



UTAH
NATURAL RESOURCES
Oil, Gas & Mining

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

NO. N 86-4-4-1

To the following Permittee or Operator:

Name Utah Power & Light

Mine Wilberg Mine Surface Underground Other

County Emery State Utah Telephone _____

Mailing Address P.O. Box 899, Salt Lake City, UT 84110

State Permit No. ACT 1015/019

Ownership Category State Federal Fee Mixed

Date of inspection March 21, 1986, 19 _____

Time of inspection 10:00 a.m. p.m. to 11:00 a.m. p.m.

Operator Name (other than Permittee) Emery Mining Corp.

Mailing Address P.O. Box 310 Huntington, UT 84528

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) MARCH 26, 1986

Time of service (mailing) 1:10 a.m. p.m.

Val Payne
Permittee/Operator representative

Environmental Engineer
Title

ISSUED FROM DIVISION
Signature

DAVID LOF
Division of Oil, Gas & Mining representative

MINING FIELD SPECIALIST
Title

David Lof
Signature

44
Identification Number

SEE REVERSE SIDE

CERTIFIED RETURN RECEIPT REQUESTED
P 001 720 573

WHITE-DOG M YELLOW-OSM PINK-PERMITTEE/OPERATOR GOLDENROD-NOV FILE

403



NOTICE OF VIOLATION NO. N 86-4-4-1

Violation No. 1 of 1

Nature of violation

Failure of Operator to conduct quarterly inspections (3rd & 4th quarters 1985), by a registered engineer or other qualified professional specialist, of Waste Rock Disposal Embankment.

Provisions of act, regulations or permit violated

- 1) UMC 817.71^D ~~(i)~~ (i)*
- 2) Wilberg Coal Mine Permit, Appendix VII, page 12.*

Portion of operation to which notice applies

Waste Rock Disposal Area.

Remedial action required (including any interim steps)

In the future the Operator must conduct quarterly inspections in accordance with UMC 817.71 ~~(i)~~ (i) and Appendix VII, page 12 of Wilberg Coal Mine Permit.

Abatement time (including interim steps)

N/A