



gch

NO. N94-41-1-1

notice of violation

To the following Permittee or Operator:

Name AMAX Coal Co.

Mine Castle Gate  Surface  Underground  Other

County Carbon State Utah Telephone 472-8661

Mailing Address P.O. Box 449, Helper, Utah

State Permit No. ACT/007/004

Ownership Category  State  Federal  Fee  Mixed

Date of inspection March 9, 19 94

Time of inspection 9:00  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 3/10/94 Time of service/ mailing 3:30  a.m.  p.m.

**CERTIFIED RETURN RECEIPT**

P 074 978 416 John Borla  
Permittee/Operator representative

Signature

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

Signature

P B Baker

Title

Senior Reclamation Biologist

Title

41  
Identification Number

SEE REVERSE SIDE

WHITE-DOG M YELLOW-OPERATOR PINK-OSM GOLDENROD-NOV FILE



L1

NOTICE OF VIOLATION NO. N 94-41-1-1

Violation No. 1 of 1

Nature of violation

Failure to perform reclamation operations in accordance with the approved plan.  
Failure to use the approved seed mixture on reclaimed sites.

Provisions of act, regulations or permit violated

R645-301-351  
R645-301-341, 210  
R645-300-142  
R645-300-143

Portion of operation to which notice applies

Portions of Hardscrabble Canyon (No. 4 Mine canyon) and Sowbelly Gulch that were seeded in 1993 with seed ~~mixture~~ from species list 1.

Remedial action required (including any interim steps)

On areas seeded in 1993 with seed from species list 1, seed blue aster and Basin wild rye at rates specified in the mining and reclamation plan.

Abatement time (including interim steps)

April 7, 1994 12:00 P.M.