



State of Utah
DEPARTMENT OF NATURAL RESOURCES
DIVISION OF WATER RIGHTS

Michael O. Leavitt
Governor

Ted Stewart
Executive Director

Robert L. Morgan
State Engineer

Southeastern Area
453 South Carbon Avenue
P.O. Box 718
Price, Utah 84501-0718
801-637-1303

May 4, 1993

Blue Blaze Coal Company
Attn: William R. Skaggs
P.O. Box 784
Price, Utah 84501

Re: Stream Channel Application Permit #91-91-02SA
North Fork Gordon Creek
Expiration Date: April 8, 1994

Dear Mr. Skaggs:

Permit to Alter a Natural Stream #91-91-02SA is hereby extended pursuant to the requirements of Section 73-3-29 of the Utah Code Annotated, 1953. This extension also constitutes compliance with Section 404 (c) of the Clean Water Act (33 USA 1344).

Work performed under this permit is subject to the conditions of the original permit.

Within 30 days after the completion of this project, the State Engineer's Office must be contacted for a compliance inspection. Failure to provide such notification would place the applicant in violation of Section 404 of the Clean Water Act.

Arrangements for this compliance may be made through either of the contacts listed below:

Jim Wells
Mark Page

Division of Water Rights/Dam Safety
Division of Water Rights/Price Regional Office

This Decision is subject to the provisions of Rule R655-6-17 of the Division of Water Rights and to Sections 63-46b-13 and 73-3-14 of the Utah Code Annotated, 1953, which provide for filing either a Request for Reconsideration with the State Engineer or an appeal with the appropriate District Court. A Request for Reconsideration must be filed with the State Engineer within 20 days of the date of this Decision. However, a Request for Reconsideration is not a prerequisite to filing a court appeal. A court appeal must be filed within 30 days after the date of this Decision, or if a Request for Reconsideration has been filed, within 30 days after the date the Request for Reconsideration is denied. A Request for Reconsideration is considered denied when no action is taken 20 days after the Request is filed.

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If you have any questions or need further clarification, please feel free to contact me.

Sincerely,



Mark P. Page, Price Regional Engineer
for Richard B. Hall, P.E.,
Assistant State Engineer for Dam Safety

cc: Brooks Carter - Corps of Engineers
Bob Mairley - EPA
Bob Freeman - U.S. Fish & Wildlife
Habitat Manager - Division of Wildlife Resources
Ken Phippen - Regional Wildlife Habitat Manager
Jim Dykman - State History
Carolyn Wright - State Planning
Jim Wells - Division of Water Rights

RBH/MPP/mjk