

0026

*orig mine file  
cc L. Braxton*



United States Department of the Interior  
OFFICE OF SURFACE MINING  
Reclamation and Enforcement  
BROOKS TOWERS  
1020 15TH STREET  
DENVER, COLORADO 80202

CERTIFIED MAIL: RETURN RECEIPT  
REQUESTED

APR 28 1985

RECEIVED

MAY 01 1985

DIVISION OF OIL  
GAS & MINING

*Am/007/016  
#2*

Mr. Dan Guy  
Beaver Creek Coal Company  
P.O. Box AU  
Price, Utah 84501

Dear Mr. Guy:

According to the Office of Surface Mining's (OSM) records, Beaver Creek Coal Company (BCCC) has not complied with Gordon Creek No. 2 mine permit Condition No. 9. Condition No. 9 requires BCCC to contribute \$ 1,125.00 to the Endangered Species Office of the U.S. Fish and Wildlife Service (FWS) for a study of the endangered fish species in the Upper Colorado River Basin, based upon a net 75 acre-feet water depletion to the Upper Colorado River Basin.

If BCCC has not already contributed to the FWS fund, please make the required contribution to the FWS within 30 days of receipt of this letter. A copy of BCCC's letter and check made out to the FWS should be sent to OSM as documentation of compliance with Condition No. 9. If BCCC has already contributed, please submit a copy of the transmittal letter and canceled check to OSM. If you have any questions, please contact either Mark Humphrey or Walter Swain at (303)844-3806.

Sincerely,

*Richard E. Dawes*  
Allen D. Klein  
Administrator

cc: Robert Hagen, AFO-OSM  
Dianne Nielson, DOGM ✓  
G.L. Buterbaugh, FWS