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May 24, 1983

REGISTERED RETURN RECEIPT REQUESTED

Pos 7075492

Mr. Wendell Owen
Co-op Mining Company
P.O. Box 1245
Huntington, Utah 84528

RE: Raptor Survey
Trail Canyon Mine
ACT/015/021
Bear Creek Canyon Mine
ACT/015/025 ✓
Folder No. 13
Emery County, Utah

Dear Mr. Owen:

The Division has consulted the Utah Division of Wildlife Resources (DWR) and the U. S. Fish and Wildlife (USFWS) Service regarding the need of completing raptor surveys in Trail and Bear Creek Canyons.

Pursuant to this consultation, the Division has developed the following site specific requirements for the Trail Canyon and Bear Creek Canyon Mines:

1. During the spring season immediately preceeding any additional disturbance, Co-op must survey the new disturbance plus a 1 Km buffer zone for tree nesting raptors. The survey must be done by a qualified raptor biologist. Potential impacts must be discussed and appropriate avoidance/mitigation proposed and committed to. Failure to conduct the survey or comply with appropriate avoidance/mitigation measures will result in enforcement action.
2. The USFWS surveyed the area during the 1982 season for eagles and other cliff nesting raptors. As a result, Co-op will not need to survey for these species unless substantial modifications are made to the present disturbed area. Co-op will need to notify the Division no later than March of each year if Co-op has plans to have substantial new disturbance during the next year and provide a map of the new disturbance area.

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The Division (in consultation with DWR & USFWS) will then review the need for raptor surveys on a case by case basis.

Should you have any questions regarding these surveys, please don't hesitate to call.

Sincerely,



LYNN KUNZLER
RECLAMATION BIOLOGIST

LK/lm

cc: Allen Klein, OSM
Clark Johnson, USFWS
Larry Dalton, DWR
John Whitehead, DOGM
Ev Hooper, DOGM