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STATE OF UTAH
NATURAL RESOURCES
Water Rights

File Act/015/032 #2

Norman H. Bangerter, Governor
Dee C. Hansen, Executive Director
Robert L. Morgan, State Engineer

Southeastern Area • 453 S. Carbon Avenue • P.O. Box 718 • Price, UT 84501-0718 • 801-637-1303

September 21, 1988

RECEIVED
SEP 23 1988

DIVISION OF
OIL, GAS & MINING

Genwal Coal Company Inc.
Attn: Charles H. Gent Jr., Vice President
P.O. Box 1201
Huntington, Utah 84528

Re: Five Year Permit Renewal Review Response
Genwal Coal Company - Crandall Canyon Mine
ACT/015/032

Dear Mr. Gent:

Recently, I reviewed the above referenced document that was supplied to me by the Utah Division of Oil, Gas & Mining. I find that as of this date, there have been no water right filings made with this office that pertain to the Crandall Canyon Mine. In order to bring your operation into compliance with the law, it would appear that you will need to file for the water that you take from Crandall Canyon Creek, the water that accrues in the mine as a result of your mining operations, and also from the monitoring well that was drilled in 1987. At this time, the Company has no water rights on file with this office which would cover any of these uses. It is recognized that Genwal is a stockholder in the Huntington-Cleveland Irrigation Company. However, being a stockholder is not sufficient to legalize your current diversions of water. The well that was drilled in 1987 was approved for monitoring use only. Therefore, no water can be withdrawn for any consumptive use. In the mine plan it references a sedimentation pond, which also requires the completion of a specific form with this office.

As a result of this review, I would suggest that you contact my office, and we will make the necessary arrangements to meet and begin the process of bringing the mine operations into compliance with the water laws of Utah. I offer my assistance in accomplishing these matters.

Genwal Coal Company
September 21, 1988
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Prior to meeting, if you have any questions, please feel free to contact me. Again, your earliest response concerning this matter would be appreciated.

Sincerely,



Mark P. Page
Area Engineer

cc: ✓ Division of Oil, Gas & Mining
Attn: Susan Linnar
355 West North Temple
3 Triad Center, Suite 350
Salt Lake City, Utah 84180-1203

Division of Water Rights
Attn: Richard Hall, Director of Dam Safety
1636 West North Temple
Salt Lake City, Utah 84116

Division of Water Rights
Attn: Kent Jones, Director of Appropriations
1636 West North Temple
Salt Lake City, Utah 84116

Huntington-Cleveland Irrigation Company
Attn: Varden Willson
P.O. Box 327
Huntington, Utah 84528

MPP/mjk