



NO. N 92-40-2-1E

notice of violation

To the following Permittee or Operator:

Name Co-Op Mining

Mine Been Canyon Surface Underground Other

County Emery State Utah Telephone 801-381-2450

Mailing Address Post Office Box 1245 Huntington Utah 84528

State Permit No. ACT/015/025

Ownership Category State Federal Fee Mixed

Date of inspection 10-12 March, 19 92

Time of inspection 8:00 a.m. p.m. to 3:30 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 12 March

Charles Reynolds
Permittee/Operator representative

Chals Reynolds
Signature

Time of service/ mailing 3:30 a.m. p.m.

Compline Cook
Title

HUGH KLEIN
Division of Oil, Gas & Mining representative

[Signature]
Signature

Reclamation Specialist
Title

#40
Identification Number

SEE REVERSE SIDE

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

IMPORTANT — READ CAREFULLY

1. PENALTIES.

a. **Proposed assessment.** The Board of Oil, Gas & Mining assesses fines based upon a proposed assessment recommended by an assessment officer. You may submit written information pertaining to violation(s) covered by this order within 15 days of the date this notice or order is served on you or your agent. Information will be used by the assessment officer in determining facts surrounding the violation(s) and amount of penalty. A representative of the Division of Oil, Gas & Mining will serve the proposed assessment on you or your agent within 30 days of issuance of notice or order.

b. **Assessment.** The penalty will be finalized unless you or your agent file a written request within 15 days of receipt of proposed assessment for an informal hearing before the assessment officer.

For each violation included in this notice, a penalty of up to \$5,000 may be assessed for each separate day the violation continues.

If you fail to abate any violations within the time set for abatement or for meeting any interim step, you will be assessed a minimum penalty of \$750 for each day of continuing violation beyond the time set for abatement. You will be issued a Cessation Order requiring you to cease surface coal mining operations or the portion of the operations relevant to the violation.

2. INFORMAL PUBLIC HEARING.

An informal public hearing may be held at or near the mine site if this notice requires cessation of mining, expressly or in practical effect. On the reverse of this page, the authorized representative has made a finding as to whether or not this notice

requires cessation of mining. Please review this finding and inform the authorized representative if you disagree with it. (See UMC/SMC 843.15(a).)

If this notice requires cessation of mining, it will expire within 30 days from date you are notified unless an informal public hearing is held or waived, or the condition, practice or violation is abated within the 30-day period. You will be notified of date, time and location of hearing.

3. FORMAL REVIEW AND TEMPORARY RELIEF.

You may apply for review of this notice or assessment before the Board of Oil, Gas & Mining by submitting an application for hearing within 30 days of receipt of notice or assessment by you or your agent. Apply to:

Secretary
Board of Oil, Gas & Mining
3 Triad Center, Suite 350
Salt Lake City, UT 84180-1203.

If applying for a formal board hearing, you may submit with your petition for review a request for temporary relief from this notice. Procedures for obtaining a formal board hearing are contained in the board's Rules of Practice and Procedure and in UMC 845.19 of the board's regulations.

4. EFFECT ON PERMIT.

The permit may be suspended or revoked if it is determined that a pattern of violations of the act, regulations or permit conditions exists, and that the violations were caused by an unwarranted or willful failure to comply.

For further information, consult Section 40-10-20, 21, 22 and 23, *Utah Code Annotated*, UMC/SMC Parts 843, 845, 900 or contact the Division of Oil, Gas & Mining at (801) 538-5340.



NOTICE OF VIOLATION NO. N 92-40-2-1

Violation No. 1 of 1

Nature of violation

For failing to provide ~~the~~ detailed descriptions and specifications of roads that should be included on maps and cross-sections.

Provisions of act, regulations or permit violated

RG45-301-527.200 and RG45-301-527.210

Portion of operation to which notice applies

The PAP; specifically plate 3-1 and 3-1A.

