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OIL, GAS, AND MINING BOARD

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Executive Director,
NATURAL RESOURCES

STATE OF UTAH

DEPARTMENT OF NATURAL RESOURCES

DIVISION OF OIL, GAS, AND MINING

1588 West North Temple
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December 16, 1980

REGISTERED RETURN RECEIPT REQUESTED

ACT/007/014

Mr. Trevor Whiteside
Valley Camp of Utah, Inc.
P. O. Box 507
Clear Creek, Utah 84517

RE: Assessment Conference
Report and Assessment of
Civil Penalty, Violation
No. N80-1-3-2

Dear Mr. Whiteside:

Enclosed please find the Division's Assessment Conference Report concerning violations of the Utah Coal Mining and Reclamation Act, UCA, 40-10-1, et seq., at the Utah #2 Mine, Carbon County, Utah. The civil penalty of \$200.00 is hereby assessed by the Board of Oil, Gas and Mining unless you apply for review and public hearing before the Board within 30 days of receipt of this letter and the Assessment Conference Report.

Should you choose not to seek a public hearing concerning this matter, the civil assessment must be paid to the Division within 30 days of receipt of this letter and the Assessment Conference Report.

Please contact the Division if you have any questions or informational needs.

Sincerely,

Ronald W. Daniels

RONALD W. DANIELS
ACTING ASSESSMENT OFFICER

cc: Inspector
Assessment Officer

Enclosure

RWD/btm

ASSESSMENT CONFERENCE REPORT
Utah Division of Oil, Gas & Mining
1588 West North Temple
Salt Lake City, Utah

NOV/COX No. N80-1-3-2

Location of Conference: Salt Lake City, Utah

Date of Conference: December 5, 1980

Company Name/Mine Name: Valley Camp of Utah, Inc./Utah #2 Mine--ACT/007/014

<u>Persons in Attendance</u>	<u>Title</u>
Trevor Whiteside	Engineer, Valley Camp of Utah, Inc.
Joe Helfrich	Reclamation Soils Specialist
Sandy Pruitt	Reclamation Officer
Tom Portle	Reclamation Officer
Ron Daniels	Acting Assessment Officer

<u>Violation No.</u>	<u>Amount of Assessment As Revised</u>
<u>1 of 2</u>	<u>\$ 110.00</u>
<u>2 of 2</u>	<u>90.00</u>
_____	_____
_____	_____
_____	_____
<u>Total Penalty</u>	<u>\$ 200.00</u>

Approved: *Donald W. Daniels* Date: 12/16/80
(Signature of Conference Officer)

This assessment has been set as a result of an informal conference held by the assessment officer. Should the Company desire a review in a more formal proceeding before the Board of Oil, Gas & Mining, a hearing can be requested within 30 days of receipt of this report.

ASSESSMENT CONFERENCE REPORT
(continued)

1. Notice of Violation/Cessation Order No. N80-1-3-2

Violation 1 of 2

(a) Nature of violation: Failure to Contain Runoff Leaving Permit Area

(b) Date of termination: September 15, 1980

2. Conference Result	<u>Proposed Assessment</u>	<u>Conference Assessment</u>
(a) History/Prev. Vio.	<u>0</u>	<u>0</u>
(b) Seriousness		
(1) Probability of Occurrence	<u>7</u>	<u>7</u>
Extent of Damage	<u>8</u>	<u>8</u>
(2) Obstr. to Enforcement	<u>--</u>	<u>--</u>
(c) Negligence	<u>5</u>	<u>5</u>
(d) Good Faith	<u>-10</u>	<u>-10</u>
(e) Acreage	<u>1</u>	<u>1</u>
TOTAL	<u>11</u>	<u>11</u>

3. Narrative:

(Brief explanation of reasons for any changes made in assignment of points and any additional information that was presented at the conference.)

ASSESSMENT CONFERENCE REPORT
(continued)

1. Notice of Violation/Cessation Order No. N80-1-3-2

Violation 2 of 2

(a) Nature of violation: Failure to Maintain Culvert

(b) Date of termination: September 15, 1980

2. Conference Result	<u>Proposed Assessment</u>	<u>Conference Assessment</u>
(a) History/Prev. Vio.	<u>0</u>	<u>0</u>
(b) Seriousness		
(1) Probability of Occurrence	<u>7</u>	<u>5</u>
Extent of Damage	<u>8</u>	<u>8</u>
(2) Obstr. to Enforcement	<u>--</u>	<u>--</u>
(c) Negligence	<u>5</u>	<u>5</u>
(d) Good Faith	<u>-10</u>	<u>-10</u>
(e) Acreage	<u>1</u>	<u>1</u>
TOTAL	<u>11</u>	<u>9</u>

3. Narrative:

(Brief explanation of reasons for any changes made in assignment of points and any additional information that was presented at the conference.)

Probability of occurrence was deemed to be less likely as a result of a description of the event (water pollution) scenario presented at the conference