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UTAH
NATURAL RESOURCES
Oil, Gas & Mining

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

[Handwritten signature]
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NO. N 89-26-23-2

To the following Permittee or Operator:

Name Kaiser Coal Company.

Mine Home Cyn Surface Underground Other

County Carbon State Ut Telephone _____

Mailing Address P.O. Box 1107

State Permit No. Expired - Act 1004/013

Ownership Category State Federal Fee Mixed

Date of inspection 12/6/89 - 8am to 4pm & 12/8 - 8am to 11am, 19 89

Time of inspection See Above a.m. p.m. to _____ a.m. p.m.

Operator Name (other than Permittee) John M. Palfy

Mailing Address Same As Above

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.

Date of service/mailing 12/13/89

Time of service/mailing 9 a.m. p.m.

John M. Palfy
Permittee/Operator representative

Consultant
Title

[Signature]
Signature

Wm. J. Malenik
Division of Oil, Gas & Mining representative

Reclamation Spec.
Title

[Signature]
Signature 12/13/89

#26
Identification Number

SEE REVERSE SIDE

WHITE-DOGMI YELLOW-OSM PINK-PERMITTEE/OPERATOR GOLDENROD-NOV FILE



NOTICE OF VIOLATION NO. N 89-26-23-2

Violation No. 1 of 2

Nature of violation

Failure to pass some undisturbed drainage through a sediment pond or receive Division approval for an exemption of this requirement

Provisions of act, regulations or permit violated

UMC 817.42
(a) (1)
(a) (3)

Portion of operation to which notice applies

I- Ten areas pointed out in the field to the operators representative Mr. Palfy on 12/2/89

II Cross Road Refuse & Sanitary landfill Area.

Remedial action required (including any interim steps)

Item I Above: Install alternative sediment control measures
Item II Above: Submit plans for sediment pond or alternative sediment control measures. Implement approved plans.

Abatement time (including interim steps)

Item I Above: Jan 19, 1990 - 5pm
Item II Above: March 17, 1990 - 5pm.



NOTICE OF VIOLATION NO. N 89-26-23-2

Violation No. 2 of 2

Nature of violation

Failure to minimize erosion to the extent possible on unprotected channels.

Provisions of act, regulations or permit violated

UMC 817.45 (iii) & (e)

Portion of operation to which notice applies

Three areas pointed out to the operators representative in the field.

Remedial action required (including any interim steps)

Repair erosion & provide channel protection.

The runoff coming off the two rock tunnel road berms in lieu of the aboul may be diverted into the road ditch. Should this option be selected the eroded channels will have to be repaired.

Abatement time (including interim steps)

Jan 19, 1990 - 5p.m.