



0004

STATE OF UTAH
NATURAL RESOURCES
Oil, Gas & MiningNorman 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

October 24, 1985

CERTIFIED RETURN RECEIPT REQUESTED
P 001 721 215Mr. Dave Spillman
Soldier Creek Coal Company
P. O. Box 1
Price, Utah 84501

Dear Mr. Spillman:

RE: Finalized Assessment for State Violation No.'s N85-2-1-1, N85-2-4-2
INA/015/007, Folder #8, Emery County, Utah

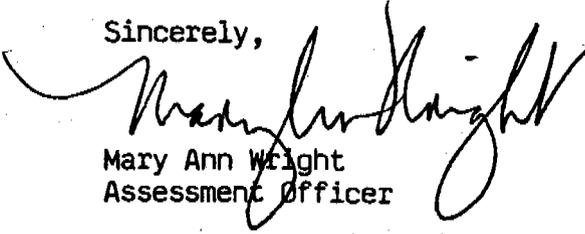
The civil penalty for the above referenced violations has been finalized. This assessment has been finalized as a result of a review of all pertinent data and facts which were not available on the date of the proposed assessment, due to the length of the abatement period.

Within fifteen (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 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, this assessed civil penalty must be tendered within thirty (30) days of your receipt of this letter. Please remit payment to the Division and mail % Jan Brown at the above address.

Thank you for your cooperation.

Sincerely,


Mary Ann Wright
Assessment Officer

re

cc: Donna Griffin, OSM Albuquerque Field Office
B. Roberts, Attorney Generals Office
9099Q

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

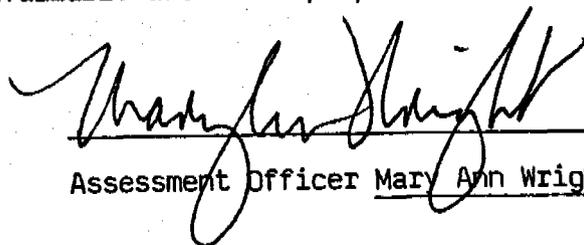
COMPANY/MINE Soldier Creek/Hidden Valley NOV # N85-2-1-1
 PERMIT # INA/015/007 VIOLATION 1 OF 1

Nature of violation: Hindrance NOV lack of baseline hydrologic data.

	<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> </u>	<u> </u>
Extent of Damage	<u> </u>	<u> </u>
(b) Hindrance to Enforcement	<u>16</u>	<u>16</u>
(3) Negligence	<u>13</u>	<u>13</u>
(4) Good Faith	<u>- 1</u>	<u>- 1</u>
 TOTAL	<u>28</u>	<u>28</u>
	TOTAL ASSESSED FINE	<u>\$ 360</u>

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

Assessment Date 10-24-85


 Assessment Officer Mary Ann Wright

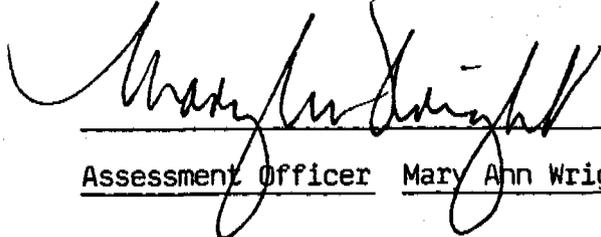
WORKSHEET FOR FINAL ASSESSMENT OF PENALTIES
 UTAH DIVISION OF OIL, GAS AND MINING

COMPANY/MINE Soldier Creek/Hidden Valley NOV # N85-2-4-2
 PERMIT # INA/015/007 VIOLATION 2 OF 2

Nature of violation: Loss of stockpiled topsoil and potential entry into stream.

	<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>6</u>	<u>6</u>
Extent of Damage	<u>2</u>	<u>2</u>
(b) Hindrance to Enforcement	<u> </u>	<u> </u>
(3) Negligence	<u>7</u>	<u>7</u>
(4) Good Faith	<u>- 1</u>	<u>- 1</u>
TOTAL	<u>14</u>	<u>14</u>
	TOTAL ASSESSED FINE	\$ <u>140</u>

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



 Assessment Officer Mary Ann Wright

Assessment Date 10-24-85

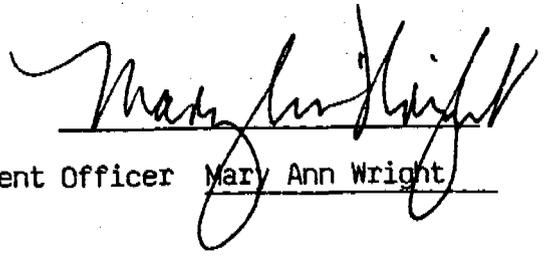
WORKSHEET FOR FINAL ASSESSMENT OF PENALTIES
 UTAH DIVISION OF OIL, GAS AND MINING

COMPANY/MINE Soldier Creek/Hidden Valley NOV # N85-2-4-2
 PERMIT # INA/015/007 VIOLATION 1 OF 2

Nature of violation: Nonmaintenance of topsoil stockpile protection measures.

	<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>11</u>	<u>11</u>
Extent of Damage	<u>3</u>	<u>3</u>
(b) Hindrance to Enforcement	<u> </u>	<u> </u>
(3) Negligence	<u>7</u>	<u>7</u>
(4) Good Faith	<u>- 1</u>	<u>- 1</u>
 TOTAL	<u>20</u>	<u>20</u>
	TOTAL ASSESSED FINE	<u>\$ 200</u>

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


Mary Ann Wright

Assessment Date 10-24-85 Assessment Officer Mary Ann Wright