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

December 27, 1982

REGISTERED RETURN RECEIPT REQUESTED P05 707 5372

Ms. Jean Semborski
United States Fuel Company
Hiawatha, Utah 84527

#8

RE: Assessment Conference for
State Violation No.
NOV #N82-2-10-1
ACT/007/011

Dear Ms. Semborski:

Pursuant to your request of December 10, 1982, I have established Tuesday, January 11, 1983, at 10:30 A.M., for the assessment conference on State Violation No. N82-2-10-1.

The conference will be held in this office.

Please let me know if this arrangement creates any problems for you.

Sincerely,

RW Daniels

RONALD W. DANIELS
ACTING ASSESSMENT OFFICER

RWD/lm

cc: Caroyln Driscoll, DOGM
Joe Helfrich, DOGM
Jodie Merriman, OSM, Albuquerque

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

an equal opportunity employer • please recycle paper

Please set up for 1/11/82 10:00 am

UNITED STATES FUEL COMPANY

HIAWATHA, UTAH 84527

December 10, 1982

Mr. Ronald W. Daniels
State of Utah
Natural Resources & Energy
Oil, Gas and Mining
4241 State Office Building
Salt Lake City, Utah 84114

Dear Mr. Daniels:

In regard to your letter of December 6, 1982 on State Violation No. N82-2-10-1, United States Fuel Company is requesting an assessment conference.

We resist the amount of the proposed penalty.

The assessed fine of $1080.00 shall be escrowed with the Division within the next thirty days.

Sincerely,

Jean Semborski

Jean Semborski

cc: E. Gardiner
R. Graeme
J. Lind

RECEIVED
DEC 13 1982
DIVISION OF
OIL, GAS & MINING

UTAH KING COAL

Quotations subject to immediate acceptance. Coal will be sold and invoiced at price in effect on date of shipment, at mine weights f. o. b. cars at place of shipment, unless otherwise specifically agreed in writing. Agreements are contingent upon causes of delay beyond our control, including strikes, accidents, riots, acts of God, lockouts, fire, flood, inability to secure cars or transportation.

FUEL

DETACH AND RETAIN THIS STATEMENT
If Voucher is incorrect return and explain error

SHARON STEEL CORPORATION
19th FLOOR, UNIVERSITY CLUB BLDG.
SALT LAKE CITY, UTAH 84111

B 22617
VOUCHER NUMBE

Vendor Number	Invoice Number	Date Mo.	Date Day	Date Yr.		Gross Amount	Discount	Net Amount
					PAID FOR THE ACCOUNT OF UNITED STATES FUEL COMPANY			
36832	36832	12	08	2	N82-2-10-1 Escrow	1080 00		1080 00
	00000 TOTAL					1080 00		1080 00

RECEIVED
DEC 28 1982
DIVISION OF
OIL GAS & MINING

SHARONSTEEL • Mining Division

AN NVF COMPANY

CHECK NO. 22617
No. B 22617

136 East South Temple Salt Lake City, Utah 84111

Date Mo.	Date Day	Date Yr.
12	21	82

AMOUNT OF CHECK
$ ****1080 00

PAY EXACTLY ****1080 DOLLARS AND 00 CENTS

TO THE ORDER OF
NATURAL RESOURCES&ENERGY
4241 STATE OFFICE BLDG
S.L.C.UTAH 84114

TO THE

R. L. Hall
AUTHORIZED OFFICIAL

W. E. Wanberg
AUTHORIZED OFFICIAL

NOT GOOD UNLESS SIGNED AND COUNTERSIGNED

First Interstate Bank
SALT LAKE CITY, UTAH 31-2

⑈022617⑈ ⑆124000025⑆ 02 02626 8⑈

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

December 15, 1982

REGISTERED RETURN RECEIPT REQUESTED P057075378

Jean Semborski
U.S. Fuel Company
Hiawatha Complex
Hiawatha, Utah 84527

#8

RE: Finalized Assessment for
State Violation
N82-2-7-1
ACT/007/011

Dear Ms. Semborski:

The civil penalty for the Violation No. N82-2-7-1, 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

RONALD W. DANIELS
ACTING ASSESSMENT
OFFICER

RWD/lm

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

NOV/CO No. N82-2-7-1

Location of Conference: Salt Lake City, Utah

Date of Conference: December 14, 1982

Company Name/Mine Name: U.S. Fuel / Hiawatha Complex

Persons in Attendance	Title
Jean Semborski	U.S. Fuel
Sandra Pruitt	DOGM
Ronald W. Daniels	DOGM

Violation No.	Amount of Assessment As Revised
N82-2-7-1	$ 340.00
Total Penalty	340.00

The operator is due a refund in the amount of $160.00, due to his having posted an escrowed civil penalty in the amount of $500.00 (check #22494).

Approved: RW Daniels (Signature of Conference Officer) Date: 12/16/82

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.

ASSESSMENT CONFERENCE REPORT
(continued)

1. **Notice of Violation/Cessation Order No.** N82-2-7-1

Violation 1 **of** 1

(a) **Nature of violation:** Failure to treat disturbed area drainage before leaving permit area.

(b) **Date of termination:** October 1, 1982

2. Conference Result	Proposed Assessment	Conference Assessment
(a) History/Prev. Vio.	7	7
(b) Seriousness		
(1) Probability of Occurrence	18	18
Extent of Damage	16	10
(2) Obstr. to Enforcement	--	--
(c) Negligence	12	10
(d) Good Faith	-18	-18
(e) Acreage	--	--
TOTAL	35	27

3. **Narrative:**
(Brief explanation of reasons for any changes made in assignment of points and any additional information that was presented at the conference.)

Extent of damage points are reduced due to the short term nature of the problem, (one day) and the fact that the volume of discharge was low (less than 1 gpm). Duration and extent of volume are less than originally estimated.

Negligence points are reduced due to the violation happening under a cover of snow, without knowledge of the operator.

ACT/007/011
#8

FUEL

DETACH AND RETAIN THIS STATEMENT
If Voucher is incorrect return and explain error

SHARON STEEL CORPORATION
19th FLOOR, UNIVERSITY CLUB BLDG.
SALT LAKE CITY, UTAH 84111

B 22617
VOUCHER NUMBE

Vendor Number	Invoice Number	Date Mo.	Date Day	Date Yr.		Gross Amount	Discount	Net Amount
					PAID FOR THE ACCOUNT OF UNITED		STATES FUEL	COMPANY
36832	36832	12	08	2	N82-2-10-1 Escrow	1080 00		1080 00
	00000 TOTAL					1080 00		1080 00

RECEIVED
DEC 23 1982
DIVISION OF
OIL GAS & MINING

SHARONSTEEL • Mining Division

AN NVF COMPANY

CHECK NO. 22617
No. B 22617

136 East South Temple Salt Lake City, Utah 84111

Date Mo.	Date Day	Date Yr.	AMOUNT OF CHECK
12	21	82	$ ****1080 00

PAY EXACTLY ****1080 DOLLARS AND 00 CENTS

TO THE ORDER OF
NATURAL RESOURCES&ENERGY
4241 STATE OFFICE BLDG
S.L.C.UTAH 84114

R. G. Hall
AUTHORIZED OFFICIAL

TO THE

N. E. Wanberg
AUTHORIZED OFFICIAL

First Interstate Bank
SALT LAKE CITY, UTAH 31-2

NOT GOOD UNLESS SIGNED AND COUNTERSIGNED

⑈022617⑈ ⑆124000025⑆ 02 02626 8⑈

FUEL

DETACH AND RETAIN THIS STATEMENT
If Voucher is incorrect return and explain error

SHARON STEEL CORPORATION
19th FLOOR, UNIVERSITY CLUB BLDG.
SALT LAKE CITY, UTAH 84111

To: Teri

B 22494
VOUCHER NUMBER

Vendor Number	Invoice Number	Date Mo.	Date Day	Date Yr.		Gross Amount	Discount	Net Amount
					PAID FOR THE ACCOUNT OF UNITED STATES FUEL COMPANY			
00000	6518	12	01	2	VIOLATIONS	500 00		500 00
00000	TOTAL				# 1982-271	500 00		500 00

RECEIVED
DEC 09 1982
DIVISION OF
OIL GAS & MINING

SHARONSTEEL • Mining Division

AN NVF COMPANY

CHECK NO. 22494
No. B 22494

136 East South Temple Salt Lake City, Utah 84111

Date Mo.	Date Day	Date Yr.	AMOUNT OF CHECK
12	08	82	$ *****500 00

PAY EXACTLY *****500 DOLLARS AND 00 CENTS

TO THE ORDER OF

DIV.OIL GAS.MINING
4241 STATE OFFICE BLDG
SALT LAKE CITY UT 84114

AUTHORIZED OFFICIAL

AUTHORIZED OFFICIAL

NOT GOOD UNLESS SIGNED AND COUNTERSIGNED

TO THE

First Interstate Bank
SALT LAKE CITY, UTAH 312

⑈022494⑈ ⑆124000025⑆ 02 02626 8⑈

ACT/007/011
#8

Route

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

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

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

December 6, 1982

CERTIFIED RETURN RECEIPT REQUESTED P057075388

#8

Jean Semborski
U.S. Fuel Company
Hiawatha, Utah 84527

RE: Proposed Assessment for
State Violation
No. N82-2-10-1
ACT/007/011

Dear Ms. Semborski:

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 Sandy Pruitt on the 19th of November 1982. 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 propsed penalty monies are properly and timely escrowed with the Division of Oil, Gas and Mining.

Sincerely,

Ronald W Daniels

RONALD W. DANIELS
ACTING ASSESSMENT
OFFICER

RWD/lm

cc: Jodie Merriman, OSM
Joe Helfrich, DOGM
Carolyn Driscoll, DOGM

ASSESSMENT WORKSHEET

NOV# N82-2-10-1

PERMIT# ACT/007/011

Name of Company U.S. Fuel/Hiawatha Complex

Violation # 1 of 1		POINTS
1. History of previous violations		8
2. Seriousness (either A or B)		
A. (1) Probability of occurrence	17	
(2) Extent of potential or actual damage	20	
B. Obstruction to enforcement	--	
Total Seriousness		37
3. Negligence		12
4. Good Faith (Will be considered after complete information is received)		-5
TOTAL POINTS		52
ASSESSMENT		$ 1,080.00

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# N82-2-10-1

PERMIT# ACT/007/011

Name of Company U.S. Fuel/ Hiawatha Complex

Violation # 1 of 1

History of previous violations: N81-3-3-1 eff 6/4/82 = 5 pts., N81-3-22-3 eff 6/4/82 = 1 pt., N81-3-20-1 eff 6/4/82 = 1 pt., N82-2-5-1 eff 10/27/82 = 1 pt. Total = 8 points.

Seriousness: (either A or B) N82-2-6-1 is pending appeal. N82-2-7-1 is pending appeal.

A. (1) Probability of occurrence: The violation, failure to pass disturbed area drainage through a sediment control facility is deemed to have resulted in off-site sedimentation having occured. 17 points.

(2) Extent of actual or potential damage: Damage extended off-site. 20 points.

B. Obstruction to enforcement: - ----

Negligence: ORDINARY NEGLIGENCE 12 points.

Good Faith: WILL BE CONSIDERED AFTER COMPLETE INFORMATION IS RECEIVED -- 5

File

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

December 1, 1982

REGISTERED RETURN RECEIPT REQUESTED # P05 7075382

#8

Jean Semborski
U.S. Fuel Company
Hiawatha, Utah 84527

RE: Assessment Conference for
State Violation No. N82-2-7-1
ACT/007/011

Dear Ms. Semborski:

Pursuant to your request of November 29, 1982, I have established Tuesday, December 14, 1982, at 1:00 P.M., for the assessment conference for your contest of the amount of the assessment on State Violation No. N82-2-7-1. Per our previous conversation, I expect that you will have paid the $500.00 proposed assessment to this office prior to the conference.

The conference will be held in this office.

Please let me know if this arrangement creates any problems for you.

Sincerely,

Ronald W Daniels

RONALD W. DANIELS
ACTING ASSESSMENT OFFICER

RWD/lm

cc: Carolyn Driscoll, DOGM
Joe Helfrich, DOGM
Jodie Merriman, OSM, Albuquerque

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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Send letter for N.C. 1:00 12/14/8

UNITED STATES FUEL COMPANY

HIAWATHA, UTAH 84527

November 29, 1982

RECEIVED
NOV 30 1982
DIVISION OF
OIL, GAS & MINING

Ronald W. Daniels
Acting Assessment Officer
4241 State Office Building
Salt Lake City, Ut. 84114

Dear Ron,

U.S. Fuel Co. requests an assessment conference on State Violation # N82-2-71. We would like to contest the amount of this violation.

This letter will verify our desire to meet on the violation as discussed between you and Bob Eccli on November, 29, 1982.

Sincerely,

Jean Semborski

Jean Semborski

UTAH KING COAL

Quotations subject to immediate acceptance. Coal will be sold and invoiced at price in effect on date of shipment, at mine weights f. o. b. cars at place of shipment, unless otherwise specifically agreed in writing. Agreements are contingent upon causes of delay beyond our control, including strikes, accidents, riots, acts of God, lockouts, fire, flood, inability to secure cars or transportation.

UNITED STATES POSTAL SERVICE
OFFICIAL BUSINESS

SENDER INSTRUCTIONS
Print your name, address, and ZIP Code in the space below.
- Complete items 1, 2, and 3 on the reverse.
- Attach to front of article if space permits, otherwise affix to back of article.
- Endorse article "Return Receipt Requested" adjacent to number.

RETURN TO

State of Utah
Natural Resources & Energy
Oil, Gas, & Mining
4241 State Office Building
Salt Lake City, Utah 84114

(Name of Sender)

(Street or P.O. Box)

(City, State, and ZIP Code)

HIAWATHA, UT
OCT 28 1982
PENALTY FOR PRIVATE USE, $300
PRE-PAID POSTAGE PAYMENT
PM
State of Utah
1982

STICK POSTAGE STAMPS TO ARTICLE TO COVER FIRST CLASS POSTAGE, CERTIFIED MAIL FEE, AND CHARGES FOR ANY SELECTED OPTIONAL SERVICES. (see front)

1. If you want this receipt postmarked, stick the gummed stub on the left portion of the address side of the article, **leaving the receipt attached**, and present the article at a post office service window or hand it to your rural carrier. (no extra charge)
2. If you do not want this receipt postmarked, stick the gummed stub on the left portion of the address side of the article, date, detach and retain the receipt, and mail the article.
3. If you want a return receipt, write the certified-mail number and your name and address on a return receipt card, Form 3811, and attach it to the front of the article by means of the gummed ends if space permits. Otherwise, affix to back of article. Endorse front of article **RETURN RECEIPT REQUESTED** adjacent to the number.
4. If you want delivery restricted to the addressee, or to an authorized agent of the addressee, endorse RESTRICTED DELIVERY on the front of the article.
5. Enter fees for the services requested in the appropriate spaces on the front of this receipt. If return receipt is requested, check the applicable blocks in Item 1 of Form 3811.
6. Save this receipt and present it if you make inquiry.

☆U.S. GOVERNMENT PRINTING OFFICE 1978: 269-897

PS Form 3811, Jan. 1979

RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL

SENDER: Complete items 1, 2, and 3. Add your address in the "RETURN TO" space on reverse.

1. The following service is requested (check one.)
   - [X] Show to whom and date delivered.....¢
   - [ ] Show to whom, date and address of delivery.....¢
   - [ ] RESTRICTED DELIVERY
     Show to whom and date delivered.....¢
   - [ ] RESTRICTED DELIVERY.
     Show to whom, date, and address of delivery.$____

   (CONSULT POSTMASTER FOR FEES)

2. ARTICLE ADDRESSED TO: J. Semborski
   U.S. Fuel Co.
   Hiawatha, Utah 84527

3. ARTICLE DESCRIPTION:

REGISTERED NO.	CERTIFIED NO.	INSURED NO.
	P07075330	

(Always obtain signature of addressee or agent)

I have received the article described above.
SIGNATURE [ ] Addressee [X] Authorized agent

4. DATE OF DELIVERY: OCT 28 1982

5. ADDRESS (Complete only if requested)

6. UNABLE TO DELIVER BECAUSE:

POSTMARK: HIAWATHA UTAH OCT 28 1982

CLERK'S INITIALS

☆GPO : 1979-288-848

10-27-82/482-2-7-1/P05707533 0/ACCEPTED

P05 7075330

RECEIPT FOR CERTIFIED MAIL

NO INSURANCE COVERAGE PROVIDED—
NOT FOR INTERNATIONAL MAIL
(See Reverse)

SENT TO J. Semborski
U.S. Fuel Co.
STREET AND NO.
P.O., STATE AND ZIP CODE
Hiawatha, Utah 84527

POSTAGE		$
CONSULT POSTMASTER FOR FEES — OPTIONAL SERVICES	CERTIFIED FEE	¢
	SPECIAL DELIVERY	¢
	RESTRICTED DELIVERY	¢
	RETURN RECEIPT SERVICE: SHOW TO WHOM AND DATE DELIVERED	¢
	RETURN RECEIPT SERVICE: SHOW TO WHOM, DATE, AND ADDRESS OF DELIVERY	¢
	RETURN RECEIPT SERVICE: SHOW TO WHOM AND DATE DELIVERED WITH RESTRICTED DELIVERY	¢
	RETURN RECEIPT SERVICE: SHOW TO WHOM, DATE AND ADDRESS OF DELIVERY WITH RESTRICTED DELIVERY	¢
TOTAL POSTAGE AND FEES		$
POSTMARK OR DATE		

27 1982

PS Form 3800, Apr. 1976

file

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

October 26, 1982

CERTIFIED RETURN RECEIPT REQUESTED
P057075330
Ms. Jean Semborski
U.S. Fuel Company
Hiawatha, Utah 84527

RE: Proposed Assessment for
State Violation No. N82-2-7-1
ACT/007/011

Dear Ms. Semborski:

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 Sandy Pruitt on the 30th of September, 1982. 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.

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,

Ronald W Daniels

RONALD W. DANIELS
ACTING ASSESSMENT OFFICER

RWD/mn
cc: Joe Helfrich
Carolyn Driscoll
OSM

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

an equal opportunity employer • please recycle paper

Issued by Sandy Pruitt on 9/30/82.

ASSESSMENT WORKSHEET

NOV# N82-2-7-1

PERMIT# ACT/007/011

Name of Company US Fuel Co

Violation # 1 of 1

		POINTS
1. History of previous violations		7
2. Seriousness (either A or B)		
A. (1) Probability of occurrence	18	
(2) Extent of potential or actual damage	16	
B. Obstruction to enforcement	—	
Total Seriousness		34
3. Negligence		12
4. Good Faith (Will be considered after complete information is received)		-18
TOTAL POINTS		35
ASSESSMENT		$ 500.00

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# N82-2-7-1

PERMIT# ACT/007/011

Name of Company U S Fuel Co

Violation # 1 of 1

History of previous violations: N81-3-3-1 effective 6/4/82 = 5 pts., N81-3-22-3 eff 6/4/82 = 1 pt., N81-3-20-1 eff. 6/4/82 = 1 pt., N82-2-5-1 = pending, N82-2-6-1 = pending. Total = 7 pts.

Seriousness: (either A or B)

A. (1) Probability of occurrence:

The violation, failure to prevent, to the extent possible using the best technology currently available, additional contribution of suspended solids to streamflow and failure to treat disturbed area surface drainage is deemed to have resulted in the event of water pollution occurring. 18 pts

(2) Extent of actual or potential damage:

Damage extends off the permit area. 16 pts.

B. Obstruction to enforcement: ____

Negligence: ORDINARY NEGLIGENCE 12 pts.

Good Faith: WILL BE CONSIDERED AFTER COMPLETE INFORMATION IS RECEIVED

Rapid compliance of a difficult abatement situation -18 pts.

DETACH AND RETAIN THIS STATEMENT
If Voucher is incorrect return and explain error

SHARON STEEL CORPORATION
19th FLOOR, UNIVERSITY CLUB BLDG.
SALT LAKE CITY, UTAH 84111

B 21320
VOUCHER NUMBER

Vendor Number	Invoice Number	Date Mo.	Date Day	Date Yr.		Gross Amount	Discount	Net Amount
00000		10	4	2	PAID FOR THE ACCOUNT OF U. S. FUEL COMPANY Escrow NB2-2-6-1 Received 10-6-82			360.00

SHARONSTEEL • Mining Division AN NVF COMPANY

136 East South Temple Salt Lake City, Utah 84111

No. B 21320

Date Mo.	Date Day	Date Yr.
10	6	82

AMOUNT OF CHECK $ ****360.00

PAY EXACTLY ****360 DOLLARS AND 00 CENTS

TO THE ORDER OF State of Utah Natural Resources & Energy
Oil, Gas and Mining

R. H. Hall
AUTHORIZED OFFICIAL

TO THE

AUTHORIZED OFFICIAL

First Interstate Bank
SALT LAKE CITY, UTAH 31-2

NOT GOOD UNLESS SIGNED AND COUNTERSIGNED

⑈021320⑈ ⑆124000025⑆ 02 02626 8⑈

A01/007/011

UNITED STATES FUEL COMPANY

SUBSIDIARY OF SHARON STEEL CORPORATION • AN NVF COMPANY

P.O. BOX A
HIAWATHA, UTAH 84527

ERROL M. GARDINER
VICE PRESIDENT
AND GENERAL MANAGER

Received 10/6/82 dc

October 4, 1982

Ronald W. Daniels
Acting Assessment Officer
State of Utah Natural Resources & Energy
Oil, Gas and Mining
4241 State Office Building
Salt Lake City, Utah 84114

Dear Mr. Daniels,

U.S. Fuel formally request that Violation Number N82-2-6-1 assessed, as revised, at $360.00 be appealed to the Board of Oil Gas and Mining.

Your letter dated 9/27/82, and received thereafter, makes this appeal on a timely basis.

The attached $360.00 check is to be placed in escrow by the office of Hearings and Appeals.

Thank you for your cooperation.

John Lind /jl

John Lind
General Superintendent
Surface Operations

JL/jl

Attachment:

cc: B. Hall
D. Graeme

OCT 6 1982

UTAH KING COAL

Quotations subject to immediate acceptance. Coal will be sold and invoiced at price in effect on date of shipment, at mine weights f. o. b. cars at place of shipment, unless otherwise specifically agreed in writing. Agreements are contingent upon causes of delay beyond our control, including strikes, accidents, riots, acts of God, lockouts, fire, flood, inability to secure cars or transportation.

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

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

file

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

September 27, 1982

ACT/007/011

REGISTERED RETURN RECEIPT REQUESTED
P05 701 5312
Ms. Jean Semborski
U.S. Fuel Company
P.O. Box 807
East Carbon, Utah 84520

RE: Finalized Assessment for
State Violation No. N82-2-5-1
and N82-2-6-1

Dear Ms. Semborski:

The civil penalty for the Violation No. N82-2-5-1 and N82-2-6-1, 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

RONALD W. DANIELS
ACTING ASSESSMENT OFFICER

RWD/mn

cc: Joe Helfrich
Carolyn Driscoll
OSM, Albuquerque

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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Send w/ final assessment letter

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

NOV/CO No. N82-2-5-1 and N82-2-6-1

Location of Conference: SLC, Ut

Date of Conference: 9/3/82

Company Name/Mine Name: US Fuel Co, Hiawatha Complex

Persons in Attendance	Title
John Lind	US Fuel
John Whitehead, Bart Kale	DOGM
Sandy Pruitt, Ron Daniels	"

Violation No.	Amount of Assessment As Revised
N82-2-5-1	$ 760.00
N82-2-6-1	360.00
Total	$1120.00

The file indicates that the ~~fine~~ penalty was not escrowed, thus the above civil penalty is due.

Approved: RWD (Signature of Conference Officer) Date: 9/24/82

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.

