

*John*



STATE OF UTAH  
NATURAL RESOURCES  
Division of Oil, Gas & Mining

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

NO. N 95-41-3-1

notice of violation

To the following Permittee or Operator:

Name AMAX COAL COMPANY

Mine CASTLE GATE  Surface  Underground  Other

County CARBON State UTAH Telephone (801) 637-2875

Mailing Address P. O. DRAWER PMC, PRICE, UT 84501

State Permit No. ACT/007/004

Ownership Category  State  Federal  Fee  Mixed

Date of inspection NOVEMBER 22, 1995

Time of inspection 9:00  a.m.  p.m. to 4:00  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 RETURN RECEIPT**

**P 074 978 487**

Date of service/ mailing 11/27/95

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

JOHNNY PAPPAS  
Permittee/Operator representative

ENVIRONMENTAL ENGINEER  
Title

Signature

PAUL B. BAKER  
Division of Oil, Gas & Mining representative

RECLAMATION BIOLOGIST  
Title

Signature *Paul Baker*

41  
Identification Number

SEE REVERSE SIDE

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



*Joh*

**NOTICE OF VIOLATION NO. N 95-41-3-1**

Violation No. 1 of 1

Nature of violation

**Failure to conduct water monitoring in accordance with the approved Mining and Reclamation Plan.**

Provisions of act, regulations or permit violated

**R645-301-731; R645-300-140**

Portion of operation to which notice applies

**1995 Third Quarter Water Monitoring at site B-22.**

Remedial action required (including any interim steps)

- 1. Sample the spring at site B-22 in accordance with the approved plan.**
- 2. Move the water monitoring location sign for B-22 to where the spring is.**
- 3. Alter the report summary forms to give a correct description of site locations in Crandall Canyon.**

**This is to be done with 4th Quarter result submission.**

Abatement time (including interim steps)

- 1. January 31, 1996; 5:00 p.m.**
- 2. December 6, 1995; 8:00 a.m.**
- 3. January 31, 1996; 5:00 p.m.**