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STATE OF UTAH

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DIVISION OF OIL, GAS, AND MINING

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MAXILIAN A. FARBMAN
EDWARD T. BECK
E. STEELE McINTYRE

Modification of Notice or Order

To the Following Permittee or Operator:

Name EMERY MINING CORPORATION

Mailing Address P.O. BOX 310 HUNTINGTON UTAH 84528

State Permit No. ACT/015/017

Utah Coal Mining and Reclamation Act, Section 40-10-1 et. seq., Utah Code Annotated (1953):

Notice of Violation No. N 85-2-22-1 85 1 dated Sept. 13, 1985, 19 85.
Y TV

Cessation Order No. C _____ Y TV dated _____, 19 _____.

Violation No. 1 is modified as follows: Abatement deadline extended 30 days; No later

The reason for this modification are as follows: than NOVEMBER 14, 1985 for plan submittal.

Violation No. _____ is modified as follows: OPERATOR REQUEST LETTER DATED OCTOBER 15, 1985

The reasons for this modification are as follows:

Violation No. _____ is modified as follows:

The reasons for this modification are as follows:

Date of Service October 22 1985

Scott E. May / FOR Joe H. Rich
Signature of Authorized Representative

Time of Service or Mailing 1100 X a.m. _____ p.m.

Name and I.D. No.



A SAVAGE BROTHERS COMPANY

ACT/015/017

RECEIVED

OCT 17 1985

DIVISION OF OIL
GAS & MINING

October 15, 1985

Mr. Joe Helfrich
Division of Oil, Gas & Mining
355 West North Temple
3 Triad Center, Suite 350
Salt Lake City, Utah 84180-1203

Regarding: Des-Bee-Dove - Beehive Mine Substation
Erosion Control Plan
NOV 85-2-22-1

Dear Joe:

A construction completion deadline of October 18, 1985, was agreed to on the Erosion Control Plan, however due to bad weather conditions forcing us to suspend construction activities at the site an extension is requested to October 28th, 1985. Construction has begun and will continue weather permitting to completion.

To allow sufficient time for a complete and adequate plan to be prepared, we request a 30 day time extension to November 14, 1985 for NOV 85-2-22-1. Several factors need to be considered such as location of the new access road, that takes into account cost, effect to the environment, and feasibility of construction. Also incorporation of the reclamation of the existing road into the Deer Mitigation Plan, needs to be addressed.

Should you need further information please contact me.

Sincerely,


Larry J. Guyton
Construction Manager

cc: Franklin Miller
Morgan Moon
Mark Craig
Bill Haynes