ASSESSMENT CONFERENCE REPORT
(continued)

1. Notice of Violation/~~Cessation~~ Order No. N82-2-5-1

Violation 1 of 1

(a) Nature of violation: Failure to construct sediment pond in accordance with approved plan

(b) Date of termination: ~~6/25/82~~ ~~6/21/82~~ Pending

2. Conference Result

	Proposed Assessment	Conference Assessment
(a) History/Prev. Vio.	16	16
(b) Seriousness		
(1) Probability of Occurrence	12	10
Extent of Damage	16	12
(2) Obstr. to Enforcement	—	~~6~~
(c) Negligence	12	6
(d) Good Faith	—	—
(e) Acreage	—	—
TOTAL	56	44

3. Narrative:
(Brief explanation of reasons for any changes made in assignment of points and any additional information that was presented at the conference.)

Points have been reduced due to the damage being smaller than originally estimated and the probability of occurrence being less than previously estimated. Negligence is reduced due to the operator's delay in receiving an initial review, which was caused by administrative delay.

ASSESSMENT CONFERENCE REPORT
(continued)

1. Notice of Violation/Cessation Order No. N82-2-6-1

Violation 1 of 1

(a) Nature of violation: Failure to maintain sediment control structures to prevent erosion

(b) Date of termination: 6/21/82

2. Conference Result

	Proposed Assessment	Conference Assessment
(a) History/Prev. Vio.	16	16
(b) Seriousness		
(1) Probability of Occurrence	12	10
Extent of Damage	4	2
(2) Obstr. to Enforcement	—	—
(c) Negligence	12	8
(d) Good Faith	—	—8
(e) Acreage	—	—
TOTAL	44	28

3. Narrative:
(Brief explanation of reasons for any changes made in assignment of points and any additional information that was presented at the conference.)

Damage and probability have been reduced due to the area involved being smaller than originally estimated, the material which eroded being non-plant support material, and the sediment pond containing all eroded material. Good faith points were awarded for the operator's efforts in abating the violation within the time allotted for abatement.

FUEL

DETACH AND RETAIN THIS STATEMENT
Voucher is incorrect return and explain error

SHARON STEEL CORPORATION
19th FLOOR, UNIVERSITY CLUB BLDG.
SALT LAKE CITY, UTAH 84111

B 20236
VOUCHER NUMBER

Vendor Number	Invoice Number	Date Mo.	Date Day	Date Yr.		Gross Amount	Discount	Net Amount
					PAID FOR THE ACCOUNT OF UNITED STATES FUEL COMPANY			
00000	4587	08	17	2	VIOLATIONS	680 00		680 00
00000	TOTAL					680 00		680 00

N82-7-21

RECEIVED
AUG 27 1982
DIVISION OF
OIL, GAS & MINING

SHARONSTEEL • Mining Division

AN NVF COMPANY

CHECK NO. 20236
No. B 20236

136 East South Temple Salt Lake City, Utah 84111

Date Mo.	Day	Yr.
8	24	82

AMOUNT OF CHECK
$ *****680 00

PAY EXACTLY *****680 DOLLARS AND 00 CENTS

TO THE ORDER OF
STATE OF UT.NAT. RESOURCES
4241 STATE OFFICE BLDG.
SALT LAKE CITY. UTAH 84114

AUTHORIZED OFFICIAL

TO THE

W. R. Kastelic
AUTHORIZED OFFICIAL

NOT GOOD UNLESS SIGNED AND COUNTERSIGNED

First Interstate Bank
SALT LAKE CITY, UTAH 31-2

⑈020236⑈ ⑆124000025⑆ 02 02626 8⑈

.11 /11

ACT/007/011

file

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

August 23, 1982

ACT/007/011

Mr. John Lind
U.S. Fuel Company
19th Floor, University Club Bldg.
136 East South Temple
Salt Lake City, Utah 84111

RE: Revision of the date of the Assessment Conference for N82-2-5-1 and N82-2-6-1

Dear Mr. Lind:

Pursuant to your request, this conference has been rescheduled for Friday, September 3, 1982 at 10:00a.m.

The conference will be held in this office.

Sincerely,

Ronald W Daniels

RONALD W. DANIELS
ACTING ASSESSMENT
OFFICER

RWD/mn

cc: Tom Ehmett
Joe Helfrich
Bulletin Board
Carolyn Driscoll

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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file

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

August 13, 1982

ACT/007/011

Mr. John A. Lind
General Superintendent
Surface Operations
United States Fuel Company
Hiawatha, Utah 84527

RE: Assessment Conference for
State Violation No. N82-2-5-1
and N82-2-6-1

Dear Mr. Lind:

Pursuant to your request of July 20, 1982, I have established August 25, 1982, at 1:30 P.M., for the assessment conference on State Violation No. N82-2-5-1 and N82-2-6-1.

The conference will be held in this office.

Please let me know if this arrangement creates any problems for you.

Sincerely,

for
RONALD W. DANIELS
ACTING ASSESSMENT OFFICER

RWD/mn

cc: Legal Specialist
Field Supervisor
Bulletin Board

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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Please send a letter setting up the A.C. for 1:30 on 25 Aug. Please reserve the large conf room. Pa

UNITED STATES FUEL COMPANY

HIAWATHA, UTAH 84527

July 14, 1982

Mr. Ronald W. Daniels
Acting Assessment Officer
State of Utah Natural Resources & Energy
Oil Gas & Mining
4241 State Office Building
Salt Lake City, Utah 84114

Re: Proposed Assessment for
State Violation No. N82-2-5-1
and No. N82-2-6-1

Dear Mr. Daniels:

In regard to Proposed Assessment for State Violations N82-2-5-1 and N82-2-6-1 U. S. Fuel requests a formal assessment conference.

The contests in both alledged violations regard the facts as well as the proposed assessment penalty.

Sincerely,

John A. Lind
General Superintendent
Surface Operations

JAL/kc

CC: E. M. Gardiner
J. Semborski

RECEIVED
JUL 20 1982
DIVISION OF
OIL, GAS & MINING

UTAH KING COAL

Quotations subject to immediate acceptance. Coal will be sold and invoiced at price in effect on date of shipment, at mine weights f. o. b. cars at place of shipment, unless otherwise specifically agreed in writing. Agreements are contingent upon causes of delay beyond our control, including strikes, accidents, riots, acts of God, lockouts, fire, flood, inability to secure cars or transportation.

STICK POSTAGE STAMPS TO ARTICLE TO COVER FIRST CLASS POSTAGE, CERTIFIED MAIL FEE, AND CHARGES FOR ANY SELECTED OPTIONAL SERVICES. (see front)

1. If you want this receipt postmarked, stick the gummed stub on the left portion of the address side of the article, **leaving the receipt attached**, and present the article at a post office service window or hand it to your rural carrier. (no extra charge)
2. If you do not want this receipt postmarked, stick the gummed stub on the left portion of the address side of the article, date, detach and retain the receipt, and mail the article.
3. If you want a return receipt, write the certified-mail number and your name and address on a return receipt card, Form 3811, and attach it to the front of the article by means of the gummed ends if space permits. Otherwise, affix to back of article. Endorse front of article **RETURN RECEIPT REQUESTED** adjacent to the number.
4. If you want delivery restricted to the addressee, or to an authorized agent of the addressee, endorse RESTRICTED DELIVERY on the front of the article.
5. Enter fees for the services requested in the appropriate spaces on the front of this receipt. If return receipt is requested, check the applicable blocks in Item 1 of Form 3811.
6. Save this receipt and present it if you make inquiry.

☆U.S. GOVERNMENT PRINTING OFFICE 1978: 269-8

UNITED STATES POSTAL SERVICE
OFFICIAL BUSINESS

SENDER INSTRUCTIONS
Print your name, address, and ZIP Code in the space below.
- Complete items 1, 2, and 3 on the reverse.
- Attach to front of article if space permits, otherwise affix to back of article.
- Endorse article "Return Receipt Requested" adjacent to number.

RETURN TO

PENALTY FOR PRIVATE USE TO AVOID PAYMENT OF POSTAGE, $300

U.S.MAIL

State of Utah
Natural Resources & Energy
Oil, Gas, & Mining
4241 State Office Building
Salt Lake City, Utah 84114

(Name of Sender)

(Street or P.O. Box)

(City, State, and ZIP Code)

AUG 5 1982 SALT LAKE CITY, UTAH

P05 7075308

RECEIPT FOR CERTIFIED MAIL
NO INSURANCE COVERAGE PROVIDED—
NOT FOR INTERNATIONAL MAIL
(See Reverse)

SENT TO John Lind
U.S. Fuel Co.
STREET AND NO. 19th Floor,
University Club Bldg.
P.O., STATE AND ZIP CODE 136 E. So Tpl.
Salt Lake City, Utah 84111

POSTAGE	$
CERTIFIED FEE	¢
SPECIAL DELIVERY	¢
RESTRICTED DELIVERY	¢
SHOW TO WHOM AND DATE DELIVERED	¢
SHOW TO WHOM, DATE, AND ADDRESS OF DELIVERY	¢
SHOW TO WHOM AND DATE DELIVERED WITH RESTRICTED DELIVERY	¢
SHOW TO WHOM, DATE AND ADDRESS OF DELIVERY WITH RESTRICTED DELIVERY	¢
TOTAL POSTAGE AND FEES	$
POSTMARK OR DATE	

CONSULT POSTMASTER FOR FEES
OPTIONAL SERVICES
RETURN RECEIPT SERVICE

AUG 5 1982 SALT LAKE CITY, UTAH

PS Form 3800, Apr. 1976

N82-7-2-1 / ACT-007-011 / 8-2-82 / P057075308

● SENDER: Complete items 1, 2, and 3. Add your address in the "RETURN TO" space on reverse.

1. The following service is requested (check one.)
   - ☒ Show to whom and date delivered. ___¢
   - ☐ Show to whom, date and address of delivery. ___¢
   - ☐ RESTRICTED DELIVERY
     Show to whom and date delivered. ___¢
   - ☐ RESTRICTED DELIVERY.
     Show to whom, date, and address of delivery. $___
   - (CONSULT POSTMASTER FOR FEES)

2. ARTICLE ADDRESSED TO: John Lind
U.S. Fuel Co.
19th Floor, University Club Bldg.
136 East South Temple, SLC, Ut. 84111

3. ARTICLE DESCRIPTION:
REGISTERED NO. | CERTIFIED NO. P057075308 | INSURED NO.
(Always obtain signature of addressee or agent)
I have received the article described above.
SIGNATURE ☐Addressee ☐Authorized agent

4. DATE OF DELIVERY JUL 29 1982

5. ADDRESS (Complete only if requested)

6. UNABLE TO DELIVER BECAUSE:

POSTMARK AUG 5 1982

CLERK'S INITIALS

PS Form 3811, Jan. 1979

RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL

☆GPO : 1979-288-848

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

August 2, 1982

REGISTERED - RETURN RECEIPT REQUESTED
P057075308
Mr. John Lind
U.S. Fuel Company
19th Floor, University Club Bldg.
136 East South Temple
Salt Lake City, Utah 84111

RE: Assessment Conference Report and
Assessment of Civil Penalty for
State Violation No. N82-7-2-1

Dear Mr. Lind:

Enclosed please find the Division's Assessment Conference Report concerning violations of the Utah Coal Mining and Reclamation Act, U.C.A., 40-10-1, et seq, at the Hiawatha Complex, Carbon County, Utah.

Pursuant to this assessment conference report a civil penalty of six hundred eighty dollars ($680.00) is hereby assessed.

You may request a formal hearing before the Board of Oil, Gas and Mining to contest the occurrence of the violation, the amount of the assessed penalty or both within thirty (30) days from the receipt of this letter. However, you will not be granted a hearing before the Board if you do not escrow the proposed penalty monies with the Division within thirty (30) days from the receipt of this correspondence.

The assessed penalty must be paid to the Division within thirty (30) days from the receipt of this notice if you choose not to request a formal hearing before the Board or an Order to Show Cause must be issued.

Please contact the Division if you have any questions or require any information.

Sincerely,

for RONALD W. DANIELS
ACTING ASSESSMENT OFFICER

RWD/mn
Enclosures
cc: Assessment Officer
Field Supervisor

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

NOV No. N82-7-2-1

Location of Conference: Salt Lake City, Utah

Date of Conference: 6/22/82

Company Name/Mine Name: U.S. Fuel Company / Hiawatha Complex ACT/007/011

Persons in Attendance	Title
John Lind, Bob Eccli	U.S. Fuel Company
Jodie Merriman	Office of Surface Mining
Dave Lof	Division of Oil, Gas and Mining

Violation No.	Amount of Assessment As Revised
1 of 1	$ 680.00

Approved: [signature] Date: 8-2-82
(Signature of Conference Officer)
for Ronald W. Daniels

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.

ASSESSMENT CONFERENCE REPORT
(continued)

1. **Notice of Violation** **Order No.** N82-7-2-1

Violation 1 **of** 1

(a) **Nature of violation:** Failure to pass runoff through a sediment control facility.

(b) **Date of termination:** 4/30/82

2. Conference Result	Proposed Assessment	Conference Assessment
(a) History/Prev. Vio.	9	9
(b) Seriousness		
(1) Probability of Occurrence	17	17
Extent of Damage	16	16
(2) Obstr. to Enforcement	-	-
(c) Negligence	10	10
(d) Good Faith	-	-10
(e) Acreage	-	
TOTAL	52	42

3. **Narrative:**
(Brief explanation of reasons for any changes made in assignment of points and any additional information that was presented at the conference.) The operator exhibited good faith in acheiving compliance.

STICK POSTAGE STAMPS TO ARTICLE TO COVER FIRST CLASS POSTAGE, CERTIFIED MAIL FEE, AND CHARGES FOR ANY SELECTED OPTIONAL SERVICES. (see front)

1. If you want this receipt postmarked, stick the gummed stub on the left portion of the address side of the article, **leaving the receipt attached**, and present the article at a post office service window or hand it to your rural carrier. (no extra charge)
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5. Enter fees for the services requested in the appropriate spaces on the front of this receipt. If return receipt is requested, check the applicable blocks in Item 1 of Form 3811.
6. Save this receipt and present it if you make inquiry.

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UNITED STATES POSTAL SERVICE
OFFICIAL BUSINESS

SENDER INSTRUCTIONS
Print your name, address, and ZIP Code in the space below.
- Complete items 1, 2, and 3 on the reverse.
- Attach to front of article if space permits, otherwise affix to back of article.
- Endorse article "Return Receipt Requested" adjacent to number.

RETURN TO

PENALTY FOR PRIVATE USE TO AVOID PAYMENT OF POSTAGE, $300

U.S.MAIL

State of Utah
Natural Resources & Energy
Oil, Gas, & Mining
4241 State Office Building
Salt Lake City, Utah 84114

(Name of Sender)

(Street or P.O. Box)

(City, State, and ZIP Code)

P05 7075338

RECEIPT FOR CERTIFIED MAIL
NO INSURANCE COVERAGE PROVIDED—
NOT FOR INTERNATIONAL MAIL
(See Reverse)

SENT TO: Ms. Jean Semborski
STREET AND NO.: U.S. Fuel Co.
P.O., STATE AND ZIP CODE: Hiawatha, Utah 84527
POSTAGE $
CERTIFIED FEE ¢
CONSULT POSTMASTER FOR FEES
OPTIONAL SERVICES
SPECIAL DELIVERY ¢
RESTRICTED DELIVERY ¢
RETURN RECEIPT SERVICE
SHOW TO WHOM AND DATE DELIVERED ¢
SHOW TO WHOM, DATE, AND ADDRESS OF DELIVERY ¢
SHOW TO WHOM AND DATE DELIVERED WITH RESTRICTED DELIVERY ¢
SHOW TO WHOM, DATE AND ADDRESS OF DELIVERY WITH RESTRICTED DELIVERY ¢
TOTAL POSTAGE AND FEES $
POSTMARK OR DATE: JUL 8 1982 UTAH USPO

PS Form 3800, Apr. 1976

P.A. N82-2-6-1 / 7/2/82 / ACT-007-011

POST ACT/007/011 / N82-2-6-1

● SENDER: Complete items 1, 2, and 3. Add your address in the "RETURN TO" space on reverse.

1. The following service is requested (check one.)
   - ☒ Show to whom and date delivered. ¢
   - ☐ Show to whom, date and address of delivery. ¢
   - ☐ RESTRICTED DELIVERY
     - Show to whom and date delivered. ¢
     - ☐ RESTRICTED DELIVERY.
       - Show to whom, date, and address of delivery. $
   - (CONSULT POSTMASTER FOR FEES)
2. ARTICLE ADDRESSED TO: Ms. Jean Semborski, U.S. Fuel Co., Hiawatha, Utah 84527
3. ARTICLE DESCRIPTION: REGISTERED NO. ___ CERTIFIED NO. ___ INSURED NO. ___
   (Always obtain signature of addressee or agent)
   I have received the article described above.
   SIGNATURE ☐ Addressee ☐ Authorized agent
4. DATE OF DELIVERY: JUL 8 1982
5. ADDRESS (Complete only if requested)
6. UNABLE TO DELIVER BECAUSE:

POSTMARK: HIAWATHA UTAH JUL 8 1982

CLERK'S INITIALS: DK

PS Form 3811, Jan. 1979 — RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL

☆GPO: 1979-288-848

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

July 2, 1982

ACT/007/011

REGISTERED - RETURN RECEIPT REQUESTED
P057075338

Ms. Jean Semborski
U.S. Fuel Company
Hiawatha, Utah 84527

RE: Proposed Assessment for
State Violation No. N82-2-6-1

Dear Ms. Semborski:

Enclosed you will find the proposed civil penalty assessment for this violation. The violation was cited by Division Inspector Sandy Pruitt on June 10, 1982.

The Board of Oil, Gas and Mining has empowered me to act as Assessment Officer and to conduct informal conferences on violations and assessments. This assessment has been computed by me using Rule UMC/SMC 845.2 et seq.

You may or may not request that the Division establish an assessment conference at this time. If no conference is requested by you within 30 days of your receipt of this letter the violation will be reassessed considering available facts and you will be required to pay the civil penalty as reassessed.

Should you decide to request an assessment conference you must do so in writing within 30 days of your receipt of this letter. Please specify in your request what the nature of your contest to the violation will include. For your ease in responding I have classified those contests as follows:

1. A contest of the amount of the assessment and not the fact of the violation(s) having occurred.

2. A contest of the facts of whether the violation(s) occurred.

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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This classification has been made to enable the Division time to arrange for a court reporter to establish a record of the proceedings in contests of the facts of a violation.

My decision resulting from the assessment conference may be appealed to the Board in a more formal proceeding.

Sincerely,

Ronald W Daniels

RONALD W. DANIELS
ACTING ASSESSMENT OFFICER

RWD/mn

Enclosure

cc: Assessment Officer
Field Supervisor

ASSESSMENT WORKSHEET

NOV# N82-2-6-1

PERMIT# ACT/007/011

Name of Company U.S. FUEL COMPANY

Violation # 1 of 1

		POINTS
1. History of previous violations		16
2. Seriousness (either A or B)		
A. (1) Probability of occurrence	12	
(2) Extent of potential or actual damage	4	
B. Obstruction to enforcement		
Total Seriousness		16
3. Negligence		12
4. Good Faith (Will be considered after complete information is received)		
TOTAL POINTS		44
ASSESSMENT		$ 760.00

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# N82-2-6-1

PERMIT# ACT/007/011

Name of Company U.S. FUEL COMPANY

Violation # 1 of 1

History of previous violations: See N82-2-5-1 for detail. - 16 Pts.

Seriousness: (either A or B)

A. (1) Probability of occurrence: The violation, failure to maintain sediment control sturctures to prevent erosion is deemed likely to result in erosion 12 Pts.

(2) Extent of actual or potential damage: Damage would not extend off the mine site. 4Pts.

B. Obstruction to enforcement: -

Negligence: ORDINARY NEGLIGENCE Previous problems pointed out in N81-1-8-7 and NAOC 82-2-4-2. 12 Pts.

Good Faith: WILL BE CONSIDERED AFTER COMPLETE INFORMATION IS RECEIVED

STICK POSTAGE STAMPS TO ARTICLE TO COVER FIRST CLASS POSTAGE, CERTIFIED MAIL FEE, AND CHARGES FOR ANY SELECTED OPTIONAL SERVICES. (see front)

1. If you want this receipt postmarked, stick the gummed stub on the left portion of the address side of the article, **leaving the receipt attached**, and present the article at a post office service window or hand it to your rural carrier. (no extra charge)
2. If you do not want this receipt postmarked, stick the gummed stub on the left portion of the address side of the article, date, detach and retain the receipt, and mail the article.
3. If you want a return receipt, write the certified-mail number and your name and address on a return receipt card, Form 3811, and attach it to the front of the article by means of the gummed ends if space permits. Otherwise, affix to back of article. Endorse front of article **RETURN RECEIPT REQUESTED** adjacent to the number.
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6. Save this receipt and present it if you make inquiry.

☆U.S. GOVERNMENT PRINTING OFFICE 1978: 269-897

UNITED STATES POSTAL SERVICE
OFFICIAL BUSINESS

SENDER INSTRUCTIONS
Print your name, address, and ZIP Code in the space below.
- Complete items 1, 2, and 3 on the reverse.
- Attach to front of article if space permits, otherwise affix to back of article.
- Endorse article "Return Receipt Requested" adjacent to number.

RETURN TO

PENALTY FOR PRIVATE USE TO AVOID PAYMENT OF POSTAGE, $300

U.S.MAIL

State of Utah
Natural Resources & Energy
Oil, Gas, & Mining
4241 State Office Building
Salt Lake City, Utah 84114

(Name of Sender)

(Street or P.O. Box)

(City, State, and ZIP Code)

P05 707 5336

RECEIPT FOR CERTIFIED MAIL
NO INSURANCE COVERAGE PROVIDED—
NOT FOR INTERNATIONAL MAIL
(See Reverse)

SENT TO: Ms. Jean Sinborski
STREET AND NO.
P.O., STATE AND ZIP CODE: U.S. Fuel Company, Hiawatha, Utah 84527

POSTAGE	$
CERTIFIED FEE	¢
SPECIAL DELIVERY	¢
RESTRICTED DELIVERY	¢
SHOW TO WHOM AND DATE DELIVERED	¢
SHOW TO WHOM, DATE, AND ADDRESS OF DELIVERY	¢
SHOW TO WHOM AND DATE DELIVERED WITH RESTRICTED DELIVERY	¢
SHOW TO WHOM, DATE AND ADDRESS OF DELIVERY WITH RESTRICTED DELIVERY	¢
TOTAL POSTAGE AND FEES	$
POSTMARK OR DATE	

CONSULT POSTMASTER FOR FEES — OPTIONAL SERVICES — RETURN RECEIPT SERVICE

JUL 8 1982

PS Form 3800, Apr. 1976

P.A. N82-2-51 / 7/2/82

● SENDER: Complete items 1, 2, and 3. Add your address in the "RETURN TO" space on reverse.

1. The following service is requested (check one.)
   - ☒ Show to whom and date delivered. ____ ¢
   - ☐ Show to whom, date and address of delivery. ____ ¢
   - ☐ RESTRICTED DELIVERY
     - Show to whom and date delivered. ____ ¢
     - ☐ RESTRICTED DELIVERY. Show to whom, date, and address of delivery $____
   - (CONSULT POSTMASTER FOR FEES)
2. ARTICLE ADDRESSED TO: Ms. Jean Sinborski, US. Fuel Company, Hiawatha, Utah 84527
3. ARTICLE DESCRIPTION: REGISTERED NO. ____ CERTIFIED NO. ____ INSURED NO. ____
   (Always obtain signature of addressee or agent)
   I have received the article described above.
   SIGNATURE ☐ Addressee ☐ Authorized agent
4. DATE OF DELIVERY: JUL 8 1982
5. ADDRESS (Complete only if requested)
6. UNABLE TO DELIVER BECAUSE: CLERK'S INITIALS

HIAWATHA UTAH JUL 8 1982

PS Form 3811, Jan. 1979 — RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL

☆GPO: 1979-288-848

P.A. N82-2-51 / 7-2-82 / HCT/DOT/011

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

July 2, 1982

REGISTERED - RETURN RECEIPT REQUESTED
P057075336

Ms. Jean Semborski
U.S. Fuel Company
Hiawatha, Utah 84527

RE: Proposed Assessment for
State Violation No. N82-2-5-1

Dear Ms. Semborski:

Enclosed you will find the proposed civil penalty assessment for this violation. The violation was cited by Division Inspector Sandy Pruitt on June 3, 1982.

