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

State of Utah
DEPARTMENT OF NATURAL RESOURCES
DIVISION OF OIL, GAS AND MINING

355 West North Temple
3 Triad Center, Suite 350
Salt Lake City, Utah 84180-1203
801-538-5340

November 4, 1988

CERTIFIED RETURN RECEIPT REQUESTED
001 717 736

Mr. Glen Zumwalt, Manager
Utah Fuel Company
P.O. Box 719
Helper, Utah 84526

Dear Mr. Zumwalt:

Re: Proposed Assessment for State Violation No. C88-15-1-1, ACT/007/005,
Folder #5, Carbon County, Utah

The undersigned has been appointed by the Board of Oil, Gas and Mining as the Assessment Officer for assessing penalties under UMC/SMC 845.11-845.20.

Enclosed is the proposed civil penalty assessment for the above referenced violation. This violation was issued by Division Inspector, Rick P. Summers on October 13, 1988. Rule UMC/SMC 845.2 et seq. has been utilized to formulate the proposed penalty. By these rules, any written information which was submitted by you or your agent within fifteen (15) days of receipt of this Notice of Violation has been considered in determining the facts surrounding the violation and the amount of penalty.

Within fifteen (15) days after receipt of this proposed assessment, you or your agent may file a written request for an assessment conference to review the proposed penalty. (Submit a request for conference to Vicki Bailey, at the above address).

IF A TIMELY REQUEST IS NOT MADE, THE PROPOSED PENALTY(IES) WILL BECOME FINAL, AND THE PENALTY(IES) WILL BE DUE AND PAYABLE WITHIN THIRTY (30) DAYS OF THE PROPOSED ASSESSMENT. Please remit payment to the Division, mail c/o Vicki Bailey.

Sincerely,

A handwritten signature in cursive script that reads "Joseph C. Helfrich".

Joseph C. Helfrich
Assessment Officer

jb
Enclosure
MN39/3

COMPANY/MINE Utah Fuel Company CO # 88-15-1-1
PERMIT # ACT/007/005 VIOLATION 1 OF 1
INSPECTOR Rick Summers DATE ISSUED 10/13/88
NATURE OF CESSATION ORDER: Imminent Environmental Harm

DATE OF ABATEMENT OF CESSATION ORDER: 10/14/88
DATE OF RECEIPT OF CESSATION ORDER: 10/13/88
LIST THE DAYS OF FAILURE TO ABATE: 10/13/88
TOTAL NUMBER OF DAYS OF FAILURE TO ABATE: 1
NUMBER OF DAYS X \$750.00/DAY = TOTAL ASSESSED FINE: \$750.00

ASSESSMENT DATE 10/31/88
ASSESSMENT OFFICER Joseph C. Helfrich

\$750.00 PROPOSED ASSESSMENT - FINAL ASSESSMENT