

*OK Incoming
6/007/0003*

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From: "Marshall, Jay" <jmarshall@coalsource.com>
To: "Joe Helfrich" <joe Helfrich@utah.gov>, <OGMCOAL@utah.gov>
CC: "Dave Waller" <David_Waller@blm.gov>, "Nathan Darnall" <Nathan_Darnall@...>
Date: 6/5/2008 10:33 AM
Subject: RE: Lila Permit Conditions and Exclusionary Periods

Thanks Joe

Tom Suchoski is UEI's consultant and I concur and with Tom and the DOGM decision.

R. Jay Marshall

-----Original Message-----

From: Joe Helfrich [mailto:joe Helfrich@utah.gov]
Sent: Thursday, June 05, 2008 10:25 AM
To: OGMCOAL@utah.gov
Cc: Dave Waller; Marshall, Jay; Nathan Darnall; Tom Suchoski; Daron Haddock; Dave Darby; Leroy Mead
Subject: Lila Permit Conditions and Exclusionary Periods

Please file this "E" mail in C/025/0005 internal, Thanks

On June 3rd, Tom Suchoski form Hydrologic Design Inc. contacted the Division regarding a permit condition for the Lila Canyon Mine that was to be implemented as a result of a settlement agreement. The condition reads as follows:

- 5. (a) UEI shall, within 30 days (weather permitting and pickup accessibility permitting) of the approval by the Board of the Stipulation for Dismissal, locate and make operable two rain gauges within the permit area, including one in the upper elevation area, and one in the surface facilities area. Data will be collected no less than monthly during the period from May 1 through October 30 and otherwise monthly unless access is not feasible. Data will be downloaded quarterly and included in the annual report.
- (b) UEI will by March 31, 2008 (weather and pickup accessibility permitting) place and make operable crest stage gauges and siphon samplers at the sampling locations shown on the attached map #1. UEI will collect two years of additional quarterly surface water quantity and quality baseline information from the gauges. The gauges will be installed, maintained, and inspected as required by normal USGS protocol and on a frequency established by the Division. The Division will accompany UEI on the initial placement of the siphon and crest stage gauges.
- (c) At the conclusion of the first year, the data will be analyzed, and additional monitoring locations may be required.

Since there are also wildlife exclusionary periods for Golden Eagles July 15th, Rocky Mountain Bighorn Sheep June 15th and Mule Deer July 5th within the areas where the crest gauges will be installed it was mutually agreed by Tom Suchoski and Division staff that the installation of the crest gauges would not begin until the end of the exclusionary periods.