



0008

STATE OF UTAH  
NATURAL RESOURCES  
Oil, Gas & Mining

INA/015/002

Norman H. Bangerter, Governor  
Dee C. Hansen, Executive Director  
Dianne R. Nielson, Ph.D., Division Director

355 W. North Temple • 3 Triad Center • Suite 350 • Salt Lake City, UT 84180-1203 • 801-538-5340

October 1, 1987

CERTIFIED RETURN RECEIPT REQUESTED  
P402-459-454

Mr. Robert Hagen, Director  
Office of Surface Mining  
Albuquerque Field Office  
Suite 310, Silver Square  
625 Silver Avenue, SW  
Albuquerque, New Mexico 87102

Dear Mr. *Bob* Hagen:

Re: Ten Day Notice X87-02-006-009-TV-4, 4 of 4, Western States Minerals Corporation, J. B. King, INA/015/002, Emery County, Utah

This letter responds to the aforementioned Ten Day Notice (TDN), 4 of 4, received by Lowell Braxton on September 21, 1987.

T87-02-006-009, 1 of 4. The operator provided to DOGM an after construction certification statement as required by UMC 817.46(r). The response also addressed the five items required by 817.49(h) although this was not necessary. Since this certification was received before the October 1, 1987 TDN deadline, an NOV is not warranted.

T87-02-006-009, 2 of 4. The permanent stream channel was repaired by the operator. The use of riprap to stabilize the slopes was approved by DOGM, however a final approval letter was apparently not issued by the Division. This matter will be rectified with an approval letter as soon as possible. All stream channel problem areas were field checked on September 30, 1987 and are adequately addressed. The repair work was completed before the October 1, 1987, TDN deadline. An NOV is not warranted because of the operators timely response.

T87-02-006-009, 3 of 4. The operator repaired the rills in excess of nine inches (mostly on the east slope). This repair work was field checked on September 30, 1987, and is adequate. An NOV is

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not warranted, since the repair work was completed before the October 1, 1987, TDN deadline. Seeding of the repaired area will occur as soon as the correct seed mix is delivered (seed mix is on order).

T87-02-006-009, 4 of 4. The permittee has submitted an amendment to the approved mine plan to correct the PAP. The Division will process this request in the next 30 days.

Best regards,



Dianne R. Nielson  
Director

HS:jvb  
cc: K. May  
L. Braxton  
J. Whitehead  
PFO  
1288R-14

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PS Form 3811, July 1983 447-845

P 402 459 454

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MA 1015/002

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