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United States Department of the Interior

OFFICE OF SURFACE MINING
Reclamation and Enforcement
POST OFFICE BLDG. RM. 270
1823 STOUT STREET
DENVER, COLORADO 80202

September 28, 1979

Mr. Ron Daniels
Coordinator of Mined Land Development
Department of Natural Resources
1508 North West Temple
Salt Lake City, Utah 84116

Dear Mr. Daniels:

Enclosed please find copies of **Notice of Violation** which were issued to mining companies within your State during this offices recent on-site inspections conducted on **September 21, 1979**. If you have any questions or problems, please contact this office.

Mine inspection reports for all of the operations inspected during the above time frame, and within your State, will be sent to you as soon as they are processed.

Sincerely,

Murray T. Smith
Chief, Division of Inspection & Enforcement



UNITED STATES DEPARTMENT OF THE INTERIOR
OFFICE OF SURFACE MINING RECLAMATION AND ENFORCEMENT

Region V
1823 Stout Street
Denver, Colorado 80202
Telephone: (303) 837-5511
(303) 837-5701

NOTICE OF VIOLATION NO. N79-S-5-31 3 TV

To the Following Permittee or Operator:

Name Braztan Corporation

Mine Braztan No. 3 Surface Underground Other

County and State Carbon County, Utah Telephone (801) 472-3411

Mailing Address P.O. Box 599, Helper, Utah 84526

OSM Mine No. _____ State Permit No. KT/001/004 MSHA I.D. No. 42-00165

Date of Inspection Sept 21, 1979

Time of Inspection: from 8:30 a.m. to 2:00 a.m.
 p.m. to _____ p.m.

Name of Operator (if other than permittee) _____

Mailing Address _____

Under the authority of the Surface Mining Control and Reclamation Act of 1977 (P.L. 95-87; 30 U.S.C. 1201), the undersigned authorized representative of the Secretary of the Interior has conducted an inspection of the above mine on the above date and has found violation(s) of the Act, the regulations or required permit condition(s) listed in the 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 authorized 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 minesite.

This Notice shall remain in effect until it expires as provided on the reverse or is modified, terminated, or vacated by written notice of an authorized representative of the Secretary. The time for abatement may be extended by an authorized representative for good cause, if a request is made within a reasonable time before the end of the abatement period.

Date of Service Sept 21, 1979 Gary J. Fritz
Signature of Authorized Representative

Time of Service 2:15 a.m. p.m. Gary L. Fritz D-15
Name and I.D. No.

Person Served with Notice Ken B. Hutchinson Chief Engineer
Print Name and Title

Signature B Hutchinson

IMPORTANT - PLEASE READ REVERSE OF THIS PAGE

FORM 722-1 (2-79)
OSM 1371

Bill [unclear]
[unclear]

Notice of Violation No. N 79-5-5-31

Violation No. 1 of 3

Nature of the Violation

FAILURE TO PASS SURFACE DRAINAGE FROM A
DISTURBED AREA THROUGH A SEDIMENTATION POND

Provision(s) of the Regulations, Act, or Permit Violated

SEC 30 CFR 717.17(a) OF THE RULES AND REGULATIONS
PL 95-87 SEC 516 (9)

Portion of the Operation to which Notice Applies

Hard scrabble Canyon facilities
#1 Portal facilities or #3 drop end
of belt line

Remedial Action Required (including interim steps, if any)

- 1) SUBMIT A SEDIMENTATION CONTROL PLAN TO THE
REGULATORY AUTHORITY FOR APPROVAL SHOWING THE DESIGN
AND LOCATION OF ALL METHODS AND STRUCTURES TO BE
USED FOR COLLECTION AND TREATMENT OF ALL SURFACE
WATER.
 - 2) IMPLEMENT THE APPROVED SEDIMENT CONTROL PLAN
Time for Abatement (including time for interim steps, if any)
 - 3) Implement temporary sediment control measures
- 1) Submit a sedimentation control plan within
60 (Sixty) days.
 - 2) Implement the approved sediment control
plan immediately
 - 3) Implement temporary sediment control
measures within 60 days, State 19258

Handwritten notes:
All copy
1/1/80

Notice of Violation No. N 79-5-5-31

Violation No. 2 of 3

Nature of the Violation

Failure to submit an approved Ground Water Monitoring Plan.

Provision(s) of the Regulations, Act, or Permit Violated

*See 30 CFR 717.17 of FRC Rules & Regulations.
PL 95-87 Sec 516*

Portion of the Operation to which Notice Applies

ENTIRE OPERATION
~~PL 95-87~~

Remedial Action Required (including interim steps, if any)

- 1) Submit a Ground Water Monitoring Plan for approval to the regulatory authority.*
- 2) IMPLEMENT THE APPROVED GROUND WATER MONITORING PROGRAM.*

Time for Abatement (including time for interim steps, if any)

- 1) Submit a Ground Water Monitoring Plan to the regulatory authority for approval WITHIN 30 (THIRTY) DAYS.*
- 2) IMPLEMENT THE APPROVED GROUND WATER MONITORING PROGRAM IMMEDIATELY.*

~~PERMITTEE OPERATOR~~
~~STATE~~

10055

Notice of Violation No. N 79-5-5-31

Violation No. 3 of 3

Nature of the Violation

Failure to have an approved
surface water monitoring program

Provision(s) of the Regulations, Act, or Permit Violated

Sec 30 CFR 717.17 of the rules and regulations
Ph 95-87 section 516

Portion of the Operation to which Notice Applies

Entire operation

Remedial Action Required (including interim steps, if any)

Submit a surface water monitoring program
for approval to the regulatory authority
Implement the approved surface water
monitoring plan.

Time for Abatement (including time for interim steps, if any)

Submit the surface water monitoring
program for approval to the regulatory
authority within 30 (thirty) days.
Implement the approved surface water
monitoring plan immediately.