

SCOTT M. MATHESON
Governor

0025



OIL, GAS, AND MINING BOARD

TEMPLE A. REYNOLDS
Executive Director,
NATURAL RESOURCES

STATE OF UTAH
DEPARTMENT OF NATURAL RESOURCES
DIVISION OF OIL, GAS, AND MINING
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August 19, 1981

#0367491

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

RE: Proposed Assessment for
State Violation No. N81-2-10-1

Dear Mr. Whiteside:

Enclosed you will find the proposed civil penalty assessment for this violation. The violation was cited by Division Inspector Sandy Pruitt on August 7, 1981.

The Board of Oil, Gas and Mining has empowered me to act as Assessment Officer and to conduct informal conferences on violations and assessments. This assessment has been computed by me using Rule UMC/SMC 845.2 et. seq.

You may or may not request that the Division establish an assessment conference at this time. If no conference is requested by you within 30 days of your receipt of this letter the violation will be reassessed considering available facts and you will be required to pay the civil penalty as reassessed.

Should you decide to request an assessment conference you must do so in writing within 30 days of your receipt of this letter. Please specify in your request what the nature of your contest to the violation will include. For your ease in responding I have classified those contests as follows:

1. A contest of the amount of the assessment and not the fact of the violation(s) having occurred.
2. A contest of the facts of whether the violation(s) occurred.

Mr. Trevor G. Whiteside
August 19, 1981
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This classification has been made to enable the Division time to arrange for a court reporter to establish a record of the proceedings in contests of the facts of a violation.

My decision resulting from the assessment conference may be appealed to the Board in a more formal proceeding.

Sincerely,

A handwritten signature in cursive script that reads "Ronald W. Daniels".

RONALD W. DANIELS
ACTING ASSESSMENT OFFICER

RWD/te

ASSESSMENT WORKSHEET

NOV# N81-2-10-1

PERMIT# ACT/007/001

Name of Company Valley Camp of Utah, Inc.

Violation # 1 of 1 POINTS

- 1. History of previous violations 2
- 2. Seriousness (either A or B)
 - A. (1) Probability of occurrence 12
 - (2) Extent of potential or actual damage 4
 - B. Obstruction to enforcement -
 - Total Seriousness 16
- 3. Negligence 23
- 4. Good Faith (Will be considered after complete information is received) -

TOTAL POINTS 41

ASSESSMENT \$640.00

Violation # _____ of _____ POINTS

- 1. History of previous violations _____
- 2. Seriousness (either A or B)
 - A. (1) Probability of occurrence _____
 - (2) Extent of potential or actual damage _____
 - B. Obstruction to enforcement _____
 - Total Seriousness _____
- 3. Negligence _____
- 4. Good Faith (Will be considered after complete information is received) _____

TOTAL POINTS _____

ASSESSMENT \$ _____

ASSESSMENT EXPLANATION

NOV# N81-2-10-1

PERMIT# ACT/007/001

Name of Company Valley Camp of Utah, Inc.

Violation # 1 of 1

History of previous violations: 2 points (N81-2-5-2)

Seriousness: (either A or B)

A. (1) Probability of occurrence:

The violation, failure to comply with the terms and conditions of the permit in reducing erosion is deemed likely to result in water pollution from sedimentation and reduced potential for revegetation. 12 points.

(2) Extent of actual or potential damage:

Damage would not extend outside the permit area. 4 points.

B. Obstruction to enforcement:

Negligence: ~~ORDINARY~~ NEGLIGENCE

Knowing and willful. 23 points.

Good Faith: WILL BE CONSIDERED AFTER COMPLETE INFORMATION IS RECEIVED