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# United States Department of the Interior

BUREAU OF LAND MANAGEMENT

Moab District

Price River Resource Area

125 South 600 West

Price, Utah 84501

(801) 636-3600

2890

UTU-49763

(UT-066)

Mr. Paul M. Baker  
Department of Natural Resources  
355 West North Temple  
3 Triad Center, Suite 350  
Salt Lake City, Utah 84180-1203

FEB - 5 1996

Dear Mr. Baker:

*Paul new file ACT/007/034*

We received your letter regarding topsoil salvaging on right-of-way UTU-49763 held by Soldier Creek Coal Company. Prior to our granting the subject right-of-way, the loadout facility was authorized under a temporary use permit (UTU-33698) issued in 1977. The permit was issued for a term not to exceed five (5) years. During the period this permit was in effect was when most of the surface disturbance occurred. Unfortunately when this permit was issued there was no requirement to salvage topsoil. When the permit expired and we issued the subject right-of-way, more stringent environmental safeguards including the salvaging of topsoil were stipulated. If surface disturbance has occurred since 1984 where topsoil has not been salvaged, the company would be in violation of their right-of-way grant stipulations as well as your regulations. #2

The requirement to salvage topsoil is standard operating procedure on public lands administered by the Bureau of Land Management. For most proposals that could impact soils we require the proponent to salvage and store topsoil. If you have any questions, please feel free to contact Mark Mackiewicz of my staff at (801) 636-3600.

Sincerely,

*Mark E. Bailey*  
Area Manager

FEB 9 1996