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United States Department of the Interior
OFFICE OF SURFACE MINING
Reclamation and Enforcement
POST OFFICE BLDG. RM. 270
1823 STOUT STREET
DENVER, COLORADO 80202

File Copy
Ranti
ACT/015/017

November 13, 1979

Mr. Ron Daniels/Coordinator of Mined Land Division
Division of Oil and Gas
Department of Natural Resources
1588 N. West Temple
Salt Lake City, Utah 84116

#7

Dear Ron:

Enclosed please find copies of NOTICES OF VIOLATION which were issued to mining companies within your State during this offices recent on-site inspections conducted on November 6, 1979. If you have any questions or problems, please contact this office.

Mine inspection reports for all of the operations inspected during the above time frame, and within your State, will be sent to you as soon as they are processed.

Sincerely,

Murray T. Smith
Chief, Division of Inspection & Enforcement

UNITED STATES DEPARTMENT OF THE INTERIOR
OFFICE OF SURFACE MINING RECLAMATION AND ENFORCEMENT

Region V
1823 Stout Street
Denver, Colorado 80202
Telephone: (303) 837-5511
(303) 837-5701

NOTICE OF VIOLATION NO. 89-5-7-5 TV

To the Following Permittee or Operator:
Name Utah Power & Light Company
Mine Deseret-Dove Surface Underground Other _____
County and State Emery Utah Telephone 801-350-3535
Mailing Address P.O. Box 899 Salt Lake City, Utah 84110
OSM Mine No. _____ State Permit No. ACT/015/017 MSHA I.D. No. 42-00988
Date of Inspection 6 Nov., 19 79 42-00082
Time of Inspection: from 8:45 a.m. to 12:30 a.m. 42-01393
 p.m. to _____ p.m.

Name of Operator (if other than permittee) Emery Mining Corporation
Mailing Address P.O. Box 310 Huntington, Utah 84528

Under the authority of the Surface Mining Control and Reclamation Act of 1977 (P.L. 95-87; 30 U.S.C. 1201), the undersigned authorized representative of the Secretary of the Interior has conducted an inspection of the above mine on the above date and has found violation(s) of the Act, the regulations or required permit condition(s) listed in the 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 authorized 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 minesite.

This Notice shall remain in effect until it expires as provided on the reverse or is modified, terminated, or vacated by written notice of an authorized representative of the Secretary. The time for abatement may be extended by an authorized representative for good cause, if a request is made within a reasonable time before the end of the abatement period.

Date of Service 6 November 1979 E. M. Doherty
Signature of Authorized Representative

Time of Service 2:00 a.m. p.m. E. M. Doherty V-17
Name and I.D. No.

Person Served with Notice Karl Gurr - Senior Mining Engineer
Print Name and Title

Signature Karl W Gurr

IMPORTANT - PLEASE READ REVERSE OF THIS PAGE

FORM 722-1 (3-79)
GSM 133-7

*File Copy
Kurt
11/16/79*

Notice of Violation No. N 179-5-7-5

Violation No. 2 of 2

Nature of the Violation

The approved mine plan was not available at or near the mine site for inspection

#17 #16

Provision(s) of the Regulations, Act, or Permit Violated

30 CFR 717.11 (b)

Portion of the Operation to which Notice Applies

Mine plan availability.

Remedial Action Required (including interim steps, if any)

Make approved Mine Plan available at or near the mine site for inspections & any other required observations.

Time for Abatement (including time for interim steps, if any)

November 16, 1979

*File Copy
Part
Act/015/017*

Notice of Violation No. N 79-5-7-5

Violation No. 11 of 2

Nature of the Violation

Failure to construct & maintain
surface runoff control structure to
prevent erosion on downslope.

#17 #13

Provision(s) of the Regulations, Act, or Permit Violated

30 CFR 717.17
P.L. 95-87 Sec. 516 (b)
211 Regulations Sec. 211.40 (b)

Portion of the Operation to which Notice Applies

East corner of parking area, between
guard shack & end of existing berm around
parking area. (Approximately 5 ft. area.)

Remedial Action Required (including interim steps, if any)

Place a berm or retaining structure
at portion of operation noted above, to
keep runoff from leaving parking area
onto the adjacent downslope.

Time for Abatement (including time for interim steps, if any)

December 6, 1979