

7-12-89
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UTAH
NATURAL RESOURCES
Oil, Gas & Mining

3 Triad Center • Suite 350 • Salt Lake City, UT 84180-1203 • 801-538-5340

NO. N 89-31-2-1

notice of violation

To the following Permittee or Operator:

Name CASTLEGATE COAL COMPANY

Mine CASTLEGATE PREPARATION PLANT Surface Underground Other

County CARBON State UTAH Telephone _____

Mailing Address P.O. BOX 449 HELPER, UT 84526

State Permit No. ACT/007/004

Ownership Category State Federal Fee Mixed

Date of inspection MONDAY JULY 3, 19 89

Time of inspection 2:00 a.m. p.m. to 3:00 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 7/12/89 Time of service/ mailing 10:00 a.m. p.m.

TOM MCKENNA
Permittee/Operator representative

ENGINEER
Title

SENT FROM D.O.G.M. OFFICE
Signature

MICHAEL M. DeWEESE
Division of Oil, Gas & Mining representative

RECLAMATION HYDROLOGIST
Title

Michael M. DeWeese
Signature

#31
Identification Number

SEE REVERSE SIDE

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



NOTICE OF VIOLATION NO. N 89-31-2-1

Violation No. 1 of 1

Nature of violation

FAILURE TO COMPLY WITH THE CONDITIONS OF THE APPROVED PERMIT. FAILURE TO DEMONSTRATE ADEQUATE DETENTION TIME FOR THE 10 YEAR 24 HOUR PRECIPITATION EVENT, PLUS THE AVERAGE INFLOW FROM THE UNDERGROUND MINE.

Provisions of act, regulations or permit violated

UMC 771.19
UMC 817.46(c)

Portion of operation to which notice applies

SEDIMENTATION POND 12A & 12B. APPROVED FIELD AMENDMENT ACT/007/004-89A.

Remedial action required (including any interim steps)

INSTALL SEDIMENT MARKERS IN PONDS 12A & 12B CLEARLY IDENTIFYING THE MAXIMUM AND 60% DESIGN SEDIMENT STORAGE ELEVATIONS AND THE MAXIMUM WATER ELEVATION FROM THE 10 YEAR 24 HOUR EVENT. NO LESS THAN TWO MARKERS SHALL BE PLACED IN EACH POND AT REGULAR INTERVALS ALONG THE LONGITUDINAL POND AXIS.

Abatement time (including interim steps)

NO LATER THAN 5:00 P.M. ON WEDNESDAY, JULY 26.