

STATE OF UTAH
DEPARTMENT OF NATURAL RESOURCES
DIVISION OF OIL, GAS & MINING

1588 West North Temple
Salt Lake City, Utah 84116
Telephone: (801) 533-5771

NOTICE OF VIOLATION NO. N 83-4-13-1

From the STATE OF UTAH
To the Following Permittee or Operator:

NAME NATOMAS TRAIL MOUNTAIN COAL CO.

MINE TRAIL MOUNTAIN COAL MINE SURFACE UNDERGROUND OTHER _____

CATEGORY OF OWNERSHIP: STATE FEDERAL FEE MIXED

OSM MINE NO. _____ STATE PERMIT NO. ACT/015/009 MSHA I.D. NO. _____

COUNTY AND STATE EMERY COUNTY, UT TELEPHONE _____

MAILING ADDRESS: P.O. Box 551 ORANGEVILLE, UT 84537

DATE OF INSPECTION SEPT. 28, 19 83

TIME OF INSPECTION: FROM 11:00 a.m. to 3:45 a.m.
 p.m. to _____ p.m.

NAME OF OPERATOR (if other than permittee) _____

MAILING ADDRESS: _____

Under the authority of the Utah Coal Mining and Reclamation Act of 1979 (Sec. 40-10-1 et seq., Utah Code Annotated, 1953), the undersigned authorized representative of the Director and the Division of Oil, Gas & Mining 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 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 Director of the Division of Oil, Gas & Mining. The time for abatement may be extended by the authorized representative for good cause, if a request is made within a reasonable time before the end of the abatement period.

Date of Service OCT. 5, 1983

Time of Service _____ a.m. p.m.

Person Served with Notice _____
PRINT NAME AND TITLE

Signature [Signature]

SIGNATURE OF AUTHORIZED REPRESENTATIVE [Signature]

NAME AND I. D. NO. DAVID LOE #4

IMPORTANT — PLEASE READ REVERSE OF THIS PAGE



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STATE OF UTAH

Notice of Violation No. N 83-4-13-1

Violation No. 1 of 1

Nature of the Violation

CONDUCTING UNDERGROUND COAL MINING ACTIVITIES WITHOUT A PERMIT.
DIVERTING A PERENNIAL STREAM WITHOUT PRIOR APPROVAL FROM THE DIVISION.
FAILURE TO DESIGN AND CONSTRUCT STREAM CHANNEL DIVERSIONS IN SUCH
A MANNER AS TO ENSURE THE STABILITY OF THE CHANNEL AND TO
PREVENT ADDITIONAL CONTRIBUTIONS OF SUSPENDED SOLIDS TO STREAMFLOW.

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

UCA 40-10-9(1)
UMC 771.11
UMC 817.4-1 (a)(b)+(d)
UCA 40-10-18(2)(i)(ii)

Portion of the Operation to which Notice Applies

THE TWO STREAM CHANNEL DIVERSIONS WHICH HAVE BEEN CONSTRUCTED
IN CONJUNCTION WITH THE RECONSTRUCTION OF THE CLASS I ROAD FROM
STATE HIGHWAY 29 TO THE MINE.

Remedial Action Required (including interim steps, if any)

- A. IMPLEMENT CHANGES TO THE STREAM CHANNEL DIVERSIONS AS DIRECTED
BY DIVISION HYDROLOGISTS DURING THE OCT. 5, 1983 ^{ON-SITE} MEETING CONCERNING THIS NOV
 - B. DEVELOP AND SUBMIT TO THE DIVISION COMPLETE AND ADEQUATE
PLANS FOR THE PERMITTING OF THE STREAM CHANNEL DIVERSIONS.
 - C. IMPLEMENT THE APPROVED PLANS
- Time for Abatement (including time for interim steps, if any)

- A. IMMEDIATELY
- B. TWO WEEKS FROM THE RECEIPT OF THIS VIOLATION; OCT. 19, 1983
- C. IMMEDIATELY UPON RECEIPT OF APPROVAL