

EVENT VIOLATIONS INSPECTORS STATEMENT

Company/MineCo-Op. Bear Canyon Mine
Permit # ACT/015/025

⁹³⁻³⁵⁻³⁻¹
NOV/CO # 95-3-1
Violation # 1 of 1

A. SERIOUSNESS

1. What type of event is applicable to the regulation cited? Refer to the DOGM reference list of events below and remember that the event is not the same as the violation. Circle and explain each event.
- a. Activity outside the approved permit area.
 - X b. Injury to the public (public safety).
 - X c. Damage to property.
 - X d. Conducting activities without appropriate approvals.
 - X e. Environmental harm.
 - f. Water pollution.
 - g. Loss of reclamation/revegetation potential.
 - h. Reduced establishment, diverse and effective vegetative cover.
 - i. No event occurred as a result of the violation.
 - j. Other.

The operator conducted surface blasting activities without an approved blasting plan in the permit and 30 day public notice. Although no damage occurred the regulation was written to prevent such damage.

2. Has the event occurred?

X Yes: Describe it. In construction of the shower house pad, the operator attempted to reduce the size of a boulder by blasting. Please see the attached submittal from the operator for exact details.

 No: What would cause it to occur and what is the probability of the event(s) occurring? (None, Unlikely, Likely).

3. Did any damage occur as a result of the violation?

X No: None was noted by this inspector or reported by the operator.

 Yes: Describe the duration and extent of the damage or impact. How much damage may have occurred if the violation had not been discovered by a DOGM inspector? Describe this potential damage and whether or not it would extend off the disturbed and/or permit area.

B. DEGREE OF FAULT (Check the statements which apply to the violation and discuss.)

- () Was the violation not the fault of the operator (due to vandalism or an act of God), explain. Remember that the permittee is considered responsible for the actions of all persons working on the mine site.

Explanation

- (X) Was the violation the result of not knowing about DOGM regulations, indifference to DOGM regulations or the result of lack of reasonable care, explain.

Explanation

The operator was unaware of the regulation. The operator openly admitted to using explosive prior to my observance of the incident.

- () If the actual or potential environmental harm or harm to the public should have been evident to a careful operator, describe the situation and what, if anything, the operator did to correct it prior to being cited.

Explanation

- (X) Was the operator in violation of a specific permit condition?

Explanation

The permit states that no surface blasting will occur.

- () Did the operator receive prior warning of noncompliance by State or Federal inspectors concerning this violation?

Explanation

- () Has DOGM or OSM cited the violation in the past? If so, give the dates and the type of warning or enforcement action taken.

Explanation

C. GOOD FAITH

1. In order to receive good faith for compliance with an NOV or CO, the violation must have been abated before the abatement deadline. If you think this applies, describe how rapid compliance was achieved (give dates) and describe the measures the operator took to comply as rapidly as possible.

The abatement was recieved prior to the abatement deadline.

2. Explain whether or not the operator had the necessary resources onsite to achieve compliance.
3. Was the submission of plans prior to physical activity required by this NOV/CO? Yes___ No___ If yes, explain.

Susan M. White #35
Authorized Representative

Susan M. White
Signature

6/7/93
Date

CO-OP MINING COMPANY

P.O. Box 1245
Huntington, Utah 84528.



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

June 2, 1993

Pamela Grubaugh-Littig
Permit Supervisor
Utah Division of Oil, Gas & Mining
3 Triad Center, Suite 350
Salt Lake City, Utah 84180-1203

Ms. Grubaugh-Littig,

Re: NOV 93-35-3-1, Co-Op Mining Company, Bear Canyon Mine,
ACT/015/025, Emery County, Utah

Enclosed is a blasting report for blasting activities conducted for the Shower House Pad. This report is being submitted as abatement to Violation #NOV 93-35-3-1.

If you have any questions, please call Charles Reynolds at (801)381-2450.

Thank You,

Wendell Owen,
Resident Agent

WJO/cr
Enclosure(s)

RECEIVED

JUN 07 1993

DIVISION OF
OIL GAS & MINING

CO-OP MINING COMPANY
SHOWER HOUSE PAD
BLASTING RECORD

RECEIVED

JUN 07 1993

DIVISION OF
OIL GAS & MINING

GENERAL

This report is a summary of the blasting which took place during construction of the Shower House Pad. It is being submitted to the Division as abatement for NOV 93-35-3-1. This report includes a description of the Blaster Certification, description of the blast, and warnings and safety precautions taken in regard to the blast.

