



**PUBLIC NOTICE OF INTENT TO ENTER  
TO CONDUCT RECLAMATION ACTIVITIES**

(Abandoned Mine Land Program)

IN THE MATTER OF: **Yellow Creek Drainage Project**

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**TO WHOM IT MAY CONCERN:**

The Department of Mines, Minerals, and Energy, Division of Mined Land Reclamation, of the Commonwealth of Virginia, pursuant to the authority granted in the Virginia Coal Surface Mining Control and Reclamation Act of 1979 (Chapter 19, Article 4, Section 45.1-260 et seq.) with funding provided by the **2012** Consolidated Grant, has determined and found that:

Land located off **Yellow Creek Road in the Yellow Creek area of the Town of Wise in Wise** County, Virginia, has been adversely affected by past coal mining practices, to wit:

1. Property owners, both known and unknown, are hereby notified of the Division's intention to reclaim the area adversely affected by past coal mining practices. The purpose of this Notice is to provide notice to any landowners, heirs, assigns and devisees who may be affected by the proposed reclamation and who have not been identified and who have not granted written consent.
2. The public health, safety and property is endangered by: **abandoned mine works that may contain dangerous impoundments and may result in rapid water discharges.**
3. The proposed action consists of:
  - a) Constructing access to known mine entries;
  - b) Pumping down impounded water to prevent rapid uncontrolled discharges;
  - c) Excavating unstable material above and around mine entry and stabilizing with riprap material;
  - d) Constructing adequate mine seals to prevent entry into the mine and to provide drainage from the mine works in order to prevent water build-up in the mine;
  - e) Constructing drainage channels to convey water from the entries and mine bench to receiving channels
  - f) Utilizing standard erosion and sediment control structures throughout the duration

**Division of Mined Land Reclamation**  
Notice of Intent to Enter (AML Program)

of this project

g) Reestablishing vegetation on all areas disturbed by this work.

4. Known property owner(s) in the area of the proposed reclamation are:

**Rushia Bateman (Fredrick B. Bateman)**

**David and Mia Hampton**

**William Cox**

Based upon the above findings, the Commonwealth of Virginia, acting by and through the Department of Mines, Minerals and Energy, Division of Mined Land Reclamation, its agents, employees and contractors, gives notice that 30 days from this Notice being published in **Coalfield Progress**, and posted on the property, the Division will initiate and continue until the proposed work on the **Yellow Creek Drainage Project** is complete, and shall do all things necessary and expedient to protect the public health, safety and general welfare. Such entry shall not be construed as an act of condemnation of property nor of trespass thereon.

For further information contact the Division of Mined Land Reclamation at the following address:

Attention: AML Section

VA Dept. of Mines, Minerals & Energy

P. O. Drawer 900

Big Stone Gap, VA 24219

The telephone number is (276) 523-8206.

This notice can also be found on the Virginia Department of Mines, Minerals and Energy's website: <http://www.dmme.virginia.gov/PublicMeetings/PublicNotices.shtml>

DATE 4/7/14 BY Randy Casey  
**Division Director**