



STATE OF UTAH  
NATURAL RESOURCES  
Oil, Gas & Mining

Scott M. Matheson, Governor  
Temple A. Reynolds, Executive Director  
Dianne R. Nielson, Ph.D., Division Director

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

October 17, 1984

Mr. Allen Klein, Administrator  
Office of Surface Mining  
Brooks Towers  
1020 15th Street  
Denver, Colorado 80202

Dear Mr. *Allen Klein*:

RE: U. S. Fuel Company, Hiawatha Mine Complex Permit Application Package, ACT/007/011, Folder No. 2, 6 & 7, Carbon County, Utah

Recently our office verbally expressed concern to your staff over the adequacy of sections of U. S. Fuel Company's, permanent Permit Application Package (PAP) for it's Hiawatha Mine Complex. Additionally, there are several outstanding NOV's which address certain parts of the mining and reclamation plan that are either inadequate or nonexistent in the PAP. The purpose of this letter is to set forth our concerns for your consideration.

The "current" Hiawatha PAP is poorly organized, confusing and in complete disarray. There is no index or cross reference to aid in locating any particular section of the PAP. In fact, there are so many responses to comments made by regulatory authorities that it is difficult to determine which response was found complete and adequate and which have since been updated or revised. The Division recognizes the fact that this is a problem that plagues many of the older interim permit application packages, but we also are of the opinion that this situation could be rectified during the current technical review of the Hiawatha PAP by the OSM.

One example of this problem involves the hydrology section of the PAP. The original PAP references a 1978 Vaughn Hansen hydrology report. The Vaughn Hansen report was later supplemented by a Rollins, Brown & Gunnell report in May of 1979. Data from both of these were used in the Hydrologic Information for Sedimentation Pond for King VI Mine 42" Overland Conveyor Belt submittal of July 1980, which in turn, was partially modified in October of 1980. Once again, even these plans have been modified by an NOV, N84-8-1-3 (#1 of 3), abatement plan.

Page 2  
Mr. Allen Klein  
October 17, 1984

Granted, revisions are part of the permitting process, however section UMC 771.23, Permit Applications - General Requirement for Format and Contents, subparagraph (b) states that: "Information set forth in the application shall be current, presented clearly and concisely, and supported by appropriate references to technical and other written information available to the Division". Subparagraph (e)(1) states in part that: "Maps submitted with applications shall be presented in a consolidated format, to the extent possible, ...". The hydrology section of the U. S. Fuel's PAP contains numerous submittals and responses, each with a number of updated, revised or current maps. There has been no attempt on the part of the operator to consolidate or organize either the maps or the technical material. This causes much frustration and confusion for the reviewer as to what is current versus what has been superseded.

A second point of Division concern is with the adequacy of the PAP. The hydrology section contains many problem areas. As an example, the maps in the 1978 Vaughn Hansen report cited in the PAP are inadequate. Specifically:

1. There is no definition of the undisturbed area contributing to the sediment ponds.
2. The diversion structures are not shown and some culverts are missing.
3. The existing inflow locations are not shown.
4. The pond locations are "tentative".
5. The scale on several of the maps is inappropriate for critical analysis (Some maps have no scale at all).
6. Several maps are not certified.

These deficiencies make it impossible to perform an indepth technical review of the sizing calculations used to design the ponds. Adequate maps should clearly show all of the contributing area to each pond including all of the ditches, berms and culverts used to route the runoff into or away from the pond. The scale should be appropriate for the determination of the technical adequacy of the plans under design conditions.

Beyond these deficiencies there are also sections of the PAP that do not exist. For example, there is no road drainage control plan for the Middle Fork road. Because there is no plan, violations have been issued by the inspection and enforcement staff on culvert spacing, erosion control, and sediment contribution. While this enforcement approach would eventually produce a complete plan, it is a costly, confusing and very time consuming method for resolving technical deficiencies which should have been addressed and resolved during the processing of the PAP. The enforcement approach serves only to propagate the problems of clarity mentioned above.

There are also problems with the vegetation data and selection of reference areas (See Vegetation Information submitted July 1983 in response to DOGM ACR review) as follows:

1. Tables 60 and 61 reveal that the cover and woody plant density in affected areas and corresponding reference areas are not similar.
2. Similarity based on species composition meets only DOGM's minimum similarity guideline of 70% for one of the twelve reference areas and corresponding affected area.
3. Reference areas MBR-1 and MCR-2 were not resampled as required by the apparent completeness review. Reported values for cover are unrealistic for these vegetation types (Original sampling was done with unacceptable methods).
4. Reference areas must be in fair or better condition or must be fenced or otherwise managed to improve condition to fair or better at the time of bond release. Page 14 indicated that all reference areas are poor to fair and that the company does not intend to fence or manage them.
5. Without additional data and/or management plans to justify variances to DOGM guidelines, none of the proposed reference areas are acceptable which means the company would have no approved standard on which to base reclamation success.

