

John



STATE OF UTAH
NATURAL RESOURCES
Division of Oil, Gas & Mining

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

NO. N 96-39-5-1

notice of violation

To the following Permittee or Operator:

Name Soldier Creek Coal Company

Mine Banning Loadout Surface Underground Other

County Carbon State Utah Telephone 801-637-6360

Mailing Address P.O. Box 1029, Wellington, Utah 84542

State Permit No. ACT/007/034

Ownership Category State Federal Fee Mixed

Date of inspection November 13 & 15, 1996, 19

Time of inspection 7:00 a.m. a.m. p.m. to 8:00 a.m. 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 MAIL **P 734 906 866**

Date of service/ mailing November 18, 1996 Time of service/ mailing 12:00 a.m. p.m.

John Frederick
Permittee/Operator representative

Chief Engineer
Title

Mailed from DOGM Price Field Office

Signature *John Frederick*

Stephen J. Demczak
Division of Oil, Gas & Mining representative

Reclamation Specialist
Title

Signature *Stephen J. Demczak*

#39
Identification Number

SEE REVERSE SIDE

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



NOTICE OF VIOLATION NO. N 96-39-5-1

Violation No. 1 of 1

Nature of violation

Failure to have maps showing all water diversions and treatments.

Provisions of act, regulations or permit violated

R645-731.720

Portion of operation to which notice applies

Disturbed area.

Remedial action required (including any interim steps)

Submit updated maps as an amendment.

Abatement time (including interim steps)

November 21, 1996