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File



STATE OF UTAH
NATURAL RESOURCES
Oil, Gas & Mining

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

355 W. North Temple • 3 Triad Center • Suite 350 • Salt Lake City, UT 84180-1203 • 801-538-5340

December 5, 1985

CERTIFIED RETURN RECEIPT REQUESTED
P 001 861 931

Mr. Dan Guy
Beaver Creek Coal Company
PO Box 1378
Price, Utah 84501

Dear Mr. Guy:

RE: Finalized Assessments for State Violation No.'s N85-8-9-1 and N85-8-18-1, INA/015/004, Folder #8, Emery County, Utah

The civil penalties for the above referenced violations have been finalized. These assessments have been finalized as a result of a review of all pertinent data and facts which were not available on the date of the proposed assessment due to the length of the abatement period.

Within 15 days of your receipt of this letter, you or your agent may make a written appeal to the Board of Oil, Gas and Mining. To do so, you must have escrowed the appropriate assessed civil penalty with the Division within a maximum of 30 days of receipt of this letter, but in all cases prior to the Board Hearing. Failure to comply with this requirement will result in a waiver of your right of further recourse.

If no timely appeal is made, the assessed civil penalties must be tendered within 30 days of your receipt of this letter. Please remit payment to the Division and mail % Jan Brown at the address listed above.

Thank you for your cooperation.

Sincerely,

Mike Earl

Mike Earl
Assessment Officer

jmc

cc: Donna Griffin
B. Roberts
9099Q

SUMMARY OF FINALIZED ASSESSMENTS OF PENALTIES
UTAH DIVISION OF OIL, GAS AND MINING
355 West North Temple 3 Triad Center Suite 350
Salt Lake City, Utah 84180-1203
801-538-5340

COMPANY/MINE Beaver Creek PERMIT # INA/015/004

NOV/CO #	AMOUNT
<u>N85-8-9-1</u>	<u>\$30</u>
<u>N85-8-18-1</u>	<u>20</u>
<u> </u>	<u> </u>

TOTAL ASSESSED FINES \$ 50

WORKSHEET FOR FINAL ASSESSMENT OF PENALTIES
 UTAH DIVISION OF OIL, GAS AND MINING

COMPANY/MINE Beaver Creek/Huntington

NOV # N85-8-18-1

PERMIT # INA/015/004

VIOLATION 1 OF 1

Nature of violation: Breaching of Berms

Date of termination: October 2, 1985

	<u>Proposed Assessment</u>	<u>Final Assessment</u>
(1) History/Prev. Vio.	<u>0</u>	<u>0</u>
(2) Seriousness		
(a) Probability of Occurrence	<u>15</u>	<u>15</u>
Extent of Damage	<u>2</u>	<u>2</u>
(b) Hindrance to Enforcement	<u></u>	<u></u>
(3) Negligence	<u>5</u>	<u>5</u>
(4) Good Faith	<u>-20</u>	<u>-20</u>
TOTAL	<u>2</u>	<u>2</u>
TOTAL ASSESSED FINE		<u>\$ 20</u>

3. Narrative:
 (Brief explanation for any changes made in assignment of points and any additional information that was available after the proposed assessment.)

Mike Earl
 Assessment Officer Mike Earl

Assessment Date 12/5/85

WORKSHEET FOR FINAL ASSESSMENT OF PENALTIES
 UTAH DIVISION OF OIL, GAS AND MINING

COMPANY/MINE Beaver Creek/Huntington NOV # N85-8-9-1

PERMIT # INA/015/004 VIOLATION 1 OF 1

Nature of violation: Plugged Culvert

Date of termination: June 18, 1985

	<u>Proposed Assessment</u>	<u>Final Assessment</u>
(1) History/Prev. Vio.	<u>0</u>	<u>0</u>
(2) Seriousness		
(a) Probability of Occurrence	<u>7</u>	<u>7</u>
Extent of Damage	<u>8</u>	<u>8</u>
(b) Hindrance to Enforcement	<u> </u>	<u> </u>
(3) Negligence	<u>8</u>	<u>8</u>
(4) Good Faith	<u>-20</u>	<u>-20</u>
 TOTAL	 <u>3</u>	 <u>3</u>
	TOTAL ASSESSED FINE	<u>\$ 30</u>

3. Narrative:
 (Brief explanation for any changes made in assignment of points and any additional information that was available after the proposed assessment.)

Mike Earl
 Assessment Officer Mike Earl

Assessment Date 12/5/85