



State of Utah
DEPARTMENT OF NATURAL RESOURCES
DIVISION OF OIL, GAS AND MINING

Michael O. Leavitt
Governor

Ted Stewart
Executive Director

James W. Carter
Division Director

355 West North Temple
3 Triad Center, Suite 350
Salt Lake City, Utah 84180-1203
801-538-5340
801-359-3940 (Fax)
801-538-5319 (TDD)

September 27, 1994

CERTIFIED RETURN RECEIPT
P 074 978 451

Mark Wayment
Mine Manager
White Oak Mining
& Construction Co., Inc.
Scofield Route
Helper, Utah 84526

Re: Snow Removal Activities, Division Order 94B, White Oak Mining & Construction Co., Inc., White Oak Mine #1 & #2, ACT/007/001-DO-94B, Folder #3, Carbon County, Utah

Dear Mr. Wayment:

Please find enclosed Division Order 94B which requires White Oak Mining and Construction Co. Inc., to either obtain a valid permit or revise their existing permit to allow for snow removal activities on the Belina Haul Road within the disturbed area boundaries. While the August 26, 1994 submittal of information constituted adequate abatement of NOV N94-39-2-1, a permit revision is necessary which incorporates the information into the permit and to preclude possible future enforcement activities by the Division. A valid approval for these activities must be obtained by November 28, 1994.

If you have any questions, please call.

Very truly yours,

James W. Carter
for

James W. Carter
Director

jbe/mbm

Enclosure

cc/enc: P. Grubaugh-Littig

D. Haddock

J. Helfrich



P 074 978 451

RECEIPT FOR CERTIFIED MAIL

NO INSURANCE COVERAGE PROVIDED

NOT FOR INTERNATIONAL MAIL

(See Reverse)

MBM DOGM ACT/007/001-D094B FLDR #3

Se MARK WAYMENT	
MINE MANAGER	
Street and No. WHITE OAK MINING & CONSTR.	
SCOFIELD ROUTE	
P.O., State and ZIP Code HELPER UT 84526	
Postage	\$
Certified Fee	
Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt showing to whom and Date Delivered	
Return Receipt showing to whom Date, and Address of Delivery	
TOTAL Postage and Fees	\$ 2.29
Postmark or Date	



STATE OF UTAH
DIVISION OF OIL, GAS AND MINING

PERMITTEE

White Oak Mining & Construction Co., Inc.
White Oak Mine #1 and #2
P. O. Box 60
Scofield Route
Helper, Utah 84526

PERMIT NUMBER ACT/007/001
DIVISION ORDER # 94B

ORDER & FINDINGS
of
PERMIT DEFICIENCY

PURSUANT to R645-303-212, the DIVISION ORDERS the PERMITTEE, White Oak Mining and Construction Company, Inc., to make the permit changes enumerated in the findings of permit deficiency in order to be in compliance with the State Coal Program. These findings of permit deficiency are to be remedied in accordance with R645-303-220.

FINDINGS OF PERMIT DEFICIENCY

The Division finds the permit deficient in that the information submitted by Denise A. Dragoo, Esq., of Fabian and Clendenin, dated August 26, 1994, is not adequate to permit future snow removal activities on the Belina Haul Road.

Regulations Cited

R645-301-752.220 (Road Drainage)
R645-301-752.240 (Water Quality Protection)
R645-301-521.162 (Map of Area Affected by Snow Blowing)

ORDER

White Oak Mining & Construction Company, Inc., is ordered to make the requisite permit changes in accordance with R645-303-220 and to submit a complete application for permit change to address the findings of permit deficiency within 30 days of date of the Order. Approval by the Division must be obtained within 60 days of date of this Order. All approvals not obtained within 60 days may result in a hindrance violation.

Ordered this 28 day of September 1994, by the Division of Oil, Gas, and Mining.

James P. Braxton
for

James W. Carter, Director
Division of Oil, Gas and Mining

WHITE94B.DO