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State of Utah

DEPARTMENT OF NATURAL RESOURCES
DIVISION OF OIL, GAS AND MINING

Norman H. Bangertter

Governor

Dee C. Hansen

Executive Director

Dianne R. Nielson, Ph.D.

Division Director

355 West North Temple

3 Triad Center, Suite 350

Salt Lake City, Utah 84180-1203

801-538-5340

August 16, 1988

CERTIFIED RETURN RECEIPT REQUESTED
NO. P 879 596 505

Mr. Daniel Guy
Permitting and Compliance Manager
Beaver Creek Coal Company
P. O. Box 1378
Price, Utah 84501

Dear Mr. Guy:

Re: Cessation Order C88-19-2-1, Beaver Creek Coal Company, Trail Mountain #9 Mine,
ACT/015/009, Folder #5, Emery County, Utah

Attached you will find CO C88-19-2-1 for NOV N88-19-1-1. Please be aware that
the assessment for Cessation Orders is \$750 per day.

Sincerely,

A handwritten signature in cursive script that reads "Richard V. Smith".

Richard V. Smith
Geologist

vb
Attachment
cc: J. Helfrich
J. Whitehead
0264Q-56



NO. C 88-19-2-1

cessation order

To the following Permittee or Operator:

Name BEAVER CREEK COAL COMPANY

Mine TRAIL MOUNTAIN #9 MINE Surface Underground Other

County EMERY State UTAH Telephone 801-637-5050

Mailing Address P.O. BOX 137B, PRICE, UTAH 84501

State Permit No. ACT 1015 1009

Ownership Category State Federal Fee Mixed

Date of inspection MAY 2 (office inspection), 19 88

Time of inspection a.m. p.m. to a.m. p.m.

Operator Name (other than Permittee) _____

Mailing Address _____

Under authority of the Utah Coal Mining & 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 that a Cessation Order must be issued with respect to each of the conditions, practices or violations listed in the attachment(s). This order constitutes a separate Cessation Order for each condition, practice or violation listed.

In accordance with Section 40-10-22, *Utah Code Annotated*, you are ordered to **cease immediately** the operations described in the attachment(s) and to perform the affirmative obligations described in the attachment(s) within the designated time for abatement. Reclamation operations not directly the subject of this order shall continue while this order is in effect. You are responsible for doing all work in a safe and workmanlike manner.

The undersigned representative finds that this order does does not require cessation of mining expressly or in practical effect. For this purpose, "mining" means extracting coal from the earth or a waste pile, and transporting it within or from the mine site.

This order 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 Division of Oil, Gas & Mining.

Date of service/ mailing 8/16/88

Time of service/ mailing 10:00 a.m. p.m.

DAN GUY
Permittee/Operator representative

PERMITTING & COMPLIANCE MGR.
Title

Signature _____

RICHARD V. SMITH
Division of Oil, Gas & Mining representative

GEOLOGIST
Title

Richard V. Smith
Signature

#19
Identification Number

SEE REVERSE SIDE

WHITE-DOGGM YELLOW-OSM PINK-PERMITTEE/OPERATOR GOLDENROD-NOV FILE



CESSATION ORDER NO. C 88-19-2-1

Violation No. 1 of 1

Nature of condition, practice or violation

FAILURE TO OPERATE IN ACCORDANCE WITH APPROVED
SUBSIDENCE MONITORING PLAN.

Provisions of act, regulations or permit violated

LMC 817.121 and by REFERENCE LMC 784.20. WITHIN
THE APPROVED PERMIT ~~APPLICATION~~ APPLICATION PACKAGE,
THE SUBSIDENCE MONITORING PLAN DESCRIBED IN
CHAPTER XII, SECTION 12.4.4, PAGE 5.

Check appropriate box

- Condition, practice or violation is creating an imminent danger to health or safety of the public.
- Permittee/Operator is/has been conducting mining activities without a permit.
- Condition, practice or violation is causing or can reasonably be expected to cause significant, imminent environmental harm to land, air or water resources.
- Permittee or Operator has failed to abate Violation(s) No. 1 included in Notice of Violation No. N. 88-19-1-1 within time for abatement originally fixed or subsequently extended.

Operation(s) to be ceased immediately

N/A. FAILURE TO CONDUCT SUBSIDENCE MONITORING
DOES NOT CONSTITUTE IMMINENT DANGER TO THE
PUBLIC OR SIGNIFICANT HARM TO LAND, AIR OR
WATER RESOURCES.

Affirmative obligation(s) and abatement time (if applicable)

ABATE NOV. No. 88-19-1-1 IMMEDIATELY.