



*JK*  
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NO. N 98-26-1-1

To the following Permittee or Operator:

Name HORIZON MINING, LLC

Mine HORIZON  Surface  Underground  Other

County CARBON State Ut. Telephone 801-561-1555

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

State Permit No. ACT 007/020

Ownership Category  State  Federal  Fee  Mixed

Date of inspection FEBRUARY 13, 1998, 19\_\_\_\_.

Time of inspection 9:00  a.m.  p.m. to 2:30  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.

Certified Return Receipt Z 382 122629

Date of service/mailling FEBRUARY 13, 1998 Time of service/mailling 2:30  a.m.  p.m.

VICKY BAILEY  
Permittee/Operator representative

ENVIRONMENTAL ENGINEER  
Title

Vicky S. Bailey  
Signature

W.M. U MALENCIK  
Division of Oil, Gas & Mining representative

Rec. Spec  
Title

Wm. J. Malencik  
Signature

#26  
Identification Number

cc: Resident Agent Denise Dnaqoo/PINK Copy  
SEE REVERSE SIDE



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

Violation No. 1 of 1

Nature of violation

Failure to store mining materials only in the designated portion of the permit area.

Provisions of act, regulations or permit violated

R645-300-142 & 143  
R645-301-528, 331

Portion of operation to which notice applies

howex Mine Pad

Remedial action required (including any interim steps)

Move and store materials in designated area

Abatement time (including interim steps)

5 p.m February 18, 1998

TT DGM 2/13/98 ACT1007/020 N98-26-1-1 FOLDER#5

Is your RETURN ADDRESS completed on the reverse side?

**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:

Denise Drago  
Horizon Coal  
50 So Main Suite 1600  
SLC UT 84111-1498

4a. Article Number

Z 382 1222029

4b. Service Type

- Registered  Insured
- Certified  COD
- Express Mail  Return Receipt for Merchandise

7. Date of Delivery

2/13/98

5. Signature (Addressee)

*Eileen Beck*

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

6. Signature (Agent)

Thank you for using Return Receipt Service.

