



STATE OF UTAH
NATURAL RESOURCES
Division of Oil, Gas & Mining

3 Triad Center • Suite 350 • Salt Lake City, UT 84180-1203 • F

Post-it® Fax Note 7671		Date <u>1/9/03</u>	# of pages <u>2</u>
To <u>Pam</u>	From <u>Pete Hess</u>		
Co./Dept.	Co.		
Phone #	Phone #		
Fax #	Fax #		

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Special
C/007/001 OK
Outgoing
Copy Pam

0005

NO. NO3-46-1-1

notice of violation

To the following Permittee or Operator:

Name Lodestar Energy, Inc. / Mountain Operations

Mine Whiskey Creek Mine Surface Underground Other

County Carbon State Utah Telephone (435) 948-9454

Mailing Address HC 35, Box 370

State Permit No. C/007/001

Ownership Category State Federal Fee Mixed

Date of inspection Jan 8, 2003

Time of inspection a.m. p.m. to @ 5 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 Jan 9, 2003 Time of service/ mailing 9 a.m. p.m.

David B. Miller, P.E. Business Manager
Permittee/Operator representative Title

Mailed/Faxed from PFO/DOG M
Signature

Pete Hess Environmental Scientist III
Division of Oil, Gas & Mining representative Title

Peter Hess #46
Signature Identification Number

SEE REVERSE SIDE
WHITE-DOG M YELLOW-OPERATOR PINK-OSM GOLDENROD-NOV FILE

DOG M/NOV.1

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UTAH
NATURAL RESOURCES
Oil, Gas & Mining

NOTICE OF VIOLATION NO. NO3-46-1-1
 Failure to Address Permit Condition #6
 "Post Mining Land Uses"

Violation No. 1 of 1

Nature of violation

1) Failure to address Permit Condition #6, of Attachments "A", Post Mining Land Uses, C/007/001 prior to 5PM on January 8, 2003.

Provisions of act, regulations or permit violated

- 1) R 65-300-143; Terms and Conditions of Permits
- 2) UCA 40-10-19 (1) Information Required by the Division

Portion of operation to which notice applies

1) Section 30, Township 13 South, Range 6 East (formerly Mine #1 and #2 Surface Facilities area, where currently, contour stripping of the lower and upper O'Connor coal seams is occurring).

Remedial action required (including any interim steps)

1) Submit information required by permit condition #6, on Attachment A, C/007/001.

Abatement time (including interim steps)

1) The permittee has 30 calendar days^(at 5 pm) from January 9, 2003 to submit the required information to Salt Lake Division Office.

WHITE-DOG M YELLOW-OS M PINK-PERMITTEE/OPERATOR GOLDENROD-NOV FILE

DOG M/NOV-2

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11/85

Performance Standard A-3.