Remedial action required (including any interim steps)

Provide maps ~~of~~ that adhere to the requirements of RG45-301-527.200 and RG45-301-527.210. This should be done for plate 3-1 and 3-1A.

Abatement time (including interim steps)

Submit maps that satisfy the terms of remedial action and comply with all other requirements for map preparation and certification as ~~map~~ specified in the RG45 regulations. Maps should be submitted to the Division no later than 5PM, 13 April 1992.



NO. N 92-40-3-2

notice of violation

To the following Permittee or Operator:

Name Lee-Op Mining

Mine Been Canyon Surface Underground Other

County Emery State Utah Telephone 801-381-2450

Mailing Address Post Office Box 1245 Huntington Utah 84528

State Permit No. ACT 1015-1025

Ownership Category State Federal Fee Mixed

Date of inspection 10-12 March, 19 92

Time of inspection 8:00 a.m. p.m. to 3:30 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 12 March 1992 Time of service/ mailing 3:30 a.m. p.m.

Charles Reynolds Complainant
Permittee/Operator representative Title

Charles Reynolds
Signature

HUGH KLEIN Reclamation Specialist
Division of Oil, Gas & Mining representative Title

Hugh Klein #40
Signature Identification Number

SEE REVERSE SIDE

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

IMPORTANT — READ CAREFULLY

1. PENALTIES.

a. **Proposed assessment.** The Board of Oil, Gas & Mining assesses fines based upon a proposed assessment recommended by an assessment officer. You may submit written information pertaining to violation(s) covered by this order within 15 days of the date this notice or order is served on you or your agent. Information will be used by the assessment officer in determining facts surrounding the violation(s) and amount of penalty. A representative of the Division of Oil, Gas & Mining will serve the proposed assessment on you or your agent within 30 days of issuance of notice or order.

b. **Assessment.** The penalty will be finalized unless you or your agent file a written request within 15 days of receipt of proposed assessment for an informal hearing before the assessment officer.

For each violation included in this notice, a penalty of up to \$5,000 may be assessed for each separate day the violation continues.

If you fail to abate any violations within the time set for abatement or for meeting any interim step, you will be assessed a minimum penalty of \$750 for each day of continuing violation beyond the time set for abatement. You will be issued a Cessation Order requiring you to cease surface coal mining operations or the portion of the operations relevant to the violation.

2. INFORMAL PUBLIC HEARING.

An informal public hearing may be held at or near the mine site if this notice requires cessation of mining, expressly or in practical effect. On the reverse of this page, the authorized representative has made a finding as to whether or not this notice

requires cessation of mining. Please review this finding and inform the authorized representative if you disagree with it. (See UMC/SMC 843.15(a).)

If this notice requires cessation of mining, it will expire within 30 days from date you are notified unless an informal public hearing is held or waived, or the condition, practice or violation is abated within the 30-day period. You will be notified of date, time and location of hearing.

3. FORMAL REVIEW AND TEMPORARY RELIEF.

You may apply for review of this notice or assessment before the Board of Oil, Gas & Mining by submitting an application for hearing within 30 days of receipt of notice or assessment by you or your agent. Apply to:

Secretary
Board of Oil, Gas & Mining
3 Triad Center, Suite 350
Salt Lake City, UT 84180-1203

If applying for a formal board hearing, you may submit with your petition for review a request for temporary relief from this notice. Procedures for obtaining a formal board hearing are contained in the board's Rules of Practice and Procedure and in UMC 845.19 of the board's regulations.

4. EFFECT ON PERMIT.

The permit may be suspended or revoked if it is determined that a pattern of violations of the act, regulations or permit conditions exists, and that the violations were caused by an unwarranted or willful failure to comply.

For further information, consult Section 40-10-20, 21, 22 and 23, *Utah Code Annotated*, UMC/SMC Parts 843, 845, 900 or contact the Division of Oil, Gas & Mining at (801) 538-5340.



NOTICE OF VIOLATION NO. N 92-40-3-2

Violation No. 1 of 2

Nature of violation

For failure to construct and/or maintain diversions.

