0012

Incoming C/007/0045

From: Gina Rau <grau@headwaters.com>
To: Steve Christensen <stevechristensen@utah.gov>
CC: Daron Haddock <DARONHADDOCK@utah.gov>, "OGMCOAL@utah.gov" <OGMCOAL@utah....
Date: 9/15/2008 2:59 PM
Subject: RE: FW: Wellington Plant Site Survey
Attachments: Certificate of Insurance.pdf

I came up with another question this time regarding insurance. We submitted a certificate of insurance last year to UDOGM and it was accepted at that time and we put a certificate of insurance in our permit application and no one commented on it in the deficiency letter. However, Karl Housekeeper said that we needed to modify it to have the correct language regarding the 'endeavor to' part. Do we still need to modify it?
We thought we needed to modify it, so we have been working with our insurance company to see if they are allowed to make that change. One question that they have for you is what coverage is needed? Please let me know the answer to this question and as to whether or not we do need to try to get the language changed.
Attached is the certificate that we submitted and was accepted last year.
Thank you!
Gina
From: Steve Christensen [mailto:stevechristensen@utah.gov]
Sent: Monday, September 15, 2008 9:43 AM
To: Gina Rau
Cc: Daron Haddock; OGMCOAL@utah.gov; Wayne Western
Subject: Re: FW: Wellington Plant Site Survey

Hi Gina,

I looked over the map with Wayne Western and we came up with some suggestions of information we'd like to see on the as-built map.

The as-built map should depict the following information: all of the drainage ditches on the site, the roads (which we understand you're working on), the parking lot outside the office building as well as the permit boundary. In addition, a legend that denotes these items should be added to the map as well. The equipment layout you've depicted will work.

I hope this helps. Please call me if you have any questions/concerns.

Thanks Gina,
Steve

Steve Christensen
Environmental Scientist III
Utah Division of Oil, Gas and Mining
(801) 538-5350

>>> Gina Rau <grau@headwaters.com> 9/12/2008 9:02 AM >>>
Hello Steve,

We have a first draft of the survey that was done on our Wellington plant. We need the surveyors to finish adding the roads to the map, but I wanted to check with you to see if you or any of the others reviewers need any additional information added to the map. One question that we have for you, do we need to show a detailed equipment layout or is what shown on this drawing sufficient?

Thank you,
Gina

From: Ron Sherbak
Sent: Thursday, September 11, 2008 4:29 PM
To: Gina Rau
Subject: FW: Wellington Plant Site Survey

Gina,
Any comments?
Ron S

Ronald S. Sherbak
Director, Project Engineering
Headwater Energy Services
10653 S. River Front Parkway, Suite #300
South Jordan, Utah 84095
P: 801-984-9464
F: 801-984-9419
C: 801-541-0256
rsherbak@headwaters.com

From: Tom Paluso [mailto:tompaluso@preciscom.net]
Sent: Thursday, September 11, 2008 3:47 PM
To: Ron Sherbak
Subject: Re: Wellington Plant Site Survey

Ron:

Attached is the draft copy of the survey in pdf format. Please take a look at it and see if you want any changes.

Tom

----- Original Message -----
From: Ron Sherbak<mailto:rsherbak@headwaters.com>
To: Tom Paluso<mailto:tompaluso@preciscom.net>
Cc: Gina Rau<mailto:grau@headwaters.com>
Sent: Thursday, September 11, 2008 9:31 AM
Subject: RE: Wellington Plant Site Survey

Tom,
Please advise on the survey progress.
Thanks,
Ron S

Ronald S. Sherbak
Director, Project Engineering
Headwater Energy Services
10653 S. River Front Parkway, Suite #300
South Jordan, Utah 84095
P: 801-984-9464
F: 801-984-9419
C: 801-541-0256
rsherbak@headwaters.com<mailto:rsherbak@headwaters.com>

From: Tom Paluso [mailto:tompaluso@preciscom.net]
Sent: Tuesday, August 19, 2008 2:43 PM
To: Ron Sherbak
Subject: Wellington Plant Site Survey

Ron:

Attached is the proposal for completing an "as-built" drawing of your Wellington site. I have instructed the surveyors to start on this project. Please let me know if you have any questions.

Tom

Tom Paluso, P. E.
Chief Engineer
EIS Environmental & Engineering Consulting
31 North Main Street
Helper, UT 84526
Phone: 435-472-3814, 800-641-2927
Fax: 435-472-8780
Email: tompaluso@preciscom.net<mailto:tompaluso@preciscom.net>

MARSH

CERTIFICATE OF INSURANCE

CERTIFICATE NUMBER
SEA-001044512-01

PRODUCER

Marsh USA Risk & Insurance Services
15 West South Temple, Suite 700
Salt Lake City, UT 84101
Attn: Peggy Boren 801-533-3654

J78001-1--06-07

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER OTHER THAN THOSE PROVIDED IN THE POLICY. THIS CERTIFICATE DOES NOT AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES DESCRIBED HEREIN.

