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notice of violation

NO. N 35-02-01

To the following Permittee or Operator:

Name Intermountain Power Agency

Mine Horse Canyon Surface Underground Other

County Carbon State UT Telephone _____

Mailing Address Rm. 1164, 111 North Hope St., Los Angeles, CA 90051

State Permit No. ACT/007/013

Ownership Category State Federal Fee Mixed

Date of inspection 11-16, 19 90

Time of inspection 1:00 a.m. p.m. to 4:00 a.m. p.m.

Operator Name (other than Permittee) _____

Mailing Address _____

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 11/21/90

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

David Anderson
Permittee/Operator representative

Title

Signature
Susan M. White
Division of Oil, Gas & Mining representative

Biologist
Title

Signature
Susan M. White

35
Identification Number

SEE REVERSE SIDE

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



NOTICE OF VIOLATION NO. N 35-02-01

Violation No. 1 of 1

Nature of violation

Failure to conduct mining and reclamation activities in accordance with the approved plan. Operation and reclamation activities outside the approved area.

Provisions of act, regulations or permit violated

*UCA 40-10-10(b)
UAC 541.400; 521.132; 521.162*

Portion of operation to which notice applies

Area south of pump house where conveyor crossed Horse Creek.

Remedial action required (including any interim steps)

Redefine the affected area to be included as part of the disturbed area and install adequate drainage controls.

Abatement time (including interim steps)

No later than 5:00 pm December 3, 1990