

UTAH STATE BOARD OF OIL, GAS, AND MINING ABATEMENT ORDER CASE NO. ACT/043/001 FEBRUARY 28, 1979

IN THE MATTER OF THE MOTION TO SHOW CAUSE BY

UTAH COAL AND ENERGY WHY THE BOARD SHOULD NOT ISSUE AN IMMEDIATE ABATEMENT ORDER OF UTAH COAL AND ENERGY'S BLACK HAWK MINE, SUMMIT COUNTY, UTAH.

THE BOARD OF OIL, GAS AND MINING having conducted a hearing of this matter on February 28, 1979, now hereby finds from the evidence presented that Utah Coal and Energy has failed to comply with the requirements of the Board's Order of February 1, 1979, in that the company failed to obtain an approved Notice of Intent to Mine within 60 days of the order of November 29, 1978 and failed to post bond in a timely fashion.

NOW THEREFORE, the Board hereby issues an immediate abatement order halting mining activities at the Black Hawk Mine, Summit County, Utah until the Utah Coal and Energy Company obtains an approved Notice of Intent to mine in accordance with the requirements of the Utah Mined Land Reclamation Act, Title 8 and Chapter 40, Utah Code Annotated, as amended and implementing regulations, and specifically, posts a surety for reclamation in the amount of \$15,000.00.

ORDERED by the BOARD OF OIL, GAS, AND MINING on the 28th day of February, 1979, with the understanding that this order shall in no manner bind the Division to approval of a Notice of Intent which fails to meet subsequently adopted laws and requirements.

Scheree Wilcos Secretary of the Board

Published in the Park Record March 22, 1979.



PROOF OF PUBLICATION



STATE OF UTAH, } County of Summit, } ss.

I, Sharollette Zenger

being first duly sworn, depose and say that I am the

Bookkeeper of The Park Record, a week-

ly newspaper of general circulation, published once each week at Park City, Utah, that the notice attached hereto and which is a

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was published in said newspaper for one consecutive issues, the first publication having been made on the 22nd day of March, 1979, and the last on the day of 19, that said notice was published in the regular and entire issue of every number of the paper during the period and times of publication, and the same was published in the newspaper proper and not in any supplement.

Sharollette Zenger

Subscribed and sworn to before me this 22nd day of March, 1979.

Susan F. Bump Notary Public

My commission expires November 1st, 1980.