

Senator BURDICK. But no one comprehensive law?

Mr. ECKLES. No, sir.

Senator BURDICK. Thank you again.

Mr. ECKLES. Thank you, Mr. Chairman.

(The memorandum referred to follows:)

MEMORANDUM OF UNDERSTANDING BETWEEN COAL SURFACE MINING COMPANIES OF COLORADO AND THE COLORADO DEPARTMENT OF NATURAL RESOURCES, STATE OF COLORADO

Whereas, the Mutual Objective of the signatory parties to this Memorandum of Understanding is to accomplish in the State of Colorado, the restoration of land affected by the surface mining of coal to its most practical and productive use within the shortest possible time, and

Whereas, the principal method of accomplishing this objective is to establish vegetative cover on all such land as soon as chemical, physical and moisture conditions permit.

Now, therefore, the signatory parties hereby enter into the following Memorandum of Understanding:

Definitions; Wherever used or referred to in this Memorandum, unless a different meaning clearly appears from the context:

(a) "Overburden" means all of the earth and other materials which lie above natural deposits of coal, and also means such earth and other materials disturbed from their natural state in the process of open cut mining.

(b) "Surface mining" means the mining of coal, by removing the overburden lying above natural deposits thereof, and mining directly from the natural deposits thereby exposed.

(c) "Operator" means any person, firm or corporation engaged in and controlling an open cut mining operation.

(d) "Affected land" means the area of land from which overburden shall have been removed, or upon which overburden has been deposited, or both.

(e) "Refuse" means all waste material directly connected with the cleaning and preparation of substances mined by open cut mining.

(f) "Ridge" means a lengthened elevation of overburden created in the open cut mining process.

(g) "Peak" means a projecting point of overburden created in the open cut mining process.

(h) "Department of Natural Resources" means Coordinator of Natural Resources and/or any state department, commission, or agency so designated to represent the Coordinator.

(i) "Industry" means those operators who are signators to the Memorandum of Understanding as well as any operators who subsequently ratify it and agree to be bound by its terms.

PROVISION I

It is agreed that it shall be the responsibility of the Coal Surface mine operators, who engage in open cut mining for coal to carry out the reclamation work.

PROVISION II

As soon as possible after the completion of the mining operations in an immediate area, a Reclamation Plan shall be prepared by the operator, which among other things, will include a map which shows the affected area and other pertinent details, such as roads, and access to the area.

Suggested scales

Up to 10 acres.....	1"=100'
10 to 40 acres.....	1"=200'
40 acres and above.....	1"=400'

All maps shall show quarter sections, sections, township and county lines coming within the scope of the map; access to the area from the nearest public road, a meridian, a title containing operator, address, scale of map, by whom map was drawn, name of engineer, date, and township, range and county.