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April 7, 1981

#0367132

REGISTERED - RETURN RECEIPT REQUESTED

Mr. Clem Cafarelli
President
Utah Coal & Energy, Inc.
5511 South 4385 West
Kearns, Utah 84118

RE: NOV #N81-2-2-1
Utah Coal & Energy, Inc.
Blackhawk Mine
ACT/043/001
Summit County, Utah

Dear Mr. Cafarelli:

Joe Helfrich and I inspected the Blackhawk Mine site on April 6, 1981, to determine the progress in construction of the 3 diversion ditches approved on March 10, 1981, and the extent of implementation of the slope stabilization plan, approved on March 13, 1981.

The diversions constructed are adequate as temporary structures with the exception of the upper confluence of the two ditches conveying water off the permit area. A more direct downhill grade is necessary at the confluence to prevent pooling of water.

The enclosed Notice of Violation pertains to the recently excavated sediment pond. The Division has not received sediment pond design plans for review and approval prior to construction. In referring to the two Division approval letters mentioned above, please note that only repair and maintenance work on the existing sediment pond was authorized and that approval of the stabilization plan was subject to the applicant complying with all applicable county, state and federal laws and regulations. A letter from Brian L. Nelson of the Bureau of Water Pollution Control, State Department of Health, dated March 23, 1981, requires that a construction permit be obtained from the Bureau of Water Pollution Control prior to any construction or modification of sedimentation treatment facilities. As of April 6, 1981, Mr. Nelson had not received any response to this letter prior to the recent construction of the sediment pond.

Mr. Clem Cafarelli
April 7, 1981
Page Two

Notice of Violation #N81-2-2-1 is warranted for constructing a sediment pond without Division approval and for failure to operate in accordance with the stabilization plan approved with stipulations on March 13, 1981. Please refer to the notice for the remedial action required by May 6, 1981. If you have any questions, please contact myself or Joe Helfrich.

Sincerely,

A handwritten signature in black ink, appearing to read 'Sandy Pruitt', written in a cursive style.

SANDY PRUITT
RECLAMATION OFFICER

SP/te

Enclosures

P20 03671329

RECEIPT FOR CERTIFIED MAIL

NO INSURANCE COVERAGE PROVIDED— NOT FOR INTERNATIONAL MAIL (See Reverse)

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CERTIFIED FEE	c
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PS Form 3800, Apr. 1976

38 Form 3811, Jan. 1976

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2. ARTICLE ADDRESSED TO: *Uta Cabretti*
Utah Coal & Energy, Inc.
5511 S. 4385 W.
Kearns, Utah 84118

3. ARTICLE DESCRIPTION:
 REGISTERED NO. CERTIFIED NO. INSURED NO.
0367132

(Always obtain signature of addressee or agent)

I have received the article described above.
 SIGNATURE Addressee Authorized agent
Mrs. C. D. Engstrom

4. DATE OF DELIVERY: *APR 11 1981* POSTMARK: *4/7/81*

5. ADDRESS (Complete only if requested):

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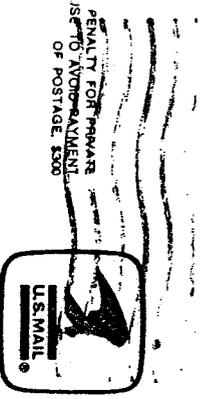


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State of Utah
 Department of Natural Resources
 Division of Oil, Gas, & Mining
 1529 West North Temple
 Salt Lake City, Utah 84116



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