

617 Summit
Belle Fourche SD 57717
TFN 2 3/320
TAC - TREAT AS AN objection
inform District (copy)

FILED

AUG 06 1993

Terri A. Lorenson, Attorney
Environmental Quality Council



August 2, 1993

Administrator, Land Quality Division
Department of Environmental Quality
Herschler Building 122 W 25th street
Cheyenne, Wyoming 82002

Dear Administrator:

In regards to Fisher Sand and Gravel' Small Mining Permit application in W1/2SE1/4, Section 2, T57N, R63W, Northeast Crook County.

Clyde Raber holds surface water rights for irrigation purposes on this same drainage basin. Mr. Raber's water impoundment and irrigated fields are downstream and immediately adjacent to Fishers' mining permit application.

My concern is that Fishers' Mining and Reclamation plan does not adequately address what precautions will be taken to prevent surface water from being diverted away from the Raber irrigation project or what remedial action will be taken if and when water does get diverted into Fishers' gravel pit.

The annual surface runoff from this 1000 acre drainage basin is vital to the success of the Raber irrigation project. Please consider surface water rights when granting this mining permit.

Sincerely,

Monte C. Raber

Monte C. Raber
Attorney in Fact for
Clyde A Raber.

cc: Bob Giurgevich
DEQ-LQD Dist. III