

0006

Outgoing  
C0070012  
Task 2571

OK

**From:** Stephanie Dunlap  
**To:** Dale Harber  
**Date:** 7/25/2006 12:04:39 PM  
**Subject:** Wellington Coal Terminal (N06-37-1-1) DOGM Violation

Attached you will find the state violation that was issued by DOGM staff.

Wellington Prep, C/007/012, 07/07/2006, N06-37-1-1.

Failure to...operate Dryer pond in accordance with the approved plan and to adequately close or manage water well during the Price River Pumphouse reclamation which occurred during the fall of 2004.

If you need a signed hard copy of any violation, please do not hesitate to contact me. Thank you.

Stephanie Dunlap  
(435) 613-1146 x 200  
[stephaniedunlap@utah.gov](mailto:stephaniedunlap@utah.gov)

**CC:** Carter Reed; Daron Haddock; James Kohler; Pam Grubaugh-Littig; Robert Herbert; Sheila Morrison; Walter Baker

**NO. N37-06-1-1**

To the following Permittee or Operator:

Name: Nevada Electric Investment Company  
Mine Name: Wellington Prep Plant Type: Preparation Plant  
County: Carbon State: UT Telephone Number: 702-367-5767  
Business Address: 6226 W. Sahara Ave; Las Vegas NV 89146.  
Permit Number: C/007/012 Ownership Category: Fee

Date of Inspection: June 30, 2006 Time of Inspection: 9:00 a.m. - 1:30 a.m.  
Operator Name (if other than permittee): \_\_\_\_\_  
Operator Mailing Address: Resident Agent = Patrick Collins; PO Box 337; Springville UT 84663

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, and Mining has conducted an inspection of above mine on above date and has found violation(s) of the act, regulation 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, and 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.

Date of Service: 07/07/2006 Time of Service: 4:30 p.m.

Patrick Collins \_\_\_\_\_ Resident Agent \_\_\_\_\_  
Permittee/Operator representative Title

mailed + faxed from the DOGM/PFO  
Signature

Priscilla Burton \_\_\_\_\_ Environmental Scientist \_\_\_\_\_  
Division of Oil, Gas, and Mining Representative Title

Priscilla Burton \_\_\_\_\_ 37 \_\_\_\_\_  
Signature Identification Number

SEE REVERSE SIDE  
CC: DOGM  
OPERATOR  
OSM  
NOV FILE

**CERTIFIED RETURN RECEIPT # 7006 0100 0001 0310 1026**