The Board of Oil, Gas and Mining has empowered me to act as Assessment Officer and to conduct informal conferences on violations and assessments. This assessment has been computed by me using Rule UMC/SMC 845.2 et seq.

You may or may not request that the Division establish an assessment conference at this time. If no conference is requested by you within 30 days of your receipt of this letter the violation will be reassessed considering available facts and you will be required to pay the civil penalty as reassessed.

Should you decide to request an assessment conference you must do so in writing within 30 days of your receipt of this letter. Please specify in your request what the nature of your contest to the violation will include. For your ease in responding I have classified those contests as follows:

1. A contest of the amount of the assessment and not the fact of the violation(s) having occurred.

2. A contest of the facts of whether the violation(s) occurred.

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

an equal opportunity employer • please recycle paper

This classification has been made to enable the Division time to arrange for a court reporter to establish a record of the proceedings in contests of the facts of a violation.

My decision resulting from the assessment conference may be appealed to the Board in a more formal proceeding.

Sincerely,

Ronald W. Daniels

RONALD W. DANIELS
ACTING ASSESSMENT OFFICER

RWD/mn

Enclosure
cc: Assessment Officer
Field Supervisor

ASSESSMENT WORKSHEET

NOV# N82-2-5-1

PERMIT# ACT/007/011

Name of Company U.S. FUEL COMPANY

Violation # 1 of 1

		POINTS
1. History of previous violations		16
2. Seriousness (either A or B)		
A. (1) Probability of occurrence	12	
(2) Extent of potential or actual damage	16	
B. Obstruction to enforcement		
Total Seriousness		28
3. Negligence		12
4. Good Faith (Will be considered after complete information is received)		-

TOTAL POINTS 56

ASSESSMENT $1,220.00

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# N82-2-5-1

PERMIT# ACT/007/011

Name of Company U.S. FUEL COMPANY

Violation # 1 of 1

History of previous violations: N81-3-3-1 eff. June 4, 1982 = 5 pts., N81-3-22-3 eff. June 4, 1982 - 1 pt., N81-3-20-1 eff. Jule 4, 1982 = 1 pt., N81-3-9-2 eff. Oct.29, 1981 = 2 pts., N81-1-8-7 eff. March 23, 1981 =5 pts., N81-3-13-2 eff. Oct. 29, 1981 - 2 pts. = 16 pts.

Seriousness: (either A or B)

A. (1) Probability of occurrence: The violation, failure to construct a sediment pond in accord with an approved plan is deemed likely to result in the event of stream sedimentation and water pollution by increased suspended solids. 12 Pts.

(2) Extent of actual or potential damage: Damage would wxtend off site. 16 Pts.

B. Obstruction to enforcement: ------

Negligence: ORDINARY NEGLIGENCE 12 Points - NAOC #1 of 2 (82-2-5-2) issued on May 15, 1982.

Good Faith: WILL BE CONSIDERED AFTER COMPLETE INFORMATION IS RECEIVED ----

STICK POSTAGE STAMPS TO ARTICLE TO COVER FIRST CLASS POSTAGE, CERTIFIED MAIL FEE, AND CHARGES FOR ANY SELECTED OPTIONAL SERVICES. (see front)

1. If you want this receipt postmarked, stick the gummed stub on the left portion of the address side of the article, **leaving the receipt attached**, and present the article at a post office service window or hand it to your rural carrier. (no extra charge)
2. If you do not want this receipt postmarked, stick the gummed stub on the left portion of the address side of the article, date, detach and retain the receipt, and mail the article.
3. If you want a return receipt, write the certified-mail number and your name and address on a return receipt card, Form 3811, and attach it to the front of the article by means of the gummed ends if space permits. Otherwise, affix to back of article. Endorse front of article **RETURN RECEIPT REQUESTED** adjacent to the number.
4. If you want delivery restricted to the addressee, or to an authorized agent of the addressee, endorse RESTRICTED DELIVERY on the front of the article.
5. Enter fees for the services requested in the appropriate spaces on the front of this receipt. If return receipt is requested, check the applicable blocks in Item 1 of Form 3811.
6. Save this receipt and present it if you make inquiry.

☆U.S. GOVERNMENT PRINTING OFFICE 1978: 269-897

P05 7075292

RECEIPT FOR CERTIFIED MAIL

NO INSURANCE COVERAGE PROVIDED—
NOT FOR INTERNATIONAL MAIL
(See Reverse)

SENT TO U.S. Fuel Co.
STREET AND NO. P.O. BOX A
P.O., STATE AND ZIP CODE Hiawatha, Utah 84527

POSTAGE	$
CONSULT POSTMASTER FOR FEES: CERTIFIED FEE	¢
OPTIONAL SERVICES: SPECIAL DELIVERY	¢
RESTRICTED DELIVERY	¢
RETURN RECEIPT SERVICE: SHOW TO WHOM AND DATE DELIVERED	¢
SHOW TO WHOM, DATE, AND ADDRESS OF DELIVERY	¢
SHOW TO WHOM AND DATE DELIVERED WITH RESTRICTED DELIVERY	¢
SHOW TO WHOM, DATE AND ADDRESS OF DELIVERY WITH RESTRICTED DELIVERY	¢
TOTAL POSTAGE AND FEES	$
POSTMARK OR DATE	JUN 10

PS Form 3800, Apr. 1976 P.A. #N82-7-2-1

P.A. #N82-7-2-1 / 6/10/82 / ACT-007-021

UNITED STATES POSTAL SERVICE
OFFICIAL BUSINESS

SENDER INSTRUCTIONS
Print your name, address, and ZIP Code in the space below.
- Complete items 1, 2, and 3 on the reverse.
- Attach to front of article if space permits, otherwise affix to back of article.
- Endorse article "Return Receipt Requested" adjacent to number.

RETURN TO

PENALTY FOR PRIVATE USE TO AVOID PAYMENT OF POSTAGE, $300

U.S. MAIL

State of Utah
Natural Resources & Energy
Oil, Gas, & Mining
4241 State Office Building
Salt Lake City, Utah 84114

(Name of Sender)

(Street or P.O. Box)

(City, State, and ZIP Code)

SENDER: Complete items 1, 2, and 3. Add your address in the "RETURN TO" space on reverse.

1. The following service is requested (check one.)
   - ☒ Show to whom and date delivered. ¢
   - ☐ Show to whom, date and address of delivery. ¢
   - ☐ RESTRICTED DELIVERY
     - Show to whom and date delivered. ¢
     - ☐ RESTRICTED DELIVERY. Show to whom, date, and address of delivery. $
   - (CONSULT POSTMASTER FOR FEES)
2. ARTICLE ADDRESSED TO: Jean Semborski
   U.S. Fuel Company
   P.O. Box A
   Hiawatha, Utah 84527
3. ARTICLE DESCRIPTION: REGISTERED NO. CERTIFIED NO. P057075292 INSURED NO.
   (Always obtain signature of addressee or agent)
   I have received the article described above.
   SIGNATURE ☐Addressee ☐Authorized agent
4. DATE OF DELIVERY JUN 14 1982 POSTMARK HIAWATHA JUN 14 1982
5. ADDRESS (Complete only if requested)
6. UNABLE TO DELIVER BECAUSE: TELEPH'S INITIALS

Form 3811, Jan. 1979 RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL

☆GPO: 1979-288-848

File

STATE [redacted]UTAH
NATU[redacted]RESOURCES & ENERGY
Oil, G[redacted]ining

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

4241 State Office Bu[redacted] - Salt Lake City, UT 84114 • 801-533-5771

June 8, 1982

ACT/007/011

Ms. Jean Se[redacted]ski
U.S. Fuel C[redacted]y
P.O. Box A
Hiawatha, U[redacted] 84527

RE: Assessment Conference for
State Violation No. #N82-7-2-1

Dear Ms. Se[redacted]ski:

Pursua[redacted] your request of May 9, 1982, I have established Tuesday, June 22, 19[redacted]t 1:30 P.M., for the assessment conference on State Violation #N82-7-2-1.

The co[redacted]nce will be held in this office.

Please [redacted]me know if this arrangement creates any problems for you.

Sincerely,

Ronald W Daniels

RONALD W. DANIELS
ACTING ASSESSMENT OFFICER

RWD/mn

cc: Caroly[redacted]scoll, Legal Specialist
Joe He[redacted]h, Field Supervisor

P057075292

[redacted]rd/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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Please send letter setting up the AL of - 130PM 6/22/82. then route this to Norm

UNITED STATES FUEL COMPANY

SUBSIDIARY OF SHARON STEEL CORPORATION • AN NVF COMPANY

P.O. BOX A
HIAWATHA, UTAH 84527

ERROL M. GARDINER
VICE PRESIDENT
AND GENERAL MANAGER

June 7, 1982

Ron Daniels
Acting Assessment Officer
4241 State Office Building
Salt Lake City, Utah 84114

Dear Mr. Daniels,

In accord with OGM guidelines, U.S. Fuel request a conference on State Violation No. N82-7-2-1.

It is our position that we contest the amount of the assessment and the facts of the cited violation.

General Superintendent
Surface Operations

JL/jl

cc: Jean Semborski

RECEIVED
MAY 09 1982
DIVISION OF
OIL, GAS & MINING

UTAH KING COAL

Quotations subject to immediate acceptance. Coal will be sold and invoiced at price in effect on date of shipment, at mine weights f. o. b. cars at place of shipment, unless otherwise specifically agreed in writing. Agreements are contingent upon causes of delay beyond our control, including strikes, accidents, riots, acts of God, lockouts, fire, flood, inability to secure cars or transportation.

Copy to the US Fuel N.O.V. file & to Ron Thengue to Harold

UNITED STATES FUEL COMPANY

HIAWATHA, UTAH 84527

May 28, 1982

operator file

ACT/007/011

Mr. Ronald W. Daniels
Acting Assessment Officer
State of Utah
Department of Natural Resources
Division of Oil, Gas and Mining
1288 West North Temple
Salt Lake City, Utah 84116

Dear Mr. Daniels:

Please find enclosed a check for the final assessed amount on violation no. N81-3-20-1. As stated in your May 4, 1982 letter, the check is written for the amount of $170.00.

No formal board review will be requested concerning this violation.

Sincerely,

Jean Semborski

Jean Semborski
Engineering Assistant

Attachment: Check # 18256

c.c.: E. Gardiner
J. Lind

RECEIVED
JUN 02 1982
DIVISION OF
OIL, GAS & MINING

UTAH KING COAL

Quotations subject to immediate acceptance. Coal will be sold and invoiced at price in effect on date of shipment, at mine weights f.o.b. cars at place of shipment, unless otherwise specifically agreed in writing. Agreements are contingent upon causes of delay beyond our control, including strikes, accidents, riots, acts of God, lockouts, fire, flood, inability to secure cars or transportation.

FUEL

DETACH AND RETAIN THIS STATEMENT
Voucher is incorrect return and explain error

SHARON STEEL CORPORATION
19th FLOOR, UNIVERSITY CLUB BLDG.
SALT LAKE CITY, UTAH 84111

B 18256
VOUCHER NUMBER

Vendor Number	Invoice Number	Date Mo.	Date Day	Date Yr.		Gross Amount	Discount	Net Amount
					PAID FOR THE ACCOUNT OF UNITED STATES FUEL COMPANY			
00000	9146	05	18	2	CASE N-81-3-20-1	170 00		170 00
	00000 TOTAL					170 00		170 00

RECEIVED
JUN 02 1982
DIVISION OF
OIL, GAS & MINING

SHARONSTEEL • Mining Division

AN NVF COMPANY

CHECK NO. 18256
No. B 18256

136 East South Temple Salt Lake City, Utah 84111

Date Mo.	Day	Yr.	AMOUNT OF CHECK
5	24	82	$ *****170 00

PAY EXACTLY *****170 DOLLARS AND 00 CENTS

TO THE ORDER OF ST. OF UTAH, NATURAL RESOURCES AND ENERGY, OIL GAS AND MINING

TO THE First Interstate Bank
SALT LAKE CITY, UTAH 31-2

N81-3-20-1

AUTHORIZED OFFICIAL

AUTHORIZED OFFICIAL
NOT GOOD UNLESS SIGNED AND COUNTERSIGNED

⑈018256⑈ ⑆124000025⑆ 02 02626 8⑈

Copy to the US Fuel NOV file & to Ron. Then give to Harold

UNITED STATES FUEL COMPANY

HIAWATHA, UTAH 84527

May 28, 1982

Operator file

Ron 6/2

Mr. Ronald W. Daniels
Acting Assessment Officer
State of Utah
Department of Natural Resources
Division of Oil, Gas and Mining
1288 West North Temple
Salt Lake City, Utah 84116

ACT/007/011

Dear Mr. Daniels:

Enclosed please find a check from United States Fuel Company for the amount of $2,250.00. This is the amount of the final assessment on Cessation Order No. N81-3-3-1 as presented in your May 4, 1982 letter.

Sincerely,

Jean Semborski

Jean Semborski
Engineering Assistant

Attachment: Check #18257

c.c.: E. Gardiner
J. Lind

RECEIVED
JUN 02 1982
DIVISION OF
OIL, GAS & MINING

UTAH KING COAL

Quotations subject to immediate acceptance. Coal will be sold and invoiced at price in effect on date of shipment, at mine weights f. o. b. cars at place of shipment, unless otherwise specifically agreed in writing. Agreements are contingent upon causes of delay beyond our control, including strikes, accidents, riots, acts of God, lockouts, fire, flood, inability to secure cars or transportation.

FUEL

DETACH AND RETAIN THIS STATEMENT
If Voucher is incorrect return and explain error

SHARON STEEL CORPORATION
19th FLOOR, UNIVERSITY CLUB BLDG.
SALT LAKE CITY, UTAH 84111

B 1825
VOUCHER NUMBER

Vendor Number	Invoice Number	Date Mo.	Date Day	Date Yr.		Gross Amount	Discount	Net Amount
					PAID FOR THE ACCOUNT OF UNITED STATES FUEL COMPANY			
00000	9147	05	18	2		2250 00		2250 00
	00000 TOTAL					2250 00		2250 00

RECEIVED
JUN 02 1982
DIVISION OF
L, GAS & MINING

SHARONSTEEL • Mining Division

AN NVF COMPANY

136 East South Temple - Salt Lake City, Utah 84111

CHECK NO. 18257
No. B 1825

Date Mo.	Date Day	Date Yr.	AMOUNT OF CHECK
5	24	82	$ ****2250 00

PAY EXACTLY ****2250 DOLLARS AND 00 CENTS

TO THE ORDER OF ST. OF UTAH, NATURAL RESOURCES & ENERGY, OIL GAS & MINING

TO THE

N81-3-3-1

First Interstate Bank
SALT LAKE CITY, UTAH 31-2

AUTHORIZED OFFICIAL

AUTHORIZED OFFICIAL

NOT GOOD UNLESS SIGNED AND COUNTERSIGNED

⑈018257⑈ ⑆124000025⑆ 02 026 26 8⑈

Copy to the U.S. Fuel N.O.V. file + to Ron Thengue to Harold

UNITED STATES FUEL COMPANY

HIAWATHA, UTAH 84527

May 28, 1982

NOV file

file Act/007/011

Mr. Ronald W. Daniels
Acting Assessment Officer
State of Utah
Department of Natural Resources
Division of Oil, Gas and Mining
1288 West North Temple
Salt Lake City, Utah 84116

Dear Mr. Daniels:

Please find enclosed a check for the final assessed amount on violation no. N81-3-20-1. As stated in your May 4, 1982 letter, the check is written for the amount of $170.00.

No formal board review will be requested concerning this violation.

Sincerely,

Jean Semborski

Jean Semborski
Engineering Assistant

Attachment: Check # 18256

c.c.: E. Gardiner
J. Lind

RECEIVED
JUN 02 1982
DIVISION OF
OIL, GAS & MINING

UTAH KING COAL

Quotations subject to immediate acceptance. Coal will be sold and invoiced at price in effect on date of shipment, at mine weights f.o.b. cars at place of shipment, unless otherwise specifically agreed in writing. Agreements are contingent upon causes of delay beyond our control, including strikes, accidents, riots, acts of God, lockouts, fire, flood, inability to secure cars or transportation.

FUEL

DETACH AND RETAIN THIS STATEMENT
If Voucher is incorrect return and explain error

SHARON STEEL CORPORATION
19th FLOOR, UNIVERSITY CLUB BLDG.
SALT LAKE CITY, UTAH 84111

B 1825
VOUCHER NUMB

Vendor Number	Invoice Number	Date Mo.	Date Day	Date Yr.		Gross Amount	Discount	Net Amount
					PAID FOR THE ACCOUNT OF UNITED STATES FUEL COMPANY			
00000	9146	05	18	2	CASE N-81-3-20-1	170 00		170 00
	00000 TOTAL					170 00		170 00

RECEIVED
JUN 02 1982
DIVISION OF
OIL, GAS & MINING

SHARONSTEEL • Mining Division

AN NVF COMPANY

CHECK NO. 18256
No. B 1825

136 East South Temple Salt Lake City, Utah 84111

Date Mo.	Date Day	Date Yr.	AMOUNT OF CHECK
5	24	82	$ *****170 00

PAY EXACTLY *****170 DOLLARS AND 00 CENTS

TO THE ORDER OF ST. OF UTAH, NATURAL RESOURCES AND ENERGY, OIL GAS AND MINING

R L Ball
AUTHORIZED OFFICIAL

TO THE

First Interstate Bank
SALT LAKE CITY, UTAH 31-2

N81-3-20-1

AUTHORIZED OFFICIAL
NOT GOOD UNLESS SIGNED AND COUNTERSIGNED

⑈018256⑈ ⑆124000025⑆ 02 02626 8⑈

Copy to US Fuel
NOV Coal File & to Ra
Then give to Harold.

UNITED STATES FUEL COMPANY

HIAWATHA, UTAH 84527

May 28, 1982

ACT/007/011

Ronald W. Daniels
Acting Assessment Officer
State of Utah
Department of Natural Resources
Division of Oil, Gas and Mining
1588 West North Temple
Salt Lake City, Utah 84116

Dear Mr. Daniels:

In regard to the final assessment of violation no. N81-3-22-3, United States Fuel Company is replying with the requested check amount requested in your May 4, 1982 letter. With the enclosed check for $760.00, we regard this case to be settled.

Sincerely,

Jean Semborski

Jean Semborski
Engineering Assistant

Attachment: Check # 18255

c.c.: E. Gardiner
J. Lind

OAG 5816
ACCT 2501

RECEIVED
JUN 02 1982
DIVISION OF
OIL, GAS & MINING

UTAH KING COAL

Quotations subject to immediate acceptance. Coal will be sold and invoiced at price in effect on date of shipment, at mine weights f. o. b. cars at place of shipment, unless otherwise specifically agreed in writing. Agreements are contingent upon causes of delay beyond our control, including strikes, accidents, riots, acts of God, lockouts, fire, flood, inability to secure cars or transportation.

FUEL

DETACH AND RETAIN THIS STATEMENT
If Voucher is incorrect return and explain error

SHARON STEEL CORPORATION
19th FLOOR, UNIVERSITY CLUB BLDG.
SALT LAKE CITY, UTAH 84111

B 18255
VOUCHER NUMBER

Vendor Number	Invoice Number	Date Mo.	Date Day	Date Yr.		Gross Amount	Discount	Net Amount
					PAID FOR THE ACCOUNT OF UNITED STATES FUEL COMPANY			
00000	9145	05	18	2	CSN-81-3-22-3 20F3	760 00		760 00
	00000 TOTAL					760 00		760

RECEIVED
JUN 02 1982
DIVISION OF
OIL, GAS & MINING

SHARONSTEEL • Mining Division

AN NVF COMPANY

136 East South Temple Salt Lake City, Utah 84111

CHECK NO. 18255

No. B 18255

Date Mo.	Date Day	Date Yr.
5	24	82

AMOUNT OF CHECK
$ *****760 00

PAY EXACTLY *****760 DOLLARS AND 00 CENTS

TO THE ORDER OF ST. OF UTAH, NATURAL RESOURCES AND ENERGY, OIL GAS AND MINING

TO THE

R. G. Hall
AUTHORIZED OFFICIAL

AUTHORIZED OFFICIAL

NOT GOOD UNLESS SIGNED AND COUNTERSIGNED

First Interstate Bank
SALT LAKE CITY, UTAH 31-2

⑈018255⑈ ⑆124000025⑆ 02 02626 8⑈

STICK POSTAGE STAMPS TO ARTICLE TO COVER FIRST CLASS POSTAGE, CERTIFIED MAIL FEE, AND CHARGES FOR ANY SELECTED OPTIONAL SERVICES. (see front)

1. If you want this receipt postmarked, stick the gummed stub on the left portion of the address side of the article, **leaving the receipt attached**, and present the article at a post office service window or hand it to your rural carrier. (no extra charge)
2. If you do not want this receipt postmarked, stick the gummed stub on the left portion of the address side of the article, date, detach and retain the receipt, and mail the article.
3. If you want a return receipt, write the certified-mail number and your name and address on a return receipt card, Form 3811, and attach it to the front of the article by means of the gummed ends if space permits. Otherwise, affix to back of article. Endorse front of article **RETURN RECEIPT REQUESTED** adjacent to the number.
4. If you want delivery restricted to the addressee, or to an authorized agent of the addressee, endorse RESTRICTED DELIVERY on the front of the article.
5. Enter fees for the services requested in the appropriate spaces on the front of this receipt. If return receipt is requested, check the applicable blocks in Item 1 of Form 3811.
6. Save this receipt and present it if you make inquiry.

☆U.S. GOVERNMENT PRINTING OFFICE 1978: 269-897

P05 6967693

RECEIPT FOR CERTIFIED MAIL

NO INSURANCE COVERAGE PROVIDED— NOT FOR INTERNATIONAL MAIL
(See Reverse)

SENT TO: Mr. Chuck Jahne
STREET AND NO.: U.S. Fuel Company
P.O., STATE AND ZIP CODE: Hiawatha, Utah 84527
POSTAGE: $
CERTIFIED FEE: ¢
CONSULT POSTMASTER FOR FEES
OPTIONAL SERVICES
SPECIAL DELIVERY: ¢
RESTRICTED DELIVERY: ¢
RETURN RECEIPT SERVICE
SHOW TO WHOM AND DATE DELIVERED: ¢
SHOW TO WHOM, DATE, AND ADDRESS OF DELIVERY: ¢
SHOW TO WHOM AND DATE DELIVERED WITH RESTRICTED DELIVERY: ¢
SHOW TO WHOM, DATE AND ADDRESS OF DELIVERY WITH RESTRICTED DELIVERY: ¢
TOTAL POSTAGE AND FEES: $
POSTMARK OR DATE

PS Form 3800, Apr. 1976 ACR#N81-3-3-1/5-4-82/ACT-007-011

UNITED STATES POSTAL SERVICE
OFFICIAL BUSINESS

SENDER INSTRUCTIONS
Print your name, address, and ZIP Code in the space below.
- **Complete items 1, 2, and 3 on the reverse.**
- **Attach to front of article if space permits, otherwise affix to back of article.**
- **Endorse article "Return Receipt Requested" adjacent to number.**

RETURN TO

HIAWATHA, UT
MAY 6 AM 1982
PENALTY FOR PRIVATE USE TO AVOID PAYMENT OF POSTAGE, $300

U.S.MAIL

State of Utah
Natural Resources & Energy
Oil, Gas, & Mining
4241 State Office Building
Salt Lake City, Utah 84114

(Name of Sender)

(Street or P.O. Box)

(City, State, and ZIP Code)

ACR#N81-3-3-1/5-4-82/ACT-007-011

● SENDER: Complete items 1, 2, and 3. Add your address in the "RETURN TO" space on reverse.

