

0041

CO-OP MINING COMPANY

UB 7-20-93 Div Site #5  
cc J. Carter  
J. Helfrich  
U. Bailey

P.O. Box 1245  
Huntington, Utah 84528

(801) 381-5238  
Coal Sales (801) 381-5777

RECEIVED



JUL 16 1993

DIVISION OF  
OIL GAS & MINING

July 13, 1993

Jim Carter  
Director  
Utah Division of Oil, Gas & Mining  
3 Triad Center, Suite 350  
Salt Lake City, Utah 84180-1203

Mr. Carter,

Re: NOV #N93-35-1-1, Co-Op Mining Company, Bear Canyon Mine, ACT/015/025, Emery County, Utah

Payment of the fine for the above-referenced violation is enclosed. For economic reasons, Co-Op Mining Company does not wish to appeal the decisions resulting from the assessment conference on this violation to the Board. Co-Op does, however, remit payment of this violation under protest.

The assessment of the violation resulted in 20 occurrence points. It was held that the following events occurred:

- Damage to Property
- Environmental Harm
- Water Pollution

The violation was issued for a ditch being breached during the spring runoff due to ice buildup underneath the snow. Although water did leave the ditch, the quantity of water was minimal. The water penetrated approximately 10 feet into the Bear Creek stream buffer zone, but did not reach Bear Creek, approximately 80 feet away. The area contained coal fines from pre-law disturbance and mining which occurred in Bear Canyon.

Since the area contained pre-law disturbance and the water did not reach Bear Creek, Co-Op feels that the assessment of the occurrence of the events which the violated standard was designed to prevent was incorrect, and wish to document this.

Thank You,

*Wendell Owen*

Wendell Owen,  
Resident Agent

Bear 665/9665

11273

Co-op Mine 9-79  
P.O. Box 300 381-5777  
Huntington, UT 84528

7-13 19 93

31-2/1240

PAY TO THE ORDER OF Division of Oil, Gas + Mining \$ 220.00

Two hundred Twenty dollars <sup>no</sup>/100 DOLLARS



First Interstate Bank  
of Utah, N.A.  
Price Office  
82 West Main Street  
Price, Utah 84501

FOR N 93/35/1/1 ACT/015/025

*L. Stone*

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