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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 94-39-6-1

To the following Permittee or Operator:

Name Cyprus Plateau Mining Corporation/Western Coal Company

Mine Blackhawk Exp. Site Surface Underground Other

County Carbon State Utah Telephone (801) 637-2875

Mailing Address P.O. Box PMC, Price Utah 84501

State Permit No. ACT/007/038

Ownership Category State Federal Fee Mixed

Date of inspection November 15, 1994, 1994

Time of inspection 10:00 a.m. p.m. to 11:00 a.m. p.m.

Operator Name (other than Permittee) _____

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~~/mailing November 23, 1994

Time of ~~service~~/mailing 12:00 a.m. p.m.

Ben Grimes
Permittee/Operator representative

Environmental Coordinator
Title

Mailed from PFO
Signature

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

Reclamation Specialist
Title

Stephen J. Demczak
Signature

#39
Identification Number

SEE REVERSE SIDE

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



NOTICE OF VIOLATION NO. N 94-39-6-1

Violation No. 1 of 1

Nature of violation

Failure to maintain silt fences as required in the exploration permit on drawing 2-00-110 (Map 1).

Provisions of act, regulations or permit violated

Exploration permit requirement on drawing 2-00-110 (Map #1) dated August 26, 1994.

Portion of operation to which notice applies

Crossing at the Willow Creek to access the rock tunnels.

Remedial action required (including any interim steps)

Install silt fences at stream crossing at Willow Creek.

Abatement time (including interim steps)

November 30, 1994.

performance *b*
Standard category 3
an equal opportunity employer