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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
MAY 31 1988
TAKEN
FILED

MAY 27 1988

DIVISION OF
OIL, GAS & MINING 4480
INE

In Reply Refer To:

Permit: 007/016
Mine Name: Gordon Creek 2 and 7

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

Dear Mr. Braxton:

Federal Ten-Day Notice 88-02-107-5 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: May 18, 1988; Date of LSCI: April 22+25, 1988.

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 violation noted had been in existence at the time of, or prior to, the last complete State inspection.

_____ Other (Give explanation).

Mr. Lowell Braxton

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

Not a violation #1 of 3

Precluded by State policy

Not included under State program

Warning given in Lieu of a Citation

Violation not recognized (missed)

Practice allowed under approved permit #3 of 3

Too minor to cite

Working with operator to correct #2 of 3

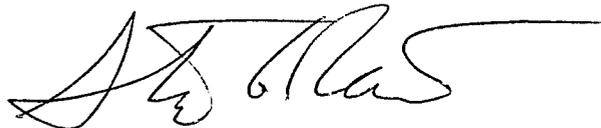
Other: _____

Signature James P. Braxton

Date 6-7-81

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

Sincerely,



Stephen G. Rathbun
Supervisory Reclamation Specialist