BLASTER CERTIFICATION

RECEIVED

JUN 07 1993

The blast on the Shower House Pad was performed by Certified Blaster Kevin Peterson (Certification No. 036, State of Utah, Department of Natural Resources, Division of Oil, Gas & Mining). A copy of his blaster certificate is included at the end of this report. Certification expires April 26, 1996.

BLAST DESIGN

The blast design was designed by Certified Blaster Kevin Peterson. No building used as a dwelling, public building, school, church, or community or institutional building exists outside the permit area within 1,000 feet of the blast (R645-301-524.211). The nearest underground mine workings are approx. 800 feet away from the blasting location, which exceeds the 500 feet required in R645-301-524.212. Therefore the blast design was not required to be submitted to the Division.

The blast design is shown in the Blasting Log written by Kevin Peterson, which is included at the end of this report. The blast included 6 holes 1.25" dia., with a 4' spacing and 4' depth. 5 Sticks of Irecoal D 378 Permissible, Explosive A was used, for a total weight of 3.2 pounds. Holes were stemmed with sandstone drill cuttings. Detonators used were Ireco electric 25 ms delay detonators.

RECEIVED

JUN 07 1993

SCALEHOUSE PROTECTION PRECAUTIONS

DIVISION OF
MINE & MINING

Prior to blasting, a survey was made by Kevin Peterson of the Scalehouse, Machine Shop and Shop buildings to determine possible impact of blasting. The scalehouse, which is the closest building (320') and serves as a dwelling for Resident Agent Wendell Owen, was examined closely for possible impacts which could occur due to air blast or ground vibration. No building defects were noted. Support precautions were taken to protect windows on the SouthWest corner of the building. The blasting time was coordinated with Mr. Owen.

During the blast, Mr. Peterson posted his assistant adjacent to the scalehouse to observe any effects of the blast.

WARNINGS

One minute prior to blasting, a siren warning was issued. Audible voice warnings were given by the blaster and blasting assistant adjacent to the Scalehouse 30 seconds, 10 seconds, 5 seconds and immediately prior to blasting.

Audible all-clear signals were given by the Blaster and Blasting Assistant after the blast was performed and complete detonation was verified.



RECEIVED

JUN 07 1993

DIVISION OF
OIL, GAS & MINING

STATE OF UTAH
DEPARTMENT OF NATURAL RESOURCES
DIVISION OF OIL, GAS AND MINING

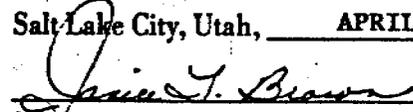


No. 036

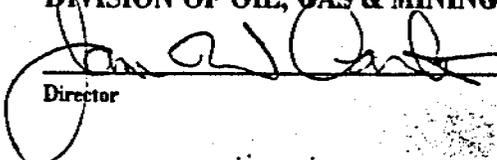
To all who shall see these presents, Greeting:

THIS IS TO CERTIFY that KEVIN PETERSON S.S.N. 529-92-2462
of HUNTINGTON, UTAH has been examined as required by Section 40-10-17(o) of the
Statutes of Utah and Division Rule R614-105 and is hereby authorized to act as a
Coal Mine Surface Blaster in the State of Utah, through APRIL 26, 1996