Provisions of act, regulations or permit violated

R 645-301-742.312

Portion of operation to which notice applies

The permit area, specifically all diversions
except D-30

Remedial action required (including any interim steps)

Construct and/or maintain the diversions as
specified in the PAP and required by R 645-301-742.312.

Abatement time (including interim steps)

Construction and/or maintenance shall be completed,
as specified under remedial action, no later than
5PM, 13 April 1992.



NOTICE OF VIOLATION NO. N92-40-3-2

Violation No. 2 of 2

Nature of violation

For failing to operate in accordance with the approved plan and for failing to design a diversion.

Provisions of act, regulations or permit violated

R645-300-142 and R645-301-742.312

Portion of operation to which notice applies

The ~~steel~~ steel pipe at the Hoist Road. The pipe is approximately 6" in diameter with an outfall on the slope adjacent to the Hoist Road.

Remedial action required (including any interim steps)

The operator should remove the diversion or submit a permit amendment for the diversion. Such an amendment would have to be complete and technically adequate. In addition, the amendment would have to satisfy all the requirements for the design of a diversion as well as other requirements for hydrology and engineering as specified in the R645 regulations.

Terms of remedial action shall be met no later than 5 PM, 13 April 1992. All plans shall be submitted to the Division no later than this date. After a plan is approved, the operator will have 2 weeks for implementation.

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



NO. N 92-40-5-1

notice of violation

To the following Permittee or Operator:

Name Co-Op Mining

Mine Beaver Canyon Surface Underground Other

County Emery State Utah Telephone 801-381-2450

Mailing Address Post Office Box 1245 Huntington Utah 84528

State Permit No. ACT/015/025

Ownership Category State Federal Fee Mixed

Date of inspection 10-12 March, 19 92

Time of inspection 8:00 a.m. p.m. to 3:30 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 12 March 1992 Time of service/ mailing 3:30 a.m. p.m.

Charles Reynolds
Permittee/Operator representative

Compliance Coordinator
Title

Charles Reynolds
Signature

Reclamation Specialist
Title

HUGH KLEIN
Division of Oil, Gas & Mining representative

#40
Identification Number

Hugh Klein
Signature

SEE REVERSE SIDE

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

IMPORTANT — READ CAREFULLY

1. PENALTIES.

a. **Proposed assessment.** The Board of Oil, Gas & Mining assesses fines based upon a proposed assessment recommended by an assessment officer. You may submit written information pertaining to violation(s) covered by this order within 15 days of the date this notice or order is served on you or your agent. Information will be used by the assessment officer in determining facts surrounding the violation(s) and amount of penalty. A representative of the Division of Oil, Gas & Mining will serve the proposed assessment on you or your agent within 30 days of issuance of notice or order.

b. **Assessment.** The penalty will be finalized unless you or your agent file a written request within 15 days of receipt of proposed assessment for an informal hearing before the assessment officer.

For each violation included in this notice, a penalty of up to \$5,000 may be assessed for each separate day the violation continues.

If you fail to abate any violations within the time set for abatement or for meeting any interim step, you will be assessed a minimum penalty of \$750 for each day of continuing violation beyond the time set for abatement. You will be issued a Cessation Order requiring you to cease surface coal mining operations or the portion of the operations relevant to the violation.

2. INFORMAL PUBLIC HEARING.

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requires cessation of mining. Please review this finding and inform the authorized representative if you disagree with it. (See UMC/SMC 843.15(a).)

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Board of Oil, Gas & Mining
3 Triad Center, Suite 350
Salt Lake City, UT 84180-1203

If applying for a formal board hearing, you may submit with your petition for review a request for temporary relief from this notice. Procedures for obtaining a formal board hearing are contained in the board's Rules of Practice and Procedure and in UMC 845.19 of the board's regulations.

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NOTICE OF VIOLATION NO. N 92-40-5-1

Violation No. 1 of 1

Nature of violation

For failing to protect topsoil from wind and water erosion as specified in the approved plan.

