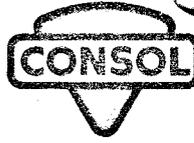


0004



*Fill in Consol*  
*Emergy Deep Mine*  
*015/015*

Consolidation Coal Company

Western Region  
2 Inverness Drive East  
Englewood, Colorado 80110  
303-770-1600

Certified Mail - Return Receipt Req.

April 24, 1978

Mr. Cleon B. Feight, Director  
Division of Oil, Gas, and Mining  
1588 West North Temple  
Salt Lake City, Utah 84116

Re: Compliance with the Surface  
Water Monitoring Requirements  
of the Initial Federal Surface  
Mining Regulations

Dear Mr. Feight:

As you know, section 717.17(b)(1) of the initial federal surface mining regulations requires that the permittee submit to the regulatory authority for approval a surface water monitoring program which meets the following requirements:

1. Provides adequate monitoring of all discharges from the disturbed area and from the underground operation;
2. Provides adequate data to describe the likely daily and seasonal variation in discharges from the disturbed area in terms of flow, pH, total iron, total manganese, and total suspended solids and, as requested by the regulatory authority, any other parameter characteristic of the discharge;
3. Provides monitoring at appropriate frequencies to measure normal and abnormal variations in concentrations;
4. Provides an analytical quality control system including standard methods of analysis such as those specified in 40 CFR 136; and
5. Provides regular reports of all measurements to the regulatory authority within 60 days of sample collection unless violations of permit conditions occur in which case the regulatory authority must be notified immediately after receipt of analytical results by the permittee.

However, if the discharge is subject to regulation by a federal or state permit issued in compliance with section 301 of the Federal Water Pollution Control Act Amendment of 1972 (33 U.S.C. Section 1311), a copy of the completed reporting form supplied to meet the permit requirements and submitted quarterly to the regulatory authority should satisfy the reporting requirements of 1 through 5 as stated above.

Consolidation Coal Company (Consol) presently has a National Pollutant Discharge Elimination System (NPDES) permit, UT 0022616, for the discharge from the Emery underground mine located near Emery, Utah. We believe that compliance with the NPDES permit conditions constitutes compliance with the water quality monitoring requirements of section 717.17(b)(1) of the initial regulations. As previously stated, we will submit to you on a quarterly basis the completed NPDES reporting form supplied to meet the permit requirements.

In closing, we believe that your concurrence with our position as stated is important. Therefore, your concurrence is requested. Furthermore, we invite any comments or suggestions which you may have regarding this matter.

Sincerely,



John M. Kaufman  
Regional Supervisor,  
Environmental Quality Control

JMK/cm

cc: ✓ R. Daniels

bcc: Barthauer, G.  
Fuller, L.  
Harvel, G.  
Ingram, H.  
Jaccaud, S.  
Karkaria, N.  
Rogers, D.  
Schissler, J.  
Silbernagel, D.  
Slagel, G.  
Sorrell, S.