

Mine File:



United States Department of the Interior

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



In Reply Refer To:

0029

April 24, 1990

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

RECEIVED
APR 30 1990

Permit: 907/005 #5
Mine Name: Skyline

Dear Mr. Braxton:

Federal Ten-Day Notice 90-02-107-5 is being issued for a violation 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). Mine surface facilities plot plan revised and certified 9-26-89

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

- Not a violation
- Precluded by State policy
- Not included under State program
- Warning given in Lieu of a Citation
- Violation not recognized (missed)
- Practice allowed under approved permit
- Too minor to cite
- Working with operator to correct

Other: _____

Signature James P. Bryant

Date 7-16-90

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DIVISION OF
OIL, GAS & MINING

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

Sincerely,

John C. Kathmann
John C. Kathmann
Supervisory Reclamation Specialist