

12-8-88 702

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UTAH
NATURAL RESOURCES
Oil, Gas & Mining

3 Triad Center • Suite 350 • Salt Lake City, UT 84180-1203 • 801-538-5340

NO. N 88-27-7-4

notice of violation

To the following Permittee or Operator:

Name Summit Coal Company

Mine Boyer Mine Surface Underground Other

County Summit State Utah Telephone 336-5514

Mailing Address P.O. Box 646, Coalville, Utah 84017

State Permit No ACT/043/008

Ownership Category State Federal Fee Mixed

Date of inspection December 2, 19 88

Time of inspection 10:30 a.m. p.m. to 2:00 a.m. p.m.

Operator Name (other than Permittee) Jack Blongquist

Mailing Address Same As Above

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.

Effective Date December 2, 1988

Date of service/mailling December 5, 1988 Time of service/mailling 8:00 a.m. p.m.

Jack Blongquist
Permittee/Operator representative

Mine Manager
Title

Signature
Harold G. Sandbeck
Division of Oil, Gas & Mining representative
Harold G. Sandbeck
Signature

Reclamation Spec.
Title
27
Identification Number

SEE REVERSE SIDE

WHITE-DOGM YELLOW-OSM PINK-PERMITTEE/OPERATOR GOLDENROD-NOV FILE

2710



NOTICE OF VIOLATION NO. N88-27-7-4

Violation No. 1 of 4

Nature of violation

Failure to certify the Class I haul road and the sedimentation pond. Failure to renew the liability insurance.

Provisions of act, regulations or permit violated

UMC 771.19, 817.150, 817.46 and 782.18

Portion of operation to which notice applies

Class I haul road, sedimentation pond and Boyer Mine (Liability Insurance)

Remedial action required (including any interim steps)

Provide the certifications for the Class I haul road and sedimentation pond. Renew the liability insurance.

Abatement time (including interim steps)

December 16, 1988 by 5:00 p.m.



NOTICE OF VIOLATION NO. N88-27-7-4

Violation No. 2 of 4

Nature of violation

Failure to construct the wildlife fence as required by the permit.

Provisions of act, regulations or permit violated

UMC 771.19 and UMC 817.97

Portion of operation to which notice applies

Boyer Mine wildlife mitigation area as specified in the plan.

Remedial action required (including any interim steps)

Construction of the wildlife fence must be completed by June 30, 1989.

Abatement time (including interim steps)

Same As Above.



NOTICE OF VIOLATION NO. 88-27-7-4

Violation No. 3 of 4

Nature of violation

Failure to seed disturbed ground.

Provisions of act, regulations or permit violated

UMC 771.19 and UMC 817.111

Portion of operation to which notice applies

UD-1 buffer zone
Mine fire disturbance area
UD-1 culvert after construction
Powder magazine area.
Wildlife fence line disturbance

Remedial action required (including any interim steps)

Seeding of the above mentioned areas must be completed by
June 30, 1989.

Abatement time (including interim steps)

Same As Above



NOTICE OF VIOLATION NO. N 88-27-7-4

Violation No. 4 of 4

Nature of violation

Failure to maintain diversion.

Provisions of act, regulations or permit violated

UMC 817.43 and UMC 817.45

Portion of operation to which notice applies

Diversion located at the upper north end of the property.

Remedial action required (including any interim steps)

Clear the diversion.

Abatement time (including interim steps)

December 16, 1988 by 5:00 p.m.