1. The following service is requested (check one.)
☒ Show to whom and date delivered.....¢
☐ Show to whom, date and address of delivery.....¢
☐ RESTRICTED DELIVERY
Show to whom and date delivered.....¢
☐ RESTRICTED DELIVERY.
Show to whom, date, and address of delivery.$____

(CONSULT POSTMASTER FOR FEES)

2. ARTICLE ADDRESSED TO: Mr. Chuck Jahne U.S. Fuel Company Hiawatha, Utah 84527

3. ARTICLE DESCRIPTION: REGISTERED NO. | CERTIFIED NO. P05 6967693 | INSURED NO.

(Always obtain signature of addressee or agent)

I have received the article described above.
SIGNATURE ☐Addressee ☐Authorized agent

4. DATE OF DELIVERY MAY 6 1982

5. ADDRESS (Complete only if requested)

6. UNABLE TO DELIVER BECAUSE:

HIAWATHA UTAH POSTMARK MAY 6 1982

CLERK'S INITIALS BL

☆GPO: 1979-288-848

PS Form 3811, Jan. 1979 RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL

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

May 4, 1982

#6967693
REGISTERED - RETURN RECEIPT REQUESTED

Mr. Chuck Jahne
U.S. Fuel Company
Hiawatha, Utah 84527

RE: Assessment Conference Report and
Assessment of Civil Penalty
Cessation Order No. N81-3-3-1

Dear Mr. Jahne:

Enclosed please find the Division's Assessment Conference Report concerning violations of the Utah Coal Mining and Reclamation Act, U.C.A., 40-10-1, et seq, at the Hiawatha Complex, Carbon County, Utah. The civil penalty of $2,250.00 is hereby assessed by the Board of Oil, Gas and Mining unless you apply for review and public hearing before the Board within 30 days of receipt of this letter and the Assessment Conference Report.

Should you choose not to seek a public hearing concerning this matter, the civil assessment must be paid to the Division within 30 days of receipt of this letter and the Assessment Conference Report.

Please contact the Division if you have any questions or informational needs.

Sincerely,

James W. Smith Jr.
for
RONALD W. DANIELS
ACTING ASSESSMENT OFFICER

RWD/te

Enclosure

cc: Assessment Officer
Field Supervisor

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

an equal opportunity employer • please recycle paper

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

~~NOV~~/CO No. N81-3-3-1

Location of Conference: Salt Lake City, Utah

Date of Conference: March 3, 1982

Company Name/Mine Name: U.S. Fuel Company/Hiawatha Complex - ACT/007/011

Persons in Attendance	Title
John Lind, Chuck Jahne	U.S. Fuel Company
Tom Portle, Ron Daniels	Division of Oil, Gas & Mining

Violation No.	Amount of Assessment As Revised
N81-3-3-1	$ 2,250.00

Approved: James W. Smith for Ronald W. Daniels (Signature of Conference Officer) Date: May 4, 1982

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.

ASSESSMENT CONFERENCE REPORT
(continued)

1. **Notice of ~~Violation~~/Cessation Order No.** N81-3-3-1

Violation 1 **of** 3

(a) **Nature of violation:** Failure to abate part 2 of 7 of NOV#N81-1-8-7. Five days @ $750.00 per day.

(b) **Date of termination:**

2. Conference Result	Proposed Assessment	Conference Assessment
(a) History/Prev. Vio.		
(b) Seriousness		
(1) Probability of Occurrence		
Extent of Damage		
(2) Obstr. to Enforcement		
(c) Negligence		
(d) Good Faith		
(e) Acreage		
TOTAL	$3,750.00	$2,250.00

3. **Narrative:**
(Brief explanation of reasons for any changes made in assignment of points and any additional information that was presented at the conference.)

The number of days of failure to abate is reduced to three from five due to the inclusion of a weekend in the tally. Weekends are generally considered to be days during which work would not ordinarily be performed.

STICK POSTAGE STAMPS TO ARTICLE TO COVER FIRST CLASS POSTAGE, CERTIFIED MAIL FEE, AND CHARGES FOR ANY SELECTED OPTIONAL SERVICES. (see front)

1. If you want this receipt postmarked, stick the gummed stub on the left portion of the address side of the article, **leaving the receipt attached**, and present the article at a post office service window or hand it to your rural carrier. (no extra charge)
2. If you do not want this receipt postmarked, stick the gummed stub on the left portion of the address side of the article, date, detach and retain the receipt, and mail the article.
3. If you want a return receipt, write the certified-mail number and your name and address on a return receipt card, Form 3811, and attach it to the front of the article by means of the gummed ends if space permits. Otherwise, affix to back of article. Endorse front of article **RETURN RECEIPT REQUESTED** adjacent to the number.
4. If you want delivery restricted to the addressee, or to an authorized agent of the addressee, endorse RESTRICTED DELIVERY on the front of the article.
5. Enter fees for the services requested in the appropriate spaces on the front of this receipt. If return receipt is requested, check the applicable blocks in Item 1 of Form 3811.
6. Save this receipt and present it if you make inquiry.

☆U.S. GOVERNMENT PRINTING OFFICE 1978: 269-897

P05 696 7692

RECEIPT FOR CERTIFIED MAIL

NO INSURANCE COVERAGE PROVIDED—NOT FOR INTERNATIONAL MAIL
(See Reverse)

ACR#N81-3-30-1 / 5-4-82 / ACT-007-011

SENT TO: Chuck Taylor
STREET AND NO.: U.S. Fuel Company
P.O., STATE AND ZIP CODE: Huntington, Utah 84527

POSTAGE	$
CERTIFIED FEE	¢
CONSULT POSTMASTER FOR FEES	
OPTIONAL SERVICES	
SPECIAL DELIVERY	¢
RESTRICTED DELIVERY	¢
RETURN RECEIPT SERVICE	
SHOW TO WHOM AND DATE DELIVERED	¢
SHOW TO WHOM, DATE, AND ADDRESS OF DELIVERY	¢
SHOW TO WHOM AND DATE DELIVERED WITH RESTRICTED DELIVERY	¢
SHOW TO WHOM, DATE AND ADDRESS OF DELIVERY WITH RESTRICTED DELIVERY	¢
TOTAL POSTAGE AND FEES	$
POSTMARK OR DATE	

MAY 5 1982

PS Form 3800, Apr. 1976

UNITED STATES POSTAL SERVICE
OFFICIAL BUSINESS

SENDER INSTRUCTIONS

Print your name, address, and ZIP Code in the space below.

- Complete items 1, 2, and 3 on the reverse.
- Attach to front of article if space permits, otherwise affix to back of article.
- Endorse article "Return Receipt Requested" adjacent to number.

RETURN TO

(Name of Sender)

(Street or P.O. Box)

(City, State, and ZIP Code)

MAY 6 1982 PM
PENALTY FOR PRIVATE USE TO AVOID PAYMENT OF POSTAGE, $300
84527

State of Utah
Natural Resources &
Oil, Gas, & Mining
4241 State Office
Salt Lake City Ut

U.S. MAIL

ACR#N81-3-30-1 / 5-4-82 / ACT-007-011

● SENDER: Complete items 1, 2, and 3. Add your address in the "RETURN TO" space on reverse.

1. The following service is requested (check one.)
   - ☒ Show to whom and date delivered.....¢
   - ☐ Show to whom, date and address of delivery....¢
   - ☐ RESTRICTED DELIVERY
     - Show to whom and date delivered.....¢
     - ☐ RESTRICTED DELIVERY.
       - Show to whom, date, and address of delivery.$____

(CONSULT POSTMASTER FOR FEES)

2. ARTICLE ADDRESSED TO: Chuck Taylor, U.S. Fuel Company, Huntington, Utah 84527
3. ARTICLE DESCRIPTION: REGISTERED NO. | CERTIFIED NO. P05 696 7692 | INSURED NO.
   (Always obtain signature of addressee or agent)
4. I have received the article described above. SIGNATURE ☐Addressee ☐Authorized agent Ray Anderson
   DATE OF DELIVERY MAY 6 1982
5. ADDRESS (Complete only if requested)
6. UNABLE TO DELIVER BECAUSE: CLERK'S INITIALS BR

POSTMARK MAY 6 1982 UTAH

PS Form 3811, Jan. 1979 — RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL

☆GPO : 1979-288-848

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

May 4, 1982

#6967692

REGISTERED - RETURN RECEIPT REQUESTED

Mr. Chuck Jahne
U.S. Fuel Company
Hiawatha, Utah 84527

RE: Assessment Conference Report and
Assessment of Civil Penalty
Violation No. N81-3-20-1

Dear Mr. Jahne:

Enclosed please find the Division's Assessment Donference Report concerning violations of the Utah Coal Mining and Reclamation Act, U.C.A., 40-10-1, et seq, at the Hiawatha Complex, Carbon County, Utah. The civil penalty of $170.00 is hereby assessed by the Board of Oil, Gas and Mining unless you apply for review and public hearing before the Board within 30 days of receipt of this letter and the Assessment Conference Report.

Should you choose not to seek a public hearing concerning this matter, the civil assessment must be paid to the Division within 30 days of receipt of this letter and the Assessment Conference Report.

Please contact the Division if you have any questions or informational needs.

Sincerely,

for

RONALD W. DANIELS
ACTING ASSESSMENT OFFICER

RWD/te

Enclosure

cc: Assessment Officer
Field Supervisor

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

NOV/CO No. N81-3-20-1

Location of Conference: Salt Lake City, Utah

Date of Conference: March 3, 1982

Company Name/Mine Name: U.S. Fuel Co./Hiawatha Complex - ACT/007/011

Persons in Attendance	Title
Chuck Jahne, John Lind	U.S. Fuel Company
Tom Portle, Ron Daniels	Division of Oil, Gas & Mining

Violation No.	Amount of Assessment As Revised
1 of 1	$ 170.00

Approved: James W. Smith Jr. for Ronald W. Daniels (Signature of Conference Officer) Date: May 4, 1982

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.

ASSESSMENT CONFERENCE REPORT
(continued)

1. **Notice of Violation/Cessation Order No.** N81-3-20-1

Violation 1 **of** 1

(a) **Nature of violation:** Failure to operate pursuant to the approved permi

(b) **Date of termination:** November 13, 1981.

2. Conference Result	Proposed Assessment	Conference Assessment
(a) History/Prev. Vio.	5	5
(b) Seriousness		
(1) Probability of Occurrence	-	-
Extent of Damage	-	-
(2) Obstr. to Enforcement	16	8
(c) Negligence	14	14
(d) Good Faith	-	-10
(e) Acreage	-	-
TOTAL	35	17

3. **Narrative:**
(Brief explanation of reasons for any changes made in assignment of points and any additional information that was presented at the conference.)

The abatement measures taken by the operator qualify this assessment for good faith. The degree of obstruction was shown not to be as great as originally estimated.

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

May 3, 1982

P324-741-416

REGISTERED - RETURN RECEIPT REQUESTED

Mr. Chuck Jahne
U.S. Fuel Company
Hiawatha, Utah 84527

RE: Assessment Conference Report and
Assessment of Civil Penalty
Violation No. N81-3-22-3

Dear Mr. Jahne:

Enclosed please find the Division's Assessment Conference Report concerning violations of the Utah Coal Mining and Reclamation Act, U.C.A., 40-10-1, et seq, at the Hiawatha Complex, Carbon County, Utah. The civil penalty of $760.00 is hereby assessed by the Board of Oil, Gas and Mining unless you apply for review and public hearing before the Board within 30 days of receipt of this letter and the Assessment Conference Report.

Should you choose not to seek a public hearing concerning this matter, the civil assessment must be paid to the Division within 30 days of receipt of this letter and the Assessment Conference Report.

Please contact the Division if you have any questions or informational needs.

Sincerely,

RW Daniels

RONALD W. DANIELS
ACTING ASSESSMENT OFFICER

RWD/te
Enclosure
cc: Assessment Officer
Field Supervisor

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

NOV/CO No. N81-3-22-3

Location of Conference: Salt Lake City, Utah

Date of Conference: March 3, 1982

Company Name/Mine Name: U.S. Fuel Company/Hiawatha Complex - ACT/007/011

Persons in Attendance	Title
Chuck Jahne, John Lind	U.S. Fuel Company
Tom Portle, Ron Daniels	Division of Oil, Gas & Mining

Violation No.	Amount of Assessment As Revised
1 of 3	$ Vacated
2 of 3	760.00
3 of 3	Vacated
TOTAL	$760.00

Approved: RW Daniels (Signature of Conference Officer) Date: 5/4/82

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.

ASSESSMENT CONFERENCE REPORT
(continued)

1. Notice of Violation/Cessation Order No. N81-3-22-3

Violation 1 of 3

Nature of violation: Hindrance violation. Inspector could not tell if topsoil management was taking place.

Date of termination:

2. Conference Result	Proposed Assessment	Conference Assessment
History/Prev. Vio.	5	Vacated per inspector advice of 3/24/82.
Seriousness		
(1) Probability of Occurrence	-	
Extent of Damage	-	
(2) Obstr. to Enforcement	14	
Negligence	8	
Good Faith	-	
Acreage	-	
TOTAL	27	

3. Narrative:
(Brief explanation of reasons for any changes made in assignment of points and any additional information that was presented at the conference.)

ASSESSMENT CONFERENCE REPORT
(continued)

1. Notice of Violation/Cessation Order No. N81-3-22-3

Violation 2 of 3

(a) Nature of violation: Failure to adequately remove topsoil.

(b) Date of termination: March 24, 1982

2. Conference Result	Proposed Assessment	Conference Assessment
(a) History/Prev. Vio.	5	5
(b) Seriousness		
(1) Probability of Occurrence	13	13
Extent of Damage	16	16
(2) Obstr. to Enforcement	-	-
(c) Negligence	10	10
(d) Good Faith	-	-
(e) Acreage	-	-
TOTAL	44	44

3. Narrative:
(Brief explanation of reasons for any changes made in assignment of points and any additional information that was presented at the conference.)

ASSESSMENT CONFERENCE REPORT
(continued)

1. Notice of Violation/Cessation Order No. N81-3-22-3

Violation 3 of 3

(a) Nature of violation: Failure to provide information.

(b) Date of termination: April 24, 1982. Vacated.

2. Conference Result	Proposed Assessment	Conference Assessment
(a) History/Prev. Vio.	5	Vacated per inspector advice dated 3/24/82.
(b) Seriousness		
(1) Probability of Occurrence	-	
Extent of Damage	-	
(2) Obstr. to Enforcement	13	
(c) Negligence	10	
(d) Good Faith	-	
(e) Acreage	-	
TOTAL	28	

3. Narrative:
(Brief explanation of reasons for any changes made in assignment of points and any additional information that was presented at the conference.)

STICK POSTAGE STAMPS TO ARTICLE TO COVER FIRST CLASS POSTAGE, CERTIFIED MAIL FEE, AND CHARGES FOR ANY SELECTED OPTIONAL SERVICES. (see front)

1. If you want this receipt postmarked, stick the gummed stub on the left portion of the address side of the article, leaving the receipt attached, and present the article at a post office service window or hand it to your rural carrier. (no extra charge)
2. If you do not want this receipt postmarked, stick the gummed stub on the left portion of the address side of the article, date, detach and retain the receipt, and mail the article.
3. If you want a return receipt, write the certified mail number and your name and address on a return receipt card, Form 3811, and attach it to the front of the article by means of the gummed ends if space permits. Otherwise, affix to back of article. Endorse front of article RETURN RECEIPT REQUESTED adjacent to the number.
4. If you want delivery restricted to the addressee, or to an authorized agent of the addressee, endorse RESTRICTED DELIVERY on the front of the article.
5. Enter fees for the services requested in the appropriate spaces on the front of this receipt. If return receipt is requested, check the applicable blocks in Item 1 of Form 3811.
6. Save this receipt and present it if you make inquiry.

GPO: 1980 331-003

P 324 741 417

RECEIPT FOR CERTIFIED MAIL

NO INSURANCE COVERAGE PROVIDED—
NOT FOR INTERNATIONAL MAIL
(See Reverse)

SENT TO: Ms. Jean Semborski
STREET AND NO.: U. S. Fuel Company
P.O., STATE AND ZIP CODE: Hiawatha, Utah 84527

POSTAGE		$
CONSULT POSTMASTER FOR FEES	CERTIFIED FEE	¢
OPTIONAL SERVICES	SPECIAL DELIVERY	¢
	RESTRICTED DELIVERY	¢
RETURN RECEIPT SERVICE	SHOW TO WHOM AND DATE DELIVERED	¢
	SHOW TO WHOM, DATE, AND ADDRESS OF DELIVERY	¢
	SHOW TO WHOM AND DATE DELIVERED WITH RESTRICTED DELIVERY	¢
	SHOW TO WHOM, DATE AND ADDRESS OF DELIVERY WITH RESTRICTED DELIVERY	¢
TOTAL POSTAGE AND FEES		$
POSTMARK OR DATE		

PS Form 3800, Apr. 1976 P.A. #N82-7-2-1 / 5-3-82 / ACT-007-011

UNITED STATES POSTAL SERVICE
OFFICIAL BUSINESS

SENDER INSTRUCTIONS
Print your name, address, and ZIP Code in the space below.
- Complete items 1, 2, and 3 on the reverse.
- Attach to front of article if space permits, otherwise affix to back of article.
- Endorse article "Return Receipt Requested" adjacent to number.

RETURN TO

HIAWATHA, UT MAY 6 1982 PENALTY FOR PRIVATE USE TO AVOID PAYMENT OF POSTAGE, $300

State of Utah
Natural Resources & Energy
Oil, Gas, & Mining
4241 State Office Building
Salt Lake City, Utah 84114

(Name of Sender)

(Street or P.O. Box)

(City, State, and ZIP Code)

C

P.A. #N82-7-2-1 / 5-3-82 / ACT-007-011

● SENDER: Complete items 1, 2, and 3. Add your address in the "RETURN TO" space on reverse.

1. The following service is requested (check one.)
☒ Show to whom and date delivered.....¢
☐ Show to whom, date and address of delivery.....¢
☐ RESTRICTED DELIVERY
Show to whom and date delivered.....¢
☐ RESTRICTED DELIVERY.
Show to whom, date, and address of delivery.$____
(CONSULT POSTMASTER FOR FEES)

2. ARTICLE ADDRESSED TO: Jean Semborski
U. S. Fuel Company
Hiawatha, Utah 84527

3. ARTICLE DESCRIPTION:
REGISTERED NO. | CERTIFIED NO. P324 741-417 | INSURED NO.
(Always obtain signature of addressee or agent)
I have received the article described above.
SIGNATURE ☐Addressee ☐Authorized agent

4. DATE OF DELIVERY: MAY 6 1982

5. ADDRESS (Complete only if requested)

6. UNABLE TO DELIVER BECAUSE:

HIAWATHA MAY 6 1982 UTAH POSTMARK

CLERK'S INITIALS

☆GPO : 1979-288-848

PS Form 3811, Jan. 1979 RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL

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

May 3, 1982

P324-741-417
REGISTERED - RETURN RECEIPT REQUESTED

Ms. Jean Semborski
U.S. Fuel Company
Hiawatha, Utah 84527

RE: Proposed Assessment for
State Violation No. N82-7-2-1

Dear Ms. Semborski:

Enclosed you will find the proposed civil penalty assessment for this violation. The violation was cited by Division Inspector Ken Wyatt on April 6, 1982.

The Board of Oil, Gas and Mining has empowered me to act as Assessment Officer and to conduct informal conferences on violations and assessments. This assessment has been computed by me using Rule UMC/SMC 845.2 et seq.

You may or may not request that the Division establish an assessment conference at this time. If no conference is requested by you within 30 days of your receipt of this letter the violation will be reassessed considering available facts and you will be required to pay the civil penalty as reassessed.

Should you decide to request an assessment conference you must do so in writing within 30 days of your receipt of this letter. Please specify in you request what the nature of your contest to the violation will include. For your ease in responding I have classified those contests as follows:

1. A contest of the amount of the assessment and not the fact of the violation(s) having occurred.

2. A contest of the facts of whether the violation(s) occurred.

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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This classification has been made to enable the Division time to arrange for a court reporter to establish a record of the proceedings in contests of the facts of a violation.

My decision resulting from the assessment conference may be appealed to the Board in a more formal proceeding.

Sincerely,

RW Daniels

RONALD W. DANIELS
ACTING ASSESSMENT OFFICER

RWD/te

Enclosure

cc: Assessment Officer
Field Supervisor

ASSESSMENT WORKSHEET

NOV# N82-7-2-1

PERMIT# ACT/007/011

Name of Company U.S. Fuel Co./Hiawatha Complex

Violation # 1 of 1

		POINTS
1. History of previous violations		9
2. Seriousness (either A or B)		
A. (1) Probability of occurrence	17	
(2) Extent of potential or actual damage	16	
B. Obstruction to enforcement	-	
Total Seriousness		33
3. Negligence		10
4. Good Faith (Will be considered after complete information is received)		-
TOTAL POINTS		52
ASSESSMENT		$ 1,080.00

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# N82-7-2-1

PERMIT# ACT/007/011

Name of Company U.S. Fuel Co./Hiawatha Complex

Violation # 1 of 1

History of previous violations: N81-3-9-2 effc. date 10/29/81 = 2 points.
N81-1-8-7 effc. date 3/23/81 = 5 points. N81-3-13-2 effc. date 10/29/81 = 2 points.
N81-3-22-3, N81-3-20-1, N81-3-3-1 = Pending.
Total = 9 points.

Seriousness: (either A or B)

A. (1) Probability of occurrence:

The violation, failure to pass disturbed area runoff through a sediment pond or treatment facility, is deemed to have resulted in the following events occurring: water pollution by excessive sedimentation of streams. 17 points.

(2) Extent of actual or potential damage:

The damage left the permit area. 16 points.

B. Obstruction to enforcement:

Negligence: ORDINARY NEGLIGENCE

10 points.

Good Faith: WILL BE CONSIDERED AFTER COMPLETE INFORMATION IS RECEIVED

DETACH AND RETAIN THIS STATEMENT
If Voucher is incorrect return and explain error

SHARON STEEL CORPORATION
19th FLOOR, UNIVERSITY CLUB BLDG.
SALT LAKE CITY, UTAH 84111

B 16575
VOUCHER NUMBER

Vendor Number	Invoice Number	Date Mo.	Date Day	Date Yr.		Gross Amount	Discount	Net Amount
		3	24	2	Escrow of Proposed Fines Re: U. S. Fuel Company Case: NOV/CO No. N81-1-8-7			1,500.00

RECEIVED
MAR 24 1982
DIVISION OF
OIL GAS & MINING

SHARONSTEEL • Mining Division

AN NVF COMPANY

No. B 16575

136 East South Temple Salt Lake City, Utah 84111

Date Mo.	Date Day	Date Yr.
3	24	82

AMOUNT OF CHECK
$ ****1,500.00

PAY EXACTLY ****1,500 DOLLARS AND 00 CENTS

TO THE ORDER OF
Utah Division of Oil,
Gas and Mining
4241 State Office Bldg.
Salt Lake City, Utah 84114

TO THE

W. E. Wanberg
AUTHORIZED OFFICIAL

R. S. Kal
AUTHORIZED OFFICIAL

NOT GOOD UNLESS SIGNED AND COUNTERSIGNED

First Interstate Bank
SALT LAKE CITY, UTAH 31-2

⑈016575⑈ ⑆124000025⑆ 02 02626 8⑈

File NOV File
ACT/007/001

STICK POSTAGE STAMPS TO ARTICLE TO COVER FIRST CLASS POSTAGE, CERTIFIED MAIL FEE, AND CHARGES FOR ANY SELECTED OPTIONAL SERVICES. (see front)

1. If you want this receipt postmarked, stick the gummed stub on the left portion of the address side of the article, **leaving the receipt attached**, and present the article at a post office service window or hand it to your rural carrier. (no extra charge)
2. If you do not want this receipt postmarked, stick the gummed stub on the left portion of the address side of the article, date, detach and retain the receipt, and mail the article.
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4. If you want delivery restricted to the addressee, or to an authorized agent of the addressee, endorse RESTRICTED DELIVERY on the front of the article.
5. Enter fees for the services requested in the appropriate spaces on the front of this receipt. If return receipt is requested, check the applicable blocks in Item 1 of Form 3811.
6. Save this receipt and present it if you make inquiry.

