

P 074 977 751

RECEIPT FOR CERTIFIED MAIL

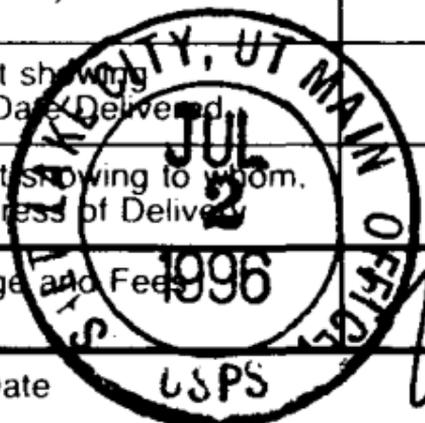
NO INSURANCE COVERAGE PROVIDED

NOT FOR INTERNATIONAL MAIL

(See Reverse)

BB DOGM ACT/007/001 N96-7-3-1 FLD5 7/2/96

Sent to MARK WAYMENT	
Street and No. WHITE OAK MINE	
SCOFIELD ROUTE	
HELPER UT ZIP 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	
Postmark or Date	



[Handwritten signature]

PS Form 3800, June 1985



NO. N 96-7-3-1

notice of violation

To the following Permittee or Operator:

Name WHITE OAK MINING AND CONSTRUCTION CO. INC.

Mine WHITE OAK MINE Surface Underground Other

County CARBON State UTAH Telephone 801-448-9413

Mailing Address SCOFIEL ROUTE HELPER UTAH 84526

State Permit No. ACT/007/001

Ownership Category State Federal Fee Mixed

Date of inspection JUNE 26 & 27, 1996, 19

Time of inspection 10:00, 10:00 a.m. p.m. to 2:45, 3:45 a.m. p.m.

Operator Name (other than Permittee) SAME

Mailing Address SAME

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.

CERTIFIED RETURN RECEIPT
P 074 977 751

Date of service/mailling ~~XXXX~~ JULY 2, 1996 Time of service/mailling ~~XXXX~~ 2:00 a.m. p.m.

MARK WAYMENT
Permittee/Operator representative

MINE MANAGER
Title

MAILED FROM SLC OFFICE
Signature

KEN WYATT
Division of Oil, Gas & Mining representative

RECLAMATION SPECIALIST
Title

Ken Wyatt
Signature

#7
Identification Number

SEE REVERSE SIDE

WHITE-DOG M YELLOW-OPERATOR PINK-OSM GOLDENROD-NOV FILE



NOTICE OF VIOLATION NO. N 96-7-3-1

Violation No. 1 of 1

Nature of violation

**FAILURE TO CONDUCT COAL MINING ACTIVITIES IN ACCORDANCE WITH THE APPROVED
MINING AND RECLAMATION PLAN.**

Provisions of act, regulations or permit violated

R645-300-142

R645-301-535 ET SEQ

R645-301-514.100 ET SEQ

R645-301-745 ET SEQ

Portion of operation to which notice applies

**SPOILS MANAGEMENT AS DESCRIBED ON PAGE 014 OF 14 AND PLATE R645-301-231.300 #4 OF 4
IN THE WHITE OAK MRP**

**THIS AREA HAD NO DRAINAGE PROVISIONS AND WAS IMPOUNDING WATER IN TWO AREAS
DURING THIS INSPECTION. PLACEMENT AND COM^PACTION IS NOT IN ACCORDANCE WITH THE
APPROVED PERMIT.**

Remedial action required (including any interim steps)

A. CONDUCT SPOIL MANAGEMENT IN ACCORDANCE WITH THE APPROVED PERMIT

**B. PROVIDE TO THE DIVISION A PROFESSIONAL ENGINEER CERTIFIED REPORT
DEMONSTRATING PROPER PLACEMENT AND COMPACTION OF THE SPOIL MATERIAL**

Abatement time (including interim steps)

A. IMMEDIATELY

B. 30 DAYS NO LATER THAN 5:00 P.M. AUGUST 1, 1996