

0012



# State of Utah

DEPARTMENT OF NATURAL RESOURCES  
DIVISION OF OIL, GAS AND MINING

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Governor

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355 West North Temple  
3 Triad Center, Suite 350  
Salt Lake City, Utah 84180-1203  
801-538-5340

October 10, 1989

TO: Susan Linner

FROM: Joseph C. Helfrich *JCH*

RE: Compliance Review for Section 510(c) Finding, Genwal Coal Company,  
Crandall Canyon Mine, ACT/015/032, Emery County, Utah

As of the writing of this letter, there are no NOV's or CO's which are not corrected or in the process of being corrected. Any NOV's or CO's that are outstanding are in the process of administrative or judicial review. There are no finalized Civil Penalties which are outstanding and overdue in the name of Genwal Coal Company.

Finally, they do not have a demonstrated pattern of willful violations, nor have they been subject to any bond forfeitures for any operation in the state of Utah.

jb  
MN47/45

NONFEDERAL  
(April 1987)

Permit Number ACT/007/012, October 10, 1989  
(revised)

STATE OF UTAH  
DEPARTMENT OF NATURAL RESOURCES  
DIVISION OF OIL, GAS AND MINING  
355 West North Temple  
3 Triad Center, Suite 350  
Salt Lake City, Utah 84180-1203  
(801) 538-5340

This permit, ACT/007/012, is issued for the state of Utah by the Utah Division of Oil, Gas and Mining (DOGM) to:

Genwal Coal Company  
P. O. Box 1201  
Huntington, Utah 84528  
(801) 687-9813

for the Wellington Preparation Plant. Genwal Coal Company is owner of certain fee-owned parcels. A surety bond with a value of \$2,591,000.00 has been filed with DOGM. DOGM must receive a copy of this permit signed and dated by the permittee.

Sec. 1 STATUTES AND REGULATIONS - This permit is issued pursuant to the Utah Coal Mining and Reclamation Act of 1979, Utah Code Annotated (UCA) 40-10-1 et seq, hereafter referred to as the Act.

Sec. 2 PERMIT AREA - The permittee is authorized to conduct underground coal mining activities associated with a preparation plant on the following described lands (as shown on the map appended as Attachment B) within the permit area at the Wellington Preparation Plant, situated in the state of Utah, Carbon County, and located:

Township 15 South, Range 11 East, SLBM

Section 8: SE1/4 NE1/4, SE1/4 except portion N of the railroad tracks

Section 9: S1/2, portions of S1/2 N1/2

Section 15: W1/2 NW1/4

Section 16: All

Section 17: E1/2 SE1/4, NE1/4

This legal description is for the permit area (as shown on Attachment B) of the Wellington Preparation Plant. The permittee is authorized to conduct underground coal mining activities associated with a preparation plant on the foregoing described property subject to all applicable conditions, laws and regulations.

- Sec. 3 PERMIT TERM - This revised (transferred) permit becomes effective on October 10, 1989 and expires on December 10, 1989.
- Sec. 4 ASSIGNMENT OF PERMIT RIGHTS - The permit rights may not be transferred, assigned or sold without the approval of the Director, DOGM. Transfer, assignment or sale of permit rights must be done in accordance with applicable regulations, including but not limited to 30 CFR 740.13(e) and UMC 788.17-.19.
- Sec. 5 RIGHT OF ENTRY - The permittee shall allow the authorized representative of the DOGM, including but not limited to inspectors, and representatives of the Office of Surface Mining Reclamation and Enforcement, without advance notice or a search warrant, upon presentation of appropriate credentials, and without delay to:
- A. have the rights of entry provided for in 30 CFR 840.12, UMC 840.12, 30 CFR 842.13 and UMC 842.13; and,
  - B. be accompanied by private persons for the purpose of conducting an inspection in accordance with UMC 842.12 and 30 CFR 842, when the inspection is in response to an alleged violation reported by the private person.
- Sec. 6 SCOPE OF OPERATIONS - The permittee shall conduct underground coal mining activities only on those lands specifically designated as within the permit area on the maps submitted in the permit application and approved for the term of the permit and which are subject to the performance bond.
- Sec. 7 ENVIRONMENTAL IMPACTS - The permittee shall minimize any adverse impact to the environment or public health and safety through but not limited to:
- A. accelerated monitoring to determine the nature and extent of noncompliance and the results of the noncompliance;
  - B. immediate implementation of measures necessary to comply; and
  - C. warning, as soon as possible after learning of such noncompliance, any person whose health and safety is in imminent danger due to the noncompliance.