☆ GPO : 1979 O - 289-363

P20 0367268

RECEIPT FOR CERTIFIED MAIL

NO INSURANCE COVERAGE PROVIDED— NOT FOR INTERNATIONAL MAIL
(See Reverse)

SENT TO: Robert Eccli-U.S. Fuel

STREET AND NO.: Hiawatha Complex

P.O., STATE AND ZIP CODE: Hiawatha, UT 84527

POSTAGE $

CONSULT POSTMASTER FOR FEES

CERTIFIED FEE	¢
SPECIAL DELIVERY	¢
RESTRICTED DELIVERY	¢
RETURN RECEIPT SERVICE: SHOW TO WHOM AND DATE DELIVERED	¢
SHOW TO WHOM, DATE, AND ADDRESS OF DELIVERY	¢
SHOW TO WHOM AND DATE DELIVERED WITH RESTRICTED DELIVERY	¢
SHOW TO WHOM, DATE AND ADDRESS OF DELIVERY WITH RESTRICTED DELIVERY	¢

TOTAL POSTAGE AND FEES $

POSTMARK OR DATE

SALT LAKE CITY, UT 84 NO. 8 FEB 23 1982 USPO

PS Form 3800, Apr. 1976 A.C.R.#N81-1-8-7/ACT-007-011/2-22-82

UNITED STATES POSTAL SERVICE
OFFICIAL BUSINESS

SENDER INSTRUCTIONS
Print your name, address, and ZIP Code in the space below.
- **Complete items 1, 2, and 3 on the reverse.**
- **Attach to front of article if space permits, otherwise affix to back of article.**
- **Endorse article "Return Receipt Requested" adjacent to number.**

RETURN TO

PENALTY FOR PRIVATE USE TO AVOID PAYMENT OF POSTAGE, $300

U.S.MAIL

State of Utah
Natural Resources &
Oil, Gas, & Mining
4241 State Office
Salt Lake City Ut.

(Name of Sender)

(Street or P.O. Box)

(City, State, and ZIP Code)

A.C.R.#N81-1-8-7/2-22-82/ACT-007-011

SENDER: Complete items 1, 2, and 3. Add your address in the "RETURN TO" space on reverse.

1. The following service is requested (check one.)
   - ☒ Show to whom and date delivered.....¢
   - ☐ Show to whom, date and address of delivery.....¢
   - ☐ RESTRICTED DELIVERY
     Show to whom and date delivered.....¢
   - ☐ RESTRICTED DELIVERY.
     Show to whom, date, and address of delivery.$____

(CONSULT POSTMASTER FOR FEES)

2. ARTICLE ADDRESSED TO: Robert Eccli
   U.S. Fuel Company
   Hiawatha Complex
   Hiawatha, Utah 84527

3. ARTICLE DESCRIPTION:
   REGISTERED NO. | CERTIFIED NO. 0367268 | INSURED NO.
   (Always obtain signature of addressee or agent)
   I have received the article described above.
   SIGNATURE ☐ Addressee ☒ Authorized agent

4. DATE OF DELIVERY FEB 24 1982

5. ADDRESS (Complete only if requested)

6. UNABLE TO DELIVER BECAUSE:

POSTMARK HIAWATH FEB 24 1982 UT

CLERK'S INITIALS

☆GPO: 1979-288-848

PS Form 3811, Jan. 1979 RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL

ACT-007-011

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

February 22, 1982

#0367268
REGISTERED - RETURN RECEIPT REQUESTED

Mr. Robert Eccli
U.S. Fuel Company
Hiawatha Complex
Hiawatha, Utah 84527

RE: Assessment Conference Report
and Assessment of Civil Penalty
Violation No. N81-1-8-7

Dear Mr. Eccli:

Enclosed please find the Division's Assessment Conference Report concerning violations of the Utah Coal Mining and Reclamation Act, U.C.A., 40-10-1, et seq, at the Hiawatha Complex, Carbon County, Utah. The civil penalty of $1,500.00 is hereby assessed by the Board of Oil, Gas and Mining unless you apply for review and public hearing before the Board within 30 days of receipt of this letter and the Assessment Conference Report.

Should you choose not to seek a public hearing concerning this matter, the civil assessment must be paid to the Division within 30 days of receipt of this letter and the Assessment Conference Report.

Please contact the Division if you have any questions or informational needs.

Sincerely,

Ronald W. Daniels

RONALD W. DANIELS
ACTING ASSESSMENT OFFICER

RWD/te

cc: Assessment Officer
Field Supervisor

Enclosure

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

NOV/CO No. N81-1-8-7

Location of Conference: Salt Lake City, Utah

Date of Conference: January 12, 1982

Company Name/Mine Name: U.S. Fuel Company/Hiawatha Complex

Persons in Attendance	Title
Bob Eccli, John Lind	U.S. Fuel Company
Tom Portle, Dave Lof, Joe Helfrich	Division of Oil, Gas and Mining
Carolyn Driscoll, Ron Daniels	Division of Oil, Gas and Mining

Violation No.	Amount of Assessment As Revised
1 of 7	$ Vacated
2 of 7	200.00
3 of 7	120.00
4 of 7	440.00
5 of 7	Vacated
6 of 7	540.00
7 of 7	200.00

TOTAL = $1,500.00

Approved: Donald W Daniels Date: 2/23/82
(Signature of Conference Officer)

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.

ASSESSMENT CONFERENCE REPORT
(continued)

1. Notice of Violation/Cessation Order No. N81-1-8-7

Violation 1 of 7

(a) Nature of violation: Failure to operate in accordance with an approved plan.

(b) Date of termination: October 14, 1981

2. Conference Result	Proposed Assessment	Conference Assessment
(a) History/Prev. Vio.	5	-
(b) Seriousness		
(1) Probability of Occurrence	-	-
Extent of Damage	-	-
(2) Obstr. to Enforcement	12	-
(c) Negligence	8	-
(d) Good Faith	-10	-
(e) Acreage	-	
TOTAL	15	Violation Vacated

3. Narrative:
(Brief explanation of reasons for any changes made in assignment of points and any additional information that was presented at the conference.)

This violation was issued in error since the operator produced the requisite plans which had been submitted originally on August 20, 1979.

ASSESSMENT CONFERENCE REPORT
(continued)

1. Notice of Violation/Cessation Order No. N81-1-8-7

Violation 2 of 7

(a) Nature of violation: Failure to remove, segregate & stockpile topsoil.

(b) Date of termination: October 17, 1981

2. Conference Result	Proposed Assessment	Conference Assessment
(a) History/Prev. Vio.	5	5
(b) Seriousness		
(1) Probability of Occurrence	12	10
Extent of Damage	4	2
(2) Obstr. to Enforcement	-	-
(c) Negligence	8	8
(d) Good Faith	-	-5
(e) Acreage	-	-
TOTAL	29	20

3. Narrative:
(Brief explanation of reasons for any changes made in assignment of points and any additional information that was presented at the conference.)

The amount of topsoil was smaller than originally estimated.

ASSESSMENT CONFERENCE REPORT
(continued)

1. Notice of Violation/Cessation Order No. N81-1-8-7

Violation 3 of 7

(a) Nature of violation: Failure to protect topsoil from compaction, contamination and erosion.

(b) Date of termination: October 29, 1981

2. Conference Result	Proposed Assessment	Conferenc Assessmer
(a) History/Prev. Vio.	5	5
(b) Seriousness		
(1) Probability of Occurrence	12	2
Extent of Damage	4	2
(2) Obstr. to Enforcement	-	-
(c) Negligence	8	3
(d) Good Faith	-	-
(e) Acreage	-	-
TOTAL	29	12

3. Narrative:
(Brief explanation of reasons for any changes made in assignment of points and any additional information that was presented at the conference.)

The probability of the events occurring was deemed insignificant as a result of a description of the violation by the inspector and the operator. Likewise, the extent of the damage was less than originally estimated.

Negligence was reduced due to the operator having taken prudent steps to protect from contamination, compaction and erosion.

ASSESSMENT CONFERENCE REPORT
(continued)

1. Notice of Violation/Cessation Order No. N81-1-8-7

Violation 4 of 7

(a) Nature of violation: Failure to maintain sediment control structures

(b) Date of termination: October 29, 1981

2. Conference Result	Proposed Assessment	Conferenc Assessme
(a) History/Prev. Vio.	5	5
(b) Seriousness		
(1) Probability of Occurrence	17	15
Extent of Damage	4	4
(2) Obstr. to Enforcement	-	-
(c) Negligence	8	8
(d) Good Faith	-	-
(e) Acreage	-	-
TOTAL	34	32

3. Narrative:
(Brief explanation of reasons for any changes made in assignment of points and any additional information that was presented at the conference.)

ASSESSMENT CONFERENCE REPORT
(continued)

1. Notice of Violation/Cessation Order No. N81-1-8-7

Violation 5 of 7

(a) Nature of violation: Failure to pass runoff through a sediment control structure.

(b) Date of termination: December 28, 1981

2. Conference Result	Proposed Assessment	Conferenc Assessmen
(a) History/Prev. Vio.	5	Violation vacated anc consolidate with 6 of 7 which was issued unde the same authority.
(b) Seriousness		
(1) Probability of Occurrence	12	
Extent of Damage	12	
(2) Obstr. to Enforcement	-	
(c) Negligence	8	
(d) Good Faith	-	
(e) Acreage	-	
TOTAL	37	

3. Narrative:
(Brief explanation of reasons for any changes made in assignment of points and any additional information that was presented at the conference.)

ASSESSMENT CONFERENCE REPORT
(continued)

1. Notice of Violation/Cessation Order No. N81-1-8-7

Violation 6 of 7

(a) Nature of violation: Failure to pass runoff through a sediment cont structure.

(b) Date of termination: October 9, 1981

2. Conference Result	Proposed Assessment	Confere Assessm
(a) History/Prev. Vio.	5	5
(b) Seriousness		
(1) Probability of Occurrence	12	12
Extent of Damage	12	12
(2) Obstr. to Enforcement	-	8
(c) Negligence	8	-
(d) Good Faith	-	-
(e) Acreage	-	-
TOTAL	37	37

3. Narrative:
(Brief explanation of reasons for any changes made in assignment of points and any additional information that was presented at the conference.)

The original Part 6 of 7 violation was shown to be less in extent and probability than originally estimated. With the combination of 5 of 7 and the original 6 of 7, part 6 of 7 remains unchanged.

ASSESSMENT CONFERENCE REPORT
(continued)

1. Notice of Violation/Cessation Order No. N81-1-8-7

Violation 7 of 7

(a) Nature of violation: Failure to store non-coal waste in an approved manner.

(b) Date of termination: Pending Division Review.

2. Conference Result	Proposed Assessment	Conference Assessment
(a) History/Prev. Vio.	5	5
(b) Seriousness		
(1) Probability of Occurrence	7	5
Extent of Damage	4	2
(2) Obstr. to Enforcement	-	-
(c) Negligence	8	8
(d) Good Faith	-	-
(e) Acreage	-	-
TOTAL	24	20

3. Narrative:
(Brief explanation of reasons for any changes made in assignment of points and any additional information that was presented at the conference.)

Probability and extent were demonstrated to be less than originally estimated.

STICK POSTAGE STAMPS TO ARTICLE TO COVER FIRST CLASS POSTAGE, CERTIFIED MAIL FEE, AND CHARGES FOR ANY SELECTED OPTIONAL SERVICES. (see front)

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2. If you do not want this receipt postmarked, stick the gummed stub on the left portion of the address side of the article, date, detach and retain the receipt, and mail the article.
3. If you want a return receipt, write the certified-mail number and your name and address on a return receipt card, Form 3811, and attach it to the front of the article by means of the gummed ends if space permits. Otherwise, affix to back of article. Endorse front of article **RETURN RECEIPT REQUESTED** adjacent to the number.
4. If you want delivery restricted to the addressee, or to an authorized agent of the addressee, endorse RESTRICTED DELIVERY on the front of the article.
5. Enter fees for the services requested in the appropriate spaces on the front of this receipt. If return receipt is requested, check the applicable blocks in Item 1 of Form 3811.
6. Save this receipt and present it if you make inquiry.

GPO : 1979 O - 289-363

P20 0367273

RECEIPT FOR CERTIFIED MAIL

NO INSURANCE COVERAGE PROVIDED—NOT FOR INTERNATIONAL MAIL (See Reverse)

SENT TO: John Lind - U.S. Fuel

STREET AND NO.: P.O. Box A

P.O., STATE AND ZIP CODE: Hiawatha, Utah 84527

POSTAGE $

CONSULT POSTMASTER FOR FEES

CERTIFIED FEE ¢

OPTIONAL SERVICES

SPECIAL DELIVERY ¢

RESTRICTED DELIVERY ¢

RETURN RECEIPT SERVICE

SHOW TO WHOM AND DATE DELIVERED ¢

SHOW TO WHOM, DATE, AND ADDRESS OF DELIVERY ¢

SHOW TO WHOM AND DATE DELIVERED WITH RESTRICTED DELIVERY ¢

SHOW TO WHOM, DATE, AND ADDRESS OF DELIVERY WITH RESTRICTED DELIVERY ¢

TOTAL POSTAGE AND FEES $

POSTMARK OR DATE

STA. NO. 8 FEB 23 1982 USPO

PS Form 3800, Apr. 1976

A.C.#N81-3-22-3,N81-3-20-1,N81-3-3-1

UNITED STATES POSTAL SERVICE

OFFICIAL BUSINESS

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Print your name, address, and ZIP Code in the space below.

- Complete items 1, 2, and 3 on the reverse.
- Attach to front of article if space permits, otherwise affix to back of article.
- Endorse article "Return Receipt Requested" adjacent to number.

RETURN TO

PENALTY FOR PRIVATE USE TO AVOID PAYMENT OF POSTAGE, $300

U.S.MAIL

State of Utah
Natural Resources & Energy
Oil, Gas, & Mining
4241 State Office Building
Salt Lake City, Utah 84114

(Name of Sender)

(Street or P.O. Box)

(City, State, and ZIP Code)

Assessment Conference - N81-3-22-3, N81-3-20-1, N81-3-3-1

SENDER: Complete items 1, 2, and 3. Add your address in the "RETURN TO" space on reverse.

1. The following service is requested (check one.)
   - ☒ Show to whom and date delivered. ¢
   - ☐ Show to whom, date and address of delivery. ¢
   - ☐ RESTRICTED DELIVERY
     - Show to whom and date delivered. ¢
     - ☐ RESTRICTED DELIVERY.
     - Show to whom, date, and address of delivery. $
   - (CONSULT POSTMASTER FOR FEES)
2. ARTICLE ADDRESSED TO: John Lind U.S. Fuel Company P.O. Box A Hiawatha, Utah 84527
3. ARTICLE DESCRIPTION: REGISTERED NO. CERTIFIED NO. 0367273 INSURED NO.
   (Always obtain signature of addressee or agent)
   I have received the article described above. SIGNATURE ☐ Addressee ☒ Authorized agent
4. DATE OF DELIVERY FEB 24 1982 POSTMARK
5. ADDRESS (Complete only if requested)
6. UNABLE TO DELIVER BECAUSE: (CLERKS INITIALS)

HIAWATHA FEB 24 1982

PS Form 3811, Jan. 1979 RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL

GPO : 1979-288-848

ACT/007/011

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

February 19, 1982

REGISTERED - RETURN RECEIPT REQUESTED

Mr. John Lind
General Superintendent
Surface Operations
U.S. Fuel Company
P.O. Box A
Hiawatha, Utah 84527

RE: Assessment Conference for
State Violation Nos.
N81-3-22-3, N81-3-20-1 and
N81-3-3-1

Dear Mr. Lind:

Pursuant to your request of January 22, 1982, I have established Wednesday, March 3, 1982, at 9:00 a.m., for the assessment conference on State Violations N81-3-22-3, N81-3-20-1 and N81-3-3-1.

The conference will be held in this office.

Please let me know if this arrangement creates any problems for you.

Sincerely,

Ronald W. Daniels

RONALD W. DANIELS
ACTING ASSESSMENT OFFICER

RWD/te

cc: Carolyn Driscoll, Legal Specialist
Joe Helfrich, Field Supervisor

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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Set up AL for 0900 3/3/82

UNITED STATES FUEL COMPANY

SUBSIDIARY OF SHARON STEEL CORPORATION • AN NVF COMPANY

P.O. BOX A
HIAWATHA, UTAH 84527

ERROL M. GARDINER
VICE PRESIDENT
AND GENERAL MANAGER

I do not have copies of these 2.

RECEIVED
JAN 25 1982
DIVISION OF
OIL, GAS & MINING

January 22, 1982

Mr. Ronald W. Daniels
Acting Assessment Officer
State of Utah
Department of Natural Resources
Division of Oil Gas and Mining
4241 State Office Building
Salt Lake City, Utah 84114

RE: 81-3-22-3
81-3-20-1
81-3-3-1

Dear Mr. Daniels,

U.S. Fuel formally request an assessment conference regarding the alledged violations contained in State Violation Numbers 81-3-22-3; 81-3-20-1; 81-3-3-1.

It is our opinion that the facts of the violations are contested as well the amount of the assessment with your State Violations 81-3-22-3 and 81-3-20-1.

It is our opinion, that due to the facts and circumstances, that 81-3-3-1 is contested as to the recommended assessment.

As we have in the past, it is indeed beneficial to both parties to review the facts, the law, and the interpretation of the laws applicable.

Sincerely,

John Lind
General Superintendent
Surface Operations

JL/jl

cc: E.M. Gardiner
Jean Semborski
Chuck Jahne

UTAH KING COAL

Quotations subject to immediate acceptance. Coal will be sold and invoiced at price in effect on date of shipment, at mine weights f. o. b. cars at place of shipment, unless otherwise specifically agreed in writing. Agreements are contingent upon causes of delay beyond our control, including strikes, accidents, riots, acts of God, lockouts, fire, flood, inability to secure cars or transportation.

STICK POSTAGE STAMPS TO ARTICLE TO COVER FIRST CLASS POSTAGE, CERTIFIED MAIL FEE, AND CHARGES FOR ANY SELECTED OPTIONAL SERVICES. (see front)

1. If you want this receipt postmarked, stick the gummed stub on the left portion of the address side of the article, **leaving the receipt attached**, and present the article at a post office service window or hand it to your rural carrier. (no extra charge)
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5. Enter fees for the services requested in the appropriate spaces on the front of this receipt. If return receipt is requested, check the applicable blocks in Item 1 of Form 3811.
6. Save this receipt and present it if you make inquiry.

GPO : 1979 O - 289-363

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- **Complete items 1, 2, and 3 on the reverse.**
- **Attach to front of article if space permits, otherwise affix to back of article.**
- **Endorse article "Return Receipt Requested" adjacent to number.**

RETURN TO

PENALTY FOR PRIVATE USE TO AVOID PAYMENT OF POSTAGE, $300

U.S.MAIL

State of Utah
Natural Resources & Energy
Oil, Gas, & Mining
4241 State Office Building
Salt Lake City, Utah 84114

(Name of Sender)

(Street or P.O. Box)

(City, State, and ZIP Code)

P20 0367221

RECEIPT FOR CERTIFIED MAIL
NO INSURANCE COVERAGE PROVIDED— NOT FOR INTERNATIONAL MAIL
(See Reverse)

SENT TO: Jean Lembarski - U.S. Fuel
STREET AND NO.: Hiawatha Complex
P.O. STATE AND ZIP CODE: Hiawatha, Utah 84527

POSTAGE		$
CONSULT POSTMASTER FOR FEES	CERTIFIED FEE	¢
OPTIONAL SERVICES	SPECIAL DELIVERY	¢
	RESTRICTED DELIVERY	¢
RETURN RECEIPT SERVICE	SHOW TO WHOM AND DATE DELIVERED	¢
	SHOW TO WHOM, DATE, AND ADDRESS OF DELIVERY	¢
	SHOW TO WHOM AND DATE DELIVERED WITH RESTRICTED DELIVERY	¢
	SHOW TO WHOM, DATE AND ADDRESS OF DELIVERY WITH RESTRICTED DELIVERY	¢
TOTAL POSTAGE AND FEES		$
POSTMARK OR DATE		

JAN 13 1982 USPO

PS Form 3800, Apr. 1976 P.A. - CO#N81-3-3-1 / 1-8-82 / ACT-007-011

P.A.+CO#N81-3-3-1 / 1-8-82 / ACT-007-011

SENDER: Complete items 1, 2, and 3. Add your address in the "RETURN TO" space on reverse.

1. The following service is requested (check one.)
   - ☒ Show to whom and date delivered.....¢
   - ☐ Show to whom, date and address of delivery.....¢
   - ☐ RESTRICTED DELIVERY
     Show to whom and date delivered.....¢
   - ☐ RESTRICTED DELIVERY.
     Show to whom, date, and address of delivery.$____

(CONSULT POSTMASTER FOR FEES)

2. ARTICLE ADDRESSED TO: Jean Lembarski U.S. Fuel Company Hiawatha, Utah 84527

3. ARTICLE DESCRIPTION:
REGISTERED NO. | CERTIFIED NO. 0367221 | INSURED NO.

(Always obtain signature of addressee or agent)

I have received the article described above.
SIGNATURE ☐Addressee ☐Authorized agent

4. DATE OF DELIVERY JAN 15 1982

POSTMARK JAN 15 1982 HIAWATHA UTAH

5. ADDRESS (Complete only if requested)

6. UNABLE TO DELIVER BECAUSE:

CLERK'S INITIALS

☆GPO : 1979-288-848

PS Form 3811, Jan. 1979 RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL

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

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

HCT/007/011

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

January 8, 1982

#0367221

CERTIFIED - RETURN RECEIPT REQUESTED

Ms. Jean Semborski
U.S. Fuel Company
Hiawatha, Utah 84527

RE: Proposed Assessment for
State Cessation Order
No. N81-3-3-1

Dear Ms. Semborski:

Enclosed you will find the proposed civil penalty assessment for this cessation order. The cessation order was cited by Division inspector Thomas L. Portle on October 29, 1981.

The Board of Oil, Gas and Mining has empowered me to act as Assessment Officer and to conduct informal conferences on cessation orders and assessments. This assessment has been computed by me using Rule UMC/SMC 845.2 et seq.

You may or may not request that the Division establish an assessment conference at this time. If no conference is requested by you within 30 days of your receipt of this letter the cessation order will be reassessed considering available facts and you will be required to pay the civil penalty as reassessed.

Should you decide to request an assessment conference you must do so in writing within 30 days of your receipt of this letter. Please specify in your request what the nature of your contest to the cessation order will include. For your ease in responding I have classified those contests as follows:

1. A contest of the amount of the assessment and not the fact of the cessation order having occurred.

2. A contest of the facts of whether the cessation order occurred.

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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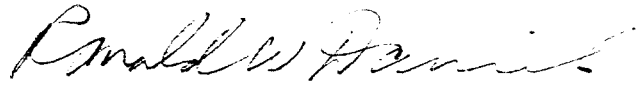
This classification has been made to enable the Division time to arrange for a court reporter to establish a record of the proceedings in contests of the facts of a cessation order.

