



Page 2

NO. N 93-26-21

To the following Permittee or Operator:

Name Cyprus Plateaus Mining Corp.

Mine Star Point Surface Underground Other

County Carbon State Utah Telephone 637-2875

Mailing Address P.O. Drawer PMC, Price, Utah 84501

State Permit No. Act 0041006

Ownership Category ^{WOM} State Federal Fee Mixed

Date of inspection 8/25 & 30/93 .19

Time of inspection 8:30 & 10 a.m. p.m. to 4 p.m & 11:30 a.m a.m. p.m.

Operator Name (other than Permittee) N/A

Mailing Address N/A

notice of violation

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 August 30, 1993 Time of service/mailing 10:30 a.m. p.m.

John Borla Permittee/Operator representative Manager Tech Sec Title

John Borla Signature

Wm. J Malencik Division of Oil, Gas & Mining representative Rec. Spec. Title

Wm. J Malencik Signature 8/30/93. 26 Identification Number

SEE REVERSE SIDE

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



NOTICE OF VIOLATION NO. N 93-26-2-1 (B-5)

Violation No. 1 of 1

Nature of violation

Failure to maintain diversions

"Diversion" means a channel, embankment, or other man-made structure constructed to divert water from one area to another

Provisions of act, regulations or permit violated

R645-301-742, 312

UCA, Title 40, Chpt 10, 40-10-17 (d)

Portion of operation to which notice applies

Mine disturbed area, diversions as follows:

72 B culvert outlet blocked, 75 culvert nearly blocked 6" opening at outlet - 18 culvert, 10 culvert where two segments join - hole in culvert top, Breached berm, office pad, w of pond 9, Trash rack ditch #12, ditch overtopped because of debris in trash rack, Ditches 33 & 51, runoff overtopped ditches, Water bar west of pond 4 breached, Ditch immediately adjacent to wash plant impoundments

Remedial action required (including any interim steps) overtopped on N. & S.

- Review design and maintain diversions per designs
- Design and include refered to diversions on Map 731, 720 e. i.e. Ditch immediately adjacent to wash plant impoundments and implement design when approved by Division

Abatement time (including interim steps)

Sept 30, 1993.