

0003



State of Utah

DEPARTMENT OF NATURAL RESOURCES
DIVISION OF OIL, GAS AND MINING

1594 West North Temple, Suite 1210

PO Box 145801

Salt Lake City, Utah 84114-5801

801-538-5340

801-359-3940 (Fax)

801-538-7223 (TDD)

Michael O. Leavitt
Governor

Lowell P. Braxton
Division Director

October 2, 1998

E. M. Gerrick, Vice President of Operations
Western States Minerals Corp
250 South Rock Blvd., ste 130
Reno, NV 89502

Re: Notice of Violation N98-45-4-1, Western States Minerals Corp, J.B. King Mine,
ACT/015/002, File #2, Emery County, Utah

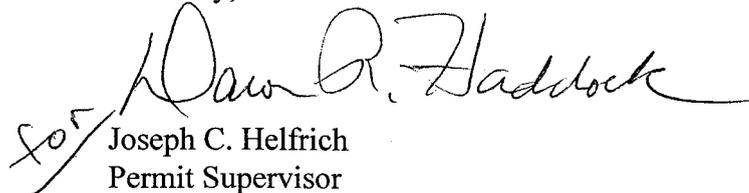
Dear Mr. Gerrick:

I am providing this cover letter to provide you with some additional direction in terms of maintenance options for the north diversion ditch at the J.B. King site.

If you can demonstrate to the Division that the blow outs in the ditch referenced in Bob Davidson's notice of violation were ultimately caused by an exceedence of the designed storm during a recent precipitation event, the Division would consider vacating the notice of violation. I am asking that you contact Sharon Falvey to verify what information would be required to evaluate to possibility of a design storm exceedence.

If you have any further questions, please feel free to contact Bob Davidson or myself.

Sincerely,


Joseph C. Helfrich
Permit Supervisor

tam

Enclosure: Notice of Violation

O:\015002.JBK\FINAL\9845-4-1.LTR