My decision resulting from the assessment conference may be appealed to the Board in a more formal proceeding.

Sincerely,



RONALD W. DANIELS
ACTING ASSESSMENT OFFICER

RWD/te

ASSESSMENT WORKSHEET

XXXXX CO# N81-3-3-1

PERMIT# ACT/007/011

Name of Company U.S. Fuel Company

Violation # 1 of 1 — 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) _____

Five days of failure to abate violation (N81-1-8-7, #2 of 7) @ $750.00/day.

TOTAL POINTS _____

ASSESSMENT $ 3,750.00

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# CO# N81-3-3-1

PERMIT# ACT/007/011

Name of Company U.S. Fuel Company

Violation # 1 of 1

History of previous violations:

Seriousness: (either A or B)

A. (1) Probability of occurrence:

(2) Extent of actual or potential damage:

B. Obstruction to enforcement:

Negligence: ORDINARY NEGLIGENCE

Good Faith: WILL BE CONSIDERED AFTER COMPLETE INFORMATION IS RECEIVED

Points for this failure to abate cessation order were not awarded. Instead, the minimum fine for failure to abate a previously issued violation (n81-1-8-7, #2 of 7) is assessed. The minimum fine is assessed for five days failure to abate the previously issued violation.

STICK POSTAGE STAMPS TO ARTICLE TO COVER FIRST CLASS POSTAGE, CERTIFIED MAIL FEE, AND CHARGES FOR ANY SELECTED OPTIONAL SERVICES. (see front)

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2. If you do not want this receipt postmarked, stick the gummed stub on the left portion of the address side of the article, date, detach and retain the receipt, and mail the article.
3. If you want a return receipt, write the certified-mail number and your name and address on a return receipt card, Form 3811, and attach it to the front of the article by means of the gummed ends if space permits. Otherwise, affix to back of article. Endorse front of article **RETURN RECEIPT REQUESTED** adjacent to the number.
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5. Enter fees for the services requested in the appropriate spaces on the front of this receipt. If return receipt is requested, check the applicable blocks in Item 1 of Form 3811.
6. Save this receipt and present it if you make inquiry.

☆ GPO : 1979 O - 289-363

UNITED STATES POSTAL SERVICE
OFFICIAL BUSINESS

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- **Complete items 1, 2, and 3 on the reverse.**
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- **Endorse article "Return Receipt Requested" adjacent to number.**

HIAWATHA, UT
JAN 9 PM 1982
84527
PENALTY FOR PRIVATE USE TO AVOID PAYMENT OF POSTAGE, $300
U.S. MAIL

RETURN TO

State of Utah
(Name of Sender)

4241 State Office Building
(Street or P.O. Box)

SLC Utah 84114
(City, State, and ZIP Code)

C

P20 0367220

RECEIPT FOR CERTIFIED MAIL
NO INSURANCE COVERAGE PROVIDED— NOT FOR INTERNATIONAL MAIL
(See Reverse)

SENT TO: Jean Simborski U.S. Fuel
STREET AND NO.
P.O., STATE AND ZIP CODE: Hiawatha, Utah 84527
POSTAGE $
CERTIFIED FEE ¢
CONSULT POSTMASTER FOR FEES
SPECIAL DELIVERY ¢
RESTRICTED DELIVERY ¢
OPTIONAL SERVICES
RETURN RECEIPT SERVICE
SHOW TO WHOM AND DATE DELIVERED ¢
SHOW TO WHOM, DATE, AND ADDRESS OF DELIVERY ¢
SHOW TO WHOM AND DATE DELIVERED WITH RESTRICTED DELIVERY ¢
SHOW TO WHOM, DATE AND ADDRESS OF DELIVERY WITH RESTRICTED DELIVERY ¢
TOTAL POSTAGE AND FEES $
POSTMARK OR DATE
SALT LAKE, UTAH JAN 8 1982

S Form 3800, Apr. 1976 P.A. #N81-3-20-1 / 1-5-82 / ACT-007-011

P.A. #N81-3-20-1 / ACT-007-011 / 1-5-82

SENDER: Complete items 1, 2, and 3. Add your address in the "RETURN TO" space on reverse.

1. The following service is requested (check one.)
☒ Show to whom and date delivered ¢
☐ Show to whom, date and address of delivery ¢
☐ RESTRICTED DELIVERY
Show to whom and date delivered ¢
☐ RESTRICTED DELIVERY.
Show to whom, date, and address of delivery $

(CONSULT POSTMASTER FOR FEES)

2. ARTICLE ADDRESSED TO: Jean Simborski U.S. Fuel Company Hiawatha, Utah 84527

3. ARTICLE DESCRIPTION:
REGISTERED NO. | CERTIFIED NO. 0367220 | INSURED NO.

(Always obtain signature of addressee or agent)

I have received the article described above.
SIGNATURE ☐Addressee ☒Authorized agent

4. DATE OF DELIVERY JAN 9 1982

5. ADDRESS (Complete only if requested)

6. UNABLE TO DELIVER BECAUSE: CLERK'S INITIALS

HIAWATHA UTAH JAN 9 1982 POSTMARK

☆GPO : 1979-288-848

PS Form 3811, Jan. 1979 RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL

ACT/007/011

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 5, 1982

#0367220
Ms. Jean Semborski
U.S. Fuel Company
Hiawatha, Utah 84527

RE: Proposed Assessment for
State Violation No. N81-3-20-1

Dear Ms. Semborski:

Enclosed you will find the proposed civil penalty assessment for this violation. The violation was cited by Division Inspector Thomas L. Portle on November 2, 1981.

The Board of Oil, Gas and Mining has empowered me to act as Assessment Officer and to conduct informal conferences on violations and assessments. This assessment has been computed by me using Rule UMC/SMC 845.2 et. seq.

You may or may not request that the Division establish an assessment conference at this time. If no conference is requested by you within 30 days of your receipt of this letter the violation will be reassessed considering available facts and you will be required to pay the civil penalty as reassessed.

Should you decide to request an assessment conference you must do so in writing within 30 days of your receipt of this letter. Please specify in your request what the nature of your contest to the violation will include. For your ease in responding I have classified those contests as follows:

1. A contest of the amount of the assessment and not the fact of the violation(s) having occured.

2. A contest of the facts of whether the violation(s) occurred.

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

an equal opportunity employer • please recycle paper

This classification has been made to enable the Division time to arrange for a court reporter to establish a record of the proceedings in contests of the facts of a violation.

My decision resulting from the assessment conference may be appealed to the Board in a more formal proceeding.

Sincerely,

RONALD W. DANIELS
ACTING ASSESSMENT OFFICER

RWD/te

ASSESSMENT WORKSHEET

NOV# N81-3-20-1

PERMIT# ACT/007/011

Name of Company U.S. Fuel Company

Violation # 1 of 1 — POINTS

1. History of previous violations — 5
2. Seriousness (either A or B)

   A. (1) Probability of occurrence _____
      (2) Extent of potential or actual damage _____

   B. Obstruction to enforcement 16

   Total Seriousness — 16

3. Negligence — 14

4. Good Faith (Will be considered after complete information is received) — -

TOTAL POINTS 35

ASSESSMENT $ 500.00

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# N81-3-20-1

PERMIT# ACT/007/011

Name of Company U.S. Fuel Company

Violation # 1 of 1

History of previous violations: 5 points.

Seriousness: (either A or B)

A. (1) Probability of occurrence:

(2) Extent of actual or potential damage:

B. Obstruction to enforcement:

The violation, failure to operate pursuant to the approved permit conditions hindered the inspector in determining compliance. 16 points.

Negligence: ORDINARY NEGLIGENCE

14 points.

Good Faith: WILL BE CONSIDERED AFTER COMPLETE INFORMATION IS RECEIVED

STICK POSTAGE STAMPS TO ARTICLE TO COVER FIRST CLASS POSTAGE, CERTIFIED MAIL FEE, AND CHARGES FOR ANY SELECTED OPTIONAL SERVICES. (see front)

1. If you want this receipt postmarked, stick the gummed stub on the left portion of the address side of the article, **leaving the receipt attached**, and present the article at a post office service window or hand it to your rural carrier. (no extra charge)
2. If you do not want this receipt postmarked, stick the gummed stub on the left portion of the address side of the article, date, detach and retain the receipt, and mail the article.
3. If you want a return receipt, write the certified-mail number and your name and address on a return receipt card, Form 3811, and attach it to the front of the article by means of the gummed ends if space permits. Otherwise, affix to back of article. Endorse front of article **RETURN RECEIPT REQUESTED** adjacent to the number.
4. If you want delivery restricted to the addressee, or to an authorized agent of the addressee, endorse RESTRICTED DELIVERY on the front of the article.
5. Enter fees for the services requested in the appropriate spaces on the front of this receipt. If return receipt is requested, check the applicable blocks in Item 1 of Form 3811.
6. Save this receipt and present it if you make inquiry.

☆ GPO : 1979 O - 280-363

UNITED STATES POSTAL SERVICE
OFFICIAL BUSINESS

SENDER INSTRUCTIONS
Print your name, address, and ZIP Code in the space below.
- Complete items 1, 2, and 3 on the reverse.
- Attach to front of article if space permits, otherwise affix to back of article.
- Endorse article "Return Receipt Requested" adjacent to number.

RETURN TO

State of Utah
(Name of Sender)
4241 State Office Bldg.
(Street or P.O. Box)
S.L.C., Utah 84114
(City, State, and ZIP Code)

HIAWATHA, UTAH JAN 8 PM 1982 84527
PENALTY FOR PRIVATE USE TO AVOID PAYMENT OF POSTAGE, $300
U.S. MAIL

P20 036 7219

RECEIPT FOR CERTIFIED MAIL
NO INSURANCE COVERAGE PROVIDED—NOT FOR INTERNATIONAL MAIL
(See Reverse)

SENT TO: Alan Lambert
STREET AND NO.: U.S. Fuel Company
P.O., STATE AND ZIP CODE: Hiawatha, Utah 84527

POSTAGE	$
CERTIFIED FEE	¢
SPECIAL DELIVERY	¢
RESTRICTED DELIVERY	¢
RETURN RECEIPT SERVICE: SHOW TO WHOM AND DATE DELIVERED	¢
RETURN RECEIPT SERVICE: SHOW TO WHOM, DATE, AND ADDRESS OF DELIVERY	¢
RETURN RECEIPT SERVICE: SHOW TO WHOM AND DATE DELIVERED WITH RESTRICTED DELIVERY	¢
RETURN RECEIPT SERVICE: SHOW TO WHOM, DATE AND ADDRESS OF DELIVERY WITH RESTRICTED DELIVERY	¢
TOTAL POSTAGE AND FEES	$
POSTMARK OR DATE	JAN 9 1982

CONSULT POSTMASTER FOR FEES
OPTIONAL SERVICES

PS Form 3800, Apr. 1976

P.A. #N81-3-33-3 / 1-5-83 / ACT-007-011

P.A. #N81-3-33-3 / 1-5-83 / ACT-007-011

SENDER: Complete items 1, 2, and 3. Add your address in the "RETURN TO" space on reverse.

1. The following service is requested (check one.)
   - ☒ Show to whom and date delivered.....¢
   - ☐ Show to whom, date and address of delivery.....¢
   - ☐ RESTRICTED DELIVERY
     - Show to whom and date delivered.....¢
     - ☐ RESTRICTED DELIVERY. Show to whom, date, and address of delivery.$
   - (CONSULT POSTMASTER FOR FEES)
2. ARTICLE ADDRESSED TO: Alan Lambert, U.S. Fuel Company, Hiawatha, Utah 84527
3. ARTICLE DESCRIPTION: REGISTERED NO. | CERTIFIED NO. 036 7219 | INSURED NO.
   (Always obtain signature of addressee or agent)
   I have received the article described above.
   SIGNATURE ☐ Addressee ☒ Authorized agent
4. DATE OF DELIVERY: JAN 9 1982
5. ADDRESS (Complete only if requested)
6. UNABLE TO DELIVER BECAUSE: CLERK'S INITIALS

POSTMARK: HIAWATHA UTAH JAN 9 1982

PS Form 3811, Jan. 1979 — RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL

☆GPO : 1979-288-848

ACT/007/011

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 4, 1982

#0367319
CERTIFIED - RETURN RECEIPT REQUESTED

Ms. Jean Semborski
U.S. Fuel Company
Hiawatha Complex
Hiawatha, Utah 84527

RE: Proposed Assessment for
State Violation No. N81-3-22-3

Dear Ms. Semborski:

Enclosed you will find the proposed civil penalty for this violation. The violation was cited by Division inspector Thomas L. Portle on December 8, 1981.

The Board of Oil, Gas and Mining has empowered me to act as Assessment Officer and to conduct informal conferences on violations and assessments. This assessment has been computed by me using Rule UMC/SMC 845.2 et seq.

You may or may not request that the Division establish an assessment conference at this time. If no conference is requested by you within 30 days of your receipt of this letter the violation will be reassessed considering available facts and you will be required to pay the civil penalty as reassessed.

Should you decide to request an assessment conference you must do so in writing within 30 days of your receipt of this letter. Please specify in your request what the nature of your contest to the violation will include. For your ease in responding I have classified those contests as follows:

1. A contest of the amount of the assessment and not the fact of the violation(s) having occured.

2. A contest of the facts of whether the violation(s) occurred.

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

an equal opportunity employer • please recycle paper

This classification has been made to enable the Division time to arrange for a court reporter to establish a record of the proceedings in contests of the facts of a violation.

My decision resulting from the assessment conference may be appealed to the Board in a more formal proceeding.

Sincerely,

RW Daniels

RONALD W. DANIELS
ACTING ASSESSMENT OFFICER

RWD/te

cc: Assessment Officer
Field Supervisor

ACT/007/006 PLATEAU

ACT/007/011 HIAWATHA

ACT/015/009 TRAIL MTN.

ACT/015/015 CONSOL

INA/041/005 KNIGHT

INA/055/001 FACTORY BUTTE

CEP/007/006 BISHOPSGATE

act 007/011

813112 #2

NOT ON RECORD

FINAL - 813B2 #1, #2

HISTORY should be one

final pt (10) not 9 and 21 notes

ASSESSMENT WORKSHEET

NOV# N81-3-22-3

PERMIT# ACT/007/011

Name of Company U.S. Fuel Company

Violation # 1 of 3

		POINTS
1. History of previous violations		5
2. Seriousness (either A or B)		
A. (1) Probability of occurrence		
(2) Extent of potential or actual damage		
B. Obstruction to enforcement	14	
Total Seriousness		14
3. Negligence		8
4. Good Faith (Will be considered after complete information is received)		

TOTAL POINTS 22

ASSESSMENT $ 240.00

Violation # 2 of 3

		POINTS
1. History of previous violations		5
2. Seriousness (either A or B)		
A. (1) Probability of occurrence	13	
(2) Extent of potential or actual damage	16	
B. Obstruction to enforcement	-	
Total Seriousness		29
3. Negligence		10
4. Good Faith (Will be considered after complete information is received)		-

TOTAL POINTS 44

ASSESSMENT $ 760.00

ASSESSMENT WORKSHEET

NOV# N81-3-22-3

PERMIT# ACT/007/011

Name of Company U.S. Fuel Company

Violation # 3 of 3

			POINTS
1.	History of previous violations		5
2.	Seriousness (either A or B)		
	A. (1) Probability of occurrence		
	(2) Extent of potential or actual damage		
	B. Obstruction to enforcement	13	
	Total Seriousness		13
3.	Negligence		10
4.	Good Faith (Will be considered after complete information is received)		-

TOTAL POINTS 28

ASSESSMENT $ 360.00

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# N81-3-22-3

PERMIT# ACT/007/011

Name of Company U.S. Fuel Company

Violation # 1 **of** 3

History of previous violations: 5 points.

Seriousness: (either A or B)

A. (1) Probability of occurrence:

(2) Extent of actual or potential damage:

B. Obstruction to enforcement:

The violation, failure to delineate topsoil storage location, provide proof of stored topsoil volume adequacy or show the presence of plant support material resulted in the inspector being hindered in determining if topsoil management was being implemented on the mine site. 14 points.

Negligence: ORDINARY NEGLIGENCE

8 points.

Good Faith: WILL BE CONSIDERED AFTER COMPLETE INFORMATION IS RECEIVED

ASSESSMENT EXPLANATION

NOV# N81-3-22-3

PERMIT# ACT/007/011

Name of Company U.S. Fuel Company

Violation # 2 **of** 3

History of previous violations: 5 points.

Seriousness: (either A or B)

A. (1) Probability of occurrence:

The violation, failure to remove topsoil adequately is deemed likely to result in the events of loss of topsoil and loss of revegetation potential. 13 points.

(2) Extent of actual or potential damage:

Damage would not extend outside the permit area. 16 points.

B. Obstruction to enforcement:

Negligence: ORDINARY NEGLIGENCE

10 points.

Good Faith: WILL BE CONSIDERED AFTER COMPLETE INFORMATION IS RECEIVED

ASSESSMENT EXPLANATION

NOV# N81-3-22-3

PERMIT# ACT/007/011

Name of Company U.S. Fuel Company

Violation # 3 **of** 3

History of previous violations: 5 points.

Seriousness: (either A or B)

A. (1) Probability of occurrence:

(2) Extent of actual or potential damage:

B. Obstruction to enforcement:

The violation, failure to provide information pursuant to a stipulation is deemed to have resulted in the inspector being hindered from determining if compliance was taking place in the topsoil management practices. 13 points.

Negligence: ORDINARY NEGLIGENCE

10 points.

Good Faith: WILL BE CONSIDERED AFTER COMPLETE INFORMATION IS RECEIVED

ACT/007/011

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

December 30, 1981

Mr. John Lind
General Superintendent
Surface Operations
U.S. Fuel Company
P.O. Box A
Hiawatha, Utah 84527

RE: Assessment Conference for
State Violation No. N81-1-8-7

Dear Mr. Lind:

Pursuant to your request of November 13, 1981, I have established Tuesday, January 12, 1982, at 1:30 p.m., for the assessment conference on State Violation No. N81-1-8-7.

The conference will be held in this office.

Please let me know if this arrangement creates any problems for you.

Sincerely,

Ronald W. Daniels

RONALD W. DANIELS
ACTING ASSESSMENT OFFICER

RWD/te

cc: Carolyn Driscoll, Legal Specialist
Joe Helfrich, Field Supervisor

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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Please set up an A for 1:30PM 1/12/81 for N81-1-8-7

File Copy
NOV File
ACT/007
011

Also copy to me the proposed assessment. Ran

UNITED STATES FUEL COMPANY

SUBSIDIARY OF SHARON STEEL CORPORATION • AN NVF COMPANY

P.O. BOX A
HIAWATHA, UTAH 84527

ERROL M. GARDINER
VICE PRESIDENT
AND GENERAL MANAGER

November 13, 1981

Mr. Ronald W. Daniels
Acting Assessment Officer
State of Utah
Department of Natural Resources
Division of Oil Gas and Mining
1288 West North Temple
Salt Lake City, Utah 84116

Dear Mr. Daniels,

U.S. Fuel formally request an assessment conference regarding the alledged violations contained in State Violation Numbers N81-1-8-7.

It is our opinion that the facts of the violations are contested as well the amount of the assessment possibly proposed.

As we have in the past, it is indeed beneficial to both parties to review the facts, the law, and the interpretation of the laws applicable.

Sincerely,

John Lind,
General Superintendent
Surface Operations

JL/jl

cc: E.M. Gardiner
Jean Semborski

UTAH KING COAL

Quotations subject to immediate acceptance. Coal will be sold and invoiced at price in effect on date of shipment, at mine weights f. o. b. cars at place of shipment, unless otherwise specifically agreed in writing. Agreements are contingent upon causes of delay beyond our control, including strikes, accidents, riots, acts of God, lockouts, fire, flood, inability to secure cars or transportation.

SCOTT M. MATHESON
Governor

TEMPLE A. REYNOLDS
Executive Director,
NATURAL RESOURCES

CLEON B. FEIGHT
Director

STATE OF UTAH
DEPARTMENT OF NATURAL RESOURCES
DIVISION OF OIL, GAS, AND MINING
1588 West North Temple
Salt Lake City, Utah 84116
(801) 533-5771

OIL, GAS, AND MINING BOARD

CHARLES R. HENDERSON
Chairman

JOHN L. BELL
EDWARD T. BECK
E. STEELE McINTYRE
BOB NORMAN
MARGARET BIRD
HERM OLSEN

October 28, 1981

ACT/007/011

#4697144
CERTIFIED - RETURN RECEIPT REQUESTED

Mr. Robert Eccli
U.S. Fuel Company
Hiawatha, Utah 84527

RE: Proposed Assessment for
State Violation No. N81-1-8-7

Dear Mr. Eccli:

Enclosed you will find the proposed civil penalty assessment for this violation. The violation was cited by Division Inspector Joseph Helfrich on September 17, 1981.

The Board of Oil, Gas and Mining has empowered me to act as Assessment Officer and to conduct informal conferences on violations and assessments. This assessment has been computed by me using Rule UMC/SMC 845.2 et. seq.

You may or may not request that the Division establish an assessment conference at this time. If no conference is requested by you within 30 days of your receipt of this letter the violation will be reassessed considering available facts and you will be required to pay the civil penalty as reassessed.

Should you decide to request an assessment conference you must do so in writing within 30 days of your receipt of this letter. Please specify in your request what the nature of your contest to the violation will include. For you ease in responding I have classified those contests as follows:

1. A contest of the amount of the assessment and not the fact of the violation(s) having occurred.

2. A contest of the facts of whether the violation(s) occurred.

This classification has been made to enable the Division time to arrange for a court reporter to establish a record of the proceedings in contests of the facts of a violation.

My decision resulting from the assessment conference may be appealed to the Board in a more formal proceeding.

Sincerely,

Ronald W. Daniels

RONALD W. DANIELS
ACTING ASSESSMENT OFFICER

RWD/te

ASSESSMENT WORKSHEET

NOV# N81-1-8-7

PERMIT# ACT/007/011

Name of Company U.S. Fuel Company

Violation # 1 of 7		POINTS
1. History of previous violations		5
2. Seriousness (either A or B)		
A. (1) Probability of occurrence		
(2) Extent of potential or actual damage		
B. Obstruction to enforcement	12	
Total Seriousness		12
3. Negligence		8
4. Good Faith (Will be considered after complete information is received)		-10
TOTAL POINTS		15
ASSESSMENT		$ 150.00

Violation # 2 of 7		POINTS
1. History of previous violations		5
2. Seriousness (either A or B)		
A. (1) Probability of occurrence	12	
(2) Extent of potential or actual damage	4	
B. Obstruction to enforcement	-	
Total Seriousness		16
3. Negligence		8
4. Good Faith (Will be considered after complete information is received)		-
TOTAL POINTS		29
ASSESSMENT		$ 380.00

ASSESSMENT WORKSHEET

NOV# N81-1-8-7

PERMIT# ACT/007/011

Name of Company U.S. Fuel Company

Violation # 3 of 7

			POINTS
1.	History of previous violations		5
2.	Seriousness (either A or B)		
	A. (1) Probability of occurrence	12	
	(2) Extent of potential or actual damage	4	
	B. Obstruction to enforcement	-	
	Total Seriousness		16
3.	Negligence		8
4.	Good Faith (Will be considered after complete information is received)		-

TOTAL POINTS 29

ASSESSMENT $ 380.00

Violation # 4 of 7

			POINTS
1.	History of previous violations		5
2.	Seriousness (either A or B)		
	A. (1) Probability of occurrence	17	
	(2) Extent of potential or actual damage	4	
	B. Obstruction to enforcement	-	
	Total Seriousness		21
3.	Negligence		8
4.	Good Faith (Will be considered after complete information is received)		-

TOTAL POINTS 34

ASSESSMENT $ 480.00

ASSESSMENT WORKSHEET

NOV# N81-1-8-7

PERMIT# ACT/007/011

Name of Company U.S. Fuel Company

Violation # 5 of 7

			POINTS
1. History of previous violations			5
2. Seriousness (either A or B)			
A. (1) Probability of occurrence	12		
(2) Extent of potential or actual damage	12		
B. Obstruction to enforcement	-		
Total Seriousness			24
3. Negligence			8
4. Good Faith (Will be considered after complete information is received)			-
		TOTAL POINTS	37
		ASSESSMENT	$ 540.00

Violation # 6 of 7

			POINTS
1. History of previous violations			5
2. Seriousness (either A or B)			
A. (1) Probability of occurrence	12		
(2) Extent of potential or actual damage	12		
B. Obstruction to enforcement	-		
Total Seriousness			24
3. Negligence			8
4. Good Faith (Will be considered after complete information is received)			-
		TOTAL POINTS	37
		ASSESSMENT	$ 540.00

ASSESSMENT WORKSHEET

NOV# N81-1-8-7

PERMIT# ACT/007/011

Name of Company U.S. Fuel Company

Violation # 7 of 7

		POINTS
1. History of previous violations		5
2. Seriousness (either A or B)		
A. (1) Probability of occurrence	7	
(2) Extent of potential or actual damage	7	
B. Obstruction to enforcement	-	
Total Seriousness		14
3. Negligence		8
4. Good Faith (Will be considered after complete information is received)		-
TOTAL POINTS		27
ASSESSMENT		$ 340.00

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# N81-1-8-7

PERMIT# ACT/007/011

Name of Company U.S. Fuel Company

Violation # 1 **of** 7

History of previous violations: N80-1-16-1(1 point), N81-3-13-2(2 points), N81-3-9-2(2 points) Total = 5 points.

Seriousness: (either A or B)

A. (1) Probability of occurrence:

(2) Extent of actual or potential damage:

B. Obstruction to enforcement:

Failure to operate in accordance with approval plan. Inspector was hindered in determining if compliance requirements had been met since no plans were submitted. 12 points.

Negligence: ORDINARY NEGLIGENCE

8 points.

Good Faith: WILL BE CONSIDERED AFTER COMPLETE INFORMATION IS RECEIVED

NOV terminated October 14, 1981. - 10 points.

ASSESSMENT EXPLANATION

NOV# N81-1-8-7

PERMIT# ACT/007/011

Name of Company U.S. Fuel Company

Violation # 2 **of** 7

History of previous violations: 5 points.

Seriousness: (either A or B)

A. (1) Probability of occurrence:

The violation, failure to remove, segregate, stockpile and protect topsoil from erosion is deemed likely to result in the following events: soil loss, erosion, soil contamination and a reduction in revegetation potential. 12 points.

(2) Extent of actual or potential damage:

Damage would remain within the permit area. 4 points.

B. Obstruction to enforcement:

Negligence: ORDINARY NEGLIGENCE

8 points.

Good Faith: WILL BE CONSIDERED AFTER COMPLETE INFORMATION IS RECEIVED

ASSESSMENT EXPLANATION

NOV# N81-1-8-7

PERMIT# ACT/007/011

Name of Company U.S. Fuel Company

Violation # 3 **of** 7

History of previous violations: 5 points.

Seriousness: (either A or B)

A. (1) Probability of occurrence:

The violation, failure to protect topsoil from unnecessary compaction contaminants and water erosion is deemed likely to result in the following events: compaction, and contamination by empty oil containers. 12 points.

(2) Extent of actual or potential damage:

Damage would remain within the permit area. 4 points.

B. Obstruction to enforcement:

Negligence: ORDINARY NEGLIGENCE

8 points.

Good Faith: WILL BE CONSIDERED AFTER COMPLETE INFORMATION IS RECEIVED

ASSESSMENT EXPLANATION

NOV# N81-1-8-7

PERMIT# ACT/007/011

Name of Company U.S. Fuel Company

Violation # 4 of 7

History of previous violations: 5 points.

Seriousness: (either A or B)

A. (1) Probability of occurrence:

The violation, failure to maintain sediment control structures so as to prevent erosion, is deemed to have resulted in erosion occurring. 17 points.

(2) Extent of actual or potential damage:

Damage would remain within the permit area. 4 points.

B. Obstruction to enforcement:

Negligence: ORDINARY NEGLIGENCE

8 points.

Good Faith: WILL BE CONSIDERED AFTER COMPLETE INFORMATION IS RECEIVED

ASSESSMENT EXPLANATION

NOV# N81-1-8-7

PERMIT# ACT/007/011

Name of Company U.S. Fuel Company

Violation # 5 of 7

History of previous violations: 5 points.

Seriousness: (either A or B)

A. (1) Probability of occurrence:

The violation, failure to pass runoff from the disturbed area through a sediment control structure, is deemed likely to result in the pollution of streamflow due to additional contributions of suspended solids. 12 points.

(2) Extent of actual or potential damage:

Damage would extend off the permit area, if it occurred. 12 points.

B. Obstruction to enforcement:

Negligence: ORDINARY NEGLIGENCE

8 points.

Good Faith: WILL BE CONSIDERED AFTER COMPLETE INFORMATION IS RECEIVED

ASSESSMENT EXPLANATION

NOV# N81-1-8-7

PERMIT# ACT/007/011

Name of Company U.S. Fuel Company

Violation # 6 of 7

History of previous violations: 5 points.

Seriousness: (either A or B)

A. (1) Probability of occurrence:

The violation, failure to pass surface runoff through a sediment control structure, is deemed likely to result in water pollution and erosion. 12 points.

(2) Extent of actual or potential damage:

Damage would extend off the permit area, if it occurred. 12 points.

B. Obstruction to enforcement:

Negligence: ORDINARY NEGLIGENCE

8 points.

Good Faith: WILL BE CONSIDERED AFTER COMPLETE INFORMATION IS RECEIVED

ASSESSMENT EXPLANATION

NOV# N81-1-8-7

PERMIT# ACT/007/011

Name of Company U.S. Fuel Company

Violation # 7 of 7

History of previous violations: 5 points.

Seriousness: (either A or B)

A. (1) Probability of occurrence:

The violation, failure to store noncoal waste in an approved manner is deemed unlikely to result in contamination of topsoil stockpile. 7 points.

(2) Extent of actual or potential damage:

Damage would not extend off-site. 4 points.

B. Obstruction to enforcement:

Negligence: ORDINARY NEGLIGENCE

8 points.

Good Faith: WILL BE CONSIDERED AFTER COMPLETE INFORMATION IS RECEIVED

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

NOV/CO No. N81-3-9-2

Location of Conference: Salt Lake City, Utah

Date of Conference: September 21, 1981

Company Name/Mine Name: U.S. Fuel Company/Hiawatha

Persons in Attendance	Title
Jean Zaborski, John Lind	U.S. Fuel Company
Tom Portle, Ron Daniels	Division of Oil, Gas and Mining

Violation No.	Amount of Assessment As Revised
1 of 2	$ 130.00
2 of 2	340.00
TOTAL	470.00

Approved: James W. Smith Jr. for Randall W. Daniels (Signature of Conference Officer) Date: 9-29-81

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.

ASSESSMENT CONFERENCE REPORT
(continued)

1. Notice of Violation/Cessation Order No. N81-3-9-2

Violation 1 of 2

(a) Nature of violation: Failure to seal underground shaft.

(b) Date of termination: July 29, 1981

2. Conference Result	Proposed Assessment	Conference Assessment
(a) History/Prev. Vio.	1	1
(b) Seriousness		
(1) Probability of Occurrence	7	5
Extent of Damage	7	4
(2) Obstr. to Enforcement	-	-
(c) Negligence	15	8
(d) Good Faith	-	-5
(e) Acreage	-	-
TOTAL	30	13

3. Narrative:
(Brief explanation of reasons for any changes made in assignment of points and any additional information that was presented at the conference.)

ASSESSMENT CONFERENCE REPORT
(continued)

1. **Notice of Violation/Cessation Order No.** N81-3-9-2

Violation 2 **of** 2

(a) **Nature of violation:** Failure to pass surface drainage through a sediment pond.

(b) **Date of termination:** July 29, 1981

2. Conference Result

	Proposed Assessment	Conference Assessment
(a) History/Prev. Vio.	1	1
(b) Seriousness		
(1) Probability of Occurrence	12	11
Extent of Damage	16	12
(2) Obstr. to Enforcement	-	-
(c) Negligence	8	8
(d) Good Faith	-	-5
(e) Acreage	-	-
TOTAL	37	27

3. Narrative:
(Brief explanation of reasons for any changes made in assignment of points and any additional information that was presented at the conference.)

SCOTT M. MATHESON
Governor

TEMPLE A. REYNOLDS
Executive Director,
NATURAL RESOURCES

CLEON B. FEIGHT
Director

STATE OF UTAH
DEPARTMENT OF NATURAL RESOURCES
DIVISION OF OIL, GAS, AND MINING
1588 West North Temple
Salt Lake City, Utah 84116
(801) 533-5771

OIL, GAS, AND MINING BOARD

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BOB NORMAN
MARGARET BIRD
HERM OLSEN

September 29, 1981

#0367511

ACT/007/011

REGISTERED - RETURN RECEIPT REQUESTED

Mr. John Lind
U.S. Fuel Company
19th Floor, University Club Bldg.
136 East South Temple
Salt Lake City, Utah 84111

RE: Assessment Conference Report
and Assessment of Civil Penalty
Violation No. N81-3-13-2

Dear Mr. Lind:

Enclosed please find the Division's Assessment Conference Report concerning violations of the Utah Coal Mining and Reclamation Act, U.C.A., 40-10-1, et seq, at the Hiawatha Complex, Carbon County, Utah. The civil penalty of $290.00 is hereby assessed by the Board of Oil, Gas and Mining unless you apply for review and public hearing before the Board within 30 days of receipt of this letter and the Assessment Conference Report.

Should you choose not to seek a public hearing concerning this matter, the civil assessment must be paid to the Division within 30 days of receipt of this letter and the Assessment Conference Report.

Please contact the Division if you have any questions or informational needs.

Sincerely,

for

RONALD W. DANIELS
ACTING ASSESSMENT OFFICER

RWD/te

cc: Inspector
Assessment Officer

Enclosure

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

NOV/CO No. N81-3-13-2

Location of Conference: Salt Lake City, Utah

Date of Conference: September 21, 1981

Company Name/Mine Name: U.S. Fuel Company/Hiawatha Complex

Persons in Attendance	Title
Jean Zaborski, John Lind	U.S. Fuel Company
Tom Portle, Ron Daniels	Division of Oil, Gas and Mining

Violation No.	Amount of Assessment As Revised
1 of 2	$ 90.00
2 of 2	200.00
TOTAL	290.00

Approved: James W. Smith Jr. for Ronald W. Daniels (Signature of Conference Officer) Date: 9-29-81

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.

ASSESSMENT CONFERENCE REPORT
(continued)

1. **Notice of Violation/Cessation Order No.** N81-3-13-2

Violation 1 **of** 2

(a) **Nature of violation:** Failure to dispose of noncoal waste in designated areas.

(b) **Date of termination:** August 13, 1981

2. Conference Result	Proposed Assessment	Conference Assessment
(a) History/Prev. Vio.	-	-
(b) Seriousness		
(1) Probability of Occurrence	6	5
Extent of Damage	3	3
(2) Obstr. to Enforcement	-	-
(c) Negligence	6	6
(d) Good Faith	-	-5
(e) Acreage	-	-
TOTAL	15	9

3. Narrative:
(Brief explanation of reasons for any changes made in assignment of points and any additional information that was presented at the conference.)

Good Faith points were awarded for rapid compliance.

ASSESSMENT CONFERENCE REPORT
(continued)

1. Notice of Violation/Cessation Order No. N81-3-13-2

Violation 2 of 2

(a) Nature of violation: Failure to design, maintain and construct roads to meet standards.

(b) Date of termination:

2. Conference Result

	Proposed Assessment	Conference Assessment
(a) History/Prev. Vio.	-	-
(b) Seriousness		
(1) Probability of Occurrence	7	5
Extent of Damage	16	12
(2) Obstr. to Enforcement	-	-
(c) Negligence	8	8
(d) Good Faith	-	-5
(e) Acreage	-	-
TOTAL	31	20

3. Narrative:
(Brief explanation of reasons for any changes made in assignment of points and any additional information that was presented at the conference.)

ACT/007/011

SCOTT M. MATHESON
Governor

TEMPLE A. REYNOLDS
Executive Director,
NATURAL RESOURCES

CLEON B. FEIGHT
Director

STATE OF UTAH
DEPARTMENT OF NATURAL RESOURCES
DIVISION OF OIL, GAS, AND MINING
1588 West North Temple
Salt Lake City, Utah 84116
(801) 533-5771

OIL, GAS, AND MINING BOARD

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HERM OLSEN

September 15, 1981

Mr. John Lind
U. S. Fuel Company
Hiawatha, Utah 84527

RE: Assessment Conference
NOV #N81-3-9-2, and
NOV #N81-3-13-2

Dear Mr. Lind:

This is to confirm the previous assessment conference which we set up by telephone for 3:00 p.m., on September 21, 1981.

Please contact me if you have any conflicts or questions.

Sincerely,

Ronald W. Daniels

RONALD W. DANIELS
ACTING ASSESSMENT OFFICER

cc: Assessment Officer
Inspector

RWD/btm

STICK POSTAGE STAMPS TO ARTICLE TO COVER FIRST CLASS POSTAGE, CERTIFIED MAIL FEE, AND CHARGES FOR ANY SELECTED OPTIONAL SERVICES. (see front)

1. If you want this receipt postmarked, stick the gummed stub on the left portion of the address side of the article, **leaving the receipt attached**, and present the article at a post office service window or hand it to your rural carrier. (no extra charge)
2. If you do not want this receipt postmarked, stick the gummed stub on the left portion of the address side of the article, date, detach and retain the receipt, and mail the article.
3. If you want a return receipt, write the certified-mail number and your name and address on a return receipt card, Form 3811, and attach it to the front of the article by means of the gummed ends if space permits. Otherwise, affix to back of article. Endorse front of article **RETURN RECEIPT REQUESTED** adjacent to the number.
4. If you want delivery restricted to the addressee, or to an authorized agent of the addressee, endorse RESTRICTED DELIVERY on the front of the article.
5. Enter fees for the services requested in the appropriate spaces on the front of this receipt. If return receipt is requested, check the applicable blocks in Item 1 of Form 3811.
6. Save this receipt and present it if you make inquiry.

☆ GPO : 1979 O - 289-363

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RETURN TO

PENALTY FOR PRIVATE USE TO AVOID PAYMENT OF POSTAGE, $300

U.S.MAIL

State of Utah
Department of Natural Resources
Division of Oil, Gas, & Mining
1588 West North Temple
Salt Lake City, Utah 84116

(Name of Sender)

(Street or P.O. Box)

(City, State, and ZIP Code)

P20 0367496

RECEIPT FOR CERTIFIED MAIL

NO INSURANCE COVERAGE PROVIDED— NOT FOR INTERNATIONAL MAIL

(See Reverse) 8/19/81

SENT TO: Robert Eccli

STREET AND NO.: U.S. Fuel Co.

P.O., STATE AND ZIP CODE: Hiawatha, UT 84527

POSTAGE		$
CONSULT POSTMASTER FOR FEES	CERTIFIED FEE	¢
OPTIONAL SERVICES	SPECIAL DELIVERY	¢
	RESTRICTED DELIVERY	¢
RETURN RECEIPT SERVICE	SHOW TO WHOM AND DATE DELIVERED	¢
	SHOW TO WHOM, DATE, AND ADDRESS OF DELIVERY	¢
	SHOW TO WHOM AND DATE DELIVERED WITH RESTRICTED DELIVERY	¢
	SHOW TO WHOM, DATE AND ADDRESS OF DELIVERY WITH RESTRICTED DELIVERY	¢
TOTAL POSTAGE AND FEES		$ 1.70

POSTMARK OR DATE: SALT LAKE CITY, UT FAIRGROUNDS STA AUG 21 1981 USPO

PS Form 3800, Apr. 1976

P.A. # N81-3-13-2/ACT-667-011

8/19/81

ORDER: Complete items 1, 2, and 3. Add your address in the "RETURN TO" space on reverse.

1. The following service is requested (check one.)
   - ☒ Show to whom and date delivered.....¢
   - ☐ Show to whom, date and address of delivery.....¢
   - ☐ RESTRICTED DELIVERY
     Show to whom and date delivered.....¢
   - ☐ RESTRICTED DELIVERY.
     Show to whom, date, and address of delivery $____

(CONSULT POSTMASTER FOR FEES)

2. ARTICLE ADDRESSED TO: Robert Eccli, U.S. Fuel Company, Hiawatha, Utah 84527

3. ARTICLE DESCRIPTION:
   REGISTERED NO. | CERTIFIED NO. 0367496 | INSURED NO.

(Always obtain signature of addressee or agent)

I have received the article described above.
SIGNATURE: ☐ Addressee ☐ Authorized agent

4. DATE OF DELIVERY: AUG 24 1981

POSTMARK: HIAWATHA AUG 24 1981 UTAH

5. ADDRESS (Complete only if requested)

6. UNABLE TO DELIVER BECAUSE: CLERK'S INITIALS

☆ GPO : 1979-306-459

PS Form 3811, Jan. 1979

RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL

SCOTT M. MATHESON
Governor

TEMPLE A. REYNOLDS
Executive Director,
NATURAL RESOURCES

CLEON B. FEIGHT
Director

STATE OF UTAH
DEPARTMENT OF NATURAL RESOURCES
DIVISION OF OIL, GAS, AND MINING
1588 West North Temple
Salt Lake City, Utah 84116
(801) 533-5771

OIL, GAS, AND MINING BOARD

CHARLES R. HENDERSON
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BOB NORMAN
MARGARET BIRD
HERM OLSEN

August 19, 1981

Act/007/011

#0367496

Mr. Robert Eccli
U.S. Fuel Company
Hiawatha, Utah 84527

RE: Proposed Assessment for
State Violation No. N81-3-13-2

Dear Mr. Eccli:

Enclosed you will find the proposed civil penalty assessment for this violation. The violation was cited by Division Inspector Thomas L. Portle on July 29, 1981.

The Board of Oil, Gas and Mining has empowered me to act as Assessment Officer and to conduct informal conferences on violations and assessments. This assessment has been computed by me using Rule UMC/SMC 845.2 et. seq.

You may or may not request that the Division establish an assessment conference at this time. If no conference is requested by you within 30 days of your receipt of this letter the violation will be reassessed considering available facts and you will be required to pay the civil penalty as reassessed.

Should you decide to request an assessment conference you must do so in writing within 30 days of your receipt of this letter. Please specify in your request what the nature of your contest to the violation will include. For your ease in responding I have classified those contests as follows:

1. A contest of the amount of the assessment and not the fact of the violation(s) having occured.

2. A contest of the facts of whether the violation(s) occurred.

This classification has been made to enable the Division time to arrange for a court reporter to establish a record of the proceedings in contests of the facts of a violation.

My decision resulting from the assessment conference may be appealed to the Board in a more formal proceeding.

Sincerely,

Ronald W. Daniels

RONALD W. DANIELS
ACTING ASSESSMENT OFFICER

RWD/te

ASSESSMENT WORKSHEET

NOV# N81-3-13-2

PERMIT# ACT/007/011

Name of Company U.S. Fuel Company

Violation # 1 of 2

			POINTS
1. History of previous violations			1
2. Seriousness (either A or B)			
A. (1) Probability of occurrence	6		
(2) Extent of potential or actual damage	3		
B. Obstruction to enforcement	-		
Total Seriousness			9
3. Negligence			6
4. Good Faith (Will be considered after complete information is received)			-
		TOTAL POINTS	16
		ASSESSMENT	$ 160.00

Violation # 2 of 2

			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			8
4. Good Faith (Will be considered after complete information is received)			-
		TOTAL POINTS	32
		ASSESSMENT	$ 440.00

ASSESSMENT EXPLANATION

NOV# N81-3-13-2

PERMIT# ACT/007/011

Name of Company U.S. Fuel Company

Violation # 1 of 2

History of previous violations: 1 point

Seriousness: (either A or B)

A. (1) Probability of occurrence:

The violation, failure to dispose of noncoal waste indesignated portions of the permit area is deemed unlikely to result in the occurrence of the events of degredation of ground water and contamination of surface material causing it to be detrimental to revegetation. 6 points.

(2) Extent of actual or potential damage:

Damage would not extend beyond the permit area. 3 points.

B. Obstruction to enforcement:

Negligence: ORDINARY NEGLIGENCE

6 points.

Good Faith: WILL BE CONSIDERED AFTER COMPLETE INFORMATION IS RECEIVED

ASSESSMENT EXPLANATION

NOV# N81-3-13-2

PERMIT# ACT/007/011

Name of Company U.S. Fuel Company

Violation # 2 of 2

History of previous violations: 1 point.

Seriousness: (either A or B)

A. (1) Probability of occurrence:

The violation, failure to design,construct and maintain Class I roads to meet standards, was deemed unlikely to result in the events of water pollution from sedimentation and erosion. 7 points.

(2) Extent of actual or potential damage:

Damage would extend off the permit area. 16 points.

B. Obstruction to enforcement:

Negligence: ORDINARY NEGLIGENCE

8 points.

Good Faith: WILL BE CONSIDERED AFTER COMPLETE INFORMATION IS RECEIVED

SCOTT M. MATHESON
Governor

TEMPLE A. REYNOLDS
Executive Director,
NATURAL RESOURCES

CLEON B. FEIGHT
Director

STATE OF UTAH
DEPARTMENT OF NATURAL RESOURCES
DIVISION OF OIL, GAS, AND MINING
1588 West North Temple
Salt Lake City, Utah 84116
(801) 533-5771

OIL, GAS, AND MINING BOARD

CHARLES R. HENDERSON
Chairman

JOHN L. BELL
EDWARD T. BECK
E. STEELE McINTYRE
BOB NORMAN
MARGARET BIRD
HERM OLSEN

August 5, 1981

ACT/007/011

Mr. John Lind
General Superintendent
U.S. Fuel Company
P.O. Box A
Hiawatha, Utah 84527

RE: Assessment Conference for
State Violation No. N81-3-9-1

Dear Mr. Lind:

Pursuant to your request of July 28, 1981, I have established Tuesday, September 1, 1981, at 10:30 a.m., for the assessment conference on State Violation N81-3-9-1.

The conference will be held in this office.

Please let me know if this arrangement creates any problems for you.

Sincerely,

Ronald W. Daniels

RONALD W. DANIELS
ACTING ASSESSMENT OFFICER

RWD/te

cc: Carolyn Driscoll, Legal Specialist
Joe Helfrich, Soils Specialist

Set up AC w/ form letter 9/21/81 11:30 Am.

UNITED STATES FUEL COMPANY

SUBSIDIARY OF SHARON STEEL CORPORATION • AN NVF COMPANY

P.O. BOX A
HIAWATHA, UTAH 84527

ERROL M. GARDINER
VICE PRESIDENT
AND GENERAL MANAGER

July 30, 1981

RECEIVED
JUL 30 1981
DIVISION OF
OIL, GAS & MINING

Ronald W. Daniels
Acting Assessment Officer
State of Utah
Dept. of Natural Resources
Division of Oil, Gas, Mining
1588 West North Temple
Salt Lake City, Utah 84116

Dear Mr. Daniels;

In reference to your letter dated 7/14/81 regarding the proposed assessment for State Violation Numbers N81-3-9-1, violation 1 of 2 and 2 of 2, it is our opinion that alledged violation 1 of 2 is questioned whether the violation occured. As to alledged violation 2 of 2, it is our opionion that the amount of assessment is inappropriate with the facts of the situation in mind.

U.S. Fuel does formally request an assessment conference to hopefully resolve these outstanding issues.

Sincerely,

John Lind
General Superintendent,
Surface Operations

JL/jl

cc: V. Posner
E.M. Gardiner
R. Eccli

UTAH KING COAL

Quotations subject to immediate acceptance. Coal will be sold and invoiced at price in effect on date of shipment, at mine weights f. o. b. cars at place of shipment, unless otherwise specifically agreed in writing. Agreements are contingent upon causes of delay beyond our control, including strikes, accidents, riots, acts of God, lockouts, fire, flood, inability to secure cars or transportation.

STICK POSTAGE STAMPS TO ARTICLE TO COVER FIRST CLASS POSTAGE, CERTIFIED MAIL FEE, AND CHARGES FOR ANY SELECTED OPTIONAL SERVICES. (see front)

1. If you want this receipt postmarked, stick the gummed stub on the left portion of the address side of the article, **leaving the receipt attached**, and present the article at a post office service window or hand it to your rural carrier. (no extra charge)
2. If you do not want this receipt postmarked, stick the gummed stub on the left portion of the address side of the article, date, detach and retain the receipt, and mail the article.
3. If you want a return receipt, write the certified-mail number and your name and address on a return receipt card, Form 3811, and attach it to the front of the article by means of the gummed ends if space permits. Otherwise, affix to back of article. Endorse front of article **RETURN RECEIPT REQUESTED** adjacent to the number.
4. If you want delivery restricted to the addressee, or to an authorized agent of the addressee, endorse RESTRICTED DELIVERY on the front of the article.
5. Enter fees for the services requested in the appropriate spaces on the front of this receipt. If return receipt is requested, check the applicable blocks in Item 1 of Form 3811.
6. Save this receipt and present it if you make inquiry.

☆ GPO : 1979 O - 289-363

UNITED STATES POSTAL SERVICE
OFFICIAL BUSINESS

SALT LAKE CITY, UT PM 17 JUL 1981

PENALTY FOR PRIVATE USE TO AVOID PAYMENT OF POSTAGE, $300

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Print your name, address, and ZIP CODE in the space below.
- Complete items 1, 2, and 3 on the reverse.
- Moisten gummed ends and attach to front of article if space permits. Otherwise affix to back of article.
- Endorse article "Return Receipt Requested" adjacent to number.

RETURN TO

State of Utah
Department of Natural Resources
Division of Oil, Gas, & Mining
1588 West North Temple
Salt Lake City, Utah 84116

(Name of Sender)

(Street or P.O. Box)

(City, State, and ZIP Code)

P20 0367487

RECEIPT FOR CERTIFIED MAIL

NO INSURANCE COVERAGE PROVIDED— NOT FOR INTERNATIONAL MAIL
(See Reverse)

SENT TO: Robert Eccli - U.S. Fuel
STREET AND NO.: Hiawatha Complex
P.O., STATE AND ZIP CODE: Hiawatha UT. 84527

POSTAGE		$
CONSULT POSTMASTER FOR FEES	CERTIFIED FEE	¢
OPTIONAL SERVICES	SPECIAL DELIVERY	¢
	RESTRICTED DELIVERY	¢
RETURN RECEIPT SERVICE	SHOW TO WHOM AND DATE DELIVERED	¢
	SHOW TO WHOM, DATE, AND ADDRESS OF DELIVERY	¢
	SHOW TO WHOM AND DATE DELIVERED WITH RESTRICTED DELIVERY	¢
	SHOW TO WHOM, DATE AND ADDRESS OF DELIVERY WITH RESTRICTED DELIVERY	¢
TOTAL POSTAGE AND FEES		$
POSTMARK OR DATE	7/14/81	

PS Form 3800, Apr. 1976

P.A. #N81-3-9-2

NDER: Complete items 1, 2, and 3. Add your address in the "RETURN TO" space on reverse.

1. The following service is requested (check one).
   - ☒ Show to whom and date delivered ..... ¢
   - ☐ Show to whom, date, and address of delivery ..... ¢
   - ☐ RESTRICTED DELIVERY Show to whom and date delivered ..... ¢
   - ☐ RESTRICTED DELIVERY Show to whom, date, and address of delivery $
   - (CONSULT POSTMASTER FOR FEES)
2. ARTICLE ADDRESSED TO: Robert Eccli U.S. Fuel Company Hiawatha Complex Hiawatha Utah 84527
3. ARTICLE DESCRIPTION: REGISTERED NO. | CERTIFIED NO. 0367487 | INSURED NO.

(Always obtain signature of addressee or agent)

I have received the article described above.
SIGNATURE ☐ Addressee ☒ Authorized agent

4. DATE OF DELIVERY: JUL 16 1981
5. ADDRESS (Complete only if requested)
6. UNABLE TO DELIVER BECAUSE:

HIAWATHA UTAH 7/14/81 16 1981

CLERK'S INITIALS

☆GPO: 1977—0—249-595

PS Form 3811, Apr. 1977 RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL

SCOTT M. MATHESON
Governor

TEMPLE A. REYNOLDS
Executive Director,
NATURAL RESOURCES

CLEON B. FEIGHT
Director

STATE OF UTAH
DEPARTMENT OF NATURAL RESOURCES
DIVISION OF OIL, GAS, AND MINING
1588 West North Temple
Salt Lake City, Utah 84116
(801) 533-5771

OIL, GAS, AND MINING BOARD

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E. STEELE McINTYRE
BOB NORMAN
MARGARET BIRD
HERM OLSEN

July 14, 1981

#0367487

CERTIFIED - RETURN RECEIPT REQUESTED

Mr. Robert Eccli
U.S. Fuel Company
Hiawatha Complex
Hiawatha, Utah 84527

ACT/007/011

RE: Proposed Assessment for
State Violation No. N81-3-9-2

Dear Mr. Eccli:

Enclosed you will find the proposed civil penalty assessment for this violation. The violation was cited by Division Inspector Thomas L. Portle on June 30, 1981.

The Board of Oil, Gas and Mining has empowered me to act as Assessment Officer and to conduct informal conferences on violations and assessments. This assessment has been computed by me using Rule UMC/SMC 845.2 et. seq.

You may or may not request that the Division establish an assessment conference at this time. If no conference is requested by you within 30 days of your receipt of this letter the violation will be reassessed considering available facts and you will be required to pay the civil penalty as reassessed.

Should you decide to request an assessment conference you must do so in writing within 30 days of your receipt of this letter. Please specify in your request what the nature of your contest to the violation will include. For your ease in responding I have classified those contests as follows:

1. A contest of the amount of the assessment and not the fact of the violation(s) having occured.

2. A contest of the facts of whether the violation(s) occurred.

This classification has been made to enable the Division time to arrange for a court reporter to establish a record of the proceedings in contests of the facts of a violation.

My decision resulting from the assessment conference may be appealed to the Board in a more formal proceeding.

Sincerely,

Ronald W. Daniels

RONALD W. DANIELS
ACTING ASSESSMENT OFFICER

RWD/te

ASSESSMENT WORKSHEET

NOV# N81-3-9-2

PERMIT# ACT/007/011

Name of Company U.S. Fuel Company

Violation # 1 of 2

		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	7	
B. Obstruction to enforcement		
Total Seriousness		14
3. Negligence		15
4. Good Faith (Will be considered after complete information is received)		-
TOTAL POINTS		30
ASSESSMENT		$ 400.00

Violation # 2 of 2

		POINTS
1. History of previous violations		1
2. Seriousness (either A or B)		
A. (1) Probability of occurrence	12	
(2) Extent of potential or actual damage	16	
B. Obstruction to enforcement		
Total Seriousness		28
3. Negligence		8
4. Good Faith (Will be considered after complete information is received)		-
TOTAL POINTS		37
ASSESSMENT		$ 540.00

ASSESSMENT EXPLANATION

NOV# N81-3-9-2

PERMIT# ACT/007/011

Name of Company U.S. Fuel Company

Violation # 1 of 2

History of previous violations: 1 point.

Seriousness: (either A or B)

A. (1) Probability of occurrence:

The violation, failure to seal an underground shaft is deemed likely to result in harm to human, livestock or wildlife populations. 7 points.

(2) Extent of actual or potential damage:

Damage would remain within the permit area. 7 points.

B. Obstruction to enforcement:

Negligence: ORDINARY NEGLIGENCE

15 points.

Good Faith: WILL BE CONSIDERED AFTER COMPLETE INFORMATION IS RECEIVED

ASSESSMENT EXPLANATION

NOV# N81-3-9-2

PERMIT# ACT/007/011

Name of Company U.S. Fuel Company

Violation # 2 of 2

History of previous violations: 1 point.

Seriousness: (either A or B)

A. (1) Probability of occurrence:

The violation, failure to pass surface drainage from the disturbed area through a sediment pond, is deemed likely to result in pollution from oil and grease, coal fires and additional sediment. 12 points.

(2) Extent of actual or potential damage:

Damage would extend off the permit area. 16 points.

B. Obstruction to enforcement:

Negligence: ORDINARY NEGLIGENCE

8 points.

Good Faith: WILL BE CONSIDERED AFTER COMPLETE INFORMATION IS RECEIVED

SCOTT M. MATHESON
Governor

GORDON E. HARMSTON
Executive Director,
NATURAL RESOURCES

CLEON B. FEIGHT
Director

STATE OF UTAH
DEPARTMENT OF NATURAL RESOURCES
DIVISION OF OIL, GAS, AND MINING
1588 West North Temple
Salt Lake City, Utah 84116
(801) 533-5771

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May 4, 1981

#0367333

ACT/007/011

REGISTERED - RETURN RECEIPT REQUESTED

Mr. Robert Eccli
U.S. Fuel Company
Hiawatha, Utah 84527

RE: Assessment Conference Report
and Assessment of Civil Penalty
Violation No. N80-1-16-1

Dear Mr. Eccli:

Enclosed please find the Division's Assessment Conference Report concerning violations of the Utah Coal Mining and Reclamation Act, U.C.A., 40-10-1, et seq., at the Hiawatha Complex, Carbon County, Utah. The civil penalty of $240.00 is hereby assessed by the Board of Oil, Gas and Mining unless you apply for review and public hearing before the Board within 30 days of receipt of this letter and the Assessment Conference Report.

Should you choose not to seek a public hearing concerning this matter, the civil assessment must be paid to the Division within 30 days of receipt of this letter and the Assessment Conference Report.

Please contact the Division if you have any questions or informational needs.

Sincerely,

Ronald W. Daniels

RONALD W. DANIELS
ACTING ASSESSMENT OFFICER

RWD/te

cc: Inspector
Assessment Officer

Enclosure

[illegible] FIRST CLASS POSTAGE,
CERTIFIED [illegible] OPTIONAL SERVICES. (see front)

1. If you want this receipt [illegible] stub on the left portion of the address side of the article, leaving the [illegible] the article at a post office service window or hand it to your rural carrier [illegible]
2. If you do not want this receipt postmarked, stick the gummed stub on the left portion of the address side of the article, date, detach and retain the receipt, and mail the article.
3. If you want a return receipt, write the [illegible] and your name and address on a return receipt card, Form 3811, and [illegible] the front of the article by means of the gummed ends if space permits. Otherwise, affix to back of article. [illegible] RETURN RECEIPT REQUESTED adjacent to the number.
4. If you want delivery restricted to the [illegible] authorized agent of the addressee, endorse RESTRICTED [illegible]
5. Enter fees for the [illegible] on the front of this receipt. If return receipt is requested, check the [illegible]
6. Save this receipt and [illegible]

[illegible] 1980 [illegible]

UNITED STATES POSTAL SERVICE

OFFICIAL BUSINESS

SENDER INSTRUCTIONS

Print your name, address, and ZIP Code in the space below.

- **Complete items 1, 2, and 3 on the reverse.**
- **Attach to front of article if space permits, otherwise affix to back of article.**
- **Endorse article "Return Receipt Requested" adjacent to number.**

RETURN TO

HIAWATHA, UT
MAY 5 AM 1982
PENALTY FOR PRIVATE USE TO AVOID PAYMENT OF POSTAGE, $300

U.S. MAIL

State of Utah
Natural Resources & Energy
Oil, Gas, & Mining
4241 State Office Building
Salt Lake City, Utah 84114

(Name of Sender)

(Street or P.O. Box)

(City, State, and ZIP Code)

P 324 741 416

RECEIPT FOR CERTIFIED MAIL

NO INSURANCE COVERAGE PROVIDED— NOT FOR INTERNATIONAL MAIL

(See Reverse)

SENT TO	Chuck Gahn - U.S. Fuel
STREET AND NO.	
P.O., STATE AND ZIP CODE	Hiawatha, Utah 84527
POSTAGE	$
CONSULT POSTMASTER FOR FEES — CERTIFIED FEE	¢
OPTIONAL SERVICES — SPECIAL DELIVERY	¢
RETURN RECEIPT SERVICE — RESTRICTED DELIVERY	¢
SHOW TO WHOM AND DATE DELIVERED	¢
SHOW TO WHOM, DATE, AND ADDRESS OF DELIVERY	¢
SHOW TO WHOM AND DATE DELIVERED WITH RESTRICTED DELIVERY	¢
SHOW TO WHOM, DATE AND ADDRESS OF DELIVERY WITH RESTRICTED DELIVERY	¢
TOTAL POSTAGE AND FEES	$
POSTMARK OR DATE	4 1982

PS Form 3800, Apr. 1976 ACR#N81-3-22-3 / 5-3-82 / ACT-007-011

ACR#N81-3-22-3 / 5-3-82 / ACT-007-011

● SENDER: Complete items 1, 2, and 3. Add your address in the "RETURN TO" space on reverse.

1. The following service is requested (check one.)
   - ☒ Show to whom and date delivered.....¢
   - ☐ Show to whom, date and address of delivery.....¢
   - ☐ RESTRICTED DELIVERY
     Show to whom and date delivered.....¢
   - ☐ RESTRICTED DELIVERY.
     Show to whom, date, and address of delivery.$____

(CONSULT POSTMASTER FOR FEES)

2. ARTICLE ADDRESSED TO: Chuck Gahn U.S. Fuel Company Hiawatha, Utah 84527

3. ARTICLE DESCRIPTION: REGISTERED NO. | CERTIFIED NO. P324-741-416 | INSURED NO.

(Always obtain signature of addressee or agent)

I have received the article described above.

SIGNATURE ☐Addressee ☐Authorized agent

4. DATE OF DELIVERY MAY 5 1982

5. ADDRESS (Complete only if requested)

6. UNABLE TO DELIVER BECAUSE:

HIAWATHA MAY 5 1982 UTAH

CLERK'S INITIALS BB

☆GPO : 1979-289-848

PS Form 3811, Jan. 1979 RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL

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

NOV/CO No. N80-1-16-1

Location of Conference: Salt Lake City

Date of Conference: February 18, 1981

Company Name/Mine Name: U.S. Fuel Company, Hiawatha Complex

Persons in Attendance	Title
John Lind, Bob Eccli	U.S. Fuel Company
Joe Helfrich, Ron Daniels	Division of Oil, Gas & Mining

Violation No.	Amount of Assessment As Revised
1 of 1	$ 240.00

Approved: _____ Date: _____
(Signature of Conference Officer)

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.

ASSESSMENT CONFERENCE REPORT
(continued)

1. Notice of Violation/~~Cessation~~ Order No. N80-1-16-1

Violation 1 of 1

(a) Nature of violation: Failure to pass surface runoff through a sedimentation pond.

(b) Date of termination: February 5, 1981

2. Conference Result

	Proposed Assessment	Conference Assessment
(a) History/Prev. Vio.	0	0
(b) Seriousness		
(1) Probability of Occurrence	12	10
Extent of Damage	12	8
(2) Obstr. to Enforcement	-	-
(c) Negligence	8	4
(d) Good Faith	-	-
(e) Acreage	15	-
TOTAL	47	22

3. Narrative:
(Brief explanation of reasons for any changes made in assignment of points and any additional information that was presented at the conference.)

This violation is re-assessed using the revised civil penalties rules (UMC/SMC 845) as finally adopted by the Board on Mary 1, 1981.

To Ron & Joe
File ACT/007/011
Rgh Jim

February 25, 1981

Mr. Richard H. Nebeker
Attorney at Law
Green, Callister & Nebeker
Suite 800, Kennecott Building
Salt Lake City, Utah 84133

Dear Mr. Nebeker:

As related to your secretary during a February 23, 1981 telephone conversation, I will be the Assessment Conference Officer for review of Notice of Violation 80-5-15-13, issued to United States Fuel Company, Hiawatha Complex. The conference is scheduled to be conducted by telephone on Wednesday, March 4, 1981 at 10:00 a.m.

Please notify me if circumstances dictate a rescheduling of this conference.

Sincerely,

D.L. Daurau
Conference Officer

cc: Mr. Robert Eccli
United States Fuel Company
Hiawatha Complex
Hiawatha, Utah 84527

James W. Smith, State

RECEIVED
MAR 5 1981
DIVISION OF
OIL, GAS & MINING

STICK POSTAGE STAMPS TO ARTICLE TO COVER FIRST CLASS POSTAGE, CERTIFIED MAIL FEE, AND CHARGES FOR ANY SELECTED OPTIONAL SERVICES. (see front)

1. If you want this receipt postmarked, stick the gummed stub on the left portion of the address side of the article, **leaving the receipt attached**, and present the article at a post office service window or hand it to your rural carrier. (no extra charge)
2. If you do not want this receipt postmarked, stick the gummed stub on the left portion of the address side of the article, date, detach and retain the receipt, and mail the article.
3. If you want a return receipt, write the certified-mail number and your name and address on a return receipt card, Form 3811, and attach it to the front of the article by means of the gummed ends if space permits. Otherwise, affix to back of article. Endorse front of article **RETURN RECEIPT REQUESTED** adjacent to the number.
4. If you want delivery restricted to the addressee, or to an authorized agent of the addressee, endorse RESTRICTED DELIVERY on the front of the article.
5. Enter fees for the services requested in the appropriate spaces on the front of this receipt. If return receipt is requested, check the applicable blocks in Item 1 of Form 3811.
6. Save this receipt and present it if you make inquiry.

☆ GPO : 1979 O - 289-363

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SENDER INSTRUCTIONS

Print your name, address, and ZIP Code in the space below.

- Complete items 1, 2, and 3 on the reverse.
- Attach to front of article if space permits, otherwise affix to back of article.
- Endorse article "Return Receipt Requested" adjacent to number.

PENALTY FOR PRIVATE USE TO AVOID PAYMENT OF POSTAGE, $300

U.S.M.

RETURN TO

State of Utah
Department of Natural Resources
Division of Oil, Gas, & Mining
1588 West North Temple
Salt Lake City, Utah 84116

(Name of Sender)

(Street or P.O. Box)

(City, State, and ZIP Code)

P20 0367380

RECEIPT FOR CERTIFIED MAIL

NO INSURANCE COVERAGE PROVIDED—
NOT FOR INTERNATIONAL MAIL
(See Reverse)

SENT TO Kent Early
STREET AND NO. U.S. Fuel Company
P.O., STATE AND ZIP CODE Huntington, Ut. 84527

POSTAGE	$
CERTIFIED FEE	¢
CONSULT POSTMASTER FOR FEES	
SPECIAL DELIVERY	¢
RESTRICTED DELIVERY	¢
OPTIONAL SERVICES	
SHOW TO WHOM AND DATE DELIVERED	¢
SHOW TO WHOM, DATE, AND ADDRESS OF DELIVERY	¢
RETURN RECEIPT SERVICE	
SHOW TO WHOM AND DATE DELIVERED WITH RESTRICTED DELIVERY	¢
SHOW TO WHOM, DATE AND ADDRESS OF DELIVERY WITH RESTRICTED DELIVERY	¢
TOTAL POSTAGE AND FEES	$
POSTMARK OR DATE	2/5/81

Approved Mining Plan Eng. Notice

NOV # U80-1-16-1

PS Form 3800, Apr. 1976

SENDER: Complete items 1, 2, and 3. Add your address in the "RETURN TO" space on reverse.

1. The following service is requested (check one.)
   - ☒ Show to whom and date delivered ____¢
   - ☐ Show to whom, date and address of delivery ____¢
   - ☐ RESTRICTED DELIVERY
     - Show to whom and date delivered ____¢
   - ☐ RESTRICTED DELIVERY.
     - Show to whom, date, and address of delivery $____
   - (CONSULT POSTMASTER FOR FEES)
2. ARTICLE ADDRESSED TO: Kent Early, U.S. Fuel Company, Huntington, Utah 84527
3. ARTICLE DESCRIPTION: REGISTERED NO. | CERTIFIED NO. 0367380 | INSURED NO.
   (Always obtain signature of addressee or agent)

I have received the article described above.
SIGNATURE ☐ Addressee ☒ Authorized agent

4. DATE OF DELIVERY FEB 9 1981
5. ADDRESS (Complete only if requested)
6. UNABLE TO DELIVER BECAUSE: CLERK'S INITIALS

FEB 5 81 FEB 9 1981

PS Form 3811, Jan. 1979 ☆GPO : 1979-289-848

RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL

SCOTT M. MATHESON
Governor

GORDON E. HARMSTON
Executive Director,
NATURAL RESOURCES

CLEON B. FEIGHT
Director

STATE OF UTAH
DEPARTMENT OF NATURAL RESOURCES
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EDWARD T. BECK
E. STEELE McINTYRE

February 3, 1981

#0367380

REGISTERED - RETURN RECEIPT REQUESTED

Mr. Robert Eccli
U.S. Fuel Company
Hiawatha, Utah 84527

RE: Proposed Assessment for
State Violation No. N80-1-16-1

Dear Mr. Eccli:

Enclosed you will find the proposed civil penalty assessment for this violation as cited by Division Inspector Joseph C. Helfrich.

The Board of Oil, Gas and Mining has empowered me to act as Assessment Officer and to conduct informal conferences on violations and assessments. This assessment has been computed by me using the Board's guidelines.

You may appear at an informal conference to appeal both the violation and the assessment to me. I have established Wednesday, February 18, 1981, at 10:00 a.m., for your conference on this assessment. If you do not wish to have a conference on this assessment or cannot appear on the day established, please let me know.

My decision on the assessment as a result of the conference may be appealed by you to the Board in a more formal proceeding.

Sincerely,

Ronald W. Daniels

RONALD W. DANIELS
ACTING ASSESSMENT OFFICER

RWD/te

cc: Assessment Officer
Inspector
Enc: Guidelines

ASSESSMENT WORKSHEET

NOV# N80-1-16-1

PERMIT# ACT/007/011

Name of Company U.S. Fuel Company/Hiawatha Complex

Violation # 1 of 1		POINTS
1. History of previous violations		0
2. Seriousness (either (A) or B)		
(A.) (1) Probability of occurrence	12	
(2) Extent of potential or actual damage	12	
B. Obstruction to enforcement	---	
Total Seriousness		24
3. Negligence		8
4. Good Faith (Will be considered after complete information is received)		---
5. Acreage		15
TOTAL POINTS		47
ASSESSMENT		$ 880.00

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)		
5. Acreage		
TOTAL POINTS		
ASSESSMENT		$

ASSESSMENT EXPLANATION

NOV# N80-1-16-1

PERMIT# ACT/007/011

Name of Company U.S. Fuel Co./Hiawatha Complex

Violation # 1 of 1

History of previous violations:

Seriousness: (either (A) or B)

A. (1) Probability of occurrence:

The events, water pollution, erosion, and topsoil loss did not occur. It was deemed likely that they would occur with a precipitation event. 12 points.

(2) Extent of actual or potential damage:

Damage would have extended to outside the permit area, had it occurred. 12 points.

B. Obstruction to enforcement:

Negligence: ORDINARY NEGLIGENCE

8 points.

Good Faith: WILL BE CONSIDERED AFTER COMPLETE INFORMATION IS RECEIVED

Acreage:

The operator's total area disturbed exceeds 75 acres. 15 points.