



UTAH  
NATURAL RESOURCES  
Oil, Gas & Mining

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

0007

*gh*

### VACATION/TERMINATION OF NOTICE OF VIOLATION/CESSATION ORDER

To the following Permittee or Operator:

Name HORIZON MINING, LLC

Mailing Address P.O. Box 599, HELPER, UT 84526

State Permit No. Act 007/020

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

Notice of Violation No. N 98-26-4-1 dated 8/26/98, 19 \_\_\_\_.

Cessation Order No. C N/A dated N/A, 19 \_\_\_\_.

Part 1 of 1 is  vacated  terminated because The remedial action pursuant to the aforesaid NOV was timely abated, by the permittee

Part \_\_\_\_ of \_\_\_\_ is  vacated  terminated because N/A

Part \_\_\_\_ of \_\_\_\_ is  vacated  terminated because N/A

Date of service/mailling NOVEMBER 3, 1998 Time of service/mailling 4:00  a.m.  p.m.

Denise A Drago  
Permittee/Operator representative

Resident Agent/Attorney At Law  
Title

Marked  
Signature

Wm. J Malencik  
Division of Oil, Gas & Mining

Rec. Spec  
Title

Jim J Chalwick  
Signature

#26.

11/3/98 . cc: Vicky Miller



NO. N 98-26-4-1

To the following Permittee or Operator:

Name HORIZON MINING, LLC

Mine HORIZON  Surface  Underground  Other

County CARBON State UT. Telephone 435-472-3994

Mailing Address P.O. Box 599, HELPER, UT, 84526

State Permit No. ACT 0071020

Ownership Category  State  Federal  Fee  Mixed

Date of inspection AUGUST 26, 1998, 19\_\_\_\_.

Time of inspection 8:00  a.m.  p.m. to 11:30  a.m.  p.m.

Operator Name (other than Permittee) SAME AS ABOVE

Mailing Address \_\_\_\_\_

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.

Date of service/mailling AUGUST 26, 1998 Time of service/mailling 11:30  a.m.  p.m.

VICKY MILLER  
Permittee/Operator representative

SR. ENVIRONMENTAL ENGINEER  
Title

Vicky S. Miller  
Signature

WM. J. MALENCIK  
Division of Oil, Gas & Mining representative

Rec. Spec.  
Title

Wm J Malencik  
Signature

26  
Identification Number

**DOG M CODE "C" 1#3**  
**SEE REVERSE SIDE**

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



### NOTICE OF VIOLATION NO. N 98-26-4-1

Violation No. 1 of 1

Nature of violation

*Failure to receive Division approval before moving ~~the~~ riparian topsoil from one area of the topsoil pile to another area.*

*Whom of 9/2/98*

Provisions of act, regulations or permit violated

*R645-301-234, 240*

Portion of operation to which notice applies

*Approved permitted topsoil area lying in Portal Canyon.*

Remedial action required (including any interim steps)

- Seed riparian topsoil with MRP approved interim seed mix the fall of 1998 and before October 31, 1998.*
- Leave riparian topsoil where it is currently stored.*

Abatement time (including interim steps)

*Seed between September 15 and October 31, 1998*