0013

File

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

July 14, 1986

CERTIFIED RETURN RECEIPT REQUESTED
P 001 771 289

Mr. Ken Payne
Southern Utah Fuel Company
P. O. Box P
Salina, Utah 84654

Dear Mr. Payne:

RE: Finalized Assessment for State Violation No. N85-6-6-1
ACT/041/002, Folder # 8, Sevier 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 within thirty (30) days of your receipt of this letter. Please remit payment to the Division and mail % Jan Brown at the address listed above.

Thank you for your cooperation.

Sincerely,

Barbara W. Roberts

Barbara W. Roberts
Assessment Conference Officer

re

cc:Donna Griffin, OSM Albuquerque Field Office
0450Q

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

COMPANY/MINE SUFCO/Convulsion Company NOV # N85-6-6-1

PERMIT # ACT/004/002 VIOLATION 1 OF 1

Assessment Date July 7, 1986 Assessment Officer Barbara W. Roberts

Nature of violation: Failure to discharge mine water in accord with water quality laws.

Date of termination: April 30, 1985

| | Proposed Assessment | Final Assessment |
|---|---|---|
| (1) History/Prev. Vio. | 3 | 0 |
| (2) Seriousness | | |
| (a) Probability of Occurrence | | |
| Extent of Damage | | |
| (b) Hindrance to Enforcement | 3 | 3 |
| (3) Negligence | 4 | 4 |
| (4) Good Faith | 0 | 0 |
| TOTAL | 10 | 10 |
| | TOTAL ASSESSED FINE | $ 0 |

3. Narrative:

No penalty assessed for N85-6-6-1, #1 of 1, since assessment Conference Officer has determined that none is warranted.

0448Q