



John *Page*

NO. N 91-26-6-1

notice of violation

To the following Permittee or Operator:

Name PacificCorp Electric Operations

Mine Dev Bee Dove Surface Underground Other

County Emery State Ut Telephone 202 4584

Mailing Address 324 South State St, P.O. Box 26128, Salt Lake City, Ut 84126-0128

State Permit No. ACT/015/017

Ownership Category State Federal Fee Mixed

Date of inspection June 5, 1991, 19__

Time of inspection 11 a.m. p.m. to 8 a.m. p.m.

Operator Name (other than Permittee) Guy Davis

Mailing Address Same As Above

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 6/7/91

Time of service/ mailing 4 a.m. p.m.

Guy Davis
Permittee/Operator representative

Environmental Engineer
Title

Mailed
Signature

Wm. V. Malencik
Division of Oil, Gas & Mining representative

Rec. Spec.
Title

Wm. V. Malencik
Signature

26
Identification Number

SEE REVERSE SIDE

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



NOTICE OF VIOLATION NO. N 91-26-6-1

Violation No. 1 of 1

Nature of violation

Failure to maintain adequate drainage controls. Break in a designed ditch resulted in runoff going to the sediment pond whereas the "MRP" drawing # C.M 10584-05 specifies such runoff would not be diverted to the sediment pond but would be treated by other sediment control measures.

Provisions of act, regulations or permit violated

R-614-301-742.423.1
R-614-300.143

Portion of operation to which notice applies

Des Bee Down haul road, ditch on road outslope, and lying in the NW 1/4 NW 1/4, Sec. 36, Twp 17 S., R 7 E., S L B & M.

Remedial action required (including any interim steps)

- (1) Reestablish ditch drainage as outlined in the approved design
- (2) Repair erosion associated with the break in the aforementioned ditch

Abatement time (including interim steps)

5 p.m June 21, 1991.