

4-5-89
2032
0036



UTAH
NATURAL RESOURCES
Oil, Gas & Mining

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

NO. N-89-31-1-2

To the following Permittee or Operator:

Name CASTLEGATE COAL CO.

Mine CASTLEGATE PREP. 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 MARCH 30, 19 89

Time of inspection 1:00 PM a.m. p.m. to 3:00 a.m. p.m.

Operator Name (other than Permittee) _____

Mailing Address _____

notice of violation

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 3/30/89 Time of service/mailing 3:00 a.m. p.m.

Dan Jureth
Permittee/Operator representative

Plant Supervisor
Title

Signature

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

RECLAMATION HYDROLOGIST
Title

Michael M. DeWese
Signature

#31
Identification Number

SEE REVERSE SIDE

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



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

Violation No. 1 of 2

Nature of violation

FAILURE TO CLEAN SEDIMENTATION POND 12B.

Provisions of act, regulations or permit violated

UMC 817.46 SUBSECTION (h)

Portion of operation to which notice applies

SEDIMENTATION POND 12B.

Remedial action required (including any interim steps)

REMOVE SEDIMENT FROM POND 12B AND SUBMIT POND SURVEY DEMONSTRATING THAT THE SEDIMENT VOLUME IS NOT IN EXCEEDANCE OF 100% OF THE DESIGN SEDIMENT STORAGE VOLUME.

Abatement time (including interim steps)

30 DAYS OR NO LATER THAN APRIL 29, 1989.



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

Violation No. 2 of 2

Nature of violation

✓ FAILURE TO OPERATE IN ACCORDANCE WITH APPROVED PLAN.

Provisions of act, regulations or permit violated

UMC 771.19

Portion of operation to which notice applies

THICKENER OVERFLOW POND.

Remedial action required (including any interim steps)

INSTALL BERM ALONG POND PERIMETER TO APPROVED DESIGN SPECIFICATIONS.

Abatement time (including interim steps)

30 DAYS OR NO LATER THAN APRIL 29, 1989.