



State of Utah

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Governor

SPENCER J. COX
Lieutenant Governor

Department of
Environmental Quality

Amanda Smith
Executive Director

DIVISION OF WATER QUALITY
Walter L. Baker, P.E.
Director

JAN 22 2015
CERTIFIED MAIL
(Return Receipt Requested)

Mr. Kenneth Fleck, Manager
Energy West Mining Company
P.O. Box 310
Huntington, UT 84528

Dear Mr. Fleck:

Subject: Salinity-Offset Program Funding Agreement & Invoice for UPDES Permit No:
UT0023604-Deer Creek Mine Facility

Attached please find an original copy of the fully executed Salinity-Offset Program Funding Agreement for your records regarding the above referenced UPDES permit. As you know the Deer Creek Mine facility (Mine) is participating in the salinity-offset program to compensate for the amount of additional salinity discharged from the Mine which is above the one-ton/day permit limit requirement.

A plan for the Mine to fund a salinity-offset program was previously drafted and submitted to the Division of Water Quality (DWQ) and subsequently approved on October 2, 2014. The plan entitled "Colorado River Salinity Offset Program Participation Plan" is included as "Exhibit A" to the attached finalized Salinity-Offset Program Funding Agreement, which is effective as of December 15, 2014.

With the Salinity-Offset Program Funding Agreement now finalized, the single payment of \$47,724.82 is due by February 1, 2015. A separate invoice has been prepared and previously sent via email as requested. A copy of that invoice is also being included herewith for your records. Therefore, please remit the full invoice amount by February 1, 2015 to:

Department of Environmental Quality
Division of Water Quality
Attn: Sharon Schofield
P.O. Box 144870
Salt Lake City, UT 84114-4870

Mr. Kenneth Fleck

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Please make check payable to "Utah Division of Water Quality" and be sure to include the invoice number with you remittance. DWQ expects the payment to be made in accordance with the payment schedule as outlined in paragraph 2 of the Funding Agreement.

Your continued efforts to remain in compliance with the provisions of your UPDES permits are appreciated as is your participation in the salinity-offset program itself. If you have any questions regarding this matter, please contact Jeff Studenka of this office at (801) 536-4395, or by e-mail at jstudenka@utah.gov .

Sincerely,



Walter L. Baker, P.E.
Director

WLB: JAS: mc:nf

Enclosures (2): 1-Funding Agreement
2- Invoice

cc (w/o Encl): Amy Clark, EPA Region VIII
Brady Bradford, SE Utah District Health Department
Dave Ariotti, DEQ District Engineer
Steve Christensen, DOGM
Mark Quilter, UDAF
Mike Herkimer, DWQ
Robert King, Division of Water Resources
Don Barnett, Colorado River Basin Salinity Control Forum