The Division is concerned that there may be potential problems which exist in other disciplines of the PAP as well.

Page 4  
Mr. Allen Klein  
October 17, 1984

It is the Division's position that OSM should reevaluate the technical adequacy of the PAP, with particular attention being applied to the deficient hydrologic design sections. The operator should be required to assemble a current, complete and concise hydrologic drainage control plan which addresses the entire Hiawatha Mine Complex. The Division staff is willing to discuss the problems uncovered to date with OSM if desired.

The Division would appreciate an expeditious response to these concerns. Unless these concerns cannot be resolved as part of the formal PAP permitting process (which OSM is now undertaking), the Division will not be in a position to support positive findings, or an OSM approval recommendation for this permit application.

Please let me know if these concerns need further clarification or discussion.

Best regards,



Dianne R. Nielson  
Director

jvb  
cc: Robert Hagen  
Walt Swain  
Ron Daniels  
Wayne Hedberg  
Lynn Kunzler  
Susan Linner  
Dave Lof  
Jim Smith  
John Whitehead  
Jack Wittman

97730



STATE OF UTAH  
NATURAL RESOURCES  
Oil, Gas & Mining

Scott M. Matheson, Governor  
Temple A. Reynolds, Executive Director  
Dianne R. Nielson, Ph.D., Division Director

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

September 18, 1984

Ms. Sarah Bransom  
Office of Surface Mining  
Brooks Towers  
1020 15th Street  
Denver, Colorado 80202

Dear Ms. Bransom:

RE: Notice of Public Hearing, U. S. Fuel Company, Hiawatha Mine  
Complex, ACT/007/011, Folder No. 2 & 6, Carbon County, Utah

Enclosed is a copy of the Notice of Public Hearing regarding the relocation of a public road at U. S. Fuel Company's Hiawatha Mine Complex. This was published in the Price Sun Advocate. As the notice states the hearing which is scheduled during the September meeting of the Board of Oil, Gas and Mining, will not be held unless a written request is received. To date such a request has not been received.

Please contact me if I can provide further information.

Sincerely,

A handwritten signature in cursive script that reads "Susan C. Linner".

Susan C. Linner  
Reclamation Biologist/  
Permit Supervisor

jvb  
Enclosure  
90350-16

Copy to: JWS  
SCL

cc: DR [unclear] Done  
RW Daniels

Do we need to publish separate notice on this?

# UNITED STATES FUEL COMPANY

HIAWATHA, UTAH 84527

RECEIVED

July 9, 1984

JIM

JUL 12 1984

JUL 16 1984

DIVISION OF OIL  
GAS & MINING

File ACT/007/011  
Folder 2,3,6

Ms. Marjorie L. Larson  
Secretary of the Board  
Board of Oil, Gas and Mining  
4241 State Office Building  
Salt Lake City, Utah 84114

Dear Ms. Larson:

United States Fuel Company is proposing to construct a unit train loading facility on company property near Hiawatha, Utah.

Plans for this facility have been submitted to DOGM and OSM and are currently under review in connection with our Mining and Reclamation Plan approval.

Part of the plan for the loading facility includes a railroad underpass and relocation of State Highway 122. See Exhibit III-19 enclosed.

This letter is to notify you of our proposal to relocate the highway so that the Board can initiate public participation requirements as required by UMC 761.12 (d). The Utah Department of Transportation has indicated concurrence with our proposal. See letter attached.

Sincerely,

*Robert Eccli*

Robert Eccli,  
Sr. Mining Engineer

RE/ds

Attachment:

Noticed for Sept.  
Board in Price



TRANSPORTATION COMMISSION

R. LAVAUN COX  
CHAIRMAN  
WAYNE S. WINTERS  
VICE CHAIRMAN  
CLEM H. CHURCH  
SAMUEL J. TAYLOR  
CHARLES CLAYBAUGH

ELVA ANDERSON  
SECRETARY



Director  
William D. Hurley, P.E.

Assistant Director  
Gene Sturzenegger, P.E.

District Four Director  
Sterling C. Davis, P.E.

UTAH DEPARTMENT OF TRANSPORTATION

P.O. Box 'R'  
Price, Utah 84501

May 17, 1984

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

Ref: May 15, 1984 - Relocation, Highway 122

Dear Sirs:

This office has reviewed your plan relocation of Highway 122 in the town of Hiawatha. We find no problems with the relocation. Prior to our final concurrence of this construction, we would want to review your final plans and enter into proper agreements for this relocation of Highway 122.

Respectfully,

A handwritten signature in black ink, appearing to read "L. Archie Hamilton".