Provisions of act, regulations or permit violated

RG45-300-142 and RG45-301-234.230

Portion of operation to which notice applies

The topsoil stockpile above the sealhouse.

Remedial action required (including any interim steps)

Construct the berm adequately so that the berm meets with the requirements of RG45-300-142 and RG45-301-234.230 for the entire perimeter at the base of the topsoil stockpile.

Abatement time (including interim steps)

Perform necessary work as required under remedial action no later than 5 PM, 13 April 1992.



NO. N 92-40-6-1

notice of violation

To the following Permittee or Operator:

Name Co-Op Mining

Mine Bear Canyon Surface Underground Other

County Emery State Utah Telephone 801-381-2450

Mailing Address Post Office Box 1245 Huntington Utah 84528

State Permit No. ACT/015/025

Ownership Category State Federal Fee Mixed

Date of inspection 10-12 March, 19 92

Time of inspection 8:00 a.m. p.m. to 3:30 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 12 March 1992

Time of service/ mailing 3:30 a.m. p.m.

Charles Reynolds
Permittee/Operator representative

Compliance Coordinator
Title

Charles Reynolds
Signature

HUGH KLEIN
Division of Oil, Gas & Mining representative

Reclamation Specialist
Title

Hugh Klein
Signature

#40
Identification Number

SEE REVERSE SIDE

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

IMPORTANT — READ CAREFULLY

1. PENALTIES.

a. **Proposed assessment.** The Board of Oil, Gas & Mining assesses fines based upon a proposed assessment recommended by an assessment officer. You may submit written information pertaining to violation(s) covered by this order within 15 days of the date this notice or order is served on you or your agent. Information will be used by the assessment officer in determining facts surrounding the violation(s) and amount of penalty. A representative of the Division of Oil, Gas & Mining will serve the proposed assessment on you or your agent within 30 days of issuance of notice or order.

b. **Assessment.** The penalty will be finalized unless you or your agent file a written request within 15 days of receipt of proposed assessment for an informal hearing before the assessment officer.

For each violation included in this notice, a penalty of up to \$5,000 may be assessed for each separate day the violation continues.

If you fail to abate any violations within the time set for abatement or for meeting any interim step, you will be assessed a minimum penalty of \$750 for each day of continuing violation beyond the time set for abatement. You will be issued a Cessation Order requiring you to cease surface coal mining operations or the portion of the operations relevant to the violation.

2. INFORMAL PUBLIC HEARING.

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3 Triad Center, Suite 350
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4. EFFECT ON PERMIT.

The permit may be suspended or revoked if it is determined that a pattern of violations of the act, regulations or permit conditions exists, and that the violations were caused by an unwarranted or willful failure to comply.

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NOTICE OF VIOLATION NO. N 92-40-6-1

Violation No. 1 of 1

Nature of violation

For failing to operate in conjunction with the approved plan and to appropriately display disturbed area perimeter markers.

Provisions of act, regulations or permit violated

RC45-300-142 and RC45-301-521.251

Portion of operation to which notice applies

The permit area

Remedial action required (including any interim steps)

Comply with RC45-300-142 and RC45-301-521.251. Make sure all markers are placed as required and maintained as required in accordance with the plan and RC45 regulations

Abatement time (including interim steps)

Complete all steps necessary to comply with the terms of remedial action no later than 5 PM, 13 April 1992.



NO. N 92-40-7-1

notice of violation

To the following Permittee or Operator:

Name Co-Op Mining

Mine Been Canyon Surface Underground Other

County Emery State Utah Telephone 801-381-2450

Mailing Address Post Office Box 12415 Huntington Utah 84528

State Permit No. ACT/015/025

Ownership Category State Federal Fee Mixed

Date of inspection 10-12 March, 19 92

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Date of service/ mailing 12 March 1992 Time of service mailing 3:30 a.m. p.m.