INSURED

Headwaters Energy Services Corp.
10653 South Riverfront Parkway Suite #3
South Jordan, UT 84095

COMPANIES AFFORDING COVERAGE

COMPANY A N/A

COMPANY B N/A

COMPANY C ACE AMERICAN INSURANCE CO

COMPANY D N/A

COVERAGES This certificate supersedes and replaces any previously issued certificate for the policy period noted below. 3

THIS IS TO CERTIFY THAT POLICIES OF INSURANCE DESCRIBED HEREIN HAVE BEEN ISSUED TO THE INSURED NAMED HEREIN FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THE CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, CONDITIONS AND EXCLUSIONS OF SUCH POLICIES. AGGREGATE LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

CO LTR	TYPE OF INSURANCE	POLICY NUMBER	POLICY EFFECTIVE DATE (MM/DD/YY)	POLICY EXPIRATION DATE (MM/DD/YY)	LIMITS	
	GENERAL LIABILITY				GENERAL AGGREGATE	$
	COMMERCIAL GENERAL LIABILITY				PRODUCTS - COMP/OP AGG	$
	CLAIMS MADE / OCCUR				PERSONAL & ADV INJURY	$
	OWNER'S & CONTRACTOR'S PROT				EACH OCCURRENCE	$
					FIRE DAMAGE (Any one fire)	$
					MED EXP (Any one person)	$
	AUTOMOBILE LIABILITY				COMBINED SINGLE LIMIT	$
	ANY AUTO					
	ALL OWNED AUTOS				BODILY INJURY (Per person)	$
	SCHEDULED AUTOS					
	HIRED AUTOS				BODILY INJURY (Per accident)	$
	NON-OWNED AUTOS					
					PROPERTY DAMAGE	$
	GARAGE LIABILITY				AUTO ONLY - EA ACCIDENT	$
	ANY AUTO				OTHER THAN AUTO ONLY:	
					EACH ACCIDENT	$
					AGGREGATE	$
	EXCESS LIABILITY				EACH OCCURRENCE	$
	UMBRELLA FORM				AGGREGATE	$
	OTHER THAN UMBRELLA FORM					$
	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY				WC STATUTORY LIMITS / OTHER	
	THE PROPRIETOR/ PARTNERS/EXECUTIVE OFFICERS ARE: INCL / EXCL				EL EACH ACCIDENT	$
					EL DISEASE-POLICY LIMIT	$
					EL DISEASE-EACH EMPLOYEE	$
C	OTHER Property	PGL N04286510	10/01/07	10/01/08	Property Limit -Inc Equip	110,000,000
E		261 12 18	10/01/07	10/01/08	Deductible	25,000

DESCRIPTION OF OPERATIONS/LOCATIONS/VEHICLES/SPECIAL ITEMS

CERTIFICATE HOLDER

Division of Oil Gas & Mining
Attn: Pam Grubaugh-littig
1594 W. North Temple, Suite 1210
Salt Lake City, UT 84114

CANCELLATION

SHOULD ANY OF THE POLICIES DESCRIBED HEREIN BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, THE INSURER AFFORDING COVERAGE WILL ENDEAVOR TO MAIL 30 DAYS WRITTEN NOTICE TO THE CERTIFICATE HOLDER NAMED HEREIN, BUT FAILURE TO MAIL SUCH NOTICE SHALL IMPOSE NO OBLIGATION OR LIABILITY OF ANY KIND UPON THE INSURER AFFORDING COVERAGE, ITS AGENTS OR REPRESENTATIVES, OR THE ISSUER OF THIS CERTIFICATE.

MARSH USA INC.
BY: Peggy Boren Peggy Boren

MM1(3/02) VALID AS OF: 10/30/07

ADDITIONAL INFORMATION

SEA-001044512-01

DATE (MM/DD/YY) 10/30/07

PRODUCER

Marsh USA Risk & Insurance Services
15 West South Temple, Suite 700
Salt Lake City, UT 84101
Attn: Peggy Boren 801-533-3654

J78001-1--06-07

COMPANIES AFFORDING COVERAGE

COMPANY
E NATIONAL UNION FIRE INS. CO. OF PITTSBURGH, PA

COMPANY
F

INSURED

Headwaters Energy Services Corp.
10653 South Riverfront Parkway Suite #3
South Jordan, UT 84095

COMPANY
G

COMPANY
H

TEXT

CERTIFICATE HOLDER

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1594 W. North Temple, Suite 1210
Salt Lake City, UT 84114

MARSH USA INC. BY

Peggy Boren Peggy Boren