Salt Lake City, Utah, APRIL 26, 1993


Secretary to the Board of Oil, Gas & Mining

DIVISION OF OIL, GAS & MINING


Director

Blasting log

5/17/93

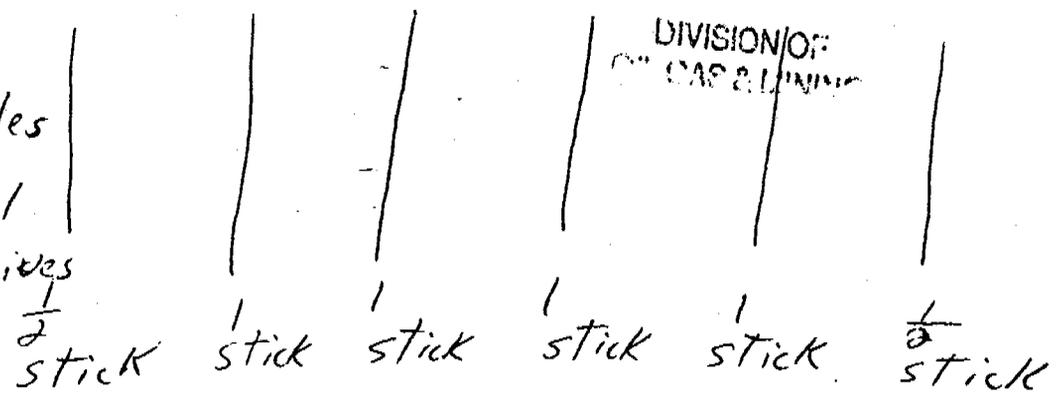
6-holes shot
4' spacing
4' deep
1 1/4" dia. of holes

RECEIVED

JUN 07 1993

DIVISION OF
MINE SAFETY & HEALTH

.6 pounds total
weight of explosives
per hole



5 sticks total shot

Explosive used	Type Coaldet.
Explosive A	IReco Electric detonators
IRecoal D 378 Permissible	25 ms delay
1.5" x 12"	
3.2 pounds total used	

Kevin Peterson Surface blaster
5/14/93
certification No. 036

320' south west of mine scale house
Sand stone rock - blasted

1 1/4" diameter of holes

3.2 Pounds total detonated -Type A Explosive
and stone drill cuttings 4' of stemming

Nov file

Bear 063-9665
 Co-op Mine 9-79
 P.O. Box 900 381-5777
 Huntington, UT 84528

13736

12-30 19 93

31-2/1240

PAY TO THE ORDER OF Utah Division of Oil, Gas & Mining \$ 280.00
 Two hundred Eighty ^{no}/100 DOLLARS


First Interstate Bank
 Price Office
 82 West Main Street
 Price, Utah 84501

ACT/015/025
 FOR No. # N93-35.3.1

L.L. Stone

⑆124000025⑆ 51 00048 7⑈ 3736

FIRST INTERSTATE - IMAGE COPY



VACATION/TERMINATION OF NOTICE OF VIOLATION/CESSATION ORDER

To the following Permittee or Operator:

Name UCLP Mining Co

Mailing Address 1554 S. 115th Street, Huntington, UT 84002

State Permit No. 107/1015/1125

Utah Coal Mining & Reclamation Act, Section 40-10-1 et seq., Utah Code Annotated (1953):

Notice of Violation No. N 13-35-3-1 dated 5/21, 19 73.

Cessation Order No. C _____ dated _____, 19 _____.

Part 1 of 1 is vacated terminated because all required reclamation work has been completed.

Part _____ of _____ is vacated terminated because _____

Part _____ of _____ is vacated terminated because _____

Date of service/ mailing _____ Time of service/ mailing _____ a.m. p.m.

Meredith Owen
Permittee/Operator representative

Resident Agent
Title

Signature

James M. White
Division of Oil, Gas & Mining

Reclamation Specialist III
Title

James M. White
Signature



State of Utah
DEPARTMENT OF NATURAL RESOURCES
DIVISION OF OIL, GAS AND MINING

Michael O. Leavitt
Governor
Ted Stewart
Executive Director
James W. Carter
Division Director

355 West North Temple
3 Triad Center, Suite 350
Salt Lake City, Utah 84180-1203
801-538-5340
801-359-3940 (Fax)
801-538-5319 (TDD)

September 3, 1993

CERTIFIED RETURN RECEIPT REQUESTED
P 074 978 363

Mr. Wendell Owen
Co-Op Mining Company
P. O. Box 1245
Huntington, Utah 84528

Re: Finalized Assessment for State Violation #N93-35-3-1, Co-Op Mining Company, Bear Canyon Mine, ACT/015/025, Folder #5, Emery County, Utah

Dear Mr. Owen:

The civil penalty for the above-referenced violation has been finalized. This assessment has been finalized as a result of a review of all pertinent data and facts including those presented in the assessment conference by you or your representative and the Division of Oil, Gas and Mining inspector.