Charles Reynolds
Permittee/Operator representative

Compliance Coordinator
Title

Charles Reynolds
Signature

Reclamation Specialist
Title

HUGH KLEIN
Division of Oil, Gas & Mining representative

#40
Identification Number

Hugh Klein
Signature

SEE REVERSE SIDE

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

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NOTICE OF VIOLATION NO. N 92-40-7-1

Violation No. 1 of 1

Nature of violation

For improper coal storage.

Provisions of act, regulations or permit violated

R645-~~301~~-731.120

Portion of operation to which notice applies

The coal ditch adjacent to the lump coal: ~~D-90~~ D-90

Remedial action required (including any interim steps)

Remove all lump coal from D-90 immediately.
Construct a berm that will prevent lump coal from
falling into D-90. Store lump coal only as specified
in the PAP and comply with R645-301-731.120.

Abatement time (including interim steps)

Remove coal immediately. Construct a berm within 2 weeks
that will satisfy remedial action (no later than 5 PM,
27 March 1992). Follow the lump coal storage plan
in the permit starting today.



NO. N 92-40-8-1

notice of violation

To the following Permittee or Operator:

Name Co. Op Mining

Mine Been Canyon Surface Underground Other

County Emery State Utah Telephone 801-381-2450

Mailing Address Post Office Box 1245 Huntington Utah 841528

State Permit No. ACT/015/025

Ownership Category State Federal Fee Mixed

Date of inspection 10-12 March, 19 92

Time of inspection 8:00 a.m. p.m. to 3:30 a.m. p.m.

Operator Name (other than Permittee) _____

Mailing Address _____

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Date of service/mailling 12 March 1992

Time of service/mailling 3:30 a.m. p.m.

Charles Reynolds
Permittee/Operator representative

Compliance Coordinator
Title

Charles Reynolds
Signature

HUGA KLEIN
Division of Oil, Gas & Mining representative

Reclamation Specialist
Title

[Signature]
Signature

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Identification Number

SEE REVERSE SIDE

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

IMPORTANT — READ CAREFULLY

1. PENALTIES.

a. **Proposed assessment.** The Board of Oil, Gas & Mining assesses fines based upon a proposed assessment recommended by an assessment officer. You may submit written information pertaining to violation(s) covered by this order within 15 days of the date this notice or order is served on you or your agent. Information will be used by the assessment officer in determining facts surrounding the violation(s) and amount of penalty. A representative of the Division of Oil, Gas & Mining will serve the proposed assessment on you or your agent within 30 days of issuance of notice or order.

b. **Assessment.** The penalty will be finalized unless you or your agent file a written request within 15 days of receipt of proposed assessment for an informal hearing before the assessment officer.

For each violation included in this notice, a penalty of up to \$5,000 may be assessed for each separate day the violation continues.

If you fail to abate any violations within the time set for abatement or for meeting any interim step, you will be assessed a minimum penalty of \$750 for each day of continuing violation beyond the time set for abatement. You will be issued a Cessation Order requiring you to cease surface coal mining operations or the portion of the operations relevant to the violation.

2. INFORMAL PUBLIC HEARING.

An informal public hearing may be held at or near the mine site if this notice requires cessation of mining, expressly or in practical effect. On the reverse of this page, the authorized representative has made a finding as to whether or not this notice

requires cessation of mining. Please review this finding and inform the authorized representative if you disagree with it. (See UMC/SMC 843.15(a).)

If this notice requires cessation of mining, it will expire within 30 days from date you are notified unless an informal public hearing is held or waived, or the condition, practice or violation is abated within the 30-day period. You will be notified of date, time and location of hearing.

3. FORMAL REVIEW AND TEMPORARY RELIEF.

You may apply for review of this notice or assessment before the Board of Oil, Gas & Mining by submitting an application for hearing within 30 days of receipt of notice or assessment by you or your agent. Apply to:

Secretary
Board of Oil, Gas & Mining
3 Triad Center, Suite 350
Salt Lake City, UT 84180-1203.

