



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

C10071001
OUTGOING

Michael O. Leavitt
Governor
Robert L. Morgan
Executive Director
Lowell P. Braxton
Division Director

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www.nr.utah.gov

DIVISION OF OIL, GAS AND MINING
FACSIMILE COVER SHEET

DATE: May 16, 2003
FAX #: 435-448-9456
ATTN: Mark Wayment
COMPANY: _____

DEPARTMENT: _____

NUMBER OF PAGES: (INCLUDING THIS ONE) 3

FROM: A. Nance

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We are sending from a Sharp facsimile machine. Our telecopier number is (801)359-3940.

MESSAGE:

Important: This message is intended for the use of the individual or entity of which it is addressed and may contain information that is privileged, confidential and exempt from disclosure under applicable law. If the reader of this message is not the intended recipient, you are hereby notified that any dissemination, distribution, or copying of this communication is strictly prohibited. If you have received this communication in error, please notify us immediately by telephone and return this original message to us at the above address via regular postal service. Thank you.

NO. CO3-50-2-1

cessation order

To the following Permittee or Operator:

Name LODESTAR ENERGY, INC. (BILL BISHOP, TRUSTEE)

Mine WHITE OAK Surface Underground Other

County CARBON State UTAH Telephone (606) 255-906

Mailing Address 331 W. VINE ST., SUITE 1700 LEXINGTON, KY 40507-1620

State Permit No. C/607/001

Ownership Category State Federal Fee Mixed

Date of inspection MAY 15, 2003

Time of inspection 10:30 a.m. p.m. to 1:30 a.m. p.m.

Operator Name (other than Permittee) _____

Mailing Address _____

Under authority of the Utah Coal Mining & 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 that a Cessation Order must be issued with respect to each of the conditions, practices or violations listed in the attachment(s). This order constitutes a separate Cessation Order for each condition, practice or violation listed.

In accordance with Section 40-10-22, *Utah Code Annotated*; you are ordered to **cease immediately** the operations described in the attachment(s) and to perform the affirmative obligations described in the attachment(s) within the designated time for abatement. Reclamation operations not directly the subject of this order shall continue while this order is in effect. You are responsible for doing all work in a safe and workmanlike manner.

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

This order 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 Division of Oil, Gas & Mining.

Date of service/ mailing 5/15/03

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

Permittee/Operator representative _____

Title _____

Signature _____

DANA DEAN
 Division of Oil, Gas & Mining representative

RECLAMATION SPECIALIST
 Title

[Signature]
 Signature

#750
 Identification Number

SEE REVERSE SIDE

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

Certified # 7099340000168895
6/108



CESSATION ORDER NO. CO3-50-2-1

Violation No. 1 of 1

Nature of condition, practice or violation

FAILURE TO ABATE NOV # NO3-50-1-1

(THE CURRENT OPERATOR, BLUE RIDGE SERVICES, MOVED A LARGE PORTION OF THE SPOIL. HOWEVER, NO CERTIFICATION, SURVEY, OR OTHER MEANS OF VERIFICATION HAS BEEN PROVIDED TO THE DIVISION TO PROVE THAT THE SPOIL STORAGE IS NOW IN COMPLIANCE.)

Provisions of act, regulations or permit violated

R 645-400-314, 325

Check appropriate box

- Condition, practice or violation is creating an imminent danger to health or safety of the public.
- Permittee/Operator is/has been conducting mining activities without a permit.
- Condition, practice or violation is causing or can reasonably be expected to cause significant, imminent environmental harm to land, air or water resources.
- Permittee or Operator has failed to abate Violation(s) No. 1 included in Notice of Violation No. NO3-50-1-1 within time for abatement originally fixed or subsequently extended.

Operation(s) to be ceased immediately

FURTHER MINING OF COAL BY LODGESTAR ENERGY, INC.
FURTHER OVERBURDEN STRIPPING BY LODGESTAR ENERGY, INC.

Affirmative obligation(s) and abatement time (if applicable)

PROVIDE THE DIVISION WITH CERTIFICATION, A SURVEY, OR SOME OTHER MEANS OF PROOF THAT THE SPOIL STORAGE IS NOW IN COMPLIANCE (306,000 LCY OR LESS NOT IN THE APPROXIMATE LOCATION FOR FINAL GRADING).

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

TRANSACTION REPORT

P. 01

MAY-16-2003 FRI 04:20 PM

FOR: OIL, GAS & MINING

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