

IMPORTANT - PLEASE READ CAREFULLY

1. Formal Review and Temporary Relief. You may apply for review of this Order, by submitting an application for review, within 30 days of receipt of this Order by you or your agent, to:

Docket Secretary
Board of Oil, Gas & Mining
1588 West North Temple
Salt Lake City, UT 84116

If you apply for a formal public hearing, you may request temporary relief from this Order. Your request must be filed with the Division at the above address prior to a decision in the hearing. The procedures for obtaining a formal public hearing or temporary relief are contained in the Board's Rules of Practice and Part 900(b)(ix) of the Board's regulations.

2. Informal Review. An informal public hearing will be held at or near the mine-site if this Order requires cessation of mining, expressly or in practical effect. On the reverse of this page, the authorized representative has made a finding as to whether or not this Order requires cessation of mining. Please review this finding, and inform the authorized representative if you disagree with it (UMC/SMC 843.15[a]).

If this Order requires cessation of mining, it will expire within 30 days from the date you have actual notice of this Order, unless an informal public hearing is held or waived, or the condition, practice or violation for which this Order was issued is abated, within the 30-day period. You will be notified of the date, time and locations of the hearing.

3. Penalties.

(1) Proposed assessment. The Board of Oil, Gas & Mining assesses fines based upon the proposed assessment recommended by the authorized representative. You may submit information in writing to the above address pertaining to the violation(s) covered by this Order and/or a request that the formula set out in Part 845.13 be waived, within 15 days of the date that the Notice or Order is served on you or your agent. This information will be used by the authorized representative in establishing a proposed assessment and will be submitted to the Board for consideration in determining the facts surrounding the violation(s) and the amount of the penalty. The Division or the authorized representative shall serve the proposed assessment on you and your agent within 30 days of the issuance of the Notice or Order by the authorized representative.

(2) Assessment. Within 15 days of receipt of the proposed assessment, you or your agent must file a written request for a hearing before the Board or the penalty will be assessed as proposed.

For each violation covered by this Order, a penalty of up to \$5,000 may be assessed for each day during which the violation continues.

If this Order is being issued for failure to abate a violation(s) which was the subject of a prior Notice of Violation, a minimum penalty of \$750 or more must be assessed for each day, beginning today, during which the violation(s) continues beyond the abatement period set forth in that Notice.

If you willfully and knowingly fail or refuse to comply with this Order, you will be subject to criminal prosecution and will, upon conviction, be punished by a fine of not more than \$10,000 or by imprisonment for not more than one year or both.

4. Effect on Permit. In addition, if it is determined that a pattern of violations of any requirement(s) of the Act, the regulations, or require permit conditions exists, and that the violations were caused by unwarranted failure to comply or were willful, the permit may be suspended or revoked.

FOR FURTHER INFORMATION, PLEASE CONSULT Section 40-10-20, 21, 22 and 23, Utah Code Annotated, UMC/SMC Parts 843, 845, 900 or contact the Division at (801) 533-5771.



STATE OF UTAH

Notice of Violation No. N 80-1-10-1

Violation No. 1 of 1

Nature of the Violation

FAILURE TO REVEGETATE ALL AREAS NO LONGER USED FOR MINING

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

MC 717.20(b)
TITLE 40-10-R(f)

Portion of the Operation to which Notice Applies

ALL DOWNSLOPES AND ADDITIONAL AREAS NO LONGER USED FOR MINING

Remedial Action Required (including interim steps, if any)

REQUEST AND OBTAIN A MODIFICATION OF DIVISION DIRECTIVE
ISSUED 9-12-80
REGISTERED RECEIPT # 5777484

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

NONE