If applying for a formal board hearing, you may submit with your petition for review a request for temporary relief from this notice. Procedures for obtaining a formal board hearing are contained in the board's Rules of Practice and Procedure and in UMC 845.19 of the board's regulations.

4. EFFECT ON PERMIT.

The permit may be suspended or revoked if it is determined that a pattern of violations of the act, regulations or permit conditions exists, and that the violations were caused by an unwarranted or willful failure to comply.

For further information, consult Section 40-10-20, 21, 22 and 23, *Utah Code Annotated*, UMC/SMC Parts 843, 845, 900 or contact the Division of Oil, Gas & Mining at (801) 538-5340.



NOTICE OF VIOLATION NO. N 92-40-8-1

Violation No. 1 of 1

Nature of violation

For failure to have certified maps.

Provisions of act, regulations or permit violated

RC45-301-512.100 & RC45-301-512.140

Portion of operation to which notice applies

The PAP, specifically plate 7-2.

Remedial action required (including any interim steps)

Certify the plate (7-2) as required under RC45-301-512 so as to include all revisions. The map should also show all existing features of the pond. This includes but is not limited to the decant pipe.

Abatement time (including interim steps)

Submit the recertified map, as required under remedial action, to the Division no later than 5 PM, 13 April 1992.



NO. N 92-40-9-1

notice of violation

To the following Permittee or Operator:

Name Co-Op Mining

Mine Bear Canyon Surface Underground Other

County Emery State Utah Telephone 801-381-2450

Mailing Address ~~ACT 7015/025~~ Post Office Box 1245 Huntington Utah

State Permit No. ACT/015/025

Ownership Category State Federal Fee Mixed

Date of inspection 10-12 March, 19 92

Time of inspection 8:00 a.m. p.m. to 3:30 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 12 March 1992

Time of service/ mailing 3:30 a.m. p.m.

Charles Reynolds
Permittee/Operator representative

Compliance Coordinator
Title

Charles Reynolds
Signature

HUGH KLEIN
Division of Oil, Gas & Mining representative

Reclamation Specialist
Title

Hugh Klein
Signature

#40
Identification Number

SEE REVERSE SIDE

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

423

IMPORTANT — READ CAREFULLY

1. PENALTIES.

a. **Proposed assessment.** The Board of Oil, Gas & Mining assesses fines based upon a proposed assessment recommended by an assessment officer. You may submit written information pertaining to violation(s) covered by this order within 15 days of the date this notice or order is served on you or your agent. Information will be used by the assessment officer in determining facts surrounding the violation(s) and amount of penalty. A representative of the Division of Oil, Gas & Mining will serve the proposed assessment on you or your agent within 30 days of issuance of notice or order.

b. **Assessment.** The penalty will be finalized unless you or your agent file a written request within 15 days of receipt of proposed assessment for an informal hearing before the assessment officer.

For each violation included in this notice, a penalty of up to \$5,000 may be assessed for each separate day the violation continues.

If you fail to abate any violations within the time set for abatement or for meeting any interim step, you will be assessed a minimum penalty of \$750 for each day of continuing violation beyond the time set for abatement. You will be issued a Cessation Order requiring you to cease surface coal mining operations or the portion of the operations relevant to the violation.

2. INFORMAL PUBLIC HEARING.

An informal public hearing may be held at or near the mine site if this notice requires cessation of mining, expressly or in practical effect. On the reverse of this page, the authorized representative has made a finding as to whether or not this notice

requires cessation of mining. Please review this finding and inform the authorized representative if you disagree with it. (See UMC/SMC 843.15(a).)

If this notice requires cessation of mining, it will expire within 30 days from date you are notified unless an informal public hearing is held or waived, or the condition, practice or violation is abated within the 30-day period. You will be notified of date, time and location of hearing.

