



NO. N 94-39-7-2

To the following Permittee or Operator:

Name NEVADA ELECTRIC INVESTMENT COMPANY (NEICO)

Mine Wellington Prep Plant Surface Underground Other

County Carbon State Utah Telephone 637-5420

Mailing Address P.O. Box 1282, Huntington, UT 84528

State Permit No. ACT/007/012

Ownership Category State Federal Fee Mixed

Date of inspection 12-27-94, 1994

Time of inspection 9:00 a.m. p.m. to 11:30 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.

Certified Mail Z 254 438 031

Date of service/mailling 12/27/94

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

Jay Marshall
Permittee/Operator representative

Chief Engineer
Title

Signature _____

SJD Stephen J. Demczak
Division of Oil, Gas & Mining representative

Reclamation Specialist
Title

[Signature]
Signature

#39
Identification Number

SEE REVERSE SIDE

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



NOTICE OF VIOLATION NO. N 94-39-7-2

Violation No. 1 of 2

Nature of violation

Failure to inspect MSHA Ponds weekly as required.

Provisions of act, regulations or permit violated

R645-514, 320

R645-536, 900

Portion of operation to which notice applies

MSHA Slurry Ponds & Clear Water Ponds

Remedial action required (including any interim steps)

Inspect Immediately

Abatement time (including interim steps)

12/27/94



NOTICE OF VIOLATION NO. N 94-39-7-2

Violation No. 2 of 2

Nature of violation

Failure to sample ground & surface water of 3rd quarter.

Provisions of act, regulations or permit violated

R645-731.200

Portion of operation to which notice applies

Mine Site sampling points

Remedial action required (including any interim steps)

Sample twice for 4th quarter

Abatement time (including interim steps)

Samples are to be submitted for the 4th quarter report as required.



UTAH
NATURAL RESOURCES
Oil, Gas & Mining

3 Triad Center • Suite 350 • Salt Lake City, UT 84180-1203 • 801-538-5340

gk

VACATION/TERMINATION OF NOTICE OF VIOLATION/CESSATION ORDER

To the following Permittee or Operator:

Name Nevada Electric Investment Company

Mailing Address P.O. Box 1282 Huntington UT 84528

State Permit No. ACT/007/012

Utah Coal Mining & Reclamation Act, Section 40-10-1 et seq., *Utah Code Annotated* (1953):

Notice of Violation No. N 94-39-7-1 dated 12-27-, 19 94.

Cessation Order No. C _____ dated _____, 19 ____.

Part 1 of 1 is vacated terminated because MSHA ponds were inspected.

Part ____ of ____ is vacated terminated because _____

Part ____ of ____ is vacated terminated because _____

Date of service/mailling 12/27/94 Time of service/mailling 2:00 a.m. p.m.

Jay Marshall
Permittee/Operator representative

Chief Engineer
Title

Signature

Stephen J. Demczak
Division of Oil, Gas & Mining

Reclamation Specialist
Title

Signature