

0045

RECEIVED

UNITED STATES DEPARTMENT OF THE INTERIOR  
Office of Surface Mining  
Reclamation and Enforcement

Originating Office: OSM  
625 Silver SW  
Albuquerque, NM 87102  
Telephone Number: (505) 766-1486

DEC 21 1987 **TEN-DAY NOTICE**

DIVISION OF ON, GAS & MINING - 02 - 006 - 017 TV 15

Ten-Day Notice to the State of Utah ACT/015/032 #5

You are notified that, as a result of a Federal inspection (e.g. a federal inspection, citizen information, etc.) the Secretary has reason to believe that the person described below is in violation of the Act or a permit condition required by the Act. If the State Regulatory Authority fails within ten days after receipt of this notice to take appropriate action to cause the violation(s) described herein to be corrected, or to show cause for such failure and transmit notice of your action to the Secretary through the originating office designated above, then a Federal inspection of the surface coal mining operation at which the alleged violation(s) is occurring will be conducted and appropriate enforcement action as required by Section 521(a)(1) of the Act will be taken.

Permittee: Genwal Coal Company County: Emery  Surface  
(Or Operator if No Permit)  Underground  
Mailing Address: PO Box 1201 Huntington, UT 84527  
Permit Number: ACT/015/032 Mine Name: Grandall Canyon  Other

1. NATURE OF VIOLATION AND LOCATION: Operator has failed to provide a map showing the boundaries of all areas proposed to be affected - plate 2-1 (the permit area map) does not include the 3 topsoil storage areas and exclude the class I road  
Section of State Law, Regulation or Permit Condition believed to have been violated: 783.24(c)

2. NATURE OF VIOLATION AND LOCATION: Operator has failed to provide a description of all coal removal, handling, storage, cleaning, and transportation areas and structures - chapter 3, pgs 6-7 does not address the coal processing facility on site  
Section of State Law, Regulation or Permit Condition believed to have been violated: 784.11(b)(3)

3. NATURE OF VIOLATION AND LOCATION: Operator has failed to comply with the terms and conditions of the permit (by not satisfying all stipulations - Permit UT-0067 (tract 2) 2nd condition and Permit ACT/015/032\* (tract 1) 800 condition  
Section of State Law, Regulation or Permit Condition believed to have been violated: 771.19

Remarks or Recommendations: \* midterm permit review's

Date of Notice: 12/17/87 Signature of Authorized Rep.: Joe C. Funk  
Print Name and ID: Joe C Funk 006

UNITED STATES DEPARTMENT OF THE INTERIOR  
Office of Surface Mining  
Reclamation and Enforcement  
TEN-DAY NOTICE  
(Continuation Sheet)

Origin ng Office:

OSM

625 Silver SW

Albuquerque, NM 87102

Number X- 87 - 02 - 006 - 017 TV 15

Telephone Number: (505) 766-1486

Ten-Day Notice to the State of Utah

4. NATURE OF VIOLATION AND LOCATION: Operator has failed to file an application for renewal of a permit, with the Division, at least 120 days before the expiration of the permit - Permit ACT/015/032

Section of State Law, Regulation or Permit  
Condition believed to have been violated:

771.21(b)(2)

5. NATURE OF VIOLATION AND LOCATION: Operator has failed to provide a detailed description of the proposed use, following reclamation, of the land to be affected within the proposed permit area by surface operations or facilities

Section of State Law, Regulation or Permit  
Condition believed to have been violated:

784.15(a)

6. NATURE OF VIOLATION AND LOCATION: Operator has failed to have combined upstream and downstream side slopes of the settled embankment equal to or better than 1:5h - the sediment pond

Section of State Law, Regulation or Permit  
Condition believed to have been violated:

817.46(m)

7. NATURE OF VIOLATION AND LOCATION: Operator has failed to describe a monitoring plan that would result in quarterly reports to the Division - Tract 1's volume, ch 7, pg 58a proposes annual reporting of some surface wtr data