3. FORMAL REVIEW AND TEMPORARY RELIEF.

You may apply for review of this notice or assessment before the Board of Oil, Gas & Mining by submitting an application for hearing within 30 days of receipt of notice or assessment by you or your agent. Apply to:

Secretary
Board of Oil, Gas & Mining
3 Triad Center, Suite 350
Salt Lake City, UT 84180-1203

If applying for a formal board hearing, you may submit with your petition for review a request for temporary relief from this notice. Procedures for obtaining a formal board hearing are contained in the board's Rules of Practice and Procedure and in UMC 845.19 of the board's regulations.

4. EFFECT ON PERMIT.

The permit may be suspended or revoked if it is determined that a pattern of violations of the act, regulations or permit conditions exists, and that the violations were caused by an unwarranted or willful failure to comply.

For further information, consult Section 40-10-20, 21, 22 and 23, *Utah Code Annotated*, UMC/SMC Parts 843, 845, 900 or contact the Division of Oil, Gas & Mining at (801) 538-5340.



NOTICE OF VIOLATION NO. N 92-40-9-1

Violation No. 1 of 1

Nature of violation

For failing to comply, conduct operations only on lands specified under the permit.

Provisions of act, regulations or permit violated

RG45-300-141

Portion of operation to which notice applies

West of haul road, off permit area, downstream of C-120 outfall. Silt fence is located here and is full of sediment.

Remedial action required (including any interim steps)

Remove silt fence and deposits. Deposits should be removed first and disposed of as a non-coal waste on the permit area. Silt fence should be removed afterwards. Channel will have to be stabilized and reclaimed - Comply with RG45-300-141 submit a plan to the Division for Reclamation Stabilization

Abatement time (including interim steps)

For removal of fence and deposits, the work shall be completed no later than 27 March 1992 at 5PM. For the reclamation and stabilization plan, submit it to the Division no later than 3 April 1992 at 5PM. Implementation of plan to be decided by the Division.



NO. N 92-40-10-2

notice of violation

To the following Permittee or Operator:

Name Co-Op Mining

Mine Bear Canyon Surface Underground Other

County Emery State Utah Telephone 801-381-2450

Mailing Address Post Office Box 1245 Huntington Utah 84528

State Permit No. ACT/015/025

Ownership Category State Federal Fee Mixed

Date of inspection 10-12 March, 19 92

Time of inspection 8:00 a.m. p.m. to 3:30 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/mailling 12 March 1992 Time of service/mailling 3:30 a.m. p.m.

Charles Reynolds
Permittee/Operator representative

Compliance Coordinator
Title

Charles Reynolds
Signature

Reclamation Specialist
Title

HUGH KLEIN
Division of Oil, Gas & Mining representative

410
Identification Number

[Signature]
Signature

SEE REVERSE SIDE

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

IMPORTANT — READ CAREFULLY

1. PENALTIES.

a. **Proposed assessment.** The Board of Oil, Gas & Mining assesses fines based upon a proposed assessment recommended by an assessment officer. You may submit written information pertaining to violation(s) covered by this order within 15 days of the date this notice or order is served on you or your agent. Information will be used by the assessment officer in determining facts surrounding the violation(s) and amount of penalty. A representative of the Division of Oil, Gas & Mining will serve the proposed assessment on you or your agent within 30 days of issuance of notice or order.

b. **Assessment.** The penalty will be finalized unless you or your agent file a written request within 15 days of receipt of proposed assessment for an informal hearing before the assessment officer.

For each violation included in this notice, a penalty of up to \$5,000 may be assessed for each separate day the violation continues.

If you fail to abate any violations within the time set for abatement or for meeting any interim step, you will be assessed a minimum penalty of \$750 for each day of continuing violation beyond the time set for abatement. You will be issued a Cessation Order requiring you to cease surface coal mining operations or the portion of the operations relevant to the violation.

2. INFORMAL PUBLIC HEARING.

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3. FORMAL REVIEW AND TEMPORARY RELIEF.

