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cc: D. Hawkins
Lower Dam
ACT/041/002
KK 4/3/91

United States Department of the Interior

OFFICE OF SURFACE MINING
RECLAMATION AND ENFORCEMENT
SUITE 310
625 SILVER AVENUE, S.W.
ALBUQUERQUE, NEW MEXICO 87102

TAKE PRIDE IN AMERICA

In Reply Refer To:

April 1, 1991

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DIVISION OF
OIL GAS & MINING

Dr. Dianne R. Nielson, Director
Division of Oil, Gas and Mining
Department of Natural Resources
3 Triad Center, Suite 350
355 West North Temple
Salt Lake City, UT 84180-1203

Dear Dr. Nielson:

As a result of the decisions on the informal appeals of the Ten-Day Letters (TDL) at the Convulsion Canyon Mine (TDL No. 90-02-246-1) and at the Hidden Valley Mine (TDL No. 91-02-246-1), I am withdrawing the following Ten-Day Notices (TDN)/TDL's:

Hiawatha Mine - TDL No. 91-02-246-2, Violation No. 1 of 1

Cottonwood/Wilberg Mine - TDL No. 91-02-116-1, Violation No. 1 of 2

Horse Canyon - TDN No. 91-02-116-1, Violation No. 1 of 1

Emery Deep - TDN No. 91-02-244-4, Violation No. 1 of 1

The Albuquerque Field Office remains concerned about the adequacy of hydrologic information in the permit. A good design employing the Best Technology Currently Available (BTCA) (Rule R614-301-742) is in Hiawatha's Mining and Reclamation Plan for the "Area East of the Lower Rail Yard and North of the Refuse Area." This design clearly showed that all surface drainage up to a 10-year, 24-hour event will be contained, as opposed to the other "containment" designs in the Hiawatha plan that did not show how much surface drainage can be contained. The problem of BTCA permitting would be lessened if the Division of Oil, Gas and Mining were to require this level of documentation for all BTCA areas.

Sincerely,

Acting
Robert H. Hagen, Director
Albuquerque Field Office

cc: W. Hord Tipton
Nina Rose Hatfield
George Stone