

Bradley J. Bourquin, P.E.
1131 S. Dover St.
Lakewood, CO 80232

Phone: (303) 989-4242
Fax: (303) 989-4230

Facsimile Transmission

To: Pam Grubagh-Littig
Utah, DOGM

Date: July 13, 1995

Pages: 2

Subject:

*Seen by E-Mail
Copy - Kara/Swell*

~~XXXX~~

As follow up to our phone conversation, attached is the written request by Great Lake Timber Company to modify the 36" culvert on the County Road within the Horizon Coal Permit Area.

Please advise us if approval from DOGM is required.

~~AST/0~~

PR0/007/020 #2

*Copy to files
Return orig. to PR0/007/020 #2*

*Called Brad 7/18
to tell him that his
road modification did
not need to need SMCRA
Application. (per LRB's*

JUL-13-1995 08:34

GREAT LAKE TIMBER

601 247 2317 P. 02

Great Lake Timber Company

Division of Intermountain Orient, Inc.

PHONE (801) 247-2321

HC67 Box 135

FT. DUCHESNE, UTAH 84206

FAX: 801-247-2317

July 13, 1995

Mr. Bradley Bourquin
1131 S. Dover
Lakewood, Colorado 80232

Dear Mr. Bourquin,

Intermountain Orient, Inc. would like to have your permission to straighten a short "jag" in the county road that runs from Consumer Road near Helper, Utah over to Scofield, Utah. The location is where the road runs over a 36" culvert just as you enter the county road from Consumer Road. The culvert would be extended about 3' on the right side as you enter the county road and some fill would be put over the culvert to take the "jag" out of the road. A little bit of the bank on the right side of the road would be cut also. The reason for straightening the road over the culvert is to allow safe passage of logging trucks that will be hauling logs over the county road this summer and fall.

We would appreciate your approval as soon as possible, to include notifying Hidden Splendor Resources (Mr. Walker) and any other parties that may have control related to this property.

We will take before and after pictures of the work and will coordinate with the Carbon County Road Master, Mr. Ray Hanson, to assure that road standards are met.

Sincerely,



Allen Quimby
Vice President
Intermountain Orient, Inc.
P.O. box 8288
1277 Shoreline Drive
Boise, Idaho 83707
800 532 4446
Fax: 208 384 5858

From: Lowell Braxton
To: PGRUBAUGH-LIT
Date: Monday, July 17, 1995 5:06 pm
Subject: Horizon Mine County Road -Reply

Pam: although we have no formal response from OSM on the 733 on roads, I think it is safe to say that a timber company's use of a county road is not "coal mining and reclamation operations" under the Utah program or OSM's equivalent language. On this basis if either the county or the timber company want to extend the length or diameter of a culvert, in an unpermitted mine site, an application on file notwithstanding I don't think we have much say in the matter.

If the 733 is resolved as I presently think it will be, we still may not have any involvement if the road and subject culvert are truly "county": if it is multiple use, public access; if the right of way was not deeded by a coal company to the county post SMCRA to avoid regulation, if it is maintained with public funds or in exchange for taxes or fees, if the road is/was constructed in a manner similar to other public roads of similar classification, etc. These are still speculative, so I'd rely more on what I said in the opening paragraph.

Hope this helps, feel free to discuss, Lowell