

STATE OF UTAH  
DIVISION OF OIL, GAS AND MINING

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PERMITTEE

White Oak Mining  
& Construction Co. Inc.  
Scofield Route  
Helper, Utah 84526

ORDER & FINDINGS  
OF  
PERMIT DEFICIENCY

PERMIT NUMBER ACT/007/001  
DIVISION ORDER # 95A

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PURSUANT to R645-303-212, the DIVISION ORDERS the PERMITTEE, White Oak Mining & Construction Co. 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 Permittee's MRP fails to address the disposition and configuration of the coal waste storage at the White Oak Mine facility as required by R645-301.526 & .536 et seq. The Division's 1994 correspondence file depicts a verbal approval for the temporary storage of said material. Inspections by division staff during the past 12 months verified comingling of other materials, impounding water and rotational failure of the waste material.

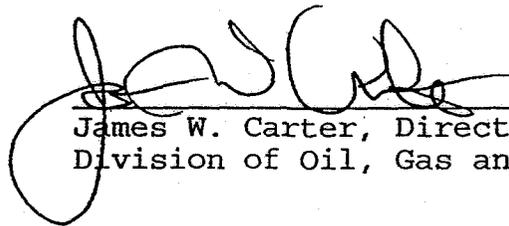
INFORMATION REQUIRED TO BE SUBMITTED

- a. Submit plans and text to meet the requirements of R645-301.526 & .536 et seq. including but not limited to an updated surface facilities map currently certified by a registered professional engineer depicting the location of the material, designs for placement of the material within approved portions of the permit area. Attainment of a 1.5 long-term static safety factor based on sufficient analyses of the material. Prevention of mass movement during and after construction and prevention of combustion as per analyses.

ORDER

White Oak Mining & Construction Co. 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 28th day of November, 1995, by the Division of Oil, Gas, and Mining.



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

cc: Tom Mitchell  
Joe Helfrich  
Ken Wyatt