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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 9, 1986

CERTIFIED RETURN RECEIPT REQUESTED
NO. P 402 458 159

Mr. Robert H. Hagen, Director
Albuquerque Field Office
Office of Surface Mining Reclamation
and Enforcement
219 Central Avenue, NW
Albuquerque, New Mexico 87102

Dear Bob:

Re: Amendment No. 3, Small Operators Assistance Program (SOAP)
Grant No. G-51-3-8491

In response to your letter of June 26, 1986, please find enclosed an executed copy of the the above-referenced amendment extending the period of performance from June 30, 1986 to June 30, 1987. A signed, second copy of the amendment is being retained for our files.

Thank you for your prompt attention to this matter.

Best regards,

A handwritten signature in cursive script that reads "Dianne".

Dianne R. Nielson
Director

jb
Enclosure
cc: K. E. May
L. P. Braxton
T. A. Reid
R. P. Summers
0359Q-110

3rd AMENDMENT TO AGREEMENT

United States
Department of the Interior
Office of Surface Mining
Reclamation and Enforcement

State/Tribe Utah
Designated Agency Division of Oil,
Gas & Mining
Grant No. G5138491

The United States of America, acting through the Director of the Office of Surface Mining Reclamation and Enforcement (OSM) or his delegate and the State named above acting through its designated agency mutually agree, pursuant to the Surface Mining Control and Reclamation Act of 1977, P. L. 95-87, U.S.C. §1201 et seq., to amend the above referenced grant agreement dated 9-20-83.

The specific terms and conditions of the amendment are subject to the following condition as specified in the fiscal year 1986 Department of the Interior Appropriation Act (P.L. 99-190):

1. "That of the funds made available to the States to contract for reclamation projects authorized in section 406(a) of P.L. 95-87, administrative expenses may not exceed 15 per centum: Provided further, That none of these funds shall be used for a reclamation grant to any State if the State has not agreed to participate in a nationwide data system established by the Office of Surface Mining Reclamation and Enforcement through which all permit applications are reviewed and approvals withheld if the applicants (or those who control the applicants) applying for or receiving such permits have outstanding State or Federal air or water quality violations in accordance with section 510(c) of the Act of August 3, 1977 (30 U.S.C. 1260(c)), or failure to abate cessation orders, outstanding civil penalties associated with such failure to abate cessation orders or uncontested past due Abandoned Mine Land fees: Provided further, That the Secretary of the Interior may deny fifty percent of an Abandoned Mine Reclamation fund grant, available to a State pursuant to Title IV of Public Law 95-87, when pursuant to the procedures set forth in section 521 of the Act, the Secretary determines that a State is systematically failing to adequately administer the enforcement provisions of the approved State regulatory program. Funds will be denied until such time as the State and the Office of Surface Mining Reclamation and Enforcement have agreed upon an explicit plan of action for correcting the enforcement deficiency. A State may enter into such agreement without admission of culpability. If a State enters into such agreement, the Secretary shall take no action pursuant to section 521(b) of the Act as long as the State is complying with the terms of the agreement."

2. No subsequent Reclamation grants, monetary increase amendments or time extension amendments will be approved unless all overdue final performance reports have been submitted by the recipient to the appropriate Field Office. Exceptions to this policy can be approved only by the Deputy Director, Administration and Finance, OSMRE, or his designate.

3.

Change: Period of Performance
From: July 1, 1983 to June 30, 1986
To: July 1, 1983 to June 30, 1987

This amendment takes effect at the time of signing by the Director, OSM, or his authorized delegate and applies to the entire grant period unless otherwise stated above. In all other respects the agreement of which this is an amendment shall remain in full force and effect.

THE UNITED STATES OF AMERICA

STATE: UTAH

By Robert H. Hagen ACTING FOD
(Signature)

By Dianne R. Nielson
(Signature)

Robert H. Hagen
(Name)

Dianne R. Nielson
(Name)

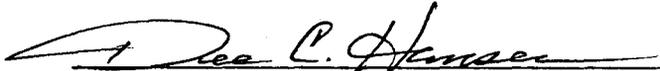
Director, Albuq. Field Office
(Title)

Director, Oil, Gas & Mining
(Title)

Office of Surface Mining Reclamation
and Enforcement
United States Department of the
Interior

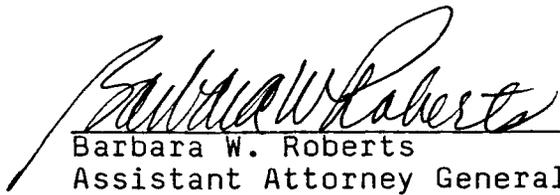
Date 06/26/86

Third Amendment to Agreement
Utah Division of Oil, Gas and Mining
Grant No. G5138491
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Dee C. Hansen, Executive Director
Department of Natural Resources


Forrest A. Terry
Management Services Coordinator
Division of Finance

APPROVED AS TO FORM


Barbara W. Roberts
Assistant Attorney General