



~~VACATION/TERMINATION OF~~  
~~NOTICE OF VIOLATION/CESSATION ORDER~~

To the following Permittee or Operator:

Name Cyprus - Western Coal Co. (Cyprus - Plateau) Mine <sup>Willow Creek</sup>

Mailing Address \_\_\_\_\_

State Permit No. ACT/007/038

Utah Coal Mining & Reclamation Act, Section 40-10-1 et seq., Utah Code Annotated (1953):

Notice of Violation No. N 96-46-3-1 dated Aug. 27, 19 96.

Cessation Order No. C \_\_\_\_\_ dated \_\_\_\_\_, 19 \_\_\_\_\_.

Part 1 of 1 is  vacated  terminated because the permittee has fulfilled the remedial actions necessary for abatement.

Part \_\_\_\_\_ of \_\_\_\_\_ is  vacated  terminated because \_\_\_\_\_

Part \_\_\_\_\_ of \_\_\_\_\_ is  vacated  terminated because \_\_\_\_\_

Date of service/~~mailing~~ 8/28/96

Time of service/~~mailing~~ 1:10  a.m.  p.m.

Ben Grimes

Permittee/Operator representative

Mailed from Price Field office  
Price, Utah

Signature

Senior Project Engineer

Title

Peter Hess

Division of Oil, Gas & Mining

Reclamation Specialist III

Title

Peter Hess

Signature

NO. N 96-46-3-1

notice of violation

To the following Permittee or Operator:

Name Cyprus - Western Coal Company  
 Mine Willow Creek Mine  Surface  Underground  Other  
 County Carbon State Utah Telephone (801) 472-8895  
 Mailing Address \_\_\_\_\_  
 State Permit No. ACT/007/038  
 Ownership Category  State  Federal  Fee  Mixed  
 Date of inspection August 27, 1996, 19\_\_\_\_  
 Time of inspection 7<sup>50</sup> AM  a.m.  p.m. to 12<sup>45</sup>  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 8/28/96 Time of service/mailling 10<sup>30</sup>  a.m.  p.m.  
Bow Gimes Senior Project Engineer  
 Permittee/Operator representative Title  
Tom Gimes  
 Signature  
Peter Hess Reclamation Specialist III  
 Division of Oil, Gas & Mining representative Title  
Liter Hess #46  
 Signature Identification Number

SEE REVERSE SIDE

WHITE-DOG M YELLOW-OPERATOR PINK-OS M GOLDENROD-NOV FILE

NOTICE OF VIOLATION NO. N 96-46-3-1

Violation No. 1 of \_\_\_\_\_

Nature of violation

Failure to properly control noncoal waste.

Provisions of act, regulations or permit violated

R 645 - 301 - 528, 331

Portion of operation to which notice applies

1) 30,000 Ton R.O.M. Stockpile Reclaim Tunnel Construction Area  
2) Material Storage/Explosive Storage/Equipment Maintenance Area  
directly north of Willow Creek Stream Relocation  
# 1.

Remedial action required (including any interim steps)

1) Clean up all noncoal waste (including oil contaminated  
soil) and dispose of it in accordance with the R645  
regulations and the MRP.  
2) Provide containers in the aforementioned areas

Abatement time (including interim steps)

1) 14 days from date of issue or by Sept. 11,  
1996 @ 5:00 PM.