Section of State Law, Regulation or Permit  
Condition believed to have been violated:

817.52(b)(1)

8. NATURE OF VIOLATION AND LOCATION: operator has failed to certify the construction of a class I road - the main access, haulroad

Section of State Law, Regulation or Permit  
Condition believed to have been violated:

817.150(d)(1)

Remarks or Recommendations:

Date of Notice: 12/17/87

Signature of Authorized Rep: Joe C Funk

Print Name and ID: Joe C Funk 006

UNITED STATES DEPARTMENT OF THE INTERIOR  
Office of Surface Mining  
Reclamation and Enforcement  
TEN-DAY NOTICE  
(Continuation Sheet)

Originating Office:

OSM

625 Silver SW

Albuquerque, NM 87102

Telephone Number: (505) 766-1486

Number X-87-02-006-017 TV 15

Ten-Day Notice to the State of Utah

9. NATURE OF VIOLATION AND LOCATION: Operator has failed to comply with the terms and conditions of the permit (by not installing a sprinkler system to water the 30%+ slopes) - all of the 30%+ slopes

Section of State Law, Regulation or Permit Condition believed to have been violated: 771.19

10. NATURE OF VIOLATION AND LOCATION: Operator has failed to provide a complete after construction certification report - the only sediment pond

Section of State Law, Regulation or Permit Condition believed to have been violated: 817.49(h)

11. NATURE OF VIOLATION AND LOCATION: Operator has failed to comply with the terms and conditions of the permit (by not monitoring surface and ground water as per the approved plan) - for 1987

Section of State Law, Regulation or Permit Condition believed to have been violated: 771.19

12. NATURE OF VIOLATION AND LOCATION: Operator has failed to construct drainage pipes and culverts so as to avoid plugging or collapse - culverts 2, 3, 4

Section of State Law, Regulation or Permit Condition believed to have been violated: 817.153(c)(1)(ii)

13. NATURE OF VIOLATION AND LOCATION: Operator has failed to comply with the terms and conditions of the permit (by not constructing & maintaining the diversions and culverts as per the approved plan) -

UD-1, UD-3, DD-3

Section of State Law, Regulation or Permit Condition believed to have been violated: 771.19

Remarks or Recommendations:

Date of Notice: 12/17/87

Signature of Authorized Rep: Joe C. Funk  
Print Name and ID: Joe C. Funk 006

UNITED STATES DEPARTMENT OF THE INTERIOR  
Office of Surface Mining  
Reclamation and Enforcement  
TEN-DAY NOTICE  
(Continuation Sheet)

Origin ng Office:

OSM

625 Silver SW

Albuquerque, NM 87102

Telephone Number: (505) 766-1486

Number X- 87 - 02 - 006 - 017 TV 15

Ten-Day Notice to the State of Utah

<sup>14</sup> NATURE OF VIOLATION AND LOCATION: Operator has failed to clearly mark the perimeter of all areas affected by surface operations or facilities - the entire southern permit boundary

Section of State Law, Regulation or Permit  
Condition believed to have been violated:

817.11(d)

<sup>15</sup> NATURE OF VIOLATION AND LOCATION: operator has failed to comply with the terms and conditions of the permit (by not posting the pond's sediment marking stakes)

Section of State Law, Regulation or Permit  
Condition believed to have been violated:

771.19

NATURE OF VIOLATION AND LOCATION:

Section of State Law, Regulation or Permit  
Condition believed to have been violated:

NATURE OF VIOLATION AND LOCATION:

Section of State Law, Regulation or Permit  
Condition believed to have been violated:

NATURE OF VIOLATION AND LOCATION:

Section of State Law, Regulation or Permit  
Condition believed to have been violated:

Remarks or Recommendations: notified that, as a result of



Date of Notice: 12/17/87

Signature of Authorized Rep: Joe C Funk  
Print Name and ID: Joe C Funk 006