



NO. N 89-17-3-1

notice of violation

To the following Permittee or Operator:

Name Soldier Creek Coal Company

Mine Soldier Canyon Mine Surface Underground Other

County Carbon State UTAH Telephone 637-6360

Mailing Address PO Box I, Price, Utah, 84501

State Permit No. Act/007/018

Ownership Category State Federal Fee Mixed

Date of inspection October 11, 1989, 19__

Time of inspection 2:30 a.m. p.m. to 4:30 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 October 13, 1989

Time of service/ mailing 11:07 a.m. p.m.

Dave Spillman
Permittee/Operator representative

Title

Signature

Lynn Kunzler
Division of Oil, Gas & Mining representative

Reclamation Biologist
Title

[Signature]
Signature

#17
Identification Number

SEE REVERSE SIDE

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



NOTICE OF VIOLATION NO. N 89-17-3-1

Violation No. 1 of 1

Nature of violation

Failure to maintain adequate sediment control to prevent, to the extent possible, additional contributions of sediment to Soldier Creek

Provisions of act, regulations or permit violated

UMC 817.42

UMC 817.45

Portion of operation to which notice applies

New Portals Construction area

Remedial action required (including any interim steps)

1. Divert flow around construction site ~~between~~ during construction activities
2. Maintain adequate sediment control (ie, straw bales, silt fence) in Soldier Creek.
3. Cease all construction activities until abatement items #1 & 2 are complied with.

Abatement time (including interim steps)

Items #1 & 2 : 30 days

Item #3 Immediately