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United States Department of the Interior

OFFICE OF SURFACE MINING
Reclamation and Enforcement
BROOKS TOWERS
1020 15TH STREET
DENVER, COLORADO 80202

To Joe
File
ACT/015/022
JWS



September 29, 1980

Mr. Ron Daniels
Coordinator of Mined Land Development
Department of Natural Resources
1588 West North Temple
Salt Lake City, Utah 84116

Dear Mr. Daniels:

Enclosed please find copies of Notice of Violation 80-5-7-21 which were issued to mining companies within your State during this office's recent on-site inspections conducted on September 15, 1980. If you have any questions or problems, please contact this office.

Mine inspection reports for all of the operations inspected during the above time frame, and within your State, will be sent to you as soon as they are processed.

Sincerely,

Thomas E. Ehmett
Acting Assistant Regional Director
Division of Inspection & Enforcement

OSM 722-1
Revised 4/30/79

~~N-500599~~

UNITED STATES DEPARTMENT OF THE INTERIOR
OFFICE OF SURFACE MINING RECLAMATION AND ENFORCEMENT

Region V
1823 Stout Street
Denver, Colorado 80202
Telephone: (303) 837-5511
(303) 837-5701

NOTICE OF VIOLATION NO. N 80-5-7-21 TV

To the Following Permittee or Operator:

Name Soldier Creek Coal Company
Mine Hidden Valley Surface Underground Other _____
County and State Emery, Utah Telephone 801-637-4429
Mailing Address P.O. Box AS Price, Utah 84501
OSM Mine No. _____ State Permit No. ACT/015/022 MSHA I.D. No. 42-01407
Date of Inspection 15 Sept. 19 80
Time of Inspection: from 1:45 a.m. to 7:15 a.m.
 p.m. to _____ p.m.

Name of Operator (if other than permittee) _____
Mailing Address _____

Under the authority of the Surface Mining Control and Reclamation Act of 1977 (P.L. 95-87; 30 U.S.C. 1201), the undersigned authorized representative of the Secretary of the Interior has conducted an inspection of the above mine on the above date and has found violation(s) of the Act, the regulations or required permit condition(s) listed in the 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 authorized 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 minesite.

This Notice shall remain in effect until it expires as provided on the reverse or is modified, terminated, or vacated by written notice of an authorized representative of the Secretary. The time for abatement may be extended by an authorized representative for good cause, if a request is made within a reasonable time before the end of the abatement period.

Date of Service 16 Sept. 1980 Eileen M. Doherty
Signature of Authorized Representative

Time of Service 9:30 a.m. p.m. E. M. Doherty V-17
Name and I.D. No.

Person Served with Notice Tom Paluso - Sr. Mining Engineer
Print Name and Title

Signature Notice delivered to mine office during operator absence, em

IMPORTANT - PLEASE READ REVERSE OF THIS PAGE

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Notice of Violation No. N 80-5-7-21

Violation No. 1 of 2

Nature of the Violation

Failure to pass surface drainage from disturbed areas through sedimentation pond or sediment control structures prior to entering surface waters.

Provision(s) of the Regulations, Act, or Permit Violated

30 CFR 717.17(a)
P.L. 95-87 Sec. 516(b)

Portion of the Operation to which Notice Applies

South side of disturbed area below the Seam A and Seam B surface facilities pads.

Remedial Action Required (including interim steps, if any)

Berm south side of disturbed areas and retain surface runoff on benches.

Time for Abatement (including time for interim steps, if any)

15 October 1980

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Notice of Violation No. N 80-5-7-21

Violation No. 2 of 2

Nature of the Violation

Failure to utilize channel lining
to minimize disturbance to overland
flow.

Provision(s) of the Regulations, Act, or Permit Violated

30 CFR 717.17 (c)
P.L. 95-87 Sec. 516(b)

Portion of the Operation to which Notice Applies

Surface runoff diversion ditch
which channels undisturbed watershed
runoff from above the Seam A surface
facilities pad.

Remedial Action Required (including interim steps, if any)

Line channel to minimize disturbance
to overland flow.

Time for Abatement (including time for interim steps, if any)

31 October 1980.