

5-3-89
7065

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UTAH
NATURAL RESOURCES
Oil, Gas & Mining

3 Triad Center • Suite 350 • Salt Lake City, UT 84180-1203 • 801-538-5340

CERTIFIED MAIL: P 511 601 152

NO. N 89-28-5-1

To the following Permittee or Operator:

Name Consolidation Coal Company

Mine Emery Deep Surface Underground Other

County Emery State Utah Telephone 286-2301

Mailing Address P.O. Box 527 Emery Utah 84522

State Permit No. ACT/O15/O15

Ownership Category State Federal Fee Mixed

Date of inspection April 18-19, 19 89

Time of inspection 10:00 am a.m. p.m. to 3 PM a.m. p.m.

Operator Name (other than Permittee) _____

Mailing Address _____

notice of violation

Under authority of the Utah Coal Mining and 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 violation(s) of the act, regulations or required permit condition(s) listed in 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 mine site.

This notice 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 director of the Division of Oil, Gas & Mining. Time for abatement may be extended by authorized representative for good cause, if a request is made within a reasonable time before the end of abatement period.

Date of service (mailing) April 21, 1989

Time of service/ mailing 2:00 a.m. p.m.

Mailed from Office
Permittee/Operator representative

Title

Signature

Daron R. Haddock
Division of Oil, Gas & Mining representative

Reclamation Specialist
Title

Daron R. Haddock
Signature

#28
Identification Number

SEE REVERSE SIDE

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

2815



NOTICE OF VIOLATION NO. N 89-28-5-1

Violation No. 1 of 1

Nature of violation

Failure to prevent to the extent possible
disturbance to a stream buffer zone.

Provisions of act, regulations or permit violated

UMC 817.57

UMC 817.45 (i)(c)

UMC 817.97 (a)

Portion of operation to which notice applies

Christiansen Wash Stream embankment from the
guard rail upstream to the approximate vicinity
of the main mine entrance portal.

Remedial action required (including any interim steps)

1. Removal of coal material from the stream
embankment in consultation with and approval
of the Utah Division of Oil Gas + Mining.
2. Submit a plan to the Division to minimize
future disturbance to the stream buffer zone in this area.

Abatement time (including interim steps)

May 22, 1989 by 5 PM.