

John

NO. N 92-41-3-1

notice of violation

To the following Permittee or Operator:

Name Amax Coal Company

Mine Castle Gate Surface Underground Other

County Carbon State Utah Telephone (307) 687-3404

Mailing Address P.O. Box 3005 Gillette WY 82717-3005

State Permit No. ACT/007/004

Ownership Category State Federal Fee Mixed

Date of inspection May 8, 1992, 1992

Time of inspection 9:30 a.m. p.m. to 1:00 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.

CERTIFIED RECEIPT P 074 979 239

Date of service/ mailing 5/15/92 Time of service/ mailing 3:00 a.m. p.m.

Richard H. Allison
 Permittee/Operator representative

Project Supervisor
 Title

Signature

Paul B. Baker
 Division of Oil, Gas & Mining representative

Reclamation Biologist
 Title

Signature

#41
 Identification Number

SEE REVERSE SIDE

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



NOTICE OF VIOLATION NO. N 92-41-3-1

Violation No. 1 of 1

Nature of violation

Failure to maintain a diversion.

Failure to construct a road drainage control culvert to avoid plugging at an inlet.

Provisions of act, regulations or permit violated

R645-301-742.310

R645-301-742.423

Portion of operation to which notice applies

The opening of a 36" slotted culvert which collects water from the west side of the road above pond 8 at Hardscrabble Canyon.

Remedial action required (including any interim steps)

1. Restore drop inlet by removing the piece of culvert blocking the opening on the west side of the road.
2. Submit plans and designs describing this inlet.

Abatement time (including interim steps)

1. June 1, 1992 5:00 pm
2. June 15, 1992 5:00 pm