0008

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

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

notice of violation

NO. N 94-39-3-1

To the following Permittee or Operator:

Name Cyprus Plateau Mining/Western Coal Co.

Mine Blackhawk Exploration Site ☐ Surface ☒ Underground ☐ Other

County Carbon State Utah Telephone 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 August 10, 1994, 19 ____.

Time of inspection 9:05 ☒ a.m. ☐ p.m. to 11:30 ☒ 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.

**CERTIFIED MAIL P734 906 877

Date of ~~service~~/mailing August 12, 1994 Time of ~~service~~/mailing 12:00 ☐ a.m. ☒ p.m.

Ben Grimes
Permittee/Operator representative

Environmental Coordinator
Title

Signature

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

Reclamation Specialist
Title

Signature

#39
Identification Number

SEE REVERSE SIDE

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

DOGM/NOV-1

an equal opportunity employer

Rev. 5/92

UTAH
NATURAL RESOURCES
Oil, Gas & Mining

NOTICE OF VIOLATION NO. N 94-39-3-1

Violation No. 1 of 1

Nature of violation

Failure to maintain silt fences from bypassing.

Provisions of act, regulations or permit violated

R645-202-235

Portion of operation to which notice applies

a) Road to pass gate to sub-station.

b) Portal closest to sub-station.

c) Portal located to Castle Gate prep plant.

Remedial action required (including any interim steps)

Repair Silt fences

Clean out material from behind silt fences

Prevent bypassing of water around silt fences.

Abatement time (including interim steps)

August 22, 1994 at 8:00a.m.

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

an equal opportunity employer