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STATE OF UTAH
NATURAL RESOURCES
Oil, Gas & Mining

File
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 20, 1985

CERTIFIED RETURN RECEIPT REQUESTED
P 402 457 379

Mr. Charles Gent
Genwal Coal Company
P.O. Box 1201
Huntington, Utah 84527

Dear Mr. Gent:

RE: Finalized Assessment for State Violations No.'s N84-2-9-2, N84-2-14-1, C84-2-1-1, N84-2-16-1, N84-2-17-1, N84-2-19-1, N84-2-21-1, C84-2-2-1, ACT/015/032, Catalog # 8, 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 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 to the Division within thirty (30) days of your receipt of this letter.

Thank you for your cooperation.

Sincerely,

A handwritten signature in cursive script that reads "Mary Ann Wright".

Mary Ann Wright
Assessment Officer

re

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

SUMMARY OF FINALIZED ASSESSMENT 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 Genwal/Crandall

PERMIT # ACT/015/032

<u>NOV/CO#</u>	<u>AMOUNT</u>
<u>N84-2-9-2, #1</u>	<u>720.</u>
<u>N84-2-9-2, #2</u>	<u>560.</u>
<u>N84-2-14-1</u>	<u>280.</u>
<u>C84-2-1-1</u>	<u>1,860.</u>
<u>N84-2-16-1</u>	<u>880.</u>
<u>N84-2-17-1</u>	<u>4,480.</u>
<u>N84-2-19-1</u>	<u>1,380.</u>
<u>N84-2-21-1</u>	<u>1,860.</u>
<u>C84-2-2-1</u>	<u>750.</u>
 TOTAL ASSESSED FINE	 <u>\$12,770.</u>

0056Q

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

COMPANY/MINE Genwal/Crandall

NOV # N84-2-9-2

PERMIT # ACT/015/032

VIOLATION 1 OF 2

Nature of violation:

Uncontrolled runoff resulting in coal fines
 on topsoil pile.

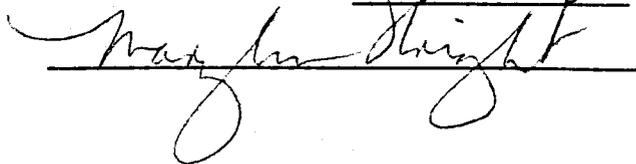
	<u>Proposed Assessment</u>	<u>Final Assessment</u>
(1) History/Prev. Vio.	<u>5</u>	<u>5</u>
(2) Seriousness		
(a) Probability of Occurrence	<u>5</u>	<u>5</u>
Extent of Damage	<u>3</u>	<u>3</u>
(b) Hindrance to Enforcement	<u> </u>	<u> </u>
(3) Negligence	<u>30</u>	<u>30</u>
(4) Good Faith	<u>0</u>	<u>0</u>
 TOTAL	 <u>43</u>	 <u>43</u>
	TOTAL ASSESSED FINE	\$ <u>720.</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 2-18-85



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

COMPANY/MINE Genwal/ Crandall NOV # N84-2-9-2
 PERMIT # ACT/015/032 VIOLATION 2 OF 2

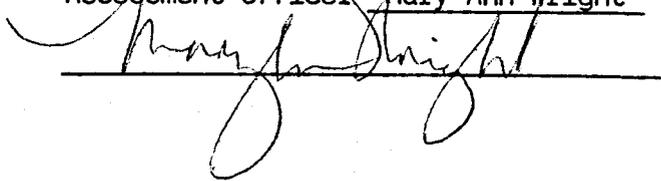
Nature of violation: Runoff controls not maintained for disturbed area.

	<u>Proposed Assessment</u>	<u>Final Assessment</u>
(1) History/Prev. Vio.	<u>5</u>	<u>5</u>
(2) Seriousness		
(a) Probability of Occurrence	<u>12</u>	<u>12</u>
Extent of Damage	<u>13</u>	<u>13</u>
(b) Hindrance to Enforcement	<u> </u>	<u> </u>
(3) Negligence	<u>9</u>	<u>9</u>
(4) Good Faith	<u>-1</u>	<u>-1</u>
 TOTAL	 <u>38</u>	 <u>38</u>
	TOTAL ASSESSED FINE	<u>\$ 560.</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 2-18-85



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

COMPANY/MINE Genwal/Crandall

NOV # N84-2-14-1

PERMIT # ACT/015/032

VIOLATION 1 OF 1

Nature of violation:

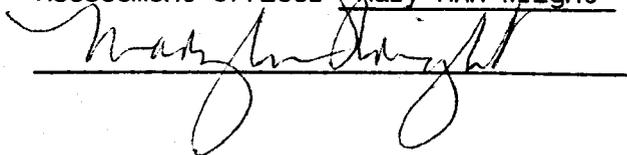
Hindrance: No baseline water monitoring data.

