



*gph*

NO. N 96-41-1-1

notice of violation

To the following Permittee or Operator:

Name CYPRUS PLATEAU MINING CORPORATION

Mine WILLOW CREEK  Surface  Underground  Other

County CARBON State UTAH Telephone 801-637-2875

Mailing Address P.O. DRAWER PMC, PRICE, UTAH 84501

State Permit No. ACT/007/038

Ownership Category  State  Federal  Fee  Mixed

Date of inspection JUNE 20, 19 96

Time of inspection ABT/ 3:00  a.m.  p.m. to 3:30  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/ mailing June 25, 1996

Time of service/ mailing 5:11  a.m.  p.m.

BEN GRIMES  
Permittee/Operator representative

SR STAFF PROJECT ENGINEER  
Title

Signature

PAUL BAKER  
Division of Oil, Gas & Mining representative

RECLAMATION BIOLOGIST  
Title

Signature

41  
Identification Number

SEE REVERSE SIDE

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

B-11



**NOTICE OF VIOLATION NO. N96-41-1-1**

Violation No. 1 of 1

Nature of violation

**FAILURE TO CONDUCT COAL MINING AND RECLAMATION OPERATIONS TO MINIMIZE DISTURBANCE TO THE HYDROLOGIC BALANCE WITHIN THE PERMIT AND ADJACENT AREAS AND TO PREVENT MATERIAL DAMAGE TO THE HYDROLOGIC BALANCE OUTSIDE THE PERMIT AREA. FAILURE TO USE THE BEST TECHNOLOGY CURRENTLY ABAILABLE TO PREVENT ADDITIONAL CONTRIBUTIONS OF SUSPENDED SOLIDS TO STREAM FLOW OUTSIDE THE PERMIT AREA AND OTHERWISE PREVENT WATER POLLUTION.**

Provisions of act, regulations or permit violated

**R645-301-731.120; R645-301-731.600; R645-301-742.300; R645-301-750**

Portion of operation to which notice applies

**WILLOW CREEK STREAM CROSSING**

Remedial action required (including any interim steps)

**AFTER - THE - FACT VIOLATION; REMEDIATION NOT PRACTICAL**

Abatement time (including interim steps)