

John



NO. N92-34-1-1

notice of violation

To the following Permittee or Operator:

Name PacificCorp

Mine Cottonwood / Wilberg Surface Underground Other

County Emery State Utah Telephone 653-2312

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

State Permit No. ACT/015/019

Ownership Category State Federal Fee Mixed

Date of inspection October 1, 19 92

Time of inspection 9:00 a.m. p.m. to 2:00 a.m. p.m.

Operator Name (other than Permittee) _____

Mailing Address _____

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 2 October 1992 Time of service/ mailing 1:30 a.m. p.m.

Val E. Payne
Permittee/Operator representative

Senior Environmental Engineer
Title

Val E. Payne
Signature

Jesse W. Kelley
Division of Oil, Gas & Mining representative

Reclamation Engineer
Title

Jesse W. Kelley
Signature

#34
Identification Number

SEE REVERSE SIDE

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

NOTICE OF VIOLATION NO. N 92-34-1-1

Violation No. 1 of 1

Nature of violation

Failure to "conduct all coal mining and reclamation operations only as described in the approved application." Failure to obtain prior Division approval of a change in the approved application.

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Provisions of act, regulations or permit violated

R645-300-142

R645-300-143

Portion of operation to which notice applies

The notice applies to the minewater discharge pipeline, which exits the portal, descends the ^{big} ~~hill~~ in front of the portal area, traverses the main ~~road~~ road, and empties into ~~Grimes Wash~~ near the sediment pond ~~at the~~ the main ~~Cottonwood/Witberg Mine~~ undisturbed bypass system via a previously unused inlet near the main parking area

Remedial action required (including any interim steps)

Submit complete and adequate plans for the minewater discharge pipeline, including schedules for removal and monitoring

Abatement time (including interim steps)

17:00, October 20, 1992