediment pond has been constructed at the southeast corner of the property. Therefore, Form R-69, Application to Construct a Dam Impounding Less Than 20 Acre Feet, should be completed for each existing impoundment (excluding the slurry ponds). I have enclosed several of these forms as well.

Upon completion of the above items, please forward the information to this office. Should you have any questions, please feel free to contact me.

Sincerely,

A handwritten signature in cursive script that reads "William A. Warmack".

William A. Warmack  
Assistant Regional Engineer

cc: Daron Haddock - Division of Oil, Gas & Mining