You may apply for review of this notice or assessment before the Board of Oil, Gas & Mining by submitting an application for hearing within 30 days of receipt of notice or assessment by you or your agent. Apply to:

Secretary
Board of Oil, Gas & Mining
3 Triad Center, Suite 350
Salt Lake City, UT 84180-1203

If applying for a formal board hearing, you may submit with your petition for review a request for temporary relief from this notice. Procedures for obtaining a formal board hearing are contained in the board's Rules of Practice and Procedure and in UMC 845.19 of the board's regulations.

4. EFFECT ON PERMIT.

The permit may be suspended or revoked if it is determined that a pattern of violations of the act, regulations or permit conditions exists, and that the violations were caused by an unwarranted or willful failure to comply.

For further information, consult Section 40-10-20, 21, 22 and 23, *Utah Code Annotated*, UMC/SMC Parts 843, 845, 900 or contact the Division of Oil, Gas & Mining at (801) 538-5340.



NOTICE OF VIOLATION NO. N 92-40-10-2 #1

Violation No. 1 of 2

Nature of violation

For certifying an inaccurate map.

Provisions of act, regulations or permit violated

RG45-301-731.740 and RG45-301-731.750

Portion of operation to which notice applies

And The PAP, specifically plate 7-3.

Remedial action required (including any interim steps)

Revise plate 7-3 so as to comply with RG45-301-731.740 and RG45-301-731.750. This includes but is not limited to showing the decant device. The map should be prepared and certified in accordance with relevant requirements for hydrology and engineering as specified by the RG45 regulations!

Abatement time (including interim steps)

Submit a map that satisfies the terms of remedial action to the Division no later than 5 PM 13 April 1992.



NOTICE OF VIOLATION NO. N 92-40-10-2-#2

Violation No. 2 of 2

Nature of violation

Certifying an inaccurate map.

Provisions of act, regulations or permit violated

RG45-301-512.250

Portion of operation to which notice applies

~~State~~ ~~the~~ The PAP, specifically plate 3-5

Remedial action required (including any interim steps)

Provide a map that adheres to the requirements of
RG45-301-512.250. This should be done for 3 plates 3-5.

Abatement time (including interim steps)

submit a map that satisfies the terms of remedial action
and complies with all other requirements for map
preparation and certification as specified in the RG45
regulations. The map should be submitted to the
Division no later than 5 PM, 13 April 1992.



NO. N 92-40-1-1

notice of violation

To the following Permittee or Operator:

Name Co - Op Mining

Mine Bear Canyon Surface Underground Other

County Emery State Utah Telephone 801-381-2450

Mailing Address Post Office Box 1245 Huntington Utah 84528

State Permit No. ACT/015/025

Ownership Category State Federal Fee Mixed

Date of inspection 10-12 March, 19 92

Time of inspection 8:00 a.m. p.m. to 3:30 a.m. p.m.

Operator Name (other than Permittee) _____

Mailing Address _____

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Date of service/ mailing 12 March 1992

Time of service/ mailing 3:30 a.m. p.m.

Charles Reynolds
Permittee/Operator representative

Compliance Coordinator
Title

Charles Reynolds
Signature

HUGH KLEIN
Division of Oil, Gas & Mining representative

Reclamation Specialist
Title

[Signature]
Signature

#40
Identification Number

SEE REVERSE SIDE

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

424

IMPORTANT — READ CAREFULLY

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NOTICE OF VIOLATION NO. N 92-40-1-1

Violation No. 1 of 1

Nature of violation

Failure to maintain structures used in conjunction with ground water ~~rain~~ monitoring.

Provisions of act, regulations or permit violated

RG45-301-731.215

Portion of operation to which notice applies

SBC-3

Remedial action required (including any interim steps)

submit a plan to the Division to a) re-establish the casing elevation b) repair the casing c) replace the seal and cap. upon approval from the Division and possibly ~~water~~ the Division of Water Rights, implement the plan and comply with RG45-301-731.215.

Abatement time (including interim steps)

submit technically complete and adequate plans as required under remedial action to the Division no later than 5 PM, 27 March 1992. The plan shall be implemented within 2 weeks of approval.