

0003



November 29, 1978

CERTIFIED # 571,009

Utah Coal and Energy, Inc.
Attn: Clem Cafarelli
5511 South 4385 West
Kearns, UT 84118

Blackhawk U.G. Mine
I.D. # 4201450
Coalville, Utah
Summit County

Dear Mr. Cafarelli:

This notice is to request your immediate payment of the reclamation fees due from the Blackhawk UG Mine.

On November 16, 1978, our Fee Compliance Officer, Ms. Darlene Clark and Mr. James Smith of the Utah Division of Oil, Gas and Mines, visited your residence and advised your wife, who represented you, of the laws and regulations pertaining to the reclamation fees due.

Prior to this meeting Mrs. Cafarelli had agreed to make any and all records pertaining to your Blackhawk Mine available for inspection at your home during this scheduled meeting. The failure or refusal to provide the requested records is also a violation of law which requires that production books and records be maintained on a current basis and be accessible for inspection by the Fee Compliance Officer, 30 CFR, Part 837.16(c).

You are hereby formally advised that Section 401 of the Surface Mining Control and Reclamation Act of 1977 (the Act) 30 U.S.C. 1232, requires that all operators of coal mining operations pay a quarterly reclamation fee.

You have not reported any tonnages mined, paid any reclamation fees due nor produced any books or records as required by 30 C.F.R. part 837.12, 837.15, and 837.16 and Public Law 95-37.

Our records show that fee compliance forms were sent on several occasions, (12/23/77, 3/21/78, 6/23/78, and 9/22/78 to 1365 S. Main Street, #11, Salt Lake City, Utah 84115. Enclosed are duplicate copies of compliance forms, OSM 837-1, for the four quarters; October to December 1977, January to March 1978, April to June 1978, and July to September 1978. The fees for these quarters are now overdue.

Please complete these forms and return them to me with full payment of the fee due within 30 days.

Utah Coal and Energy, Inc.
Mr. Cafarelli

Page 2, Continued

Failure to make the data submissions and payments requested within the time allowed may result in criminal prosecution of the chief executive and financial officers of the company under Section 402(d) of the Surface Mining Control and Reclamation Act of 1977. For each offense, the Section provides that an officer may "be punished by fine of not more than \$10,000, or by imprisonment for not more than one year, or both."

Sincerely,

Donald A. Crane,
Regional Director

Enclosures

DMC:ml

cc: R. Yuhnke

bcc: Hugh Montgomery, AML
Darlene Clark, AML
Ron Daniels, State of Utah ✓