



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

February 11, 1985

TO: Ronald W. Daniels, Associate Director for Mining

FROM: Mary M. Boucek, Permit Supervisor/Reclamation Biologist *MB*

RE: Payment of Assessed Fines, Trail Mountain Coal Company, Trail Mountain Mine, ACT/015/009, #2, #7 and #8, Emery County, Utah

Prior to the Division's issuance of a permanent program permit to Trail Mountain Coal Company, the Division must evaluate the Company's current status in payment of fines for violations. In checking with Joe Helfrich last week, it appeared that the Company still owed some assessed fines. In further checking with Terri Reid, I was given the following information, indicating that Trail Mountain Coal Company had not paid the following fines:

<u>Violation Number</u>	<u>Date of Assessment</u>	<u>Amount</u>
N84-4-2-1	June 9, 1984	\$ 400.00
N84-4-6-3	September 24, 1984	\$2,020.00

This information was relayed to Allen Childs of Trail Mountain Coal Company by telephone on February 12, 1985. On February 13, 1985, Allen called the Division and informed me of the following:

1. Violation N84-4-6-3, assessed at \$2,020.00 on September 25, 1984, was paid October 10, 1984 by Trail Mountain Coal Company, check #18-071389.
2. Violation N84-4-2-1, assessed at \$400.00 on June 9, 1984, has not yet been paid because the Company has no record of receiving the final assessment from the Division. They will pay it immediately upon receipt of this final assessment notification.

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We need to resolve the true status of this situation immediately in order to issue a permit. I recommend that if the Division cannot determine the accuracy of its records on this by Friday, February 15, 1985, we proceed with issuing the permit on that date and resolve the situation as shortly thereafter as possible. I believe the Company has shown and continues to show good faith in the payment of their assessed fines and penalties.

Please advise me as soon as possible. Thank you.

btb
cc: Dianne Nielson
Pam Grubaugh-Littig
Joe Helfrich
Terri Reid
8834R-33 & 34

January 10, 1985

TO: Coal File
FROM: Rick Smith, Geologist; Mary Boucek, Permit Supervisor
RE: Special Stipulation 817.41, Trail Mountain Coal Company, Trail Mountain Mine, ACT/015/009, #2, Emery County, Utah

The State Permit for Trail Mountain Mine incorporates two special stipulations that are in addition to the four special conditions of the Federal Permit. Special Condition 817.41 addresses Division concerns about potential impacts of mining on the ground water regime within and adjacent to the permit area.

The Western Technical Center, Office of Surface Mining has utilized data presented in the Mining and Reclamation Plan for Trail Mountain Mine to determine that the proposed operation is designed to prevent material damage to the hydrologic balance (Finding No. 2, Mine Plan Decision Document). Although the Division concurs with the above finding, it does not agree adequate data are available to achieve a finding of no material damage (see November 16, 1984 Memorandum from Allen K. Klein to Director, Office of Surface Mining).

The Division has incorporated Special Stipulation 817.41 into the State Permit for the purpose of acquiring additional data to better assess and monitor ground water resources and potential impacts beneath the mine workings.

btb

cc: John Ward
Allen Klein
Walt Swain
Dianne Nielson
Ron Daniels

8834R-26