



**NO. N 92-41-1-1**

notice of violation

To the following Permittee or Operator:

Name U. S. FUEL COMPANY

Mine HIAWATHA MINES  Surface  Underground  Other

County CARBON State UTAH Telephone (801) 343-2471

Mailing Address P. O. BOX A, HIAWATHA, UTAH 84527

State Permit No. ACT/007/011

Ownership Category  State  Federal  Fee  Mixed

Date of inspection MARCH 24, 19 92

Time of inspection 9:50  a.m.  p.m. to 1:15  a.m.  p.m.

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

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

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.

**CERTIFIED RETURN RECEIPT:**

**P 879 596 469**

Date of service/mailing MARCH 30, 1992

Time of service/mailing 3:30  a.m.  p.m.

**ROBERT ECCLI**

**MINE ENGINEER**

Permittee/Operator representative

Title

Signature

**PAUL BAKER**

**RECLAMATION BIOLOGIST**

Division of Oil, Gas & Mining representative

Title

Signature

**#41**  
Identification Number

**SEE REVERSE SIDE**

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



**NOTICE OF VIOLATION NO. N 92-41-1-1**

Violation No. 1 of 1

Nature of violation

- 1. FAILURE TO FOLLOW APPROVED PLAN FOR SEDIMENT CONTROL.**
- 2. FAILURE TO PREVENT ADDITIONAL CONTRIBUTIONS OF SUSPENDED SOLIDS AND SEDIMENT TO STREAMFLOW AND RUNOFF OUTSIDE THE PERMIT AREA.**

Provisions of act, regulations or permit violated

- R645-301-750**
- R645-301-731.121**
- R645-301-742.111**
- R645-300-143**

Portion of operation to which notice applies

**THE AREA TO WHICH THIS NOTICE APPLIES IS AN AREA NORTH OF A DISTURBED AREA DRAINAGE DITCH NORTH OF REFUSE PILE 2.**

Remedial action required (including any interim steps)

- 1. DIRECT ALL DISTURBED AREA DRAINAGE TO A SEDIMENT POND AS PER PAGE 143 OF CHAPTER 7 OF THE APPROVED PLAN.**
- 2. REPAIR GULLIES ON THE OUTSLOPE OF THE SLURRY POND 2 IMPOUNDMENT EMBANKMENT.**

Abatement time (including interim steps)

**APRIL 27, 1992 - 5:00 P.M.**