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DOGM/NOV-1

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

NOTICE OF VIOLATION NO.N 83-7-9-2

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

NAME UTAH POWER + LIGHT COMPANY
MINE DEER CREEK MINE ☐ SURFACE ☒ UNDERGROUND ☐ OTHER
CATEGORY OF OWNERSHIP: ☐ STATE ☐ FEDERAL ☐ FEE ☐ MIXED
OSM MINE NO. STATE PERMIT NO. ACT/015/018 MSHA I.D. NO.
COUNTY AND STATE EMERY COUNTY UTAH 84 TELEPHONE (801) 535-4234
MAILING ADDRESS: P.O. Box 899 Salt Lake City UT 84110
DATE OF INSPECTION December 1, 19 83.
TIME OF INSPECTION: FROM 10 30 ☒ a.m. to 11:30 ☒ a.m.
☐ p.m. to ☐ p.m.
NAME OF OPERATOR (if other than permittee) Emery Mining Company
MAILING ADDRESS: P.O. 310 HUNTINGTON UT 84528 (801) 687-9821

Under the authority of the Utah Coal Mining and Reclamation Act of 1979 (Sec. 40-10-1 et seq., Utah Code Annotated, 1953), the undersigned authorized representative of the Director and the Division of Oil, Gas & Mining has conducted an inspection of the above mine on the above date and has found violation(s) of the Act, the regulations or required permit condition(s) listed in the 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 minesite.

This Notice shall remain in effect until it expires as provided on the reverse or is modified, terminated or vacated by written notice of an authorized representative of the Director of the Division of Oil, Gas & Mining. The time for abatement may be extended by the authorized representative for good cause, if a request is made within a reasonable time before the end of the abatement period.

Date of Service December 1 1983 Kenneth W. Wyatt
SIGNATURE OF AUTHORIZED REPRESENTATIVE

Time of Service 4:55 ☐ a.m. ☒ p.m. Kenneth W. Wyatt #7
NAME AND I. D. NO.

Person Servied with Notice Larry Guymon Manager Construction Engineering
PRINT NAME AND TITLE

Signature

IMPORTANT — PLEASE READ REVERSE OF THIS PAGE

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DEPARTMENT OF NATURAL RESOURCES - DIVISION OF OIL, GAS, AND MINING
1588 West North Temple - Salt Lake City, Utah 84116 - (801) 533-5771

STATE OF UTAH

Notice of Violation No. N 83-7-9-2

Violation No. 1 of 2

Nature of the Violation

Failure to conduct underground coal mining activities in accordance with an approved plan

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

UMC 771.19

Portion of the Operation to which Notice Applies

Offsite disposal of Deer Creek Mine's wastewater from septic tanks. in places other than the Huntington City Wastewater Treatment Plant

Remedial Action Required (including interim steps, if any)

Cease all disposal of Deer Creek mine's wastewater from the septic tanks in places other than the Huntington City Wastewater treatment Plant as approved by the Utah Department of Health on October 24, 1978

Time for Abatement (including time for interim steps, if any)

IMMEDIATELY

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STATE OF UTAH

Notice of Violation No. N 83-7-9-2

Violation No. 2 of 2.

Nature of the Violation

Failure to conduct underground coal mining activities in a manner to minimize changes to the prevailing hydrologic balance to both on site and off site areas. Failure to conduct underground mining activities in compliance with other applicable statutes, rules, and regulations both State and Federal

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

UCA 1953 40-10-4 MC 715.17
UCA 1953 40-8-17 (1)
UCA 1953 40-10-17(j)
UCA 1953 40-10-18(j)
UMC 817.41 (a)
UMC 817.42 (a) (7)

Portion of the Operation to which Notice Applies

offsite disposal of Deer Creek Mine's wastewater from septic tanks in places other than the Huntington City Wastewater Treatment Plant.

Remedial Action Required (including interim steps, if any)

A. Cease illicit disposal activities of wastewater from the septic tanks

B. Dispose of any future quantities of wastewater at the Huntington City Wastewater treatment plant as proposed to and approved by the Utah ~~Dept~~ Department of Health on Oct 24, 1978

Time for Abatement (including time for interim steps, if any)

A + B. IMMEDIATELY.