



0003  
STATE OF UTAH  
NATURAL RESOURCES  
Oil, Gas & Mining

Scott M. Matheson, Governor  
Temple A. Reynolds, Executive Director  
Dr. G. A. (Jim) Shirazi, Division Director

4241 State Office Building • Salt Lake City, UT 84114 • 801-533-5771

July 11, 1983

**CERTIFIED  
RETURN RECEIPT REQUESTED**

Mr. Donald W. Nelson, Manager  
Mining Development  
Western States Minerals Corporation  
Coal Development Group  
2417 Regency Road, Suite "D"  
Lexington, Kentucky 40502

RE: Raptor Protection on Power Poles  
Western States Minerals Corporation  
J. B. King Mine  
ACT/015/002, Folder No. 13  
Emery County, Utah

Dear Mr. Nelson:

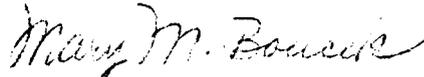
On July 8, 1983, the Division received formal comment from the U. S. Fish and Wildlife Service regarding modification of power poles in the J. B. King Mine permit area to insure appropriate raptor protection. (Please refer to the Division's June 17th letter to Western States in this regard.) A copy of the U. S. Fish and Wildlife Service's recommendations is enclosed for your review.

The Division is now requesting that you modify the power poles as recommended in order to protect this wildlife resource and comply with UMC 817.97. The enclosed U. S. Fish and Wildlife Service's recommendations and illustration should prove useful in determining which type of modification Western States wishes to employ. Figure "B" (Alternative #1) of the enclosed illustration is noted as the preferred modification because it will essentially eliminate potential raptor use of the power pole whereas Figure "C" (Alternative #2) still presents the opportunity for a raptor to utilize the crossarm as a perch, shading itself under the additional perch, though this possibility is unlikely.

Mr. Donald W. Nelson, Manager  
ACT/015/002  
July 12, 1983  
Page Two

The power pole modifications should be carried out as soon as possible, but in any event, no later than 30 days from receipt of this letter. Should you have any question regarding this matter, please contact Mary Boucek or Lynn Kunzler of the Division at your earliest convenience.

Sincerely,



MARY M. BOUCEK  
RECLAMATION BIOLOGIST

MMB:gl

Enclosure

cc: Jim Smith  
Lynn Kunzler  
Susan Pruitt