



notice of violation

NO. N 88-26-9-1

To the following Permittee or Operator:

Name Kaiser Coal Corp.

Mine Sunnyside Surface Underground Other

County Carbon State Utah Telephone 888 4421

Mailing Address P.O. Box D Sunnyside, Utah 84539

State Permit No. Act 007/007

Ownership Category State Federal Fee Mixed

Date of inspection February 17~~th~~ 1988

Time of inspection 9:00 a.m. p.m. to 3:00 a.m. p.m.

Operator Name (other than Permittee) Barry Grosely

Mailing Address Same As Above

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/mailling Feb. 17, 1988 Time of service/mailling 3 a.m. p.m.

Barry Grosely
Permittee/Operator representative

Environmental Coordinator
Title

B. Grosely
Signature

W.M.J. MALENCIK
Division of Oil, Gas & Mining representative

DOG M INSPECTOR
Title

W.M.J. Malencik
Signature 2/17/88

#26
Identification Number

SEE REVERSE SIDE

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

2608



NOTICE OF VIOLATION NO. N 88-26-9-1

Violation No. 1 of 1

Nature of violation: THREE PLUGGED CULVERTS - FAILURE TO MAINTAIN CULVERTS,

Culvert #1: Inlet is plugged resulting in an unauthorized impoundment in an undisturbed drainage.

Culvert #2: Inlet could not be found. Runoff is by passing culvert, & hence into the natural channel adjacent to culvert outlet.

Culvert #3: Inlet is plugged with ice, debris, sediment & coal refuse

Provisions of act, regulations or permit violated

UMC 817.43

Portion of operation to which notice applies

Surface drainage within the permit (Act 007/007) area as follows:

Culvert #1: 36" dia, Mine Map Area 7, under Carbon County Railroad tracks.

Culvert #2: 18" dia, Mine Map Area 7 east new raise return pond & under Carbon County Railroad tracks

Culvert #3: 18" dia, Mine Map Area 7, west of Industrial Area, Borrow 2.

Remedial action required (including any interim steps)

Clean, repair or replace aforementioned culverts.

Abatement time (including interim steps)

Culvert # 1: May 17, 1988

Culverts # 2 & 3: April 29, 1988