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Site

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

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

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

January 21, 1983

CERTIFIED RETURN RECEIPT REQUESTED P057075424

Mr. Mel Coonrod
Plateau Mining Company
P.O. Box 539
Price, Utah 84501

#8

RE: Proposed Assessment for State Violation No. N83-6-1-1
ACT-007-006

Dear (Name):

The undersigned has been empowered by the Board of Oil, Gas and Mining to act as the Assessment Officer and conduct informal conferences on violations and assessments.

Enclosed you will find the proposed civil penalty assessment for the afore referenced violation(s). The aforesaid violation(s) was issued by Division Inspector Barton Kale on the 6th of January 1983. I have utilized Rule UMC/SMC 845.2 et seq to formulate the proposed penalty.

A request for an assessment conference must be submitted within thirty (30) days after receipt of this letter. Should you request an assessment conference you may contest either the occurence of the violation, the proposed penalty or both.

If no timely request for an assessment conference is made, I shall review all pertinent data and make a final penalty assessment. The fine assessed must be paid to the Division of Oil, Gas and Mining within thirty (30) 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.

Board/Charles R. Henderson, Chairman • John L. Bell • E. Steele McIntyre • Edward T. Beck
Robert R. Norman • Margaret R. Bird • Herm Olsen

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You should further be aware that a request, after an assessment conference, to appear before the Board of Oil, Gas and Mining will not be granted unless the proposed penalty monies are properly and timely escrowed with the Division of Oil, Gas and Mining.

Sincerely,

RW Daniels

RONALD W. DANIELS
ACTING ASSESSMENT
OFFICER

RWD/lm

ASSESSMENT WORKSHEET

NOV# N83-6-1-1

PERMIT# ACT/007/006

Name of Company Plateau Mining Co./Star Point 1 & 2

Violation # 1 of 1 — POINTS

1. History of previous violations — 1
2. Seriousness (either A or B)
   - A. (1) Probability of occurrence 7
     (2) Extent of potential or actual damage 16
   - B. Obstruction to enforcement --

   Total Seriousness — 23
3. Negligence — 12
4. Good Faith (Will be considered after complete information is received) — --

TOTAL POINTS 36

ASSESSMENT $ 520.00

Violation # -- of --- — POINTS

1. History of previous violations — _____
2. Seriousness (either A or B)
   - A. (1) Probability of occurrence _____
     (2) Extent of potential or actual damage _____
   - B. Obstruction to enforcement _____

   Total Seriousness — _____
3. Negligence — _____
4. Good Faith (Will be considered after complete information is received) — _____

TOTAL POINTS _____

ASSESSMENT $ _____

ASSESSMENT EXPLANATION

NOV# N83-6-1-1

PERMIT# ACT/007/006

Name of Company Plateau Mining Co./Star Point 1 & 2

Violation # 1 of 1

History of previous violations: N82-2-3-1 effective 6/28/82 = 1 point.

Seriousness: (either A or B)

A. (1) Probability of occurrence:
The violation, failure to design construct and maintain sediment control measures is deemed unlikely to result in the event, water pollution, occurring. 7 points

(2) Extent of actual or potential damage:
Damage would extend off the permit area, if it occurred. 16 points.

B. Obstruction to enforcement: -----

Negligence: ORDINARY NEGLIGENCE 12 points

Good Faith: WILL BE CONSIDERED AFTER COMPLETE INFORMATION IS RECEIVED