L. Archie Hamilton  
District Preconstruction Engineer

LAH:jvz

cc: Sterling C. Davis, PE

# UNITED STATES FUEL COMPANY

HIAWATHA, UTAH 84527

To Sue  
File ACT/008/011, Folder #2, #6  
copy to Sue

March 2, 1984

JIM

MAR 05 1984

Mr. James W. Smith, Jr.  
Coordinator of Mined Land Development  
State of Utah  
Division of Oil, Gas and Mining  
4241 State Office Building  
Salt Lake City, Utah 84114

RECEIVED  
MAR 5 1984

DIVISION OF  
OIL, GAS & MINING

Dear Mr. Smith:

United States Fuel Company has received your letter dated February 28, 1984 regarding the Determination of Completeness of their permit application package. The advertisement, as required under UMC 786.11 (a), will be published in local newspapers of the general area for the required time period. Please find enclosed a copy of the public notice to be published.

Sincerely,



Jean Semborski  
Engineer

Enclosure



**LEGAL NOTICE**

United States Fuel Company, P.O. Box A, Hiawatha, Utah 84527, pursuant to Utah Mining Code 786, promulgated under UCA 40-10-1, has submitted an "apparently complete" Mining and Reclamation Plan for the King Mines. United States Fuel Company's permit application number is ACT 007/011.

The King Mines permit area is located approximately 25 miles south-west of Price, Utah via U.S. Hwy. 10 and State Hwy. 122.

The following described lands are contained on the U.S. Geological Survey 7.5 minute Hiawatha quadrangle map.

**TOWNSHIP 15 S., RANGE 7 E.**

- Sec. 13 S $\frac{1}{2}$
- Sec. 24 all
- Sec. 25 E $\frac{1}{2}$ , E $\frac{1}{2}$ NW $\frac{1}{4}$
- Sec. 36 E $\frac{1}{2}$

**TOWNSHIP 15 S., RANGE 8 E.**

- Sec. 17 SW $\frac{1}{4}$ , S $\frac{1}{2}$ NE $\frac{1}{4}$ , SE $\frac{1}{4}$ , S $\frac{1}{2}$ NW $\frac{1}{4}$ , N $\frac{1}{2}$ NW $\frac{1}{4}$  portion
- All of sections: 18, 19, 20 & 21
- Sec. 26 W $\frac{1}{2}$ SW $\frac{1}{4}$
- Sec. 27 SE $\frac{1}{4}$ , SW $\frac{1}{4}$ , SW $\frac{1}{4}$ NW $\frac{1}{4}$
- All of sections: 28, 29, 30, 31, 32 & 33
- Sec. 34 NE $\frac{1}{4}$ , NW $\frac{1}{4}$ , SW $\frac{1}{4}$ , N $\frac{1}{2}$ SE $\frac{1}{4}$
- Sec. 35 NW $\frac{1}{4}$ , NW $\frac{1}{4}$ SW $\frac{1}{4}$

**TOWNSHIP 16 S., RANGE 7 E.**

- Sec. 1 E $\frac{1}{2}$
- Sec. 12 NE $\frac{1}{4}$ , SE $\frac{1}{4}$ , E $\frac{1}{2}$ W $\frac{1}{2}$
- Sec. 13 E $\frac{1}{2}$ , E $\frac{1}{2}$ W $\frac{1}{2}$

**TOWNSHIP 16 S., RANGE 8 E.**

- Sec. 3 W $\frac{1}{2}$
- All of sections: 4, 5, 6, 7, 8 & 9
- Sec. 10 S $\frac{1}{2}$ S $\frac{1}{2}$
- Sec. 11 S $\frac{1}{2}$ SW $\frac{1}{4}$
- Sec. 15 W $\frac{1}{2}$ SW $\frac{1}{4}$ , SE $\frac{1}{4}$ SW $\frac{1}{4}$ , NW $\frac{1}{4}$ , N $\frac{1}{2}$ NE $\frac{1}{4}$ , SW $\frac{1}{4}$ NE $\frac{1}{4}$
- All of sections: 16, 17 & 18
- Sec. 19 N $\frac{1}{2}$ N $\frac{1}{2}$ , SW $\frac{1}{4}$ NE $\frac{1}{4}$ , NW $\frac{1}{4}$ SE $\frac{1}{4}$
- Sec. 20 NE $\frac{1}{4}$ , NE $\frac{1}{4}$ SE $\frac{1}{4}$ , N $\frac{1}{2}$ NW $\frac{1}{4}$ , SE $\frac{1}{4}$ NW $\frac{1}{4}$ , NE $\frac{1}{4}$ SW $\frac{1}{4}$
- Sec. 21 NE $\frac{1}{4}$ , N $\frac{1}{2}$ SE $\frac{1}{4}$ , NW $\frac{1}{4}$ , N $\frac{1}{2}$ SW $\frac{1}{4}$
- Sec. 22 NW $\frac{1}{4}$ NW $\frac{1}{4}$