Within fifteen (15) days of your receipt of this letter, you or your agent may make a written appeal to the Board of Oil, Gas and Mining. To do so, you must escrow the assessed civil penalty with the Division within a maximum of thirty (30) days of receipt of this letter, but in all cases prior to the Board Hearing. Failure to comply with this requirement will result in a waiver of your right of further recourse.

If no timely appeal is made, this assessed civil penalty must be tendered within thirty (30) days of your receipt of this letter. Please remit payment to the Division, mail c/o Vicki Bailey at the address listed above.

Thank you for your cooperation.

Sincerely,

Ronald W. Daniels
Assessment Conference Officer

mbm

Enclosure

cc: Bernie Freeman, OSM, AFO



**WORKSHEET FOR FINAL ASSESSMENT OF PENALTIES
UTAH DIVISION OF OIL, GAS AND MINING**

COMPANY/MINE Co-Op Mining Company / Bear Canyon Mine NOV #N93-35-3-1

PERMIT # ACT/015/025

VIOLATION 1 of 1

Assessment Date 9/02/93

Assessment Officer Ronald W. Daniels

Nature of Violation:

Use of explosives without an approved plan and failure to follow the approved plan.

Date of Termination: June 7, 1993 - effective June 2, 1993

	<u>Proposed Assessment</u>	<u>Final Assessment</u>
(1) History/Previous Violations	<u>0</u>	<u>0</u>
(2) Seriousness		
(a) Probability of Occurrence	<u>20</u>	<u>20</u>
Extent of Damage	<u>0</u>	<u>0</u>
(b) Hindrance to Enforcement	<u>0</u>	<u>0</u>
(3) Negligence	<u>8</u>	<u>8</u>
(4) Good Faith	<u>-0</u>	<u>-4</u>
Total Points	<u>28</u>	<u>24</u>
TOTAL ASSESSED FINE		\$ <u>280.00</u>

NARRATIVE:

(Brief explanation for any changes made in assignment of points and any additional information that was available after the proposed assessment.)

Easy abatement, rapid compliance circumstances in which the Permittee used diligence to abate the violation.

NOV File



State of Utah
DEPARTMENT OF NATURAL RESOURCES
DIVISION OF OIL, GAS AND MINING

Michael O. Leavitt
Governor
Ted Stewart
Executive Director
James W. Carter
Division Director

355 West North Temple
3 Triad Center, Suite 350
Salt Lake City, Utah 84180-1203
801-538-5340
801-359-3940 (Fax)
801-538-5319 (TDD)

August 6, 1993

CERTIFIED RETURN RECEIPT REQUESTED
No. P 540 713 972

Wendell Owen
Co-Op Mining Company
P. O. Box 1245
Huntington, Utah 84528

Dear Mr. Owen:

Re: Assessment Conference for State Violation N93-35-3-1, Co-Op Mining Company, Bear Canyon Mine, ACT/015/025, Folder #5, Emery County, Utah

In accordance with your request dated July 2, 1993, please be advised that the Assessment Conference on state violation N93-35-3-1, Co-Op Mining Company's Bear Canyon Mine has been established for Monday, August 23, 1993, at 1:30 p.m.

Pertinent, written material you wish reviewed before the conference can be forwarded to me at the address listed above.

The conference will be held at the office of the Division of Oil, Gas and Mining.

Sincerely,

Ronald W. Daniels
Assessment Conference Officer

vb
cc: K. Mangum, MEC
L. Braxton
J. Helfrich
PFO

ASSESSMENT.



JR DOGM-COAL ACT015/025 NOV FLDR N93-35-3-1

SENDER: Complete items 1 and 2 when additional services are desired, and complete items 3 and 4.
 Put your address in the "RETURN TO" Space on the reverse side. Failure to do this will prevent this card from being returned to you. The return receipt fee will provide you the name of the person delivered to and the date of delivery. For additional fees the following services are available. Consult postmaster for fees and check boxes for additional service(s) requested.
 1. Show to whom delivered, date, and addressee's address. 2. Restricted Delivery (Extra charge)

3. Article Addressed to: **WENDELL OWEN**
CO OP MINING COMPANY
P O BOX 1245
HUNTINGTON UT 84528

4. Article Number
P 074 975 428

Type of Service:
 Registered Insured
 Certified COD
 Express Mail Return Receipt for Merchandise

