



May 17, 1985

SOLDIER CREEK COAL CO.

Telephone (801) 637-6360

P.O. Box I
Price, Utah 84501

File: ACT/007/018
317

Ms. Susan Linner
Division of Oil, Gas and Mining
355 West North Temple
3 Triad Center, Suite 350
Salt Lake City, UT 81480-1203

Re: NOV N85-4-15-1
Soldier Creek Coal Company
Soldier Canyon Mine
ACT/007/018

RECEIVED

MAY 20 1985

DIVISION OF OIL
& MINING

Dear Ms. Linner:

On May 2, 1985, Soldier Creek Coal Company received the above mentioned violation. The violation was issued because embankment widths and side slopes, on one portion of the pond, do not conform to our approved plan.

The sediment pond was constructed by enlarging an existing pond. Due to limited space and trying to prevent environmental damage, the existing vertical walls of Soldier Creek were not disturbed. It was never our intention to disturb the stream banks. Although, all newly constructed embankments did meet the approved guidelines.

It is our opinion that the east bank is presently stable and does not present any eminent danger of failure. Any action taken to provide the required widths and slopes would cause damage to the riparian zone and our vegetation test plot. The test plot is located on the east embankment. The pond is inspected on a regular basis and any changes that would affect the stability would be observed. If conditions were to change, corrective actions could be taken.

To prevent this violation problem from reoccurring in the future, we would like to apply for an exemption on the east bank from the embankment and slope requirements.

If you or any of your staff have any questions or would like to visit the site, please contact me.

Sincerely,

SOLDIER CREEK COAL COMPANY


J.T. Paluso
Chief Engineer

cc: Mr. David Lof - Division of Oil, Gas and Mining