

NO. N 91-39-4-2

notice of violation

To the following Permittee or Operator:

Name North American Equities Inc.

Mine Blayton Surface Underground Other

County Carbon State Utah Telephone _____

Mailing Address: _____

State Permit No. ACT/007/021

Ownership Category State Federal Fee Mixed

Date of inspection 5-17-91, 19____

Time of inspection 2:00 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/mailling 5-23-91

Time of service/mailling 4:00 a.m. p.m.

Permittee/Operator representative _____

Title _____

Signature _____

STEPHEN J DEMCZAK
Division of Oil, Gas & Mining representative

Reclamation Specialist
Title

Steph J Demczak
Signature

39
Identification Number

SEE REVERSE SIDE

WHITE-DOGM YELLOW-OSM PINK-PERMITTEE/OPERATOR GOLDENROD-NOV FILE

DOGM/NOV-1 Returned 6-5-91

an equal opportunity employer

remailed certified mail 6-6-91

11/85
P 074 979 081 - Resident Agent
P 074 979 080 - Colorado



NOTICE OF VIOLATION NO. N 91-39-4-2

Violation No. 1 of 2

Nature of violation

Failure to maintain diversion ditch to comply with

R 614 - 301 - 742.100

R 614 - 301 - 742.300

R 614 - 301 - 732.300

Provisions of act, regulations or permit violated

R 614 - 301 - 732.300

Portion of operation to which notice applies

1) Diversion ditch running North to South direction, on the east side of property

Remedial action required (including any interim steps)

1) Clean & reconstruct diversion ditch

2) Comply with R 614 - 301 - 732.300

Abatement time (including interim steps)

at 12:00 PM on June 14, 1991 to have diversion ditch to comply with R 614 - 301 - 732.300

This NOV was returned to Sender on June 5, 1991 and remained on June 6, 1991. Therefore abatement time is reset to June 28, 1991.

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



NOTICE OF VIOLATION NO. N 91-39-4-2

Violation No. 2 of 2

Nature of violation

*Failure to maintain silt fence and berms to comply with
R 614-301-742.100 and R 614-301-742.210*

Provisions of act, regulations or permit violated

*R 614-301-742.100
R 614-301-742.210*

Portion of operation to which notice applies

- 1) Berm running North to South direction, located on pad separating disturbed runoff from entering stream*
- 2) Silt fence located below former mine portals*

Remedial action required (including any interim steps)

- 1) Clean & reconstruct berms and silt fences*
- 2) comply with R 614-301-742.100 and R 614-301-742.200*

Abatement time (including interim steps)

*at 12:00 PM on June 14, 1991 the berms and silt fences
to comply with R 614-301-742.100 and R 614-301-742.200
This NOV was returned to Sender on June 5, 1991 and
re-mailed on June 6, 1991, therefore abatement
time is reset to June 28, 1991.*