5. Signature - Address
X
 Always obtain signature of addressee or agent and **DATE DELIVERED.**

6. Signature - Agent
X DOLLY STEPHENS

7. Date of Delivery
JUN 14 1993

PS Form 3811, Mar. 1988 * U.S.G.P.O. 1988-212-868 **DOMESTIC RETURN RECEIPT**

WENDELL OWEN
CO OP MINING CO
P O BOX 1245

HUNTINGTON UT 84528

52
100

1.00

2.52



183 (Rev. 08-86) PS

UNITED STATES POSTAL SERVICE
 OFFICIAL BUSINESS

SENDER INSTRUCTIONS

- Print your name, address and ZIP Code in the space below.
- Complete items 1, 2, 3, and 4 on the reverse.
- Attach to front of article if space permits, otherwise affix to back of article.
- Endorse article "Return Receipt Requested" adjacent to number.

RETURN TO

Print Sender's name, address, and ZIP Code in the space below.

STATE OF UTAH
 NATURAL RESOURCES
 OIL GAS & MINING
 TRIAD CENTER, SUITE 350
 SALT LAKE CITY, UTAH 84180-1203



PENALTY FOR PRIVATE USE, \$300



State of Utah
DEPARTMENT OF NATURAL RESOURCES
DIVISION OF OIL, GAS AND MINING

NOU file

Michael O. Leavitt
Governor
Ted Stewart
Executive Director
James W. Carter
Division Director

355 West North Temple
3 Triad Center, Suite 350
Salt Lake City, Utah 84180-1203
801-538-5340
801-359-3940 (Fax)
801-538-5319 (TDD)

June 11, 1993

CERTIFIED RETURN RECEIPT
P 074 975 428

Mr. Wendell Owen
Co-Op Mining Company
P.O. Box 1245
Huntington, Utah 84528

Dear Mr. Owen:

Re: Proposed Assessment for State Violation No. N93-35-3-1, Co-Op Mining Company, Bear Canyon Mine, ACT/015/025, Folder #5, Emery County, Utah

The undersigned has been appointed by the Board of Oil, Gas and Mining as the Assessment Officer for assessing penalties under R645-401.

Enclosed is the proposed civil penalty assessment for the above-referenced violation. The violation was issued by Division Inspector, Susan White on May 24, 1993. Rule R645-401-600 et. sec. has been utilized to formulate the proposed penalty. By these rules, any written information which was submitted by you or your agent, within fifteen (15) days of receipt of the Notice of Violation, has been considered in determining the facts surrounding the violation and the amount of penalty.

Under R645-401-700, there are two informal appeal options available to you:

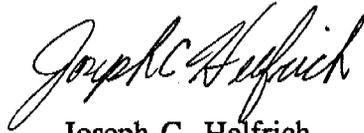
1. If you wish to informally appeal the fact of this violation, you should file a written request for an Informal Conference within 30 days of receipt of this letter. This conference will be conducted by the Division Director. This Informal Conference is distinct from the Assessment Conference regarding the proposed penalty.
2. If you wish to review the proposed penalty assessment, you should file a written request for an Assessment Conference within 30 days of receipt of this



letter. If you are also requesting a review of the fact of violation, as noted in paragraph 1, the Assessment Conference will be scheduled immediately following that review.

If a timely request for review is not made, the fact of violation will stand, the proposed penalty will become final, and the penalty will be due and payable within thirty (30) days of the proposed assessment. Please remit payment to the Division, mail c/o Vicki Bailey.

Sincerely,



Joseph C. Helfrich
Assessment Officer

jbe

Enclosure

cc: Bernie Freeman, OSM

**WORKSHEET FOR ASSESSMENT OF PENALTIES
UTAH DIVISION OF OIL, GAS AND MINING**

COMPANY/MINE Co-Op Mining Company/Bear Canyon Mine NOV #N93-35-3-1

PERMIT # ACT/015/025

VIOLATION 1 OF 1

ASSESSMENT DATE 06/10/93

ASSESSMENT OFFICER Joseph C. Helfrich

I. HISTORY MAX 25 PTS

- A. Are there previous violations which are not pending or vacated, which fall within 1 year of today's date?

ASSESSMENT DATE 06/10/93

EFFECTIVE ONE YEAR TO DATE 06/10/92

PREVIOUS VIOLATIONS

EFFECTIVE DATE

POINTS

1 point for each past violation, up to one year;
5 points for each past violation in a CO, up to one year;
No pending notices shall be counted.

