



State of Utah

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Department of
Environmental Quality

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Brad T Johnson
Deputy Director

RECEIVED

APR 10 2012

Environmental Response &
Remediation

April 10, 2012

Richard P. Bay
General Manager/CEO
Jordan Valley Water Conservancy District
8215 South 1300 West
West Jordan, Utah, 84088

Kelly Payne, P.G.
Acting Manager – Tailings
Kennecott Utah Copper LLC
4700 West Daybreak Parkway,
South Jordan, Utah, 84095

SCANNED

DERR -2012-003274

RE: NRD Trustee's notice acknowledging that the Zone B Facilities have reached completion, pursuant to the 2004 Agreement among the Trustee for Natural Resources for the State of Utah, Jordan Valley Water Conservancy District and Kennecott Utah Copper Corporation, now known as Kennecott Utah Copper LLC, as amended in 2009 ("State Agreement")

Dear Mr. Bay & Mr. Payne,

The State of Utah Natural Resource Damages Trustee ("NRD Trustee") received notice (dated March 28, 2012) from the Jordan Valley Water Conservancy District ("District") that the Zone B Facilities have reached completion ("Notice"). "Completion" with regard to the Zone B Facilities means that the District has "received an operating permit from the Utah Department of Environmental Quality Division of Drinking Water ("DDW") under its normal rules and regulations" pursuant to Paragraph V.I.A of the State Agreement. The Notice indicated that the District has received the following operating permits from the DDW:

- Operating Permit for Southwest Groundwater Treatment Plant (DDW ID #TP001 SWGWTP RO, System) dated March 19, 2012
- Operating Permit for five feed water wells along the eastern boundary of the Zone B Plume: #DW1 (DDW ID #WS054), #DW2 (DDW ID #WS055), #DW3 (DDW ID #WS056), #DW5 (DDW ID #WS058), and #SW1 (DDW ID #WS062) dated March 14, 2012
- Operating Permit for one feed water well along the eastern boundary of the Zone B Plume: #DW4 (DDW ID #WS057) dated March 15, 2012
- Operating Permit for two feed water wells within the core of the Zone B Plume: #DW6 (DDW ID #WS059), and #DW7 (DDW ID #WS060) dated March 5, 2012
- Operating Permit for another feed water well outside of the Zone B Plume Southeast of the treatment plant: #DW8 (DDW ID #WS061) dated February 24, 2012
- Operating Permit for the feed water collection pipelines dated December 8, 2012

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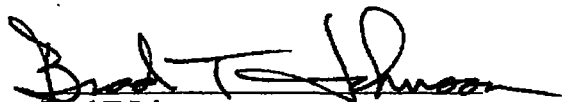
- Operating Permit for the finished water delivery pipeline – Phase I and II dated February 23, 2012
- Operating Permit for the finished water delivery pipeline – Phase III dated February 23, 2012

Paragraph IV.B of the State Agreement requires the NRD Trustee to issue a notice to the District and Kennecott Utah Copper Corporation, now known as Kennecott Utah Copper LLC (“Kennecott”), acknowledging that the Zone B Facilities have reached completion after verifying that an operating permit has been issued by the DDW. The NRD Trustee has verified that the DDW has issued the required operating permits and acknowledges that the Zone B Facilities have reached completion.

If you have any questions regarding this notification, please contact myself or Mr. Douglas Bacon of my staff at (801) 536-4282. On behalf of the State of Utah, I want to express an appreciation for the District’s efforts and commitment to construct and operate the Zone B Facilities. These efforts will assist in the restoration of this groundwater resource.

Sincerely,

State of Utah Natural Resource Damages Trustee



Brad T Johnson

BTJ/dcb/br

- cc: Brent Everett, Division of Environmental Response & Remediation (electronic)
Sandra Allen, Utah Attorney General (electronic)
Douglas Bacon, Division of Environmental Response & Remediation (electronic)
Kim Shelley, Division of Water Quality (electronic)
Bob Hart, Division of Drinking Water (electronic)