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UTAH
NATURAL RESOURCES
Oil, Gas & Mining

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

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MODIFICATION OF NOTICE OF VIOLATION/CESSATION ORDER

To the following Permittee or Operator:

Name MOUNTAIN COAL Co (GORDON CREEK 2,7#8)

Mailing Address ARCO COAL Co 555 17th St. RM 2170 DENVER, CO 80202

State Permit No. INA/007/016

Utah Coal Mining & Reclamation Act, Section 40-10-1 et seq., Utah Code Annotated (1953):

Notice of Violation No. N N-94-45-1-1 dated 8/25, 19 94.

Cessation Order No. C _____ dated _____, 19 ____.

Part 1 of 1 is modified as follows: ABATEMENT STEPS 2 & 3 EXTENDED
TO NOVEMBER 30.

Reason for modification is TO ALLOW ADDITIONAL TIME FOR THE DIVISION
AND THE OPERATOR TO PROPERLY RESOLVE THE ISSUE.

Part ____ of ____ is modified as follows: _____

Reason for modification is _____

Part ____ of ____ is modified as follows: _____

CERTIFIED RETURN RECEIPT

P 074 978 460

Date of ~~service~~ mailing 10/26/94

Time of ~~service~~ mailing 10:00 a.m. p.m.

Date of inspection 8/23 & 8/24

Permittee/Operator representative _____

Title _____

Signature _____

Scott Milovich

Division of Oil, Gas & Mining

RECLAMATION SPECIALIST

Title

Signature _____



BLACKHAWK ENGINEERING, CO.

Rt. 1, Box 146-H5 - Helper, Utah 84526 - Telephone (801) 637-2422

October 24, 1994

Mr. Darron R. Haddock
Permit Supervisor
Utah Division of Oil, Gas and Mining
355 West North Temple
3 Triad Center, Suite 350
Salt Lake City, Utah 84180-1203

Attn: Scott Milovich

Re: Request for Extension
Abatement of N.O.V. #94-45-1-1
Mountain Coal Co.
Gordon Creek No. 2/7/8 Mines
INA/007/016-94E; #3
Carbon County, Utah

Dear Mr. Haddock:

Mountain Coal Co. is herein requesting an extension for abatement of Step 3 of the above referenced NOV to November 30, 1994. The reason for the request is two-fold:

- (1) To allow for additional discussion and testing, as necessary, to further verify that the reclaimed portion of the site is meeting standards for a Small Area Exemption; and,
- (2) To work with the Division to provide and implement designs that will not only meet the requirements of the NOV, but that will also be compatible with the proposed permanent reclamation plan currently under review.

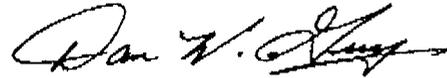
Temporary controls have been installed at the site to prevent any sediment from leaving the disturbed and reclaimed area. With the controls and the vegetation, the site would certainly meet B.T.C.A. standards at this time; however, the question remains as to whether or not this is a permanently reclaimed site. Additional time is required for a more complete record search to resolve this question.

Mountain Coal Co. has recently expended in excess of \$2500.00 to provide temporary controls on this site, in spite of the fact that the Sed-Cad analysis and vegetation study indicated no sediment problem. While some additional work may be necessary, we would like to have the opportunity to evaluate the items in your denial letter before adding to the abatement cost by adding further controls that may not be required. In the meantime, the drainage from the site is adequately treated.

It is our hope this extension will be granted. As always, Mountain Coal Co. is willing to work with the Division to maximize environmental protection as required by the regulations.

If you have any questions, or need any further information, please let me know.

Respectfully,



Dan W. Guy,
for Paige B. Beville

cc: Paige Beville, MCC
Scot Anderson, Arco
File