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Executive Director,
NATURAL RESOURCES

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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Director

July 14, 1981

#0367485

ACT 10/15/19

CERTIFIED - RETURN RECEIPT REQUESTED

Mr. Andrew King
Natomas Coal Company
P.O. Box 370
Orangeville, Utah 84537

RE: Proposed Assessment for
State Violation No. N81-3-8-1

Dear Mr. King:

Enclosed you will find the proposed civil penalty assessment for this violation. The violation was cited by Division Inspector Thomas L. Portle on June 23, 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 occurred.
2. A contest of the facts of whether the violation(s) occurred.

Mr. Andrew Kin
July 14, 1981
Page Two

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,

A handwritten signature in cursive script that reads "Ronald W. Daniels".

RONALD W. DANIELS
ACTING ASSESSMENT OFFICER

RWD/te

ASSESSMENT WORKSHEET

NOV# N81-3-8-1PERMIT# ACT/015/009Name of Company Natomas Company/Trail Mtn. MineViolation # 1 of 1

	<u>POINTS</u>
1. History of previous violations	<u>9</u>
2. Seriousness (either A or B)	
A. (1) Probability of occurrence	<u>17</u>
(2) Extent of potential or actual damage	<u>4</u>
B. Obstruction to enforcement	<u>-</u>
Total Seriousness	<u>21</u>
3. Negligence	<u>8</u>
4. Good Faith (Will be considered after complete information is received)	<u>-</u>

TOTAL POINTS 38ASSESSMENT \$ 560.00

Violation # _____ of _____

	<u>POINTS</u>
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# N81-3-8-1

PERMIT# ACT/015/009

Name of Company Natomas Company/Trail Mtn. Mine

Violation # 1 of 1

History of previous violations: 9 points.

Seriousness: (either A or B)

A. (1) Probability of occurrence:

The violation, failure to maintain sediment control devices to minimize erosion is deemed to have resulted in erosion and backcutting having occurred. 17 points.

(2) Extent of actual or potential damage:

Damage would not extend outside the permit area. 4 points.

B. Obstruction to enforcement:

Negligence: ORDINARY NEGLIGENCE

8 points.

Good Faith: WILL BE CONSIDERED AFTER COMPLETE INFORMATION IS RECEIVED

RECEIPT FOR CERTIFIED MAIL

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

PS Form 3811, Apr. 1977

● 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: *Andrew King*
Natomas Coal Co.
P.O. Box 370
Crangerville, Utah 84537

3. ARTICLE DESCRIPTION:
 REGISTERED NO. CERTIFIED NO. INSURED NO.
 _____ *0367485* _____

(Always obtain signature of addressee or agent)

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

4. DATE OF DELIVERY: *7-17-81*

5. ADDRESS (Complete only if requested)

6. UNABLE TO DELIVER BECAUSE OF _____
 OFFICER'S INITIALS: *ccc*

P.A. # 081-3-8-1
PS Form 3800, Apr. 1976

SENT TO: *Mr. Andrew King*
 STREET AND NO.: *Natomas - Box 370*
 P.O. STATE AND ZIP CODE: *Crangerville, Utah*

POSTAGE: *84537*

CONSULT POSTMASTER FOR FEES	
CERTIFIED FEE	\$
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: *7/14/81*
ACT 1015/009

☆GPO: 1977-0-249-595

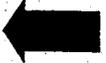
UNITED STATES POSTAL SERVICE
OFFICIAL BUSINESS

DER INSTRUCTIONS
 ess, and ZIP CODE in the space below.
 s 1, 2, and 3 on the reverse
 led ends and attach to front of article if space
 wise affix to back of article.
 e "Return Receipt Requested" attached to

PENALTY FOR PRIVATE
USE TO VOID PAYMENT
OF POSTAGE \$300



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) _____

- STICK POSTAGE STAMPS TO ARTICLE TO COVER FIRST CLASS POSTAGE, CERTIFIED MAIL FEE, AND CHARGES FOR ANY SELECTED OPTIONAL SERVICES. (See front)
- 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)
 - 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.
 - 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.
 - 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.
 - 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.
 - Save this receipt and present it if you make inquiry.