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ALTON COAL DEVELOPMENT, LLC

6602 ILEX CIR.
NAPLES, FL 34109

STATE BANK OF SOUTHERN UTAH
377 NORTH MAIN
CEDAR CITY, UTAH

97-177/1243

Outgoing
CO250005
#38200
3131
9/23/2011

PAY TO THE ORDER OF Division of Oil, Gas & Mining

\$ **1,980.00

One Thousand Nine Hundred Eighty and 00/100*****
DOLLARS

Division of Oil, Gas & Mining
c/o Suzanne Steab
1594 West North Temple, Ste 1210
Salt Lake City, UT 84114-5801

**ORIGINAL CHECK
ROUTED TO ACCOUNTING**

[Handwritten Signature]

AUTHORIZED SIGNATURE

MEMO

THIS DOCUMENT CONTAINS HEAT SENSITIVE INK. TOUCH OR PRESS HERE - RED IMAGE DISAPPEARS WITH HEAT.

⑈003131⑈

ALTON COAL DEVELOPMENT, LLC
Division of Oil, Gas & Mining

Date	Type	Reference	Original Amt.	Balance Due	9/23/2011 Discount	Payment
9/23/2011	Bill		1,980.00	1,980.00		1,980.00
					Check Amount	1,980.00

3131

RECEIVED

SEP 26 2011

DIV. OF OIL, GAS & MINING

State Bank of Souther

1,980.00



GARY R. HERBERT
Governor
GREG BELL
Lieutenant Governor

State of Utah
DEPARTMENT OF NATURAL RESOURCES

MICHAEL R. STYLER
Executive Director
Division of Oil, Gas and Mining
JOHN R. BAZA
Division Director

APPROVED

W/Kirk

*Outgoing
CO250005
#3773
&*

August 16, 2011

CERTIFIED MAIL NO. 7004-2890-0000-6087-6205

Kirk Nicholes, Resident Agent
Alton Coal Development, LLC
463 North 100 West, Suite 1
Cedar City, Utah 84720

Subject: Findings of Fact, Conclusions of Law, and Order for NOV 10078, 10079, and 10084, Alton Coal Development, Coal Hollow Mine C/025/0005

Dear Mr. Nicholes:

On June 16, 2011 an Informal Assessment Conference was held to review the fact of violation and assessment for Notice of Violation ("NOV") 10078, NOV 10079, and NOV 10084. As a result of a review of all pertinent data and facts, including those presented in the Informal Assessment Conference, the attached document constitutes the Findings of Fact, Conclusions of Law, and Order.

Within fifteen (15) days of your receipt of this ORDER, 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 penalties with the Division within thirty (30) days of receipt of this ORDER, but in all cases prior to the Board Hearing. Failure to comply with this requirement will result in a waiver of your right to further recourse. Your written appeal may be filed with Julie Ann Carter, Board Secretary, P.O. Box 145801 Salt Lake City, UT 84114-5801. If you have questions regarding the filing, she can be contacted at juliecarter@utah.gov or (801) 538-5277.

If no timely appeal is made, the total assessed civil penalty of \$1,980 must be tendered within thirty (30) days of your receipt of this ORDER. Please remit payment to the Division of Oil, Gas and Mining, c/o Vickie Southwick at the address listed below.

If you have questions or concerns please contact me at (801) 538-5334.

Sincerely,

John Baza, Director
Division of Oil, Gas and Mining
Informal Conference Officer



1594 West North Temple, Suite 1210, PO Box 145801, Salt Lake City, UT 84114-5801
telephone (801) 538-5340 • facsimile (801) 359-3940 • TTY (801) 538-7458 • www.ogm.utah.gov

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