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STATE OF UTAH  
NATURAL RESOURCES  
Oil, Gas & Mining

Norman H. Bangerter, Governor  
Dee C. Hansen, Executive Director  
Dianne R. Nielson, Ph.D., Division Director

355 W. North Temple • 3 Triad Center • Suite 350 • Salt Lake City, UT 84180-1203 • 801-538-5340

October 1, 1986

EXPRESS MAIL RECEIPT REQUESTED  
B 58659733

Mr. Douglas C. Pearce  
Mining Engineer  
Kaiser Coal Corporation  
P. O. Box D  
Sunnyside, Utah 84539

Dear Mr. Pearce:

RE: Notice of Violation N86-4-12-1, Kaiser Coal Corporation, Sunnyside Mine,  
ACT/007/007, Folder #7, Carbon County, Utah

Please find enclosed the above mentioned document which was discussed with you during our September 29, 1986 telephone conversation. The abatement deadline for the violation is October 14, 1986 at 8 am. If complete and adequate plans are not in the Division offices by that time the Division may issue a Failure To Abate Cessation Order.

Should you have any questions concerning this letter or the enclosed notice, please do not hesitate to call me.

Sincerely,

David Lof  
Mining Field Specialist

dl

Enclosures

cc: Donna Griffin, OSM  
Ken May, DOGM  
Lowell Braxton, DOGM  
Joe Helfrich, DOGM  
John Whitehead, DOGM

0348Q-61



NO. N 86-4-12-1

To the following Permittee or Operator:

Name KAISER COAL CORPORATION

Mine SUNNYSIDE  Surface  Underground  Other

County CARBON State UTAH Telephone (801) 888-4421

Mailing Address P.O. Box D SUNNYSIDE, UT 84539

State Permit No. ACT/007/007

Ownership Category  State  Federal  Fee  Mixed

Date of inspection SEPT. 26, 19 86

Time of inspection 2:30  a.m.  p.m. to 3:30  a.m.  p.m.

Operator Name (other than Permittee) \_\_\_\_\_

Mailing Address \_\_\_\_\_

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 SEPT. 30, 1986 Time of service/ mailing 5:00  a.m.  p.m.

DOUG PEARCE  
Permittee/Operator representative

MINING ENGINEER  
Title

ISSUED FROM DIVISION OFFICE  
Signature

DAVID LOE  
Division of Oil, Gas & Mining representative

MINING FIELD SPECIALIST  
Title

David Loe  
Signature

#4  
Identification Number

SEE REVERSE SIDE

WHITE-DOGM YELLOW-OSM PINK-PERMITTEE/OPERATOR GOLDENROD-NOV FILE

A/16



NOTICE OF VIOLATION NO. N 86-4-12-1

Violation No. 1 of 1

Nature of violation

FAILURE TO MINE IN ACCORDANCE WITH AN APPROVED MINING PERMIT

Provisions of act, regulations or permit violated

UMC 771.19

Portion of operation to which notice applies

SUNNYSIDE SURFACE FACILITIES DISTURBED AREA RUNOFF TREATMENT FACILITIES

Remedial action required (including any interim steps)

- A. SUBMIT COMPLETE AND ADEQUATE PLANS FOR THE TREATMENT OF DISTURBED AREA RUNOFF FROM THE SUNNYSIDE SURFACE FACILITIES AREA
- B. IMPLEMENT PLANS UPON DIVISION APPROVAL

Abatement time (including interim steps)

- A. OCTOBER 14, 1986 AT 8 AM. PLANS MUST BE IN DIVISION OFFICE
- B. IMMEDIATELY UPON APPROVAL