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Division Director

State of Utah

DEPARTMENT OF NATURAL RESOURCES
DIVISION OF OIL, GAS AND MINING

355 West North Temple
3 Triad Center, Suite 350
Salt Lake City, Utah 84180-1203
801-538-5340

0018

May 3, 1989

CERTIFIED RETURN RECEIPT REQUESTED
P 879 596 554

Mr. Walter Wright
Mine Manager
Valley Camp of Utah, Inc.
Scofield Route
Helper, Utah 84526

Dear Mr. Wright:

Re: Permit Renewal Requirements, Valley Camp of Utah, Inc., Belina Mine,
ACT/007/001, Folder #2 and #5, Carbon County, Utah

Rule UMC 771.21(b)(2) of the Utah Coal Mining and Reclamation Regulatory Program requires that application for permit renewal be made at least 120 days prior to permit expiration. Valley Camp was made aware of this requirement via a stipulation to the Mid-Permit Term Review (MPTR) approval, dated September 18, 1987. At the conclusion of that review both the Division and Valley Camp acknowledged that considerable work would be required to compile a workable permit.

Stipulation UMC 788.14-(1) - SLC to the MPTR approval specifically required that "the operator shall submit a complete, updated and reorganized MRP 120 days prior to the expiration of the current permit." In response to that stipulation Valley Camp committed to submit an updated MRP by November 1, 1988. Valley Camp later requested and received an extension to submit by 120 days prior to permit expiration.

The Belina Mine permit expires on August 24, 1989, therefore, the 120-day requirement fell due on April 24, 1989. No permit renewal submittal has been received.

Attached, please find Notice of Violation (NOV) N89-12-1-1 issued for failure to supply the required information for permit renewal in a timely manner. Abatement of the NOV will require submittal of the complete, updated and reorganized MRP by June 6, 1989.

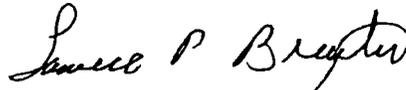
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Mr. Walter Wright
ACT/007/001
May 3, 1989

It is my understanding that, in addition to reorganization of the MRP, a number of issues must still be addressed before a permit that is in concert with existing regulations and procedures could be issued. These issues include:

- a) reclamation detail (and bond revision) for the haul road;
- b) additional detail on sediment pond design and diversion ditches; and
- c) maps and engineering drawings depicting existing site configurations and final reclamation configuration.

These issues are substantial enough that the mandated 120-day review time for DOGM, minus the time lost to date, may make permit renewal by August 24, 1989 difficult. I would like to discuss Valley Camp's renewal plans and the abatement of the above-referenced NOV at your earliest convenience.

Sincerely,



Lowell P. Braxton
Associate Director, Mining

vb
Attachment
MI13/4-5



NO. N 89-12-1-1

notice of violation

To the following Permittee or Operator:

Name Bluebonnet Energy

Mine Bluebonnet Surface Underground Other

County Utah State Utah Telephone 801-538-5340

Mailing Address Bluebonnet Energy

State Permit No. 12-1-1

Ownership Category State Federal Fee Mixed

Date of inspection 11-25-89, 1989

Time of inspection a.m. p.m. to a.m. p.m.

Operator Name (other than Permittee) _____

Mailing Address _____

Under authority of the Utah Coal Mining and Reclamation Act, Section 40-10-1 et seq., *Utah Code Annotated*, 1953, the undersigned authorized representative of the Division of Oil, Gas & Mining has conducted an inspection of above mine on above date and has found violation(s) of the act, regulations or required permit condition(s) listed in attachment(s). This notice constitutes a separate Notice of Violation for each violation listed.

You must abate each of these violations within the designated abatement time. You are responsible for doing all work in a safe and workmanlike manner.

The undersigned representative finds that **cessation of mining is** is not expressly or in practical effect required by this notice. For this purpose, "mining" means extracting coal from the earth or a waste pile, and transporting it within or from the mine site.

This notice shall remain in effect until it expires as provided on reverse side of this form, or is modified, terminated or vacated by written notice of an authorized representative of the director of the Division of Oil, Gas & Mining. Time for abatement may be extended by authorized representative for good cause, if a request is made within a reasonable time before the end of abatement period.

Date of service/ mailing 11/25/89

Time of service/ mailing 3:00 a.m. p.m.

Frank Thomas
Permittee/Operator representative

Marilyn Emmiter
Title

David Paul D.J.G.M. Hoot
Signature

David Paul D.J.G.M. Hoot
Division of Oil, Gas & Mining representative

Frank Thomas
Title

David Paul D.J.G.M. Hoot
Signature

DR
Identification Number

SEE REVERSE SIDE

WHITE-DOGDM YELLOW-OSM PINK-PERMITTEE/OPERATOR GOLDENROD-NOV FILE



NOTICE OF VIOLATION NO. N 89-13-1-1

Violation No. 1 of 1

Nature of violation

- FAILURE TO COMPLY WITH THE CONDITIONS AND TERMS OF THE PERMIT,
SPECIAL ORDER # UAC 788.14-11) - ALL EMPLOYEES OF THE STATE OF UTAH
SHALL BE REQUIRED TO WEAR MASKS.
- FAILURE TO WEAR MASKS WHILE WORKING AND RESOURCES USE PERMITS
ISSUED TO THE STATE OF UTAH.

Provisions of act, regulations or permit violated

- UAC 788.14
- UAC 788.21, 6)(2)
- UAC 788.14

Portion of operation to which notice applies

URGENT ASSIGNED MINING AND POLLUTION PLAN

Remedial action required (including any interim steps)

URGENT A COMPLETE, UPDATED AND REORGANIZED MINING AND POLLUTION
PLAN TO THE DIVISION OF OIL, GAS & MINING.

Abatement time (including interim steps)

30 DAYS NO LATER THAN 3:00 PM THURSDAY JUNE 6 TH 1989.