

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

CESSATION ORDER NO.C 44-1-1

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

NAME UTAH POWER AND LIGHT CO.

MINE DOS-BOE-DOUG (CHURCH) SURFACE UNDERGROUND OTHER _____

COUNTY AND STATE EMERY UTAH TELEPHONE 801-687-9821

MAILING ADDRESS: P.O. BOX 899, SALT LAKE CITY UTAH 84110

OSM MINE NO. _____ STATE PERMIT NO. ACT1015/017 MSHA I. D. NO. _____

CATEGORY OF OWNERSHIP: STATE FEE FEDERAL MIXED

CATEGORY OF OWNERSHIP: STATE FEE FEDERAL MIXED

DATE OF INSPECTION JULY 18, 19 84

TIME OF INSPECTION: FROM 10:00 a.m. to 1:00 a.m. p.m.

NAME OF OPERATOR (if other than permittee) EMERY MINING CORPORATION

MAILING ADDRESS: P.O. BOX 310 HUNTINGTON UTAH

Under the authority of the Utah Coal Mining & Reclamation Act (Section 40-10-1 et seq., Utah Code Annotated), the undersigned authorized representative of the Director and Division of Oil, Gas & Mining has conducted an inspection of the above mine on the 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 authorized representative hereby 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 minesite.

This order shall remain in effect until it expires as provided on the reverse, or is modified, terminated or vacated by written notice signed by an authorized representative of the Secretary of the Interior.

Date of Service 7/31/84 Joseph C. Helfrich
SIGNATURE OF AUTHORIZED REPRESENTATIVE

Time of Service 9:00 a.m. p.m. JOSEPH C. HELFRICH # 1
NAME AND I. D. NO.

Person Served with Notice LARRY GUYMAN MANAGER OF CONSTRUCTION ENGINEERING
PRINT NAME AND TITLE

Signature NOTICE SERVED FROM OFFICE

IMPORTANT — PLEASE READ REVERSE OF THIS PAGE



STATE OF UTAH

Cessation Order No. C 84-1-1-1

Violation No. 1 of 1

Nature of Condition, Practice, or Violation

CONDUCTING UNDERGROUND COAL MINING ACTIVITIES WITHOUT DIVISION APPROVAL.
FAILURE TO CONDUCT UNDERGROUND COAL MINING ACTIVITIES IN ACCORDANCE WITH AN
APPROVED PLAN.

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

UTAH CODE ANNOTATED 1953 SECTION 40-10-9
(MC 771.19
(MC 788.12(2))

Check Appropriate Box:

- The condition, practice, or violation is creating an imminent danger to the health or safety of the public.
- The condition, practice, or violation is causing or can reasonably be expected to cause significant, imminent environmental harm to land, air, or water resources.
- The permittee or operator has failed to abate Violation(s) No. _____ included in Notice of Violation No. N _____ within the time for abatement originally fixed or subsequently extended.

Operation(s) to be Ceased Immediately

ANY USE OF THE HAUL ROAD CONSTRUCTED BETWEEN THE DES-BEE-DAVE
AND WILBERG MINE HAUL ROADS WITH THE EXCEPTION OF EMERGENCY ACCESS
TO STABILIZE THE EXISTING SEDIMENT POND STORAGE AREA, (SEDIMENT REMOVED
FROM THE DES-BEE-DAVE SETTLING POND).

Affirmative Obligation(s) and Time for Abatement (if applicable)

CEASE OPERATIONS IMMEDIATELY
SUBMIT A MINING AND RECLAMATION PLAN TO THE DIVISION FOR APPROVAL BY NO
LATER THAN AUGUST 20TH 1984.