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DOGM/NOV-1

STATE OF UTAH
**DEPARTMENT OF NATURAL RESOURCES**
**DIVISION OF OIL, GAS & MINING**
1588 West North Temple
Salt Lake City, Utah 84116
Telephone: (801) 533-5771

NOV83-6-13-1

ACT/007/016

## NOTICE OF VIOLATION NO.N

From the STATE OF UTAH
To the Following Permittee or Operator:

NAME Beaver Creek Coal Company
MINE Gordon Creek #2, #7 ☐ SURFACE ☒ UNDERGROUND ☐ OTHER
CATEGORY OF OWNERSHIP: ☐ STATE ☐ FEDERAL CEP ☐ FEE ☐ MIXED
OSM MINE NO. STATE PERMIT NO. ACT/007/016 MSHA I.D. NO.
COUNTY AND STATE Carbon County, UTAH TELEPHONE 637-5050
MAILING ADDRESS: P.O. Box AV. Price UTAH 84060
DATE OF INSPECTION Nov 3, 19 83
TIME OF INSPECTION: FROM 1:00 PM(2) 3pm(3) ☐ a.m. to 5:00 PM(2) 3:30(3) ☐ a.m.
☒ p.m. to ☒ p.m.

NAME OF OPERATOR (if other than permittee)
MAILING ADDRESS:

Under the authority of the Utah Coal Mining and Reclamation Act of 1979 (Sec. 40-10-1 et seq., Utah Code Annotated, 1953), the undersigned authorized representative of the Director and the Division of Oil, Gas & Mining has conducted an inspection of the above mine on the above date and has found violation(s) of the Act, the regulations or required permit condition(s) listed in the 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 minesite.

This Notice shall remain in effect until it expires as provided on the reverse or is modified, terminated or vacated by written notice of an authorized representative of the Director of the Division of Oil, Gas & Mining. The time for abatement may be extended by the authorized representative for good cause, if a request is made within a reasonable time before the end of the abatement period.

Date of Service November 7, 1983 Barton D. Kale
SIGNATURE OF AUTHORIZED REPRESENTATIVE

Time of Service 3 00 ☐ a.m. ☒ p.m. Barton D. Kale #6
NAME AND I. D. NO.

Person Servied with Notice Mailed from Office
PRINT NAME AND TITLE

Signature

**IMPORTANT — PLEASE READ REVERSE OF THIS PAGE**

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DEPARTMENT OF NATURAL RESOURCES - DIVISION OF OIL, GAS, AND MINING
1588 West North Temple - Salt Lake City, Utah 84116 - (801) 533-5771

STATE OF UTAH

Notice of Violation No. N 83-6-13-1

Violation No. 1 of 1.

**Nature of the Violation**

Failure to operate coal exploration in accordance with approved plan

Failure to conduct coal exploration in a manner which minimizes disturbance of the prevailing hydrologic balance (including sediment control measures)

**Provision(s) of the Regulations, Act, or Permit Violated**

UMC 771.19
UMC 815.15(j)

**Portion of the Operation to which Notice Applies**

Catch basin ~~[illegible]~~, stock pond below exploration road

**Remedial Action Required (including interim steps, if any)**

Reconstruct stock pond as committed in exploration plan to serve as temporary sediment control during construction.

**Time for Abatement (including time for interim steps, if any)**

1 week from Nov 7