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STATE OF UTAH
NATURAL RESOURCES
Division of Oil, Gas & Mining

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

Page 1 of 2

NO. N 96-47-1-1

To the following Permittee or Operator:

Name MOUNTAIN COAL COMPANY

Mine GORDON CREEK 2, 7 & 8 Surface Underground Other

County CARBON State UTAH Telephone _____

Mailing Address ARCO COAL COMPANY 555 17TH ST RN 2170 DENVER CO 80202

State Permit No. ACT/007/016

Ownership Category State Federal Fee Mixed

Date of inspection NOV 1, 1996, 19____

Time of inspection 9:00 a.m. p.m. to _____ a.m. p.m.

Operator Name (other than Permittee) DAN GUY - BLACKHAWK ENGINEERING

Mailing Address RT. 1, BOX 146-H5 HELPER, UTAH 84526

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.

CERTIFIED RETURN P 074 977 696

Date of ~~XXXXX~~ mailing NOV 1, 1996

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

DAN GUY
Permittee/Operator representative

CONSULTING ENGINEER
Title

Signature

DAVID DABBY
Division of Oil, Gas & Mining representative

RECLAMATION SPECIALIST
Title

Signature

47
Identification Number

SEE REVERSE SIDE

WHITE-DOGM YELLOW-OPERATOR PINK-OSM GOLDENROD-NOV FILE

P 074 977 696

RECEIPT FOR CERTIFIED MAIL

NO INSURANCE COVERAGE PROVIDED
NOT FOR INTERNATIONAL MAIL

(See Reverse)

Dan Guy Blackhawk Engineering Rt. #1 Box 146-H5 Helper Utah 84526 P.O. State and ZIP Code	
Postage	\$.32
Certified Fee	1.10
Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt showing to whom and Date, and Return Receipt showing from Date, and Restricted Delivery	1.10
TOTAL Postage and Fees	\$ 2.52
Postmark or Date	NOV 06 1996 SALT LAKE CITY UT

EP DOGM 11/1/96 ACT/007/016 N96-47-1-1 FLD #5

STICK POSTAGE STAMPS TO ARTICLE TO COVER FIRST CLASS POSTAGE, CERTIFIED MAIL FEE, AND CHARGES FOR ANY SELECTED OPTIONAL SERVICES. (see front)

1. If you want this receipt postmarked, stick the gummed stub to the right of the return address leaving the receipt attached and present the article at a post office service window or hand it to your rural carrier. (no extra charge)
2. If you do not want this receipt postmarked, stick the gummed stub to the right of the return address of the article, date, detach and retain the receipt, and mail the article.
3. If you want a return receipt, write the certified mail number and your name and address on a return receipt card, Form 3811, and attach it to the front of the article by means of the gummed ends if space permits. Otherwise, affix to back of article. Endorse front of article RETURN RECEIPT REQUESTED adjacent to the number.
4. If you want delivery restricted to the addressee, or to an authorized agent of the addressee, endorse RESTRICTED DELIVERY on the front of the article.
5. Enter fees for the services requested in the appropriate spaces on the front of this receipt. If return receipt is requested, check the applicable blocks in item 1 of Form 3811.
6. Save this receipt and present it if you make inquiry.

U.S.G.P.O., 1989-217-132

Is your RETURN ADDRESS completed on the reverse side?

EP DOGM 11/1/96 ACT/007/016 N96-47-1-1 FOLDER #5

SENDER:

- Complete items 1 and/or 2 for additional services.
- Complete items 3, and 4a & b.
- Print your name and address on the reverse of this form so that we can return this card to you.
- Attach this form to the front of the mailpiece, or on the back if space does not permit.
- Write "Return Receipt Requested" on the mailpiece below the article number.
- The Return Receipt will show to whom the article was delivered and the date delivered.

I also wish to receive the following services (for an extra fee):

1. Addressee's Address

2. Restricted Delivery

Consult postmaster for fee.

3. Article Addressed to:
 Dan Guy
 Blackhawk Engineering
 Rt. #1 Box 146-H5
 Helper Utah 84526

4a. Article Number
 P 074 977 696

4b. Service Type
 Registered Insured
 Certified COD
 Express Mail Return Receipt for Merchandise

7. Date of Delivery
 11-1-96

5. Signature (Addressee)

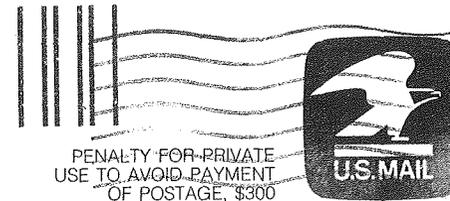
6. Signature (Agent)

8. Addressee's Address (Only if requested and fee is paid)

Thank you for using Return Receipt Service.

UNITED STATES POSTAL SERVICE

Official Business



Print your name, address and ZIP Code here

DNR - DOGM BRANDI BUTCHER
 1594 West North Temple, Suite 1210
 P.O. Box 145801
 Salt Lake City, Utah 84114-5801
 (801) 538-5340

(801) 359-3940 (Fax)



NR7

NOTICE OF VIOLATION NO. N96-47-1-1

Violation No. 1 of 1

Nature of violation

FAILURE TO PREVENT TO THE EXTENT POSSIBLE CONTRIBUTIONS OF SEDIMENT OUTSIDE THE PERMIT AREA.

Provisions of act, regulations or permit violated

R645-301-742.111

Portion of operation to which notice applies

NO RUNOFF CONTROL ON ACCESS ROAD WHICH ALLOWS FLOW TO LEAVE PERMIT AREA FROM ROADWAY.

Remedial action required (including any interim steps)

CLEAN DITCHES ALONG ACCESS ROAD AND CONSTRUCT A WATER BAR OF ADEQUATE SIZE TO TRANSMIT FLOW FROM ROAD TO SEDIMENTATION PONDS, IN ACCORDANCE WITH R645-301-743.1

Abatement time (including interim steps)

ABATEMENT WITHIN TWO DAYS AFTER RECEIPT OF THIS NOV.