



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

October 16, 1981

Mr. Jim Smith  
Department of Natural Resources  
Division of Oil Gas And Mining  
1588 West North Temple  
Salt Lake City, Utah 84116

RE: Citizen complaint

Dear Jim,

As we discussed in our telephone conversation on 10-14-81, OSM received a citizens complaint from Mr. H. Wayne Wadsworth, an attorney representing Mr. E.S. Crawford, regarding possible damage to the aquifers in the proximity of Mr. Crawford's property. As part of OSM's requirements under section 521 (a)(1), of PL 95-87, and section c. 7) iii, of OSM's evaluation and monitoring policy directive, (copy enclosed), I am referring this complaint to you.

Please notify OSM within ten days, of receipt of this letter, what actions Utah DOGM intends to take. If an inspection of the property is planned, an OSM inspector would like to accompany your inspector. Please notify OSM as soon as possible as to the date of the proposed inspection.

Sincerely,

Thomas E. Ehmett  
Asst. Regional Director  
Region 5, Division of Inspection  
and Enforcement

cc: Mr. H. Wayne Wadsworth

RECEIVED  
OCT 31 1981  
DIVISION OF  
OIL, GAS & MINING

JIM  
NOV 04 1981

Response letters  
sent 11-4-81  
JWS

WATKISS & CAMPBELL

ATTORNEYS AT LAW

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SALT LAKE CITY, UTAH 84101

TELEPHONE 363-3300

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CABLE ADDRESS: WATCAM

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GREGORY B. MONSON  
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WESTON L. HARRIS  
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TRACY H. FOWLER  
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VINCENT C. RAMPTON

PUGSLEY, HAYES & RAMPTON-1947  
PUGSLEY, HAYES, RAMPTON & WATKISS-1956  
PUGSLEY, HAYES, WATKISS, CAMPBELL & COWLEY  
1969-1975

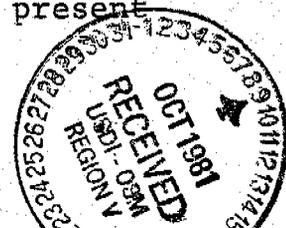
October 7, 1981

Mr. Donald A. Crane  
Regional Director  
Office of Surface Mining  
United States Department of Interior  
Brooks Tower  
1020 - 15th Street  
Denver, Colorado 80202

Dear Mr. Crane:

Reference is made to your letter of August 12, 1981, to Mr. E. S. Crawford. First of all, may we call your attention to the protest we have filed on behalf of Mr. Crawford with the Utah Division of Oil, Gas and Mining relative to the mining presently being done in the Wilberg and Deer Creek Mines. In spite of these protests, mining continues with no viable reclamation plan in effect. We understand that water flow is being measured. However, measurement will in no way provide for replacement if aquifers are irreparably damaged during the mining process. During the summer, two large springs adjacent to the long wall panels, now being used in the Deer Creek Mine, were running about 15% of their normal flow. The U.S. Geological Survey has just released a hydrology study which includes the east mountain area. This report by Terry Danielson shows the Deer Creek Mine is producing 160 gallons per minute and the Wilberg Mine 450 gallons per minute, both of which increase with the progress of the mine operations. In our judgment, these are illegal and irreparable diversions. Federal law would prohibit these diversions without an approved mining plan in operation. However, the mining continues and Mr. Crawford's land continues to be damaged. Since your office is responsible to enforce the federal law presently in effect, we request that you take immediate action to remedy the situation that presently exists in the Deer Creek and Wilberg Mines.

Mr. Ronald W. Daniels, deputy director, Division of Oil, Gas and Mining, recently inquired of Mr. Crawford if the present



WATKISS & CAMPBELL

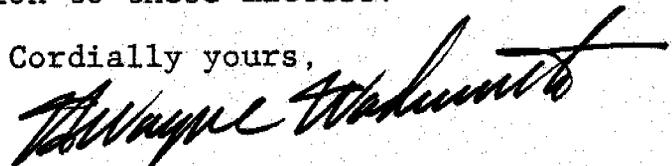
Mr. Donald A. Crane  
Page 2  
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delays in the review of the mining plans for these mines constitute any problems for him. By copy of this letter to him we are advising both you and him that in addition to the irreparable damage which appear to be occurring to the land itself, the failure to resolve the reclamation problems have brought a virtual halt to the marketing activity Mr. Crawford and his family desire to engage in to attempt to sell recreational lots on their property. One promoter has refused to touch their property because he believes that should anyone buy plots in this area and then be damaged by subsidence or loss of water that both he and Mr. Crawford would be subject to legal suits for damages.

Consequently, each week and month that passes without resolution of these problems causes financial damage and hardship to the Crawfords with respect to this property.

Thank you for your attention to these matters.

Cordially yours,



H. WAYNE WADSWORTH

HWW:cs

cc: Mr. E. S. "Ted" Crawford  
Mr. Ronald W. Daniels