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State of Utah
DEPARTMENT OF NATURAL RESOURCES
DIVISION OF OIL, GAS AND MINING
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November 27, 1996

Brad Bourquin, P. E.
Horizon Coal Company
1131 South Dover Street
Lakewood, Colorado 80232

Re: Division Order to Correct Deficiencies Related to Utility Installations, Horizon Coal Company, Horizon Mine, ACT/007/020-DO96A, Folder #3, Carbon County, Utah

Dear Mr. Bourquin:

Enclosed please find Division Order #96A which requires Horizon Coal Company to make requisite permit changes to the Horizon Mining and Reclamation Plan. These changes are associated with utility installations and facilities used in connection with the use of water from Sweets pond and were discussed with you during a meeting at the mine site on November 19, 1996.

Please note that you have 30 days to comply with the order. If you have questions regarding the Division Order, please contact Daron Haddock or Joe Helfrich, located in the Salt Lake office or Bill Malencik in the Price office.

Very Truly Yours,

A handwritten signature in black ink, appearing to read "James W. Carter".

James W. Carter
Director

blb

Enclosure

cc: Vicky Bailey (Earthfax)
D. Haddock
J. Helfrich
W. Malencik

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STATE OF UTAH
DIVISION OF OIL, GAS AND MINING

PERMITTEE

Horizon Coal Company

Brad Bourquin, P. E.
1131 South Dover Street
Lakewood, Colorado 80232

PERMIT NUMBER ACT/007/020
DIVISION ORDER # 96A

ORDER & FINDINGS
OF
PERMIT DEFICIENCY

PURSUANT to R645-303-212, the DIVISION ORDERS the PERMITTEE, Horizon Coal Company, to make the requisite permit changes enumerated in the findings of Permit Deficiency in order to be in compliance with the State Coal Program. These findings are to be remedied in accordance with R645-303-220.

FINDINGS OF PERMIT DEFICIENCY

Upon field investigation and further review of the permit application, it has been determined that utility installations associated with the mine have not been adequately addressed or described in the Mining and Reclamation Plan. In particular, those facilities used in connection with the use of water from Sweets pond.

Regulations cited: R645-301-526.200

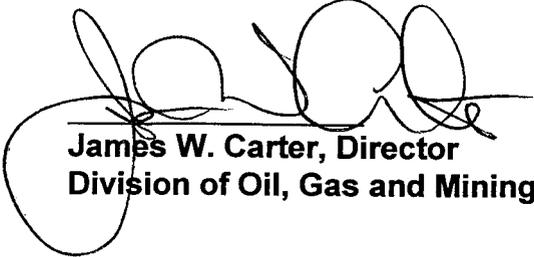
INFORMATION REQUIRED TO BE SUBMITTED

- a. A support facilities description which identifies the utilities that will be operated in accordance with the mine permit and other applicable permits.
- b. Plans and drawings for each utility to be used or maintained in connection with the mine, which include a map, appropriate cross sections, design drawings and specifications sufficient to demonstrate that each facility will comply with applicable performance standards.
- c. A description of the plans and methods used to reclaim the utilities and their associated disturbance. (This may also need to describe alternative post mining land uses.)

ORDER

Horizon Coal Company, is ordered to make the requisite permit changes in accordance with R645-303-220 and to submit a complete and adequate application for permit change to address the findings of permit deficiency within 30 days of date of this Order.

Ordered this 22nd day of Nov., 1996, by the Division of Oil, Gas, and Mining.



James W. Carter, Director
Division of Oil, Gas and Mining

cc: Vicki Bailey, Earthfax
Joe Helfrich
Bill Malencik
Mary Ann Wright
Daron Haddock

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