



0035

STATE OF UTAH
NATURAL RESOURCES & ENERGY
Oil, Gas & Mining

Scott M. Matheson, Governor
Temple A. Reynolds, Executive Director
Cleon B. Felght, Division Director

4241 State Office Building • Salt Lake City, UT 84114 • 801-533-5771

August 19, 1982

REGISTERED RETURN RECEIPT REQUESTED

Mr. Robert Wiley
Price River Coal Company
P.O. Box 629
Helper, Utah 84526

RE: Finalized Assessment for
State Violation No. N82-4-5-1

Dear Mr. Wiley:

The civil penalty for the Violation No. N82-4-5-1, has been finalized in the amount shown in the attached assessment conference report. This assessment is finalized as a result of the meeting, discussion or letter described on the reassessment form.

Any appeal to the Board of Oil, Gas and Mining must be made in writing within thirty days of your receipt of this letter. Additionally, you must have escrowed the assessed civil penalties with the Division within thirty days of receipt of the proposed assessment. Failure to comply with the above-stated statutory requirements shall result in a waiver of your right of further recourse.

If no appeal or an untimely, improper appeal is made, the assessed civil penalties must be tendered to the Division within thirty days of your receipt of this letter.

Thank you for your cooperation.

Sincerely,


RONALD W. DANIELS
ACTING ASSESSMENT OFFICER

RWD/mn

ASSESSMENT CONFERENCE REPORT
Utah Division of Oil, Gas & Mining
1588 West North Temple
Salt Lake City, Utah

Please send
of reassess
ment letter
Copy to Harold
as that he
can refer
\$840 to
the Co.

NOV/CO No. N82-4-5-1

Location of Conference: SLC, UT

Date of Conference: 8/18/82

Company Name/Mine Name: Price River Coal Co / Price River Complex

<u>Persons in Attendance</u>	<u>Title</u>
<u>Rob Wiley</u>	<u>Price River Coal Co.</u>
<u>Ken Hutchinson</u>	<u>" " " "</u>
<u>Ron Daniels</u>	<u>DOG M</u>

<u>Violation No.</u>	<u>Amount of Assessment As Revised</u>
<u>1 of 1</u>	<u>\$ 500⁰⁰</u>
<u>Total</u>	<u>500⁰⁰</u>

Approved: RWD
(Signature of Conference Officer)

Date: 8/18/82

This assessment has been set as a result of an informal conference held by the assessment officer. Should the Company desire a review in a more formal proceeding before the Board of Oil, Gas & Mining, a hearing can be requested within 30 days of receipt of this report.

vary periodically in the discharge stream. Thus, seriousness is lower than originally estimated.

Negligence is less than originally estimated. The discharge is ~~caused~~ caused by the operator using an inadequately sized sediment pond while the Division and other agencies are reviewing his plans to construct a pond which would handle unanticipated water encountered during shaft-sinking. The operator ~~has waited~~ pointed out that he is still waiting for total approval for the new pond; the Division has issued its approval but other State agencies have not. Thus, it has been somewhat the fault of ~~the~~ all parties concerned that the operator has had to make do with an inadequately sized pond ~~and~~ this led to the violation.