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WESTERN STATES MINERALS CORPORATION

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DIV. OF OIL, GAS & MINING

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May 17, 1994

Mr. Joe Helfrich
UDOGM
3 Triad Center, Ste. 350
Salt Lake City, UT 84180

~~ACT/015/002 #2~~ & #5
Copy Dave, Pam, Andy, Tom, Henry

RE: CLARIFICATION OF TIME EXTENSION REQUIRED TO RESPOND TO INTERIM ABATEMENT MEASURES ASSOCIATED WITH NOV'S NO. 91-32-6-1; 93-25-3-1; AND 93-25-5-1

Dear Mr. Helfrich:

To elaborate on the time extension required to respond to interim abatement measures associated with NOV's No. 91-32-6-1, 93-25-3-1, and 93-25-5-1, I will provide the following explanation.

On April 18, 1994, Western States Minerals Corporation (WSMC) received your response to the J.B. King Mine Reconfiguration/Reclamation Plan submitted February 18, 1994. In addition, on April 18, 1994, we received a Modification of Notice of Violation allowing interim abatement measures for NOV's No. 91-32-6-1, 93-25-3-1, and 93-25-5-1 to be extended until May 19, 1994. However, a portion of the interim abatement measures (i.e. soil sampling) could not begin until the contract drilling firm could fit us into their field schedule.

Therefore, the following sequence of events has occurred or is planned:

Date	Description	Disposition
May 10-12, 1994	Drilling contractor at the J.B. King Mine site (collecting Geotechnical samples) with engineering representative, Barry Barnum	(complete)

250 S. Rock Blvd., Suite 130 ▲ Reno, NV 89502 ▲ (702) 856-3339 ▲ FAX (702) 856-1818

May 13, 1994	Barry Barnum took soil samples to laboratory for analysis	(complete)
Tentatively June 6, 1994	Soil analyses expected to be received	(pending)
Tentatively June 20, 1994	Draft of final engineering design drainage channels completed by Engineering Firm and submitted to WSMC for review and comment	(pending)
Tentatively July 8-15 1994	WSMC review draft of final engineering design of drainage channels; have engineering firm modify as necessary and submit to UDOGM for approval	(pending)

Other events have taken place simultaneously, or will be pursued concurrently with those mentioned previously and include:

1. WSMC has diligently pursued the acquisition of a suitable sewage sludge for amending certain soils at the existing J.B. King reclaimed site.

<u>Contact</u>: Mr. Emil Schocknmyer
City of Moab
Waste Water Treatment Plant
(801) 259-5577

In addition, WSMC has contacted the State of Utah DEQ/DWQ concerning permiting required to use the Moab sludge at the J.B. King site.

<u>Contact</u>: Ms. Lisa Rogers
Environmental Scientist
(801) 538-6146

WSMC has had the sludge analyzed for additional constituents as required for DEQ permiting.

<u>Contact</u>: Linda
Ford Analytical Labs
(801) 466-8761

Submittal of permit application for use of Moab sludge at the J.B. King site is pending decision by City of Moab to release the sludge to WSMC for the stated use.

Contact: Ms. Donna Metzler
Moab City Manager
(801) 259-5121

2. WSMC has received permission from the Utah DOT to use (up to) approximately 5000 cubic yds. of borrow material (rock mulch) from a sand and gravel lease (#37912), for a cost of 0.45 per C.Y. This material will be used to armor the out slope of the coal refuse pile at the J.B. King site.

Contact: Paul Larsen
Materials Engineer
(801) 896-9501

It is WSMC's intent to complete all work encompassed in the February 18, 1994, Reconfiguration/Reclamation Plan prior to year end 1994. However, WSMC needs some flexibility with time deadlines up to the point that actual earthwork commences. I believe the ideal period to accomplish the actual earthwork will be from October 1st thru November 15, 1994. In addition, it appears that the time needed to acquire permits (i.e. DEQ-sludge application) will mesh nicely with this timeframe. I think the UDOGM staff members familiar with this plan, would also support this timeframe to enhance the chances for ultimate reclamation success at the site.

If you need additional information or clarification, please contact me at your convenience.

Sincerely,

E.M. (Buzz) Gerick
V.P. Operations

cc: Sam Bamberg
Barry Barnum