TOTAL HISTORY POINTS 0

II. SERIOUSNESS (either A or B)

NOTE: For assignment of points in Parts II and III, the following applies. Based on the facts supplied by the inspector, the Assessment Officer will determine within which category, the Assessment Officer will adjust the points up or down, utilizing the inspector's and operator's statements as guiding documents.

Is this an Event (A) or Hindrance (B) violation? Event

A. Event Violations Max 45 PTS

1. What is the event which the violated standard was designed to prevent?
Injury to the public (public safety), damage to property, conducting activities without appropriate approvals, and environmental harm.
2. What is the probability of the occurrence of the event which a violated standard was designed to prevent? Occurred

...	PROBABILITY	RANGE
...	None	0
...	Unlikely	1-9
...	Likely	10-19
...	Occurred	20

ASSIGN PROBABILITY OF OCCURRENCE POINTS 20

PROVIDE AN EXPLANATION OF POINTS

The inspector's statement revealed that of the four events identified, conducting activities without appropriate approvals and proper 30-day prior public notification occurred.

3. What is the extent of actual or potential damage?

RANGE 0 - 25*

*In assigning points, consider the duration and extent of said damage or impact, in terms of area and impact on the public or environment.

ASSIGN DAMAGE POINTS 0

PROVIDE AN EXPLANATION OF POINTS

No damage occurred as a result of the violation.

B. Hindrance Violations MAX 25 PTS

1. Is this a potential or actual hindrance to enforcement? _____

RANGE 0 - 25

Assign points based on the extent to which enforcement is actually or potentially hindered by the violation.

ASSIGN HINDRANCE POINTS _____

PROVIDE AN EXPLANATION OF POINTS

TOTAL SERIOUSNESS POINTS (A or B) 20

III. NEGLIGENCE MAX 30 PTS

- A. Was this an inadvertent violation which was unavoidable by the exercise of reasonable care? **IF SO - NO NEGLIGENCE;**
 OR Was this a failure of a permittee to prevent the occurrence of a violation due to indifference, lack of diligence, or lack of reasonable care, or the failure to abate any violation due to the same? **IF SO - NEGLIGENCE;**
 OR Was this violation the result of reckless, knowing, or intentional conduct? **IF SO - GREATER DEGREE OF FAULT THAN NEGLIGENCE.**

... No Negligence	0
... Negligence	1-15
... Greater Degree of Fault	16-30

STATE DEGREE OF NEGLIGENCE Ordinary

ASSIGN NEGLIGENCE POINTS 8

PROVIDE AN EXPLANATION OF POINTS

Lack of diligence with respect to cognisance of DOGM regulations.

IV. GOOD FAITH MAX 20 PTS. (EITHER A or B) (Does not apply to violations requiring no abatement measures.)

- A. Did the operator have onsite the resources necessary to achieve compliance of the violated standard within the permit area?

... **IF SO - EASY ABATEMENT**

Easy Abatement Situation

- ... **Immediate Compliance -11 to -20***
- ... Immediately following the issuance of the NOV)
- ... **Rapid Compliance -1 to -10***
- ... (Permittee used diligence to abate the violation)
- ... **Normal Compliance 0**

(Operator complied within the abatement period required)

(Operator complied with conditions and/or terms of approved Mining and Reclamation Plan)

* Assign in upper or lower half of range depending on abatement occurring in 1st or 2nd half of abatement period.

B. Did the permittee not have the resources at hand to achieve compliance OR does the situation require the submission of plans prior to physical activity to achieve compliance?

... IF SO - DIFFICULT ABATEMENT

Difficult Abatement Situation

... Rapid Compliance -11 to -20*

... (Permittee used diligence to abate the violation)

... Normal Compliance -1 to -10*

... (Operator complied within the abatement period required)

... Extended Compliance 0

(Permittee took minimal actions for abatement to stay within the limits of the NOV or the violated standard, or the plan submitted for abatement was incomplete)

(Permittee complied with conditions and/or terms of approved Mining and Reclamation Plan)

EASY OR DIFFICULT ABATEMENT? _____ ASSIGN GOOD FAITH POINTS -0

PROVIDE AN EXPLANATION OF POINTS

Information was received on the abatement date: _____

V. ASSESSMENT SUMMARY FOR N93-35-3-1

I.	TOTAL HISTORY POINTS	<u>0</u>
II.	TOTAL SERIOUSNESS POINTS	<u>20</u>
III.	TOTAL NEGLIGENCE POINTS	<u>8</u>
IV.	TOTAL GOOD FAITH POINTS	<u>-0</u>
	TOTAL ASSESSED POINTS	<u>28</u>
	TOTAL ASSESSED FINE	<u>\$ 360.00</u>

jbe

SENDER: Complete items 1 and 2 when additional services are desired, and complete items 3 and 4.