	<u>Proposed Assessment</u>	<u>Final Assessment</u>
(1) History/Prev. Vio.	<u>5</u>	<u>5</u>
(2) Seriousness		
(a) Probability of Occurrence	<u> </u>	<u> </u>
Extent of Damage	<u> </u>	<u> </u>
(b) Hindrance to Enforcement	<u>12</u>	<u>12</u>
(3) Negligence	<u>7</u>	<u>7</u>
(4) Good Faith	<u>0</u>	<u>0</u>
 TOTAL	 <u>24</u>	 <u>24</u>
	TOTAL ASSESSED FINE	\$ <u>280.</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 2-18-85

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

COMPANY/MINE Genwal/Crandall NOV # C84-2-1-1
 PERMIT # ACT/015/032 VIOLATION 1 OF 1

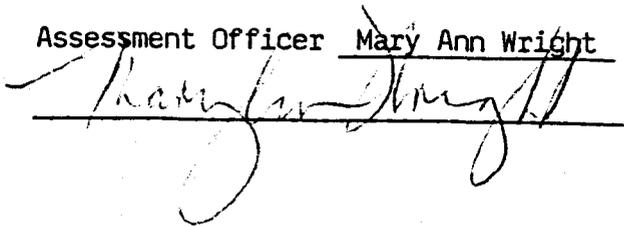
Nature of violation: Unleased and unpermitted coal was mined.

	<u>Proposed Assessment</u>	<u>Final Assessment</u>
(1) History/Prev. Vio.	<u>5</u>	<u>5</u>
(2) Seriousness		
(a) Probability of Occurrence	<u>20</u>	<u>20</u>
Extent of Damage	<u>21</u>	<u>21</u>
(b) Hindrance to Enforcement	<u> </u>	<u> </u>
(3) Negligence	<u>25</u>	<u>25</u>
(4) Good Faith	<u>-5</u>	<u>-5</u>
 TOTAL	 <u>66</u>	 <u>66</u>
	TOTAL ASSESSED FINE	<u>\$ 1,860.</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 2-18-85

Assessment Officer Mary Ann Wright



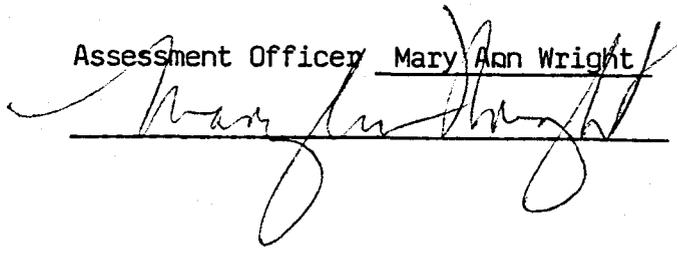
WORKSHEET FOR FINAL ASSESSMENT OF PENALTIES
 UTAH DIVISION OF OIL, GAS AND MINING

COMPANY/MINE Genwall/Crandall NOV # N84-2-16-1
 PERMIT # ACT/015/032 VIOLATION 1 OF 1

Nature of violation: Hindrance: Operator did not submit actual development plans.

	<u>Proposed Assessment</u>	<u>Final Assessment</u>
(1) History/Prev. Vio.	<u>5</u>	<u>5</u>
(2) Seriousness		
(a) Probability of Occurrence	<u> </u>	<u> </u>
Extent of Damage	<u> </u>	<u> </u>
(b) Hindrance to Enforcement	<u>15</u>	<u>15</u>
(3) Negligence	<u>30</u>	<u>30</u>
(4) Good Faith	<u>-3</u>	<u>-3</u>
 TOTAL	 <u>47</u>	 <u>47</u>
	TOTAL ASSESSED FINE	<u>\$ 880.</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 2-18-85

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

COMPANY/MINE Genwal/ Crandall NOV # N84-2-17-1
 PERMIT # ACT/015/032 VIOLATION 1 OF 1

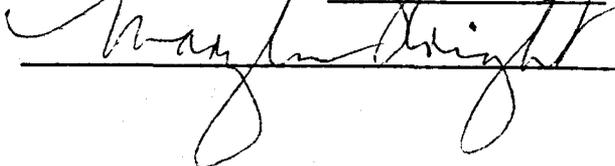
Nature of violation: Water Pollution: Used oil entered stream from pond.

