



United States Department of the Interior

OFFICE OF SURFACE MINING
RECLAMATION AND ENFORCEMENT
SUITE 310
625 SILVER AVENUE, S.W.
ALBUQUERQUE, NEW MEXICO 87102

only to AFB
mine file, Daron Hodder
L.B. PFB
TAKE PRIDE IN AMERICA

In Reply Refer To:

March 16, 1990

RECEIVED
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DIVISION OF
OIL, GAS & MINING

Permit: 007/005
Mine Name: Skyline

Mr. Lowell P. Braxton
Associate Director, Mining
Division of Oil, Gas and Mining
3 Triad Center, Suite 350
355 West North Temple
Salt Lake City, UT 84180-1203

Dear Mr. Braxton:

Federal Ten-Day Notice 90-02-107-3 (1-3) is being issued for violations that likely existed at the time of the last State complete inspection (LSCI). Specific details are as follows:

Date of Federal Inspection: 3/8/90; Date of LSCI: 11/14/89

The determination that the State did not cite the violation(s) is based on one or more of the following reasons:

- The condition was identified in a State inspection report but no State enforcement action was taken.
- Design criteria or required certification has not been met for a structure in existence as of the last complete inspection (sediment pond, excess spoil fill, etc.)
- Necessary controls that were required at the time of the last complete State inspection have not been established (diversion ditches, sediment ponds, top soil protection, signs and markers, etc.)
- Site conditions indicate that the violation(s) noted had been in existence at the time of, or prior to, the last complete State inspection.
- Other (Give explanation).

Indicate below the Division's reason(s) for not citing the alleged violation(s):

Not a violation # 3 of 3

Precluded by State policy

Not included under State program

Warning given in Lieu of a Citation

Violation not recognized (missed) #1 of 3 and #3 of 3

Practice allowed under approved permit

Too minor to cite

Working with operator to correct

Other: _____

Signature LAB 3/27

Date _____

Please return your signed and dated response to the Albuquerque Field Office at your earliest convenience.

Sincerely,



Stephen G. Rathbun
Supervisory Reclamation Specialist

Enclosure