Put your address in the "RETURN TO" space on the reverse side. Failure to do this will prevent this card from being returned to you. The return receipt fee will provide you the name of the person delivered to and the date of delivery. For additional fees the following services are available. Consult postmaster for fees and check boxes for additional services requested.

1. Show to whom delivered, date, and addressee's address. 2. Restricted Delivery (Extra charge)

3. Article Addressed to: WENDELL OWEN
CO OP MINING COMPANY
P O BOX 1245
HUNTINGTON, UT 84528

4. Article Number
P 074 978 357

Type of Services:
 Registered Insured
 Certified COD
 Express Mail Return Receipt for Merchandise

5. Signature - Address
X *Wendell Owen*

6. Signature - Agent
X

7. Date of Delivery
MAY 27 1983

PS Form 3811, Mar. 1988 * U.S.G.P.O. 1988-212-965 DOMESTIC RETURN RECEIPT
MGM DOGM ACT/015/025 NOV N93-35-3-1

P 074 978 357

WENDELL OWEN
CO OP MINING COMPANY
P O BOX 1245
HUNTINGTON UT 84528

52
100

100

2.52

PS Form 3830C

UNITED STATES POSTAL SERVICE
OFFICIAL BUSINESS

SENDER INSTRUCTIONS

- Print your name, address and ZIP Code in the space below.
- Complete items 1, 2, 3, and 4 on the reverse.
- Attach to front of article if space permits, otherwise affix to back of article.
- Endorse article "Return Receipt Requested" adjacent to number.

RETURN TO



Print Sender's name, address, and ZIP Code in the space below.

Wendell Owen
355 W. 17th Street
355 W. 17th Street #357
Salt Lake City UT 84180-1203



PENALTY FOR PRIVATE USE, \$300

[Faint, mostly illegible text, possibly a return address or recipient information]



NO. N 93-35-3-1

notice of violation

To the following Permittee or Operator:

Name CO-OP MINING CO

Mine BEAR CANYON Surface Underground Other

County EMERY State UTAH Telephone (801) 381-2450

Mailing Address PO BOX 1245, HUNTINGTON UT 84528

State Permit No. ACT/015/025

Ownership Category State Federal Fee Mixed

Date of Inspection 5/20/93, 19__

Time of Inspection 9:00 a.m. p.m. to 3:00 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.

CERTIFIED RETURN RECEIPT:

P 074 978 357

Date of service/mailling 5/24/93 Time of service/mailling 3:00 a.m. p.m.

WENDELL OWEN
Permittee/Operator representative

RESIDENT AGENT/MINE MANAGER
Title

Signature _____

SUSAN WHITE
Division of Oil, Gas & Mining representative

RECLAMATION SPECIALIST #BIOLOGIST
Title

Susan White
Signature

#35
Identification Number

SEE REVERSE SIDE

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



NOTICE OF VIOLATION NO. N 93-35-3-1

Violation No. 1 of 1

Nature of violation

**USE OF EXPLOSIVES ON SURFACE WITHOUT AN APPROVED PLAN
FAILURE TO FOLLOW THE APPROVED PLAN**

G 1-5

Provisions of act, regulations or permit violated

**R645-301-524
R645-300-143**

Portion of operation to which notice applies

CONSTRUCTION AREA FOR NEW BATH HOUSE

Remedial action required (including any interim steps)

SUBMIT REPORT OF CONDITIONS BEFORE, DURING AND AFTER BLAST. TO INCLUDE, BUT NOT LIMITED TO NAME OF BLASTER, WARNINGS GIVEN, AND PRECAUTIONS TAKEN.

Abatement time (including interim steps)

5:00 PM JUNE 7, 1993