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State of Utah

DEPARTMENT OF NATURAL RESOURCES
DIVISION OF OIL, GAS AND MINING

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3 Triad Center, Suite 350
Salt Lake City, Utah 84180-1203
801-538-5340

January 17, 1991

CERTIFIED RETURN RECEIPT REQUESTED
P 755 090 793

Mr. Robert Hagen, Director
Office of Surface Mining
Reclamation and Enforcement
Suite 310, Silver Square
625 Silver Avenue, S. W.
Albuquerque, New Mexico 87102

Dear Mr. Hagen:

Re: TDLX-91-02-246-1, TV2, Hidden Valley Coal Company, Hidden Valley Mine,
ACT/015/007, Folder #5, Emery County, Utah

This letter is in response to the above-referenced Ten-Day-Letter, certified copy received January 7, 1991.

Number 1 of 2: "Failure to provide a demonstration that the effluent limits of R614-301-751 will be met on the approve alternative sediment control areas."
Regulation cited: R614-301-742.231.

Division Response: The sediment control measures, such as silt fences, straw bales, vegetative filer, etc., are approved as the best technology currently available for treating areas not reporting to a sedimentation pond.

The drainage from this type of structure is not considered a point source and does not, therefore, need a demonstration to show that effluent limits will be met. Should the Division of Environmental Health require attainment of effluent limits for non-point source discharge, the Division will require conformance with the regulation at that time.

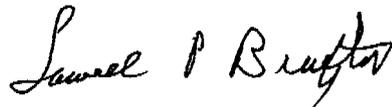
Page 2
ACT/015/007
January 17, 1991

Number 2 of 2: "Failure to reshape all cut and fill slopes to be compatible ... OR failure to meet the requirements for backfilling and grading." Regulations cited: R614-301-762.200 and R614-301-553.400 through .420.

Division Response: A Division Order sent to the permittee requires demonstration that the road and associated cuts and fills are compatible with the postmining land use. This issue will be addressed by March 15, 1991.

The Division feels the issues raised in the Ten-Day-Letter have been adequately addressed.

Sincerely,



Lowell P. Braxton
Associate Director, Mining

PGL/mbm
cc: Pamela Grubaugh-Littig
Joe Helfrich
Susan White
AT015007.HVM

P 755 090 793

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4. Article Number
P 755 090 793

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