



Handwritten initials/signature

NO. N 93-38-1-3

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 (801) 637-6360

Mailing Address P. O. Box I, Price, Utah 84501

State Permit No. ACE/007/018

Ownership Category State Federal Fee Mixed

Date of inspection September 15, 16 and 20, 1993

Time of inspection 9:35 (9/15) a.m. p.m. to 5:00 (9/20) 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.

CERTIFIED RETURN RECEIPT

P 074 978 370

Date of service/mailling XXXXX 9/22/93

Time of service/mailling XXXXX 3:00 a.m. p.m.

RICK OLSEN

Permittee/Operator representative

PRESIDENT

Title

Signature

SHARON K. FALVEY

Division of Oil, Gas & Mining representative

Sharon K Falvey
Signature

SR. RECLAMATION HYDROLOGIST

Title

#38

Identification Number

SEE REVERSE SIDE

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



NOTICE OF VIOLATION NO. N 93-38-1-3

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Violation No. 1 of 3

Nature of violation

Failure to provide certification on design of primary roads.

Provisions of act, regulations or permit violated

R645-301-512.250 and R645-301-534.200

Portion of operation to which notice applies

Typical road cross-sections for the portal access road and number one fan road.

Remedial action required (including any interim steps)

Provide certified designs for the portal access road and number one fan road according to R645-301-512.250.

Abatement time (including interim steps)

Submit certified designs by October 25, 1993, at 5:00 p.m.



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NOTICE OF VIOLATION NO. N 93-38-1-3

Violation No. 2 of 3

Nature of violation

**Failure to provide designs for the berm/ditch drainage system
from the number one fan road.**

Provisions of act, regulations or permit violated

R645-301-742.423

Portion of operation to which notice applies

Number one fan road drainage.

Remedial action required (including any interim steps)

- 1) Provide berm and ditch design**
- 2) Make sure the full extent of the berm is shown on applicable maps.**

Abatement time (including interim steps)

**Submit applicable designs and maps by 5:00 p.m., October 25, 1993.
Meet identified deficiencies and gain approval by the Division by
November 30, 1993, at 5:00 p.m.**



NOTICE OF VIOLATION NO. N 93-38-1-3

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Violation No. 3 of 3

Nature of violation

Failure to comply with the terms and conditions of the permit and requirements of the State Program.

Provisions of act, regulations or permit violated

R645-300-143 and R645-300-112.400

Portion of operation to which notice applies

RGI middle de-gas well and the MW-3 discharge point where electric facilities are located.

Remedial action required (including any interim steps)

Submit amendment to the MRP which includes all existing mining and reclamation operations and addresses all applicable regulations in accordance with R645-300 and the State Program.

Abatement time (including interim steps)

Submit amendment providing valid permitting information by 10/25/93 at 5:00 p.m. Satisfy all identified deficiencies and obtain approval from the Division by November 30, 1993 at 5:00 p.m.