



NO. N 97-41-5-1

To the following Permittee or Operator:

Name Nevada Electric Investment Company

Mine Wellington Preparation Plant  Surface  Underground  Other

County Carbon State Utah Telephone (435) 637-4155

Mailing Address Richard Hinckley 6226 West Sahara Las Vegas, NV 89151

State Permit No. ACT/007/012

Ownership Category  State  Federal  Fee  Mixed

Date of inspection October 17 & 23, 19 97

Time of inspection 10:10 & 1:50  a.m.  p.m. to 12:45 & 2:10  a.m.  p.m.

Operator Name (other than Permittee) Steve Traweek

Mailing Address 1179 East Main #104 Price, UT 84501

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 074 977 270

Date of service/ mailing October 24, 1997

Time of service/ mailing 3:00  a.m.  p.m.

Steve Traweek  
Permittee/Operator representative

Resident Agent  
Title

Mailed from SLC Office  
Signature

Paul B. Baker  
Division of Oil, Gas & Mining representative

Reclamation Biologist  
Title

Paul B. Baker  
Signature

41  
Identification Number

**SEE REVERSE SIDE**

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

CC: PATRICK COLLINS, MT NEBO SCIENTIFIC  
DOG M/NOV-1

PSC= C-1

an equal opportunity employer

Rev. 5/92

notice of violation



NOTICE OF VIOLATION NO. N 97-41-5-1

Violation No. 1 of 1

Nature of violation

**Failure to remove and stockpile topsoil to protect the ~~XXXX~~ soil from contamination and unnecessary compaction.**

**Failure to properly characterize the soil resource.**

**Failure to comply with all term and conditions of the ~~XXX~~ permit.**

Provisions of act, regulations or permit violated

**R645-301-230, R645-301-220, R645-300-143**

**Stipulations associated with approval of amendment 97G.**

Portion of operation to which notice applies

**Topsoil salvage in the area of the slurry feed tank pad.**

Remedial action required (including any interim steps)

**Import 25 yd<sup>3</sup> of soil material and stockpile it in a protected location in the permit area. If the soil is from anything but Gerst Soils, it must be characterized according to Division guidelines.**

Abatement time (including interim steps)

**November 3, 1997**

UNITED STATES POSTAL SERVICE  
OFFICIAL BUSINESS



ALWAYS  
USE ZIP CODE



**SENDER INSTRUCTIONS**  
Print your name, address and ZIP code in the space below.  
• Complete items 1, 2, 3, and 4 on the reverse.  
• Attach to front of article if space permits, otherwise affix to back of article.  
• Endorse article "Return Receipt Requested" adjacent to number.

PENALTY FOR PRIVATE USE, \$300

RETURN TO



Print Sender's name, address, and ZIP Code in the space below.

DIVISION

OIL GAS & MINING  
1594 W NORTH TEMPLE STE 1210  
BOX 145901  
SALT LAKE CITY, UT 84145-901

STICK POSTAGE STAMPS TO ARTICLE TO COVER FIRST CLASS POSTAGE.  
CERTIFIED MAIL FEE AND CHARGES FOR ANY SELECTED OPTIONAL SERVICES. (see form)

1. If you want this receipt postmarked, stick the gummed stub to the right of the return address leaving the receipt attached and present the article at a post office service window or hand it to your rural carrier. (see extra charge)
2. If you do not want this receipt postmarked, stick the gummed stub to the right of the return address of the article, date, detach and retain the receipt, and mail the article.
3. If you want a return receipt, write the certified mail number and your name and address on a return receipt card, Form 3811, and attach it to the front of the article by means of the gummed tabs. If space permits, otherwise, affix to back of article. Endorse front of article RETURN RECEIPT REQUESTED adjacent to the number.
4. If you want delivery restricted to the addressee, or to an authorized agent of the addressee, endorse RESTRICTED DELIVERY on the front of the article.
5. Enter fees for the services requested in the appropriate spaces on the front of the receipt. If return receipts are requested, check the applicable blocks in item 1 of Form 3811.
6. Save this receipt and present it if you make inquiry.

\* U.S.G.P.O. 1988-217-4-22

TT DGM 10/24/97 ACT/007/012 N-97-41-5-1

**SENDER:** Complete items 1 and 2 when additional services are desired, and complete items 3 and 4.  
Put your address in the "RETURN TO" space on the reverse side. Failure to do this will prevent this card from being returned to you. The return receipt fee will provide you the name of the person delivered to and the date of delivery. For additional fees the following services are available. Consult postmaster for fees and check boxes for additional services requested.  
1.  Show to whom delivered, date, and addressee's address. 2.  Restricted Delivery (Extra charge)

Article Addressed to:  
STEVE TRAWEEK  
1179 E MAIN ST #104  
PRICE UT 84501

5. Signature - Address  
X

6. Signature - Agent  
X *Pat Johnson*

8. Addressee's Address (ONLY if requested and fee paid)  
10/27

PS Form 3811, Mar. 1988 \* U.S.G.P.O. 1988-212-865 DOMESTIC RETURN RECEIPT

PS Form 3800, June 1985 TT DGM 10/24/97 ACT/007/012

Sent to	STEVE TRAWEEK
Street and No.	1179 E MAIN #104
P.O. State and ZIP	PRICE UT 84501
Postage	\$
Certified Fee	\$
Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt showing to whom and Date Delivered	
Return Receipt from	
Date and	
TOTAL Postage and Fees	\$
Postmark or Date	OCT 27 1997



RECEIPT FOR CERTIFIED MAIL  
NOT FOR INTERNATIONAL MAIL  
NO INSURANCE COVERAGE PROVIDED  
(See Reverse)

P 074 977 270 DGM

N97-41-5-1