A copy of the application is available for inspection at the following locations:

- Carbon County Courthouse, Price, Utah 84501
- Emery County Courthouse, Castle Dale, Utah 84513

Written comments, objections or requests for informal conferences may be submitted under Sec. UMC 786.12-786.14 to:

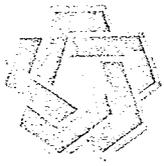
Utah Division of Oil, Gas and Mining  
4241 State Office Building  
Salt Lake City, Utah 84114

Office of Surface Mining  
Reclamation and Enforcement  
Brooks Towers  
1020 15th Street  
Denver, Colorado 80202

Published in the Sun Advocate February 22, 29, March 7 and 14, 1984.

**RECEIVED**  
MAR 5 1984

**DIVISION OF  
OIL, GAS & MINING**



STATE OF UTAH  
NATURAL RESOURCES  
Oil, Gas & Mining

Scott M. Matheson, Governor  
Temple A. Reynolds, Executive Director  
Dr. G. A. (Jim) Shirazi, Division Director

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

September 22, 1983

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

RE: Policy Regarding Operator Responses  
to Division Reviews of Permanent  
Program Permit Applications  
Hiawatha Complex  
ACT/007/011, Folder Nos. 2 and 6  
Carbon County, Utah

Dear Ms. Semborski:

In order that the Division of Oil, Gas and Mining can meet its statutory obligations of permitting all coal mining operations under the permanent regulatory program, it has become necessary for the Division to adopt and enforce a strict policy regarding allowable time to respond to Division requests for additional information.

All responses to Division requests for information must be complete and furnished within time frames established by the Division. Individual circumstances will be considered, wherever possible, in setting the maximum allowable time for a particular request, but the overall goal of issuing a permanent program permit within a fixed time period remains to be of paramount importance.

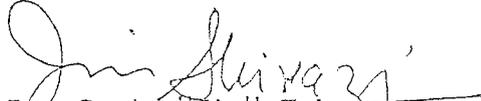
Failure to comply with this policy and meeting the established deadlines with complete and adequate information will result in suspension of your interim permit, placement of the application in a lower review priority and cessation of operations until such time as a permanent program permit is issued.

It is unfortunate that we have to take this position, but there appears to be no other alternative in resolving the problem of not receiving timely responses to permit reviews.

Ms. Jean Semborski  
ACT/007/011  
September 22, 1983  
Page 2

We are very eager to issue you a permit, as I know you are eager to receive one--but it can't be done unless both parties work together as a team and cooperate to resolve this impasse.

Sincerely,

A handwritten signature in cursive script, appearing to read "Jim Smirgzi". The signature is written in dark ink and is positioned above the typed name.

Dr. G. A. "Jim" Smirgzi  
Director

JS/JWS:btb

cc: Allen Klein, OSM, Denver  
Robert Hagen, OSM, Albuquerque

mine file

BEFORE THE BOARD OF OIL, GAS AND MINING  
DEPARTMENT OF NATURAL RESOURCES AND ENERGY  
in and for the STATE OF UTAH

-----

IN THE MATTER OF THE APPLICATION )  
FOR REVIEW AND HEARING BY U.S. FUEL )  
COMPANY REGARDING AN ISSUED MINING )  
VIOLATION )

( #6 #7 )  
ORDER  
NO. ACT/007/011/NOV 82-2-6-1

-----

This cause came on for hearing before the Board of Oil, Gas and Mining on the 27th day of January, 1983, in Room 4110 of the State Office Building, Salt Lake City, Utah.

The following Board Members were present:

Charles R. Henderson, Chairman

Herm Olsen, Presiding

John L. Bell

Margaret R. Bird

E. Steele McIntyre

Robert R. Norman

Edward T. Beck

The following staff members were present:

Ronald W. Daniels, Deputy Director

Sandy Pruitt, Field Specialist

Barbara Roberts, Special Assistant Attorney General

Appearances were made as follows:

James T. Jensen, Counsel for U.S. Fuel Company

Jean Semborski, U.S. Fuel Company

NOW, THEREFORE, the Board, having considered the testimony and the exhibits presented in this hearing, and being fully advised in the premises, now makes and enters the following:

FINDINGS

- (1) On or about June 10, 1982, the State Division of Oil, Gas and Mining conducted an inspection of U.S. Fuel Company's Middle Fork operation.
- (2) On the afore said date the Division inspector, Sandy Pruitt, issued and served notice of a violation upon U.S. Fuel Company.

(3) Said violation was issued because of the operator's alleged failure to maintain sediment control structures to prevent erosion.

(4) An assessment conference before the Assessment Officer was held on or about September 3, 1982. The operator was afforded the opportunity to contest the facts of the violation.

