



Wayne Martinson
Utah Wetlands Coordinator

Kim

National Audubon Society

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DIVISION OF
WATER QUALITY

Kim Shelley
Utah Division of water Quality
288 North 1460 West
P.O. Box 144870
SLC, UT 84114-4870

Dear Kim:

Subject: Oct through Dec. 2001 Progress Report for Lower Lee Creek

On behalf of Ella Sorensen and myself the following is our second progress report for the Lower Lee Creek Conservation Management Agreement by National Audubon Society as it relates to Kennecott Copper Corporation Settlement Agreement Docket No. 199-04SA, UPDES Permit No. UT 000051.

Please feel free to call me at 355-8110 or e-mail me at wmartinson@audubon.org if you have any further questions.

Sincerely,

Wayne Martinson
Wayne Martinson,
Utah Wetlands Coordinator

Cc: Ella Sorensen, Manager, National Audubon Society Gillmor Sanctuary
Lillian Andrews, National Audubon Society
Marcelle Shoop, Associate General Counsel, Kennecott Utah Copper Corporation
John Rice, Utah Reclamation Mitigation and Conservation Commission
Ann Neville, Manager, Kennecott Copper Inland Sea Shorebird Reserve

Progress Report #2 for
Lower Lee Creek Conservation Management Agreement by National Audubon Society
As it relates to UPDES Permit No. UT 000051

Reporting Period: 10/1/01 through 12/31/01

Date Submitted: Jan. 4, 2001

Summary: The Nature Conservancy completed purchase of property on approximately Nov. 15, 2001. Ella Sorensen and I met regarding this agreement after Nov. 15 and then we met with John Rice with The Utah Reclamation Mitigation and Conservation Commission and Ann Neville with the Kennecott Copper Inland Sea Shorebird Reserve to further develop our work plan on Dec. 14, 2001. But specific actions have not yet been taken. Expenditures to date = 0.

Deliverables: The deliverables of establishing a management fund for the property and the agreement between National Audubon and the Mitigation Commission were due no later than Nov. 23, 2001 (or 120 days after execution of the agreement). We were delaying on these deliverables until the property was secured. Both of these items have been or are being addressed. Documentation for both of these items will be provided by the end of January.

Implementation Strategies:

1. Purchase Property. Completed on approximately Nov. 15, 2001.
2. Secure Boundaries and Control Trespass. See attached notes from meeting of Dec. 14, 2001.
- 3 and 4. Clean-up trash and debris and education. See attached notes from meeting of Dec. 14, 2001.

Dec. 17, 2001

TO: Ella Sorensen, Ann Neville and John Rice

FROM: Wayne Martinson

SUBJECT: Notes of First Meeting After Purchase of Lower Lee Creek Property

Date: Friday, Dec. 14, 2001

Time: From 2:30 P.M to 4:00 P.M

Place: Utah Mitigation Commission Offices, 102 W. 500 S., SLC

The following is a tentative agenda for the Dec. 14 meeting along with **my notes of the outcomes for each of these agenda items in red.**

General Review of Work Plan and Budget for Lower Lee Creek Property **Ella reviewed this.**

Who to announce the purchase of property to and what to say. **Wayne and Ella have a list of folks to send this to that Wayne read over. Wayne also would like to include Audubon folks such as Mary Gracia, Jeff Salt, Keith Evans, Val Grant and Charles Sheard and DWR folks such as Don Paul, Clay Perschon and Tom Aldrich.**

Developing a baseline for the property – including pictures at specific points on the property taken over time. **Did not Discuss**

Discussion of Fencing including:

- a. Boundaries for the fence. **We discussed this at some length. Ella will contact UDOT to make application to use their right-of way. Ella and Wayne will go out on site and look at where the fence will go and where the gates will be. A specific time for this was not set. Ella will contact Allen Wolfson since we need easements on his property for the fence and gates. Wayne will contact Bruce Strom regarding the Sewage lagoons for fencing by it and to the east of it. (Who owns that property just east of the fenced lagoons – is it State Parks – Wayne will check this out.) Wayne will also contact Salt Lake County to see about the process for abandoning the county roadway just west of the sewage lagoons. Wayne will also contact Tom Aldrich to see what DWR might be doing with management from Great Salt Lake State Park Beach to the east and north. We need to meet with Sovereign lands and perhaps the Division of Wildlife Resources to see where the fence can go on the west side of the property. Also we discussed meeting with Wally Wright to try to secure his property. No assignments about contacting Wally were made.**
- b. Securing other properties to the east of the property and to the west. **See discussion above.**
- c. Type of fence **We agreed that it would be a barbed wire fence.**
- d. Berming of property – Should we just plan on doing this? **We decided not to berm, at least at this point. It would impact the drainage of the**