



STATE OF WEST VIRGINIA
DEPARTMENT OF NATURAL RESOURCES
CHARLESTON 25305

JOHN D. ROCKEFELLER IV
Governor

April 10, 1984

WILLIS H. HERTIG, JR.
Director

RONALD R. POTESTA
Deputy Director

Mr. Robert W. Jackson
Office of the Secretary of State
State Capitol
Charleston, West Virginia

Dear Mr. Jackson:

The attached are replacement pages 1-3 and 3 for our West Virginia Surface Mining Reclamation Regulations and Coal Refuse Disposal Regulations filed with your office on March 30, 1984. These pages are being replaced due to an oversight on our part in the listing of time for the effective date. We had indicated twenty days from the filing date and it should have been thirty days from the filing date.

Sincerely,

James E. Pitsenberger for
Willis H. Hertig, Jr.
Director

WHH/jpb

Attachments

FILED IN THE OFFICE OF
A. JAMES MANCHIN
SECRETARY OF STATE

THIS DATE *April 10, 1984*
Administrative Law Division

SECTION 1 - GENERAL

(e) All existing and new operations shall comply with the notice requirements of 4C.07 and 7C.01 within seventy-five (75) days of the applicability of these regulations as specified in (a), or (b) of this subsection. Such notice shall be deemed sufficient to allow continued operation during the period specified in these regulations for pre-notification (thirty (30) days for right to a pre-blast survey and six (6) months for the extension of underground workings). Operations continuing beyond those time periods must be in full compliance with these regulations.

- 1.03 Authority - These regulations are issued under the authority of Article 6, Chapter 20, Code of West Virginia, as amended.
- 1.04 Effective Date - These regulations were promulgated on the 15th day of July, 1983.
- 1.05 Filing Date - These regulations were filed in the Office of the Secretary of State on the 16th day of December, 1982, as proposed regulations, were refiled on the 3rd day of February, 1983, taking into account public comment, and refiled on the 15th day of July, 1983, as emergency regulations, taking into account concerns of the Federal Office of Surface Mining.

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TABLE

<u>Non-Impounding</u>	<u>Impounding</u>	<u>Reprocessing Operations</u>
A.	A.	A.
B.	B.	B.
C.01a	C.01b	C.01c
D.01	D.01	C.02
D.02	D.02	D.06
D.03	D.03	E.09
D.04	D.04	
D.05a2	D.05a	
D.05a3	D.05b	
D.05c	D.05c	
D.05d1	D.05d	
D.05d2(b)	D.05e	
D.05d2(c)	D.05f	
D.05d3	D.05g	
D.05e	D.05h	
D.05f	D.05i	
D.05g	D.05j	
D.05h	D.07	
D.05i	E.	
D.05j		
D.07		
E.		

A.03 Authority - These regulations are issued under the authority of Article 6, Chapter 20, Code of West Virginia, as amended.

A.04 Effective Date - These regulations were effective on the 1st day of October, 1981.

A.05 Filing Date - These regulations were filed in the Office of the Secretary of State on the 22nd day of July, 1981.