(5) On September 27, 1982, Ronald W. Daniels, Acting Assessment Officer for the Division of Oil, Gas and Mining issued a civil penalty assessment of \$360.00 to the operator, U.S. Fuel Company.

(6) The operator on October 4, 1982, made a timely appeal of the Assessment Officer's decision to the Board of Oil, Gas and Mining.

(7) Representatives of U.S. Fuel Company appeared at the Board's January 27, 1983 hearing and challenged the validity of the issued violations and assessed penalty.

CONCLUSIONS OF LAW

- (1) That the violation occurred as observed by the inspector.
- (2) That the inspector properly issued the violation.
- (3) That the Assessment Officer properly upheld the violation.
- (4) That there was no environmental degradation.

ORDER

- (1) The violation is upheld as written.
  - (2) The penalty assessment of \$360.00 is reduced to \$200.00.
- SO ORDERED this 27th day of January, 1983.

STATE OF UTAH  
BOARD OF OIL, GAS AND MINING

  
Charles R. Henderson, Chairman

  
Herm Olsen, Presiding

  
John L. Bell

BEFORE THE BOARD OF OIL, GAS AND MINING  
DEPARTMENT OF NATURAL RESOURCES AND ENERGY  
in and for the STATE OF UTAH

-----  
IN THE MATTER OF THE APPLICATION )  
FOR REVIEW AND HEARING BY U.S. FUEL )  
COMPANY REGARDING AN ISSUED MINING )  
VIOLATION )

ORDER  
NO. ACT/007/011/NOV 82-2-6-1

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Robert R. Norman  
Edward T. Beck

The following staff members were present:

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Sandy Pruitt, Field Specialist  
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Jean Semborski, U.S. Fuel Company

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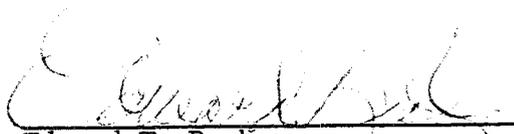
STATE OF UTAH  
BOARD OF OIL, GAS AND MINING

  
Charles R. Henderson, Chairman

  
Herm Olsen, Presiding

  
John L. Bell

E. Steele McIntyre

  
Edward T. Beck

  
Robert R. Norman

Margaret R. Bird

BEFORE THE BOARD OF OIL, GAS AND MINING  
DEPARTMENT OF NATURAL RESOURCES AND ENERGY  
in and for the STATE OF UTAH

-----  
IN THE MATTER OF THE APPLICATION )  
OF U.S. FUEL COMPANY REGARDING )  
ISSUED MINING VIOLATIONS )

FINDINGS OF FACT AND ORDER  
NO. ACT/007/011/NOV N81-1-8-7

-----  
The following members of the Board were present and participated in the  
afore described hearing:

Charles R. Henderson, Chairman  
Herm Olsen, Presiding Chairman  
E. Steele McIntyre  
Margaret Bird

James T. Jensen, Esq. appeared for U.S. Fuel Company, Inc.

Division personnel present were Cleon Feight, Ron Daniels, Ron Firth,  
Paula Frank and Carolyn Driscoll.

NOW THEREFORE, the Board having considered the arguments advanced by  
counsel for the applicant and in all respects being fully advised of the  
premises, makes and enters the following Findings of Fact and renders an Order  
as follows:

1. The Board has the authority under applicable law to make and enter the  
order set forth herein.

2. Due, proper and regular notice of the time, place and purpose of the  
hearing was given to all interested parties in the form and manner and within  
the time prescribed by the Rules and Regulations of the Board and the Coal  
Mining and Reclamation Act.

3. Applicant requested the Board to review three generic areas of concern  
which were discussed at the August, 1982 Board hearing, Moreover, the  
applicant requested that the Board establish further policy guidelines for the  
disposal of noncoal waste and those matters previously discussed.

CONCLUSIONS

1. The Division's policy regarding the disposal and storage of noncoal  
waste should be reviewed by the staff.

2. Operator assistance in reviewing the current policy and input for  
making possible substantive changes is encouraged.

ORDER

1. The staff of the Division of Oil, Gas and Mining is directed to review the Division's current policies regarding the disposal of noncoal toxic waste.
2. Assistance and recommendations regarding this issue are to be obtained from the members of the Permanent Coal Task Force.
3. The Division staff shall prepare a report, including any recommended changes, for discussion by the Board at the November, 1982 hearing.

DATED this 23rd day of September, 1982.

