



4241 State Office Building • Salt Lake City, UT 84114 • 801-533-5771

November 1, 1983

P 324-743-392
CERTIFIED RETURN RECEIPT REQUESTED

Mr. Ronald Hughes
Mine Engineer
Consolidation Coal Company
P. O. Box 527
Emery, Utah 84522

RE: Vacation of, Notice of
Violation N83-4-11-2, No.
1 of 2
Emery Deep Mine
ACT/015/015, Folder No. 7
Emery County, Utah

Dear Mr. Hughes:

Please find enclosed a Vacation of Notice, for the above mentioned violation. As is discussed in the Vacation of Notice, the concern of the violation was that Sediment Pond No. 5 was not adequately designed, nor constructed, to handle the additional runoff which was supposed to be diverted by the proposed undisturbed diversion. The Notice of Violation is being vacated based on the information which you submitted to the Division on September 16, 1983 and further review of the mine plan which showed that the sediment pond was indeed designed to adequately handle the additional runoff.

I would like to thank Richard Holbrook for submitting the information requested to clarify the statements in your mine plan which lead to this misunderstanding.

If you have any questions regarding this letter or any other matter please do not hesitate to call myself or Joe Helfrich, Field Supervisor.

Sincerely

DAVID LOF
FIELD SPECIALIST

DL/jvb

Enclosure

cc: Tom Ehmett, OSM
Joe Helfrich, DOGM
Ron Daniels, DOGM