



STATE OF UTAH
NATURAL RESOURCES
Oil, Gas & Mining

File
Norman H. Bangerter, Governor
Dee C. Hansen, Executive Director
Dianne R. Nielson, Ph.D., Division Director

355 W. North Temple • 3 Triad Center • Suite 350 • Salt Lake City, UT 84180-1203 • 801-538-5340

September 18, 1986

CERTIFIED RETURN RECEIPT REQUESTED
P 001 720 858

Mr. Richard H. Allison
Project Supervisor Environmental
Castle Gate Coal Company
P O Box 449
Helper, Utah 84526

Dear Mr. Allison:

RE: Finalized Assessment for State Violation No. N86-4-8-3, # 1, 2, and 3,
ACT/007/004, Folder #8, Carbon County, Utah

The civil penalty for the above referenced violation has been finalized. This assessment has been finalized as a result of a review of all pertinent data and facts which were not available on the date of the proposed assessment, due to the length of the abatement period.

Within fifteen (15) days of your receipt of this letter, you or your agent may make a written appeal to the Board of Oil, Gas and Mining. To do so, you must have escrowed the assessed civil penalty with the Division within a maximum of 30 days of receipt of this letter, but in all cases prior to the Board Hearing. Failure to comply with this requirement will result in a waiver of your right of further recourse.

If no timely appeal is made, this assessed civil penalty must be tendered within thirty (30) days of your receipt of this letter. Please remit payment to the Division and mail % Jan Brown at the address listed above.

Thank you for your cooperation.

Sincerely,

Barbara W. Roberts
Barbara W. Roberts
Assessment Conference Officer

re

cc: Donna Griffin, OSM Albuquerque Field Office
0450Q

WORKSHEET FOR FINAL ASSESSMENT OF PENALTIES
 UTAH DIVISION OF OIL, GAS AND MINING

COMPANY/MINE Castle Gate Coal Co. NOV # N86-4-8-3
 PERMIT # ACT/007/004 VIOLATION 1 THRU 3
 Assessment Date 9-11-86 Assessment Officer Barbara W. Roberts

Nature of violation: _____

Date of termination: _____

	<u>Proposed Assessment</u>	<u>Final Assessment</u>
(1) History/Prev. Vio.	<u>0</u>	_____
(2) Seriousness		
(a) Probability of Occurrence	_____	_____
Extent of Damage	_____	_____
(b) Hindrance to Enforcement	<u>1</u>	_____
(3) Negligence	<u>5</u>	_____
(4) Good Faith	<u>-20</u>	_____
TOTAL	<u>0</u>	_____
	TOTAL ASSESSED FINE	<u>\$ 0</u>

3. Narrative:
 (Brief explanation for any changes made in assignment of points and any additional information that was available after the proposed assessment.)

N86-4-8-3, #1 through 3 was apparently issued in error to Castle Gate Coal Company. Price River Coal Company has accepted responsibility for the period within which this violation occurred. Violation is vacated.

G448Q