

No. 538602

RECEIPT FOR CERTIFIED MAIL

NO INSURANCE COVERAGE PROVIDED—  
NOT FOR INTERNATIONAL MAIL  
(See Reverse)

PS Form 3800, Apr. 1976

**STICK POSTAGE STAMPS TO ARTICLE TO COVER FIRST CLASS POSTAGE,  
CERTIFIED MAIL FEE, AND CHARGES FOR ANY SELECTED OPTIONAL SERVICES. (see front)**

1. If you want this receipt postmarked, stick the gummed stub on the left portion of the address side of the article, **leaving the receipt attached**, and present the article at a post office service window or hand it to your rural carrier. (no extra charge)
2. If you do not want this receipt postmarked, stick the gummed stub on the left portion of the address side of the article, date, detach and retain the receipt, and mail the article.
3. If you want a return receipt, write the certified-mail number and your name and address on a return receipt card, Form 3811, and attach it to the front of the article by means of the gummed ends if space permits. Otherwise, affix to back of article. Endorse front of article **RETURN RECEIPT REQUESTED** adjacent to the number.
4. If you want delivery restricted to the addressee, or to an authorized agent of the addressee, endorse **RESTRICTED DELIVERY** on the front of the article.
5. Enter fees for the services requested in the appropriate spaces on the front of this receipt. If return receipt is requested, check the applicable blocks in Item 1 of Form 3811.
6. Save this receipt and present it if you make inquiry.

*ACT 1007/1004*

SENT TO STREET AND NO. <i>Mr. B. Hillman</i> <i>Box 599</i>	P.O., STATE AND ZIP CODE <i>11001 W.L. 84526</i>	POSTAGE \$	<b>CONSULT POSTMASTER FOR FEES</b>			
<b>OPTIONAL SERVICES</b>		CERTIFIED FEE	SPECIAL DELIVERY	RESTRICTED DELIVERY	RETURN RECEIPT SERVICE	TOTAL POSTAGE AND FEES
<b>RETURN RECEIPT SERVICE</b>		RESTRICTED DELIVERY	SPECIAL DELIVERY	RESTRICTED DELIVERY	SHOW TO WHOM AND DATE DELIVERED WITH RESTRICTED DELIVERY	\$
SHOW TO WHOM AND DATE DELIVERED WITH RESTRICTED DELIVERY		RESTRICTED DELIVERY	SPECIAL DELIVERY	RESTRICTED DELIVERY	SHOW TO WHOM, DATE AND ADDRESS OF DELIVERY	\$
SHOW TO WHOM, DATE AND ADDRESS OF DELIVERY		RESTRICTED DELIVERY	SPECIAL DELIVERY	RESTRICTED DELIVERY	SHOW TO WHOM, DATE AND ADDRESS OF DELIVERY WITH RESTRICTED DELIVERY	\$
SHOW TO WHOM, DATE AND ADDRESS OF DELIVERY WITH RESTRICTED DELIVERY		RESTRICTED DELIVERY	SPECIAL DELIVERY	RESTRICTED DELIVERY	SHOW TO WHOM, DATE AND ADDRESS OF DELIVERY WITH RESTRICTED DELIVERY	\$
POSTMARK OR DATE		10/18/79				



*Route*  
*RD*  
*2014*  
*MAW*  
*T12*

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DIVISION OF OIL, GAS, AND MINING  
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Salt Lake City, Utah 84116  
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E. STEELE McINTYRE

October 9, 1979

*#538602*

REGISTERED - RETURN RECEIPT REQUESTED

Mr. Ken B. Hutchinson  
Chief Engineer  
Braztah Corporation  
P.O. Box 599  
Helper, Utah 84526

RE: Notice of Violations  
Braztah Complex #3 & #5 Mines and  
Castle Gate Preparation Plant &  
Loadout Facility  
ACT/007/004  
Carbon County, Utah

Dear Mr. Hutchinson:

You will recall that on September 20 and 21, 1979, the Division of Oil, Gas and Mining conducted a joint inspection with the Office of Surface Mining of the Braztah underground coal mining complex in Carbon County, Utah, consisting of the #3 and #5 Mines and the Castle Gate Preparation Plant and Loadout Facility. The purpose of the inspection was to check for compliance with both State and Federal interim period regulations.

Violations of State regulations, Part MC 700.00 et. seq., observed during the inspection include the following:

<u>Number</u>	<u>Rule</u>	<u>Violation</u>
1	MC 717.17(e)	All runoff from the disturbed areas at the #3 and #5 Mines and the Castle Gate Preparation Plant and Loadout Facility does not pass through appropriate sediment control structures.

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<u>Number</u>	<u>Rule</u>	<u>Violation</u>
2	MC 717.17(b) MC 717.17(h)	Surface and ground water monitoring programs have not been submitted to the Division for approval.
3	MC 717.17(a)	Failure to have an NPDES permit for discharge from the existing sediment pond at the #5 Mine.
4	MC 717.20	Failure to remove, segregate, stockpile, and protect topsoil or selected overburden materials at the refuse disposal site in Schoolhouse Canyon.

Braztah Corporation is hereby directed to abate the above-cited violations within the specified time period from receipt of this letter. At a minimum, abatement must consist of the following:

- Violation 1 - Submit sediment control plans to the Division within thirty (30) days for approval and implement temporary sediment control measures, such as berms, water bars, and ditches, immediately on those areas which are allowing runoff from the disturbed areas to contribute additional suspended solids to streamflow or runoff outside the permit area.
- Violation 2 - Submit surface and groundwater monitoring programs to the Division within thirty (30) days for approval.
- Violation 3 - Apply for an NPDES permit for the existing sediment pond at the #5 Mine within two (2) weeks and submit a copy of the application to the Division.
- Violation 4 - Remove, segregate, stockpile, and protect topsoil or selected overburden materials prior to any future surface disturbances. Also, submit a plan to the Division within thirty (30) days addressing the above operation, including soil sampling procedures and analysis, proposed location of stockpile(s), and method(s) for protection.

If the violations are not abated within the time specified, the matter will be referred to the Attorney General for commencement of administrative proceedings before the Board of Oil, Gas and Mining. However, if Braztah Corporation feels

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with good cause that these items are not violations or that alternative methods can satisfy the abatement requirements, Braztah Corporation may meet with the Division concerning the matter and/or request a hearing before the Board. This action should be taken prior to the directed abatement deadline.

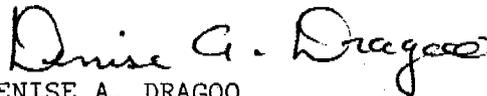
The Division would like to acknowledge Braztah Corporation's good faith efforts to bring their facilities into compliance with both State and Federal reclamation laws. Braztah's cooperation in these matters is highly appreciated.

Sincerely,



JAMES W. SMITH, JR.  
RECLAMATION SOILS SPECIALIST

AND



DENISE A. DRAGOO  
SPECIAL ASSISTANT ATTORNEY GENERAL FOR  
NATURAL RESOURCES AGENCIES

cc: Murray Smith  
Office of Surface Mining  
Region V - Denver

JWS/DAD:te