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State of Utah

DEPARTMENT OF NATURAL RESOURCES
DIVISION OF OIL, GAS AND MINING

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3 Triad Center, Suite 350
Salt Lake City, Utah 84130-1203
801-538-5340

June 3, 1991

CERTIFIED RETURN RECEIPT REQUESTED
P 074 979 086

Mr. Blake Webster
PacifiCorp Electric Operations
P.O. Box 26128
Salt Lake City, Utah 84126-0128

Dear Mr. Webster:

Re: Finalized Assessment for State Violation #N91-32-3-1,
PacifiCorp Electric Operations, Cottonwood/Wilberg Mine,
ACT/015/019, Folder #5, Emery County, Utah

The civil penalty for the above-referenced violation has been finalized. This assessment has been finalized as a result of a review of all pertinent data and facts including those presented in the assessment conference by you or your representative and the Division of Oil, Gas and Mining inspector.

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 escrow the assessed civil penalty with the Division within a maximum of thirty (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, mail c/o Vicki Bailey at the address listed above.

Thank you for your cooperation.

Sincerely,

A handwritten signature in black ink, appearing to read 'Joe Helfrich'.

Joe Helfrich
Assessment Conference Officer

jbe
Enclosure
cc: John C. Kathmann, OSM, AFO

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

COMPANY/MINE PacifiCorp (PEO)/Cottonwood/Wilberg NOV #N91-32-3-1

PERMIT # ACT/015/019 VIOLATION 1 of 1

Assessment Date 06/03/91 Assessment Officer Joe Helfrich

Nature of
Violation: Sediment Control

Date of Termination: 05/22/91

	<u>Proposed Assessment</u>	<u>Final Assessment</u>
(1) History/Previous Violations	<u>0</u>	<u>0</u>
(2) Seriousness		
(a) Probability of Occurrence	<u>20</u>	<u>20</u>
Extent of Damage	<u>5</u>	<u>5</u>
(b) Hindrance to Enforcement	<u> </u>	<u> </u>
(3) Negligence	<u>8</u>	<u>8</u>
(4) Good Faith	<u>-0</u>	<u>-15</u>
Total Points	<u>33</u>	<u>18</u>
TOTAL ASSESSED FINE		<u>\$ 180.00</u>

NARRATIVE:

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

Permittee not eligible for good faith prior to abatement.
Abatement Measures completed May 22, 1991. 15 good faith points
assigned for diligence exercised in abating the violation.

jbe