	<u>Proposed Assessment</u>	<u>Final Assessment</u>
(1) History/Prev. Vio.	<u>5</u>	<u>5</u>
(2) Seriousness		
(a) Probability of Occurrence	<u>20</u>	<u>20</u>
Extent of Damage	<u>25</u>	<u>25</u>
(b) Hindrance to Enforcement	<u> </u>	<u> </u>
(3) Negligence	<u>25</u>	<u>25</u>
(4) Good Faith	<u>+5</u>	<u>+5</u>
 TOTAL	 <u>80</u>	 <u>80</u>
	TOTAL ASSESSED FINE	<u>\$ 4480.</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 2-18-85



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

COMPANY/MINE Genwal/Crandall NOV # N84-2-19-1
 PERMIT # ACT/015/032 VIOLATION 1 OF 1

Nature of violation: Water pollution: Hole cut in oil skimmer, allowing oil discharge to stream.

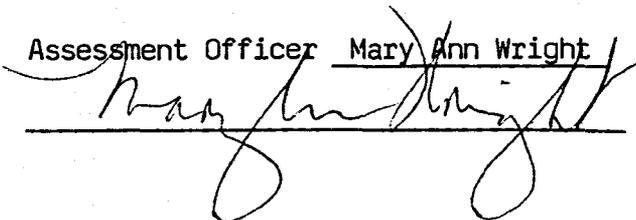
	<u>Proposed Assessment</u>	<u>Final Assessment</u>
(1) History/Prev. Vio.	<u>5</u>	<u>5</u>
(2) Seriousness		
(a) Probability of Occurrence	<u>20</u>	<u>20</u>
Extent of Damage	<u>20</u>	<u>20</u>
(b) Hindrance to Enforcement	<u> </u>	<u> </u>
(3) Negligence	<u>19</u>	<u>19</u>
(4) Good Faith	<u>-4</u>	<u>-4</u>
 TOTAL	 <u>60</u>	 <u>60</u>
	TOTAL ASSESSED FINE	<u>\$ 1380.</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 2-18-85

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

COMPANY/MINE Genwall/Crandall NOV # N84-2-21-1
 PERMIT # ACT/015/032 VIOLATION 1 OF 1

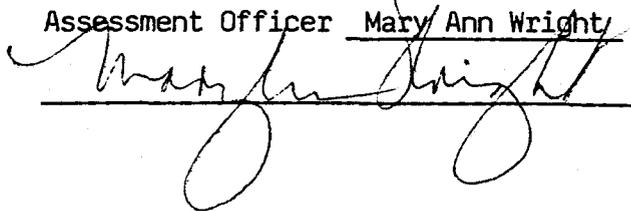
Nature of violation: Water pollution: Failure to meet effluent limitations.

	<u>Proposed Assessment</u>	<u>Final Assessment</u>
(1) History/Prev. Vio.	<u>5</u>	<u>5</u>
(2) Seriousness		
(a) Probability of Occurrence	<u>20</u>	<u>20</u>
Extent of Damage	<u>23</u>	<u>23</u>
(b) Hindrance to Enforcement	<u> </u>	<u> </u>
(3) Negligence	<u>18</u>	<u>18</u>
(4) Good Faith	<u>0</u>	<u>0</u>
 TOTAL	 <u>66</u>	 <u>66</u>
	TOTAL ASSESSED FINE	<u>\$ 1860.</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 2-18-85



WORKSHEET FOR ASSESSMENT OF CESSATION ORDERS
UTAH DIVISION OF OIL, GAS AND MINING

COMPANY/MINE Genwall/Crandall CO # C84-2-2-1

PERMIT # ACT/015/032 VIOLATION 1 OF 1

INSPECTOR Sandy Pruitt DATE ISSUED 10-30-84

NATURE OF THE CESSATION ORDER: Failure to abate topsoil protection
NOV #1 of 6, N84-2-20-6, within the time specified.

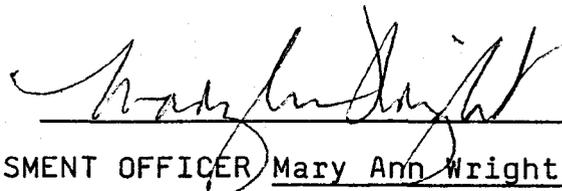
DATE OF ABATEMENT OF CESSATION ORDER: October 30, 1984, 10:30 p.m.

DATE OF RECEIPT OF CESSATION ORDER: October 30, 1984, 4:30 p.m.

LIST THE DAYS OF FAILURE TO ABATE: October 30, 1984

TOTAL NUMBER OF DAYS OF FAILURE TO ABATE: One (1)

NUMBER OF DAYS X \$750/DAY = TOTAL ASSESSED FINE: \$750.00



ASSESSMENT DATE 2-18-85 ASSESSMENT OFFICER Mary Ann Wright

 PROPOSED ASSESSMENT X FINAL ASSESSMENT

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