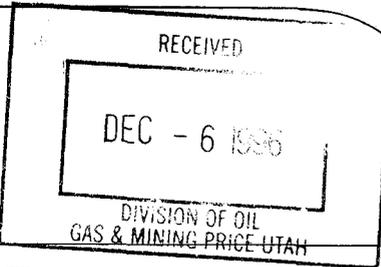


*Jch*  
*h*

NO. N 96-35-2-1



notice of violation

To the following Permittee or Operator:

Name UNITED STATES FUEL COMPANY

Mine HTAWATHA  Surface  Underground  Other

County CARBON State UTAH Telephone (801) 637-2252

Mailing Address P.O. BOX 887, PRICE, UTAH 84501

State Permit No. ACT/007/011

Ownership Category  State  Federal  Fee  Mixed

Date of inspection APRIL 8, 1996, 19\_\_

Time of inspection 8:00  a.m.  p.m. to 12:00  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 P 074 977 699**

Date of ~~XXXX~~/mailing 11/26/96

Time of service/mailing 2:00  a.m.  p.m.

MICHAEL P. WATSON  
Permittee/Operator representative

PRESIDENT  
Title

MATTED FROM SLC OFFICE  
Signature

SUSAN WHITE  
Division of Oil, Gas & Mining representative

RECLAMATION SPECIALIST  
Title

*Susan White*  
Signature

#35  
Identification Number

**SEE REVERSE SIDE**

**PERFORMANCE STANDARD CODE D2**

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



**NOTICE OF VIOLATION NO. N 96-35-2-1**

Violation No. 1 of 1

Nature of violation

**FAILURE TO HAVE AND IMPLEMENT A RECLAMATION PLAN WHICH ADEQUATELY ADDRESSES ALL OF THE REQUIREMENTS OF R645-301.**

Provisions of act, regulations or permit violated

**R645-301-752**

**R645-301-541.400**

Portion of operation to which notice applies

**THE ENTIRE AREA EAST OF RAILROAD TRACKS INCLUDING BUT NOT LIMITED TO: SEDIMENT PONDS 5, 6 AND 7; DISTURBED DIVERSION DITCHES 2, 3, 4, 5, 6, 7, 8, 9, 13 AND 1; COAL FINES IMPACTED AREAS WITHIN AND OUTSIDE OF DISTURBED AREA; OLD NORTH EASTERN EMBANKMENT OF SLURRY POND #2; AREA BELOW DITCH DD6 NEAR TOPSOIL STOCKPILE; NORTHERN PORTION OF SLURRY POND NO. 5.**

Remedial action required (including any interim steps)

**SUBMIT A REVISED RECLAMTION PLAN TO INCLUDE AT MINIMUM THE ABOVE NOTED AREAS. THE RECLAMATION PLAN MUST INCLUDE ALL R645-301 REQUIREMENTS ADDRESSING RECLAMATION AND AT MINIMUM: DESIGN SPECIFICATIONS FOR PONDS, SMALL AREA EXEMPTIONS, DITCHES, POSTMINING TOPOGRAPHY, SOILS, AND REVEGETATION; MAPS WHICH ADEQUATELY SHOW RECLAMATION CONTOURS DRAINAGES, PONDS, PRE-SMACRA AREAS, AND DISTURBED AREA BOUNDARY. THE PLAN MUST BE APPROVED BY THE DIVISION. AND THE PLAN MUST BE IMPLEMENTED.**

Abatement time (including interim steps)

**SUBMIT PLANS, 30 DAYS, DECEMBER 30, 1996.**

**PLANS APPROVED BY THE DIVISION, 30 DAYS, JANUARY 29, 1997.**

**IMPLEMENT PLANS, 30 DAYS, FEBRUARY 28, 1997.**