STATE OF UTAH  
BOARD OF OIL, GAS AND MINING

\_\_\_\_\_  
Charles R. Henderson, Chairman

  
\_\_\_\_\_  
Herm Olsen

\_\_\_\_\_  
E. Steele McIntyre

\_\_\_\_\_  
Margaret R. Bird



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

March 19, 1982

AGJ/007/011

Mr. James T. Jensen  
190 North Carbon Avenue  
Price, Utah 84501

Re: Hearing Before the Board of Oil, Gas and Mining

Dear Mr. Jensen:

This letter will memorialize our recent conversation wherein I did inform you that the Board of Oil, Gas and Mining will hear your challenges to violations 4 and 7 of N81-1-8-7 on Thursday, May 27, 1982.

You will be sent, at a later date, a notice of the hearing.

It has been represented to me that U. S. Fuel Company has not escrowed with the Division the penalty assessed by the Board's assessment officer. Your client's challenge of the violations issued is at the second level of hearing. Operators who do not escrow the proposed fines within thirty (30) days from the receipt of the notice of said fines are deemed, by statute, to have waived their right to a formal hearing before the Board or further judicial review.

Please be advised that if your client has not followed the proper statutory procedures I shall have no option but to challenge your client's right to appear before the Board of Oil, Gas and Mining.

If I can be of any further assistance, please do not hesitate to contact me.

Very truly yours,

DIVISION OF OIL, GAS AND MINING

*Carolyn Driscoll*  
Carolyn Driscoll  
Special Assistant Attorney General

CD/as

THERALD N. JENSEN  
JAMES T. JENSEN  
MICHAEL J. VAN WAGENEN

JENSEN LAW OFFICES  
190 NORTH CARBON AVENUE  
PRICE, UTAH 84501

~~Copy to Joe,  
Carrie, Ron~~  
file in US  
Fuel (801) 637-1542

Carrie please  
set for hearing

March 4, 1982

State of Utah  
Division of Oil, Gas and Mining  
1588 West North Temple  
Salt Lake City, Utah

Attn: Ronald W. Daniels

Re: U. S. Fuel Company  
NOV/CO No. N81-1-8-7

Please be advised that I have been retained by U. S. Fuel Company, Hiawatha, Utah with respect to NOV/CO No. N81-1-8-7.

Request is now made for a formal hearing in this matter with respect to violation Nos. 4 (failure to maintain sediment control structures), and 7 (failure to store non-coal waste in an approved manner).

Upon receipt of this letter will you please review the Board's calendar and advise me of dates available for a formal hearing.

  
James T. Jensen

JTJ:bmo

cc: U. S. Fuel Company  
Attn: John Lind

D/5-DD/1

**RECEIVED**  
MAR 10 1982

**DIVISION OF  
OIL, GAS & MINING**

File ACT/007/011  
Copy to Wayne

# UNITED STATES FUEL COMPANY *Lin*

HIAWATHA, UTAH 84527

April 17, 1981

RECEIVED

APR 22 1981

DIVISION OF  
OIL, GAS & MINING

Mr. James Smith  
Coordinator of Mined Land Development  
Utah Department of Natural Resources  
Division of Oil, Gas and Mining  
1588 West North Temple  
Salt Lake City, Utah 84116

Dear Mr. Smith:

Please find enclosed, six (6) copies of a newspaper advertisement and proof of publication of the advertisement for our Coal Mining Permit application submitted March 23, 1981.

This advertisement should be inserted on page 11 - 15 of Volume I of the application.

Yours truly,

*Robert Eccli*

Robert Eccli,  
Engineer

RE/ds

Enclosure(s)



2.11 UMC 782.21 Newspaper Advertisement and Proof of Publication

A copy of the newspaper advertisement of the application and proof of publication of the advertisement shall be filed with the Division and made a part of the complete application not later than 4 weeks after the last date of publication required under UMC 786.11(a).

**PUBLIC NOTICE**

United States Fuel Company, Hiawatha, Utah 84527, pursuant to Utah Mining Code promulgated under UCA 40-10-1 et. seq., is submitting the King Mines Mining and Reclamation Plan.

The project area is located on the U.S. Geological Survey Hiawatha 7.5 - minute quadrangle. The map below shows the general location and property boundaries. A detailed description of the fee and lease properties is included in the permit application.

A copy of the application is available for public inspection at the following address:

Recorder's Office  
Carbon County Courthouse

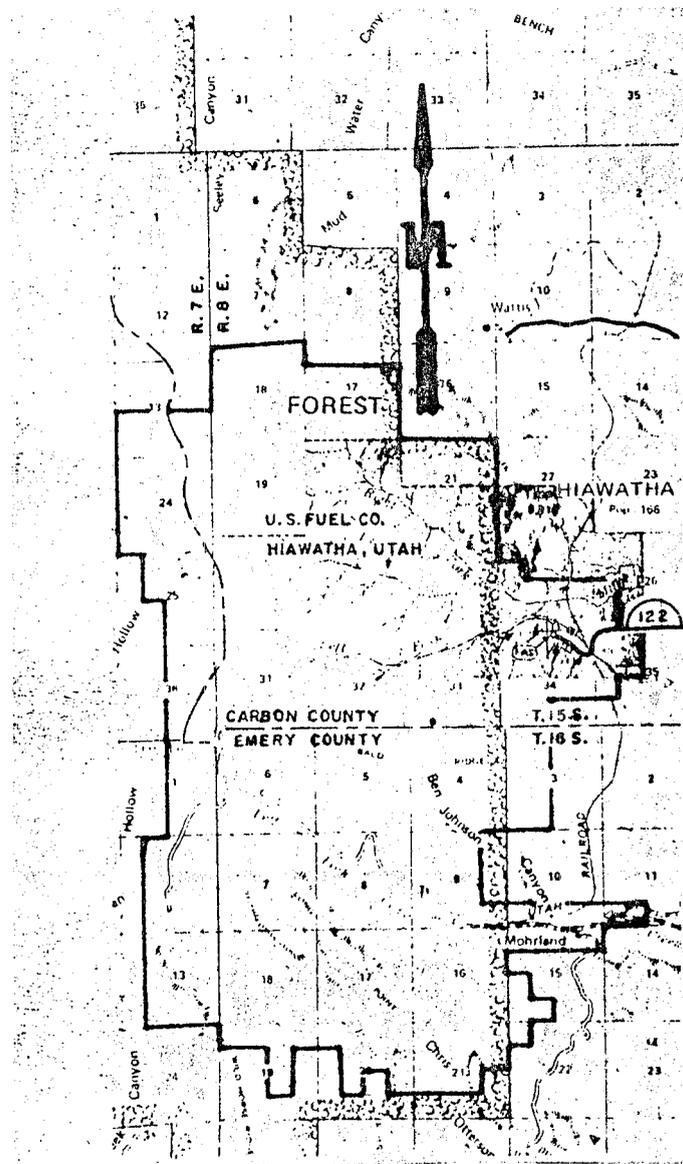
Price, Utah 84501  
Recorder's Office  
Emery County Courthouse

Castle Dale, Utah 84513  
Written comments, objections or requests for informal conference should be sent to the following addresses:

Division of Oil, Gas and Mining  
1588 West North Temple  
Salt Lake City, Utah 84116

Office of Surface Mining  
Brooks Towers, Suite 1020

15th Street  
Denver, Colorado 80202  
Published in the Sun Advocate March 25 and April 1, 8 and 15, 1981.



APR 22 1981  
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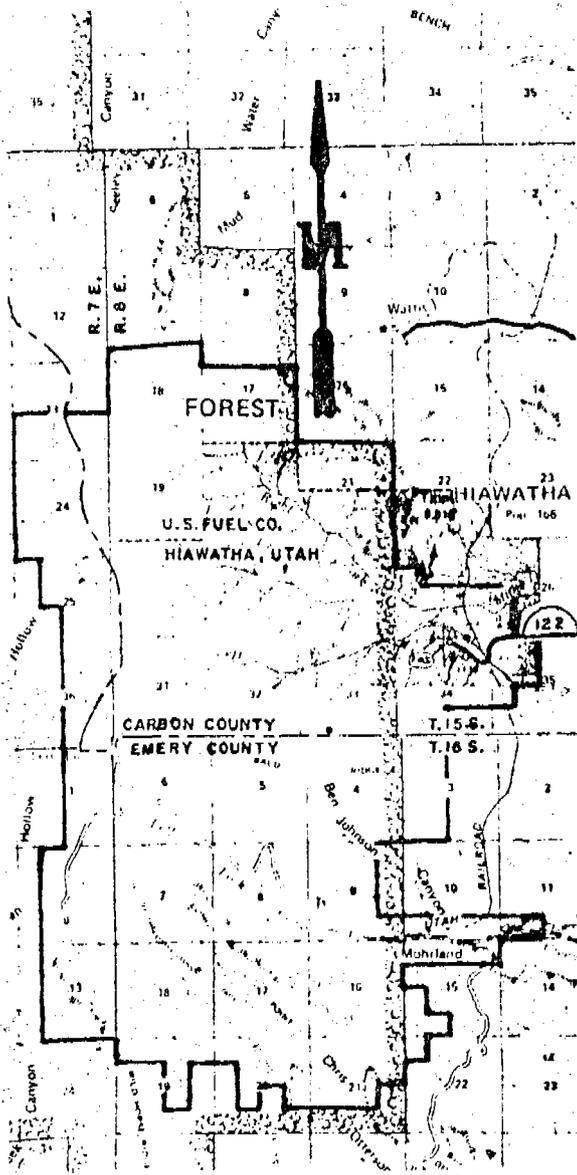
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Serving Utah's Entire Castle Country . . .

# Sun Advocate

Wednesday and  
Friday

. . . Published twice weekly by Sun Advocate Publishers, Inc.

PO Box X  
Price, Utah 84501

(801)637-0732

## STATEMENT

Reid Austin, P.A.  
U.S. Fuel Company  
P.O. Box A  
Hiawatha, Utah 84527

Mar. 19 81

#H-14045  
Coal Mining Permit

|                                 |                   | Week of Month                     |       |       |       |       | TOTAL                   |        |  |
|---------------------------------|-------------------|-----------------------------------|-------|-------|-------|-------|-------------------------|--------|--|
|                                 |                   | 1                                 | 2     | 3     | 4     | 5     |                         |        |  |
|                                 |                   |                                   |       |       |       |       | Previous Bal.           |        |  |
|                                 |                   |                                   |       |       |       |       | Less Remittance Rec'd.  |        |  |
| Advertising Charges This Month: |                   |                                   |       |       |       |       |                         |        |  |
| Display                         |                   |                                   |       |       |       |       |                         |        |  |
| [ ]                             | Wednesday         | .....                             | ..... | ..... | ..... | ..... | .....                   |        |  |
| [ ]                             | Friday            | .....                             | ..... | ..... | ..... | ..... | .....                   |        |  |
|                                 | EC Progress Combo | .....                             | ..... | ..... | ..... | ..... | .....                   |        |  |
|                                 | Display Class.    | .....                             | ..... | ..... | ..... | ..... | .....                   |        |  |
|                                 | Classified        | .....                             | ..... | ..... | ..... | ..... | .....                   |        |  |
|                                 | Church Page       | .....                             | ..... | ..... | ..... | ..... | .....                   |        |  |
|                                 | TV Week           | .....                             | ..... | ..... | ..... | ..... | .....                   |        |  |
|                                 | Legal @ 20c       | .....                             | ..... | ..... | ..... | ..... | .....                   |        |  |
|                                 | 153 lines         | March 25, April 1, 8 and 15, 1981 |       |       |       |       | 122 40                  |        |  |
|                                 |                   |                                   |       |       |       |       | 4 @ 20.60               |        |  |
|                                 |                   |                                   |       |       |       |       | Total                   |        |  |
|                                 |                   |                                   |       |       |       |       | Past Due Service Charge |        |  |
|                                 |                   |                                   |       |       |       |       | Balance Now Due         | 122 40 |  |

The rate of 1½ percent per month or 18 percent annually on all past due accounts will be charged. A minimum service charge of \$2.00 per month will be added to all past due accounts.

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|---------------------------------|-------------------|---|-------|-------|-------|-------|-------------------------|--------|
|                                 |                   | 1   | 2     | 3     | 4     | 5     | TOTAL                   |        |
| Advertising Charges This Month: |                   |   |       |       |       |       |                         |        |
|                                 |                   |   |       |       |       |       | Previous Bal.           |        |
|                                 |                   |   |       |       |       |       | Less Remittance Rec'd.  |        |
| Display                         |                   |   |       |       |       |       |                         |        |
| [ ]                             | Wednesday         | .....                                       | ..... | ..... | ..... | ..... | .....                   |        |
| [ ]                             | Friday            | .....                                       | ..... | ..... | ..... | ..... | .....                   |        |
|                                 | EC Progress Combo | .....                                       | ..... | ..... | ..... | ..... | .....                   |        |
|                                 | Display Class.    | .....                                       | ..... | ..... | ..... | ..... | .....                   |        |
|                                 | Classified        | .....                                       | ..... | ..... | ..... | ..... | .....                   |        |
|                                 | Church Page       | .....                                       | ..... | ..... | ..... | ..... | .....                   |        |
|                                 | TV Week           | .....                                       | ..... | ..... | ..... | ..... | .....                   |        |
|                                 | Legal @ 20c       | 153 lines March 25, April 1, 8 and 15, 1981 |       |       |       |       | 4 @ 20.60               | 122 40 |
|                                 |                   |   |       |       |       |       | Total                   |        |
|                                 |                   |   |       |       |       |       | Past Due Service Charge |        |
|                                 |                   |   |       |       |       |       | Balance Now Due         |        |
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|                                 |                                  | 1                                 | 2     | 3     | 4     | 5         | TOTAL  |  |
| Previous Bal.                   |                                  |                                   |       |       |       |           |        |  |
| Less Remittance Rec'd.          |                                  |                                   |       |       |       |           |        |  |
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| [ ]                             | Wednesday                        | .....                             | ..... | ..... | ..... | .....     | .....  |  |
| [ ]                             | Friday                           | .....                             | ..... | ..... | ..... | .....     | .....  |  |
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|                                 | Church Page                      | .....                             | ..... | ..... | ..... | .....     | .....  |  |
|                                 | TV Week                          | .....                             | ..... | ..... | ..... | .....     | .....  |  |
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