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STATE OF UTAH
NATURAL RESOURCES
Oil, Gas & Mining

Scott M. Matheson, Governor
Temple A. Reynolds, Executive Director
Dr. G. A. (Jim) Shirazi, Division Director

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

REGISTERED RETURN RECEIPT REQUESTED

September 7, 1983

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

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

Dear Mr. Hughes;

Please find enclosed a Modification of Notice for Notice of Violation N83-4-11-2, 1 of 2. This modification applies to the "Remedial Action Required," it gives you, the operator, the option to either construct the undisturbed diversion associated with sediment pond No. 5, or to submit to the Division plans for modification of your approved plan, which substantiate why the undisturbed diversion is not needed at this time. This modification follows a discussion between myself, Ron Daniels, Division Assessment Officer and Rick Holbrook of Consolidation Coal Company's Denver Office on September 6, 1983.

Should you have any questions regarding this Modification of Notice please do not hesitate to call me or Joe Helfrich

Sincerely,

Barton D. Kola for

DAVID LOF
OIL, GAS & MINING
FIELD SPECIALIST

DL/jvb

Enclosure

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