



0017

STATE OF UTAH
NATURAL RESOURCES
Oil, Gas & Mining

Cron

Scott M. Matheson, Governor
Temple A. Reynolds, Executive Director
Dianne R. Nielson, Ph.D., Division Director

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

May 25, 1984

Mr. Allen D. Klein, Administrator
Western Technical Center
Office of Surface Mining
Brooks Towers
1020 - 15th Street
Denver, CO 80202

AM 10/15/009 #2

Dear Mr. ^{Allen} Klein:

As I previously discussed with Steve Manger on April 19, the Division is concerned that the attached letter represents a poorly justified inconsistency in permit policy. Since the April 13 letter was issued, the Division has also received a copy of Jim Dykman's letter to OSM, in support of the permit action.

It has been Division policy to require all permit applicants to conduct cultural resource evaluations within the permit area. To the extent we are aware, it has also been the policy of the Western Tech Center to comply with this guideline. We feel that any less stringent requirement, as suggested by the April 13 correspondence, may provide less than adequate cultural review, and certainly imposes a double standard for companies pursuing permits.

If the Western Tech Center is interested in revising the policy guidelines for cultural resource inventories in permit areas, under the Utah program, I suggest that OSM and DOGM meet to jointly agree on such a revision.

Thank you for your consideration of this matter. I look forward to further discussions with you or your staff.

Best Regards,

Dianne R. Nielson
Director

DRN/mjm
Enclosure
cc: R. Daniels
J. Smith
M. Boucek

85420



United States Department of the Interior
 OFFICE OF SURFACE MINING
 Reclamation and Enforcement
 BROOKS TOWERS
 1020 15TH STREET
 DENVER, COLORADO 80202

RECEIVED

APR 17 1984

APR 13 1984

DIVISION OF OIL
 GAS & MINING

Mr. Melvin T. Smith
 State Historic Preservation Officer
 State Historic Preservation Society
 307 W. 200 South, Suite 100
 Salt Lake City, Utah 84101

copied to:

Donne
Ron
Jim
Mary
Fam

Attention: Jim Dykman

Dear Mr. Smith:

The Office of Surface Mining is reviewing Natoma's Trail Mountain permit application package in accordance with the Surface Mining Control and Reclamation Act of 1977. We request your review and concurrence with our intent to approve the mine plan with stipulations.

Trail Mountain, underground mine, has been worked since the early 1930s, first as a family-run operation, then by Natomas Corporation, who acquired it in 1981. All surface disturbance (other than subsidence) has taken place. In 1979, Archeological-Environmental Research Corporation (AERC) conducted a cultural resource inventory of Cottonwood Canyon, a portion of which overlaps the eastern boundary of the Trail Mountain Mine. Five sites and four isolated occurrences were located in the canyon, all of which are outside the present mine plan boundary. Direct mining impacts are not likely on these sites although two "archaic" sites (42EM959 and 42EM960 - recommended as eligible) are located near enough to the mine and canyon road to be potentially impacted by vandalism (which has already occurred) and widening of the road by the Forest Service. Both of these sites were tested and "mitigated" by AERC for Utah Light and Power and reported upon in 1982. Most of the surface overlying the proposed mine working is unsurveyed for cultural remains. Subsidence projections by the company, based on type of mining (room and pillar - one seam), competence of and depth of overburden and historic subsidence studies in the area indicate that subsidence will be minimal in nature. Monitoring for subsidence will continue to be required, and should monitoring indicate that subsidence is greater or more extensive than projected, further archeological survey may be required.

Because all surface disturbance has taken place and no known National Register eligible sites will be impacted by mine operations, we ask your concurrence in a recommendation of "no effect" to cultural resources with stipulations if the mine permit is approved.

Should you have any questions, please contact Foster Kirby at (303) 837-5421.

Sincerely,

RS

Rex Wilson
 Chief Archaeologist